

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

A Bill

ACT 808 OF 1993
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

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16 "AN ACT FOR THE DEPARTMENT OF CORRECTION CAPITAL
17 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
35 described herein in excess of the State Treasury funds actually available

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

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

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

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

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

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

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

/s/John E. Miller

APPROVED: 4/1/93

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