

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

Call Item 35
A Bill ACT 15 OF 1992

SENATE BILL 23

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
36 Department of Correction - Prison Industry, for operating expenses of the

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

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

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

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

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35 SECTION 5. CODE. All provisions of this Act of a general and permanent

1 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
2 Code Revision Commission shall incorporate the same in the Code.

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

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

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

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APPROVED: 3-4-92

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