

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Representative Hendrix**

# A Bill

**ACT 697 OF 1993**  
**HOUSE BILL 1764**

## For An Act To Be Entitled

8 "AN ACT TO ESTABLISH A CASH FUND FOR THE DEPARTMENT OF  
9 CORRECTION FOR RECEIPT OF NON-TAX REVENUES NOT  
10 SPECIFICALLY ENUMERATED BY EXISTING LAWS; TO PROVIDE FOR  
11 THE DISBURSEMENT AND TRANSFER OF SUCH NON-TAX REVENUES;  
12 AND FOR OTHER PURPOSES."

## Subtitle

14 "TO ESTABLISH A CASH FUND FOR THE DEPARTMENT OF CORRECTION  
15 FOR NON-TAX REVENUE RECEIPTS."  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. There is hereby created in accordance with Act 5 of 1975, as  
21 amended, and Act 808 of 1973, as amended, a cash fund entitled "Department of  
22 Correction Non-Tax Revenue Receipts Fund" to consist of receipts for telephone  
23 calls from coinless telephones located on Department of Correction grounds;  
24 and from other non-tax receipts not previously identified to a fund of  
25 deposit.

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27 SECTION 2. Funds held in this special fund are to be administered and  
28 expended by the Director within guidelines established by the Board of  
29 Correction for periodic transfers to other Department of Correction funds or  
30 for disbursements in support of Department of Correction operations or debt  
31 service.

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33 SECTION 3. The Department of Correction will request cash fund  
34 appropriations in accordance with established law and procedures after a  
35 determination by the Board of Correction of the usage of this fund.

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1           SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
2 authorized by this act shall be limited to the appropriation for such agency  
3 and funds made available by law for the support of such appropriations; and  
4 the restrictions of the State Purchasing Law, the General Accounting and  
5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
6 Procedures and Restrictions Act, or their successors, and other fiscal control  
7 laws of this state, where applicable, and regulations promulgated by the  
8 Department of Finance and Administration, as authorized by law, shall be  
9 strictly complied with in disbursement of said funds.

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11           SECTION 5. All provisions of this act of a general and permanent nature  
12 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
13 Revision Commission shall incorporate the same in the Code.

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15           SECTION 6. If any provision of this act or the application thereof to  
16 any person or circumstance is held invalid, such invalidity shall not affect  
17 other provisions or applications of the act which can be given effect without  
18 the invalid provision or application, and to this end the provisions of this  
19 act are declared to be severable.

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21           SECTION 7. All laws and parts of laws in conflict with this act are  
22 hereby repealed.

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24           SECTION 8. EMERGENCY. It is hereby found and determined by the General  
25 Assembly that the Department of Correction is in need of a non-tax receipt  
26 cash fund for immediate deposit of funds to supplement the Department's  
27 operation and this act should be given effect immediately in order to provide  
28 such relief. Therefore, an emergency is hereby declared to exist and this act  
29 being necessary for the preservation of the public peace, health and safety  
30 shall be in full force and effect from and after its passage and approval.

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APPROVED: 3/24/93

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