

As Engrossed: 3/7/91

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill ACT 947 OF 1991
HOUSE BILL 1984

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 CORRECTION FOR CONSTRUCTION, MAINTENANCE, RENOVATION,
10 REPAIR, PURCHASE OF EQUIPMENT AND COUNTY JAIL
11 REIMBURSEMENT; AND FOR OTHER PURPOSES."

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

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

19 (A) For transfer, to the County Jail Reimbursement Fund for
20 reimbursement to counties housing prisoners sentenced to the Department of
21 Correction, the sum of \$6,231,620.

23 (B) For waste water treatment improvements, the sum of \$1,410,650.

25 (C) For completion of the Jefferson County Detention Facility, the sum
26 of \$450,000.

28 (D) For kitchen renovations and equipment at the Wrightsville Unit, the
29 sum of \$138,000.

31 (E) For the purchase of laundry equipment at the Wrightsville Unit, the
32 sum of \$45,080.

34 (F) For the purchase and installation of a 12" water main at the
35 Wrightsville Unit, the sum of \$75,000.

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1 (G) For modular unit improvements at the Cummins Unit, the sum of
2 \$90,000.

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4 (H) For construction of additional classrooms at various units of the
5 Department of Correction, the sum of \$864,000.

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7 (I) For water tower renovation at the Cummins Unit, the sum of \$40,000.

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9 (J) For roofing renovations at various units of the Department of
10 Correction, the sum of \$62,100.

11
12 (K) For the construction of three security towers at the Diagnostic
13 Unit, the sum of \$45,000.

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15 (L) For the construction of a 500-bed addition to the Lee County
16 Correctional facility, the sum of \$9,000,000.

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18 (M) For the construction of two 25-bed transition centers, the sum of
19 \$473,000.

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21 (N) For the purchase of equipment for new facilities, the sum of
22 \$600,000.

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24 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
25 obligations otherwise incurred in relation to the project or projects
26 described herein in excess of the State Treasury funds actually available
27 therefor as provided by law. Provided, however, that institutions and
28 agencies listed herein shall have the authority to accept and use grants and
29 donations including Federal funds, and to use its unobligated cash income or
30 funds, or both available to it, for the purpose of supplementing the State
31 Treasury funds for financing the entire costs of the project or projects
32 enumerated herein. Provided further, that the appropriations and funds
33 otherwise provided by the General Assembly for Maintenance and General
34 Operations of the agency or institutions receiving appropriation herein shall
35 not be used for any of the purposes as appropriated in this Act.

1 (B) The restrictions of any applicable provisions of the State
2 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
3 Revenue Stabilization Law and any other applicable fiscal control laws of this
4 State and regulations promulgated by the Department of Finance and
5 Administration, as authorized by law, shall be strictly complied with in
6 disbursement of any funds provided by this Act unless specifically provided
7 otherwise by law.

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

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

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

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

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31 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the
32 Seventy-Eighth General Assembly, that the Constitution of the State of
33 Arkansas prohibits the appropriation of funds for more than a two (2) year
34 period; that the effectiveness of this Act on July 1, 1991 is essential to the
35 operation of the agency for which the appropriations in this Act are provided,

1 and that in the event of an extension of the Regular Session, the delay in the
2 effective date of this Act beyond July 1, 1991 could work irreparable harm
3 upon the proper administration and provision of essential governmental
4 programs. Therefore, an emergency is hereby declared to exist and this Act
5 being necessary for the immediate preservation of the public peace, health and
6 safety shall be in full force and effect from and after July 1, 1991.

7 */s/ John E. Miller*

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9 APPROVED: 3/29/91

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