

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**  
4 **By: Joint Budget Committee**

# A Bill

**ACT 214 OF 1995**  
**SENATE BILL 322**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES FOR THE DEPARTMENT OF CORRECTION WHICH  
10 SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS  
11 APPROPRIATED BY ACT 911 OF 1993; AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE DEPARTMENT OF CORRECTION  
15 SUPPLEMENTAL APPROPRIATION."

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

19 SECTION 1. APPROPRIATIONS - INMATE CARE AND CUSTODY. There is hereby  
20 appropriated, to the Department of Correction, to be payable from the  
21 Department of Correction Inmate Care and Custody Fund Account, for personal  
22 services and operating expenses of the Department of Correction - Inmate Care  
23 and Custody which shall be supplemental and in addition to those funds  
24 appropriated in Section 3 of Act 911 of 1993, the following:

26 ITEM		FISCAL YEAR
27 <del>NO.</del>		<del>1994-95</del>
28 (01) OVERTIME		\$ 225,000
29 (02) MAINTENANCE & GENERAL OPERATIONS		
30 (A) OPERATING EXPENSES	\$ 591,720	
31 (B) CONF. & TRAVEL	0	
32 (C) PROF. FEES	0	
33 (D) CAPITAL OUTLAY	0	
34 (E) DATA PROCESSING	<u>0</u>	
35 TOTAL MAINT. & GEN. OPERATIONS		<u>591,720</u>
36 TOTAL AMOUNT APPROPRIATED		<u>\$ 816,720</u>

1 SECTION 2. FUNDING TRANSFER. Immediately upon the effective date of  
2 this Act, the Chief Fiscal Officer of the State shall transfer on his books  
3 and those of the State Treasurer the sum of one hundred fifty six thousand  
4 dollars (\$156,000) from the General Revenue Allotment Reserve Fund to the  
5 Department of Correction Inmate Care and Custody Fund Account to provide funds  
6 for the appropriation provided herein.

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8 SECTION 3. APPROPRIATIONS - INDUSTRY DIVISION. There is hereby  
9 appropriated, to the Department of Correction, to be payable from the  
10 Department of Correction Prison Industry Fund, for operating expenses of the  
11 Department of Correction - Industry Division which shall be supplemental and  
12 in addition to those funds appropriated in Section 12 of Act 911 of 1993, the  
13 following:

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15 ITEM	FISCAL YEAR
16 <del>NO.</del>	1994-95
17 (01) MAINTENANCE & GENERAL OPERATIONS	
18 (A) OPERATING EXPENSES \$ 1,855,000	
19 (B) CONF. & TRAVEL 0	
20 (C) PROF. FEES 0	
21 (D) CAPITAL OUTLAY 0	
22 (E) DATA PROCESSING <u>0</u>	
23 TOTAL MAINT. & GEN. OPERATIONS	<u>1,855,000</u>
24 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,855,000</u>

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26 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
27 authorized by this Act shall be limited to the appropriation for such agency  
28 and funds made available by law for the support of such appropriations; and  
29 the restrictions of the State Purchasing Law, the General Accounting and  
30 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
31 Procedures and Restrictions Act, or their successors, and other fiscal control  
32 laws of this State, where applicable, and regulations promulgated by the  
33 Department of Finance and Administration, as authorized by law, shall be  
34 strictly complied with in disbursement of said funds.

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1           SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
2 Assembly that any funds disbursed under the authority of the appropriations  
3 contained in this Act shall be in compliance with the stated reasons for which  
4 this Act was adopted, as evidenced by the Agency Requests, Executive  
5 Recommendations and Legislative Recommendations contained in the budget  
6 manuals prepared by the Department of Finance and Administration, letters, or  
7 summarized oral testimony in the official minutes of the Arkansas Legislative  
8 Council or Joint Budget Committee which relate to its passage and adoption.

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10           SECTION 6. CODE. All provisions of this Act of a general and permanent  
11 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
12 Code Revision Commission shall incorporate the same in the Code.

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

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20           SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict  
21 with this Act are hereby repealed.

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23           SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
24 Eightieth General Assembly that funds provided by the General Assembly for the  
25 operations of the Department of Correction are, due to unforeseen  
26 circumstances, insufficient for the Department of Correction to continue to  
27 provide essential governmental services; that the provisions of this act will  
28 provide the necessary monies for the Department of Correction to continue such  
29 services; and that a delay in the effective date of this Act could work  
30 irreparable harm upon the proper administration and provision of essential  
31 governmental programs. Therefore, an emergency is hereby declared to exist  
32 and this Act being necessary for the immediate preservation of the public  
33 peace, health and safety shall be in full force and effect from and after the  
34 date of its passage and approval.

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