

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **First Extraordinary Session, 1992**  
4 **By: Joint Budget Committee**

# A Bill

Call Item 35

**SENATE BILL**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES  
9 FOR THE DEPARTMENT OF CORRECTION WHICH SHALL BE  
10 SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED  
11 BY ACT 1078 OF 1991, FOR THE BIENNIAL PERIOD ENDING JUNE  
12 30, 1993; AND FOR OTHER PURPOSES."

14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

16 SECTION 1. APPROPRIATIONS - FARM OPERATIONS. There is hereby  
17 appropriated, to the Department of Correction, to be payable from the  
18 Department of Correction - Farm Operations, for operating expenses of the  
19 Department of Correction which shall be supplemental and in addition to those  
20 funds appropriated in Section 11 of Act 1078 of 1991, for the remainder of the  
21 biennial period ending June 30, 1993, the following:

23 ITEM	FISCAL YEAR	
24 NO.	1991-92	1992-93
25 (01) MAINT. & GEN. OPERATION		
26 (A) OPER. EXPENSES	\$275,000	\$500,000
27 (B) CONF. & TRAVEL	0	0
28 (C) PROF. FEES	0	0
29 (D) CAPITAL OUTLAY	0	0
30 (E) DATA PROCESSING	<u>0</u>	<u>0</u>
31 TOTAL MAINT. & GEN. OPER.	<u>275,000</u>	<u>500,000</u>
32 TOTAL AMOUNT APPROPRIATED	<u>\$275,000</u>	<u>\$500,000</u>

34 SECTION 2. APPROPRIATIONS - PRISON INDUSTRY. There is hereby  
35 appropriated, to the Department of Correction, to be payable from the

1 Department of Correction - Prison Industry, for operating expenses of the  
2 Department of Correction which shall be supplemental and in addition to those  
3 funds appropriated in Section 10 of Act 1078 of 1991, for the remainder of the  
4 biennial period ending June 30, 1993, the following:

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6 <u>ITEM</u>	<u>FISCAL YEAR</u>	
7 NO.	1991-92	1992-93
8 (01) MAINT. & GEN. OPERATION		
9 (A) OPER. EXPENSES	\$500,000	\$500,000
10 (B) CONF. & TRAVEL	0	0
11 (C) PROF. FEES	0	0
12 (D) CAPITAL OUTLAY	0	0
13 (E) DATA PROCESSING	<u>0</u>	<u>0</u>
14 TOTAL MAINT. & GEN. OPER.	<u>500,000</u>	<u>500,000</u>
15 TOTAL AMOUNT APPROPRIATED	<u>\$500,000</u>	<u>\$500,000</u>

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17 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
18 authorized by this Act shall be limited to the appropriation for such agency  
19 and funds made available by law for the support of such appropriations; and  
20 the restrictions of the State Purchasing Law, the General Accounting and  
21 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
22 Procedures and Restrictions Act, or their successors, and other fiscal control  
23 laws of this State, where applicable, and regulations promulgated by the  
24 Department of Finance and Administration, as authorized by law, shall be  
25 strictly complied with in disbursement of said funds.

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27 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General  
28 Assembly that any funds disbursed under the authority of the appropriations  
29 contained in this Act shall be in compliance with the stated reasons for which  
30 this Act was adopted, as evidenced by the Agency Requests, Executive  
31 Recommendations and Legislative Recommendations contained in the budget  
32 manuals prepared by the Department of Finance and Administration, letters, or  
33 summarized oral testimony in the official minutes of the Arkansas Legislative  
34 Council or Joint Budget Committee which relate to its passage and adoption.

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1           SECTION 5. CODE. All provisions of this Act of a general and permanent  
2 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
3 Code Revision Commission shall incorporate the same in the Code.

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5           SECTION 6. SEVERABILITY. If any provision of this Act or the  
6 application thereof to any person or circumstance is held invalid, such  
7 invalidity shall not affect other provisions or applications of the Act which  
8 can be given effect without the invalid provision or application, and to this  
9 end the provisions of this Act are declared to be severable.

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11           SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict  
12 with this Act are hereby repealed.

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14           SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the  
15 Seventy-Eighth General Assembly meeting in First Extraordinary Session, that  
16 funds provided by the Seventy-Eighth General Assembly for the operations of  
17 the Department of Correction are, due to unforeseen circumstances,  
18 insufficient for the Department of Correction to continue to provide essential  
19 governmental services; that the provisions of this act will provide the  
20 necessary authority for the Department of Correction to continue such  
21 services; and that a delay in the effective date of this Act could work  
22 irreparable harm upon the proper administration and provision of essential  
23 governmental programs. Therefore, an emergency is hereby declared to exist  
24 and this Act being necessary for the immediate preservation of the public  
25 peace, health and safety shall be in full force and effect from and after the  
26 date of its passage and approval.

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