

**Stricken language would be deleted from and underlined language would be added to the law as it existed
prior to this session of the General Assembly.
Act 412 of the Regular Session**

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

A Bill

SENATE BILL 339

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
CORRECTION; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF CORRECTION
REAPPROPRIATION.

18
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. REAPPROPRIATION - 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, for the Department
24 of Correction, the following:

25 (A) Effective July 1, 2007, the balance of the appropriation provided in
26 Item (B) of Section 1 of Act 153 of 2005, for construction, renovation,
27 equipping, contracting and operation of various institutional facilities
28 administered by the Department of Correction and/or the Department of
29 Community Correction, and for appropriation transfers from Section 1(B) of
30 Act 919 of 1999 for costs associated with a 200 bed addition for women at the
31 Wrightsville Unit and unanticipated costs of constructing the 400 bed men's
32 addition at the Grimes Unit at Newport, in a sum not to exceed ...\$1,699,543.

33 (B) Effective July 1, 2007, the balance of the appropriation provided in
34 Item (A) of Section 1 of Act 263 of 2005, for farm receipts replacement
35 moneys used for costs of operating the Department of Correction Farm Program,



1 in a sum not to exceed\$2,607,419.

2 (C) Effective July 1, 2007, the balance of the appropriation provided in
3 Item (D) of Section 1 of Act 263 of 2005, for various maintenance,
4 renovation, equipping, construction, improvement, upgrade & repair projects
5 for all prison facilities, in a sum not to exceed \$2,000,000.
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7 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
8 obligations otherwise incurred in relation to the project or projects
9 described herein in excess of the State Treasury funds actually available
10 therefor as provided by law. Provided, however, that institutions and
11 agencies listed herein shall have the authority to accept and use grants and
12 donations including Federal funds, and to use its unobligated cash income or
13 funds, or both available to it, for the purpose of supplementing the State
14 Treasury funds for financing the entire costs of the project or projects
15 enumerated herein. Provided further, that the appropriations and funds
16 otherwise provided by the General Assembly for Maintenance and General
17 Operations of the agency or institutions receiving appropriation herein shall
18 not be used for any of the purposes as appropriated in this act.

19 (B) The restrictions of any applicable provisions of the State Purchasing
20 Law, the General Accounting and Budgetary Procedures Law, the Revenue
21 Stabilization Law and any other applicable fiscal control laws of this State
22 and regulations promulgated by the Department of Finance and Administration,
23 as authorized by law, shall be strictly complied with in disbursement of any
24 funds provided by this act unless specifically provided otherwise by law.
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26 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly
27 that any funds disbursed under the authority of the appropriations contained
28 in this act shall be in compliance with the stated reasons for which this act
29 was adopted, as evidenced by the Agency Requests, Executive Recommendations
30 and Legislative Recommendations contained in the budget manuals prepared by
31 the Department of Finance and Administration, letters, or summarized oral
32 testimony in the official minutes of the Arkansas Legislative Council or
33 Joint Budget Committee which relate to its passage and adoption.
34

35 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
36 Assembly, that the Constitution of the State of Arkansas prohibits the

1 appropriation of funds for more than a two (2) year period; that previous
2 General Assemblies have provided appropriations for the projects provided or
3 enumerated in this act; that certain appropriations will expire before the
4 adjournment of the General Assembly; and that if such appropriations expire,
5 the projects and programs authorized herein will cease thereby depriving the
6 citizens of the State of the benefits to be derived from such projects.
7 Therefore, an emergency is hereby declared to exist and this Act being
8 necessary for the immediate preservation of the public peace, health and
9 safety shall be in full force and effect from and after the date of its
10 passage and approval. If the bill is neither approved nor vetoed by the
11 Governor, it shall become effective on the expiration of the period of time
12 during which the Governor may veto the bill. If the bill is vetoed by the
13 Governor and the veto is overridden, it shall become effective on the date
14 the last house overrides the veto.

APPROVED: 3/22/2007

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