

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Joint Budget Committee**

A Bill

HOUSE BILL 2058

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 CORRECTION FOR THE CONSTRUCTION, RENOVATION, FURNISHING,
10 EQUIPPING AND PURCHASE OF LIBRARY BOOKS AND MATERIALS TO
11 INCREASE THE MANDATORY EDUCATION LEVEL OF INMATES
12 COMMITTED TO THE DEPARTMENT OF CORRECTION; AND FOR OTHER
13 PURPOSES."

Subtitle

15 "AN ACT FOR THE DEPARTMENT OF CORRECTION CAPITAL
16 IMPROVEMENT APPROPRIATION."
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
22 appropriated, to the Department of Correction, to be payable from the General
23 Improvement Fund or its successor fund or fund accounts, the following:

24 (A) For the construction/renovation of classroom facilities, the sum of
25 \$1,630,135.

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27 (B) For the purchase of furnishings and equipment for classroom
28 facilities, the sum of \$138,345.

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30 (C) For the purchase of library books and materials, the sum of
31 \$200,000.

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33 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
34 obligations otherwise incurred in relation to the project or projects

1 described herein in excess of the State Treasury funds actually available
2 therefor as provided by law. Provided, however, that institutions and
3 agencies listed herein shall have the authority to accept and use grants and
4 donations including Federal funds, and to use its unobligated cash income or
5 funds, or both available to it, for the purpose of supplementing the State
6 Treasury funds for financing the entire costs of the project or projects
7 enumerated herein. Provided further, that the appropriations and funds
8 otherwise provided by the General Assembly for Maintenance and General
9 Operations of the agency or institutions receiving appropriation herein shall
10 not be used for any of the purposes as appropriated in this Act.

11 (B) The restrictions of any applicable provisions of the State
12 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
13 Revenue Stabilization Law and any other applicable fiscal control laws of this
14 State and regulations promulgated by the Department of Finance and
15 Administration, as authorized by law, shall be strictly complied with in
16 disbursement of any funds provided by this Act unless specifically provided
17 otherwise by law.

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19 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
20 Assembly that any funds disbursed under the authority of the appropriations
21 contained in this Act shall be in compliance with the stated reasons for which
22 this Act was adopted, as evidenced by the Agency Requests, Executive
23 Recommendations and Legislative Recommendations contained in the budget
24 manuals prepared by the Department of Finance and Administration, letters, or
25 summarized oral testimony in the official minutes of the Arkansas Legislative
26 Council or Joint Budget Committee which relate to its passage and adoption.

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28 SECTION 4. CODE. All provisions of this Act of a general and permanent
29 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
30 Code Revision Commission shall incorporate the same in the Code.

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32 SECTION 5. SEVERABILITY. If any provision of this Act or the
33 application thereof to any person or circumstance is held invalid, such
34 invalidity shall not affect other provisions or applications of the Act which
35 can be given effect without the invalid provision or application, and to this

1 end the provisions of this Act are declared to be severable.

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3 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict
4 with this Act are hereby repealed.

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6 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
7 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
8 prohibits the appropriation of funds for more than a two (2) year period; that
9 the effectiveness of this Act on July 1, 1993 is essential to the operation of
10 the agency for which the appropriations in this Act are provided, and that in
11 the event of an extension of the Regular Session, the delay in the effective
12 date of this Act beyond July 1, 1993 could work irreparable harm upon the
13 proper administration and provision of essential governmental programs.
14 Therefore, an emergency is hereby declared to exist and this Act being
15 necessary for the immediate preservation of the public peace, health and
16 safety shall be in full force and effect from and after July 1, 1993.

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/s/John E. Miller

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As Engrossed: 3/16/93

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