

1 State of Arkansas
2 88th General Assembly
3 Fiscal Session, 2012
4

A Bill

HOUSE BILL 1023

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
10 COMMUNITY CORRECTION; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 AN ACT FOR THE DEPARTMENT OF COMMUNITY
14 CORRECTION REAPPROPRIATION.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby
21 appropriated, to the Department of Community Correction, to be payable from
22 the General Improvement Fund or its successor fund or fund accounts, for the
23 Department of Community Correction the following:

24 (A) Effective July 1, 2012, the balance of the appropriation provided
25 in Item (A) Section 1 of Act 80 of 2011, for maintenance and operation,
26 personal services, construction and renovation for Drug Courts, in a sum not
27 to exceed.....\$458,943.

28 (B) Effective July 1, 2012, the balance of the appropriation provided
29 in Item (B) Section 1 of Act 80 of 2011, for various maintenance, renovation,
30 equipping, construction, acquisition, expansion, replacement and improvement
31 of facilities, in a sum not to exceed.....\$219,864.

32 (C) Effective July 1, 2012, the balance of the appropriation provided
33 in Item (A) Section 1 of Act 392 of 2011, for operational grants to entities
34 that provide services and support to drug courts, in a sum not to exceed
35\$300,000.

36 (D) Effective July 1, 2012, the balance of the appropriation provided



1 in Section 1 of Act 551 of 2011, for various maintenance, renovation,
2 equipping, construction, contracting, acquisition, improvement, upgrade, and
3 repair of real property and facilities of the Department of Community
4 Correction, in a sum not to exceed.....\$2,000,000.

5 (E) Effective July 1, 2012, the balance of the appropriation provided
6 in Section 9 of Act 1105 of 2011, for the training and implementation of new
7 programs for the Evidence-Base Practices, Administrative Probation Sanctions
8 and the Victim Restitution Study, in a sum not to exceed.....\$500,000.

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10 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
11 obligations otherwise incurred in relation to the project or projects
12 described herein in excess of the State Treasury funds actually available
13 therefor as provided by law. Provided, however, that institutions and
14 agencies listed herein shall have the authority to accept and use grants and
15 donations including Federal funds, and to use its unobligated cash income or
16 funds, or both available to it, for the purpose of supplementing the State
17 Treasury funds for financing the entire costs of the project or projects
18 enumerated herein. Provided further, that the appropriations and funds
19 otherwise provided by the General Assembly for Maintenance and General
20 Operations of the agency or institutions receiving appropriation herein shall
21 not be used for any of the purposes as appropriated in this act.

22 (B) The restrictions of any applicable provisions of the State
23 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
24 Revenue Stabilization Law and any other applicable fiscal control laws of
25 this State and regulations promulgated by the Department of Finance and
26 Administration, as authorized by law, shall be strictly complied with in
27 disbursement of any funds provided by this act unless specifically provided
28 otherwise by law.

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30 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
31 Assembly that any funds disbursed under the authority of the appropriations
32 contained in this act shall be in compliance with the stated reasons for
33 which this act was adopted, as evidenced by the Agency Requests, Executive
34 Recommendations and Legislative Recommendations contained in the budget
35 manuals prepared by the Department of Finance and Administration, letters, or
36 summarized oral testimony in the official minutes of the Arkansas Legislative

1 Council or Joint Budget Committee which relate to its passage and adoption.

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3 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
4 Assembly, that the Constitution of the State of Arkansas prohibits the
5 appropriation of funds for more than a one (1) year period; that the
6 effectiveness of this Act on July 1, 2012 is essential to the operation of
7 the agency for which the appropriations in this Act are provided, and that in
8 the event of an extension of the legislative session, the delay in the
9 effective date of this Act beyond July 1, 2012 could work irreparable harm
10 upon the proper administration and provision of essential governmental
11 programs. Therefore, an emergency is hereby declared to exist and this Act
12 being necessary for the immediate preservation of the public peace, health
13 and safety shall be in full force and effect from and after July 1, 2012.

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16 **APPROVED: 02/21/2012**
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