

**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 517 of the Regular Session**

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

A Bill

HOUSE BILL 1510

4
5 By: Joint Budget Committee
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF CORRECTION FOR MAINTENANCE, RENOVATION,
11 REPAIR, EQUIPPING, ACQUISITION, CONSTRUCTION,
12 IMPROVEMENT, EXPANSION, LEASE PAYMENTS, MEDICAL
13 SERVICES RISK POOL DEPOSIT, NORTHWEST ARKANSAS
14 WORK RELEASE CENTER, VARIOUS INDUSTRY AND FARM
15 PROJECTS; AND FOR OTHER PURPOSES.
16
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Subtitle

18
19 AN ACT FOR THE DEPARTMENT OF CORRECTION
20 GENERAL IMPROVEMENT APPROPRIATION.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT. There is hereby
26 appropriated, to the Department of Correction, to be payable from the General
27 Improvement Fund or its successor fund or fund accounts, the following:

28 (A) For lease payments associated with debt service on a 948-bed
29 institution at Malvern, a 400-bed addition at the Grimes Unit at Newport, and
30 862-bed Special Needs Unit and addition to the Ouachita River Unit at
31 Malvern, the sum of\$12,500,000.

32 (B) For medical services risk pool funding to cover off-site and/or
33 contracted health care costs and expenses in excess of the annual aggregate
34 cap, the sum of\$6,000,000.

35 (C) For various maintenance, renovation, equipping, construction,



1 expansion, upgrade, improvement and repair projects for all prison
2 facilities, the sum of\$2,000,000.

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4 SECTION 2. APPROPRIATION - VARIOUS INDUSTRY PROJECTS. There is hereby
5 appropriated, to the Department of Correction, to be payable from the
6 Department of Correction Prison Industry Fund, for maintenance, replacement,
7 repair, expansion, construction, equipping, renovation, purchase, improvement
8 and upgrade of the Department of Correction – Various Industry Projects for
9 the fiscal year ending June 30, 2010, the sum of\$1,245,340.

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11 SECTION 3. APPROPRIATION - VARIOUS FARM PROJECTS. There is hereby
12 appropriated, to the Department of Correction, to be payable from the
13 Department of Correction Farm Fund, for maintenance, replacement, repair,
14 expansion, construction, equipping, renovation, purchase, improvement and
15 upgrade of the Department of Correction – Various Farm Projects for the
16 fiscal year ending June 30, 2010, the sum of\$1,773,800.

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18 SECTION 4. APPROPRIATION - NORTHWEST ARKANSAS WORK RELEASE CENTER. There
19 is hereby appropriated, to the Department of Correction, to be payable from
20 the cash fund deposited in the State Treasury as determined by the Chief
21 Fiscal Officer of the State, for new building construction and related costs
22 to acquire or construct a 100-bed facility to relocate the existing 42-bed
23 work release center at Springdale, for the fiscal year ending June 30, 2010,
24 the sum of\$3,500,000.

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26 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
27 obligations otherwise incurred in relation to the project or projects
28 described herein in excess of the State Treasury funds actually available
29 therefor as provided by law. Provided, however, that institutions and
30 agencies listed herein shall have the authority to accept and use grants and
31 donations including Federal funds, and to use its unobligated cash income or
32 funds, or both available to it, for the purpose of supplementing the State
33 Treasury funds for financing the entire costs of the project or projects
34 enumerated herein. Provided further, that the appropriations and funds
35 otherwise provided by the General Assembly for Maintenance and General
36 Operations of the agency or institutions receiving appropriation herein shall

1 not be used for any of the purposes as appropriated in this act.

2 (B) The restrictions of any applicable provisions of the State Purchasing
3 Law, the General Accounting and Budgetary Procedures Law, the Revenue
4 Stabilization Law and any other applicable fiscal control laws of this State
5 and regulations promulgated by the Department of Finance and Administration,
6 as authorized by law, shall be strictly complied with in disbursement of any
7 funds provided by this act unless specifically provided otherwise by law.

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9 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
10 that any funds disbursed under the authority of the appropriations contained
11 in this act shall be in compliance with the stated reasons for which this act
12 was adopted, as evidenced by the Agency Requests, Executive Recommendations
13 and Legislative Recommendations contained in the budget manuals prepared by
14 the Department of Finance and Administration, letters, or summarized oral
15 testimony in the official minutes of the Arkansas Legislative Council or
16 Joint Budget Committee which relate to its passage and adoption.

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18 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
19 Assembly, that the Constitution of the State of Arkansas prohibits the
20 appropriation of funds for more than a one (1) year period; that the
21 effectiveness of this Act on July 1, 2009 is essential to the operation of
22 the agency for which the appropriations in this Act are provided, and that in
23 the event of an extension of the Regular Session, the delay in the effective
24 date of this Act beyond July 1, 2009 could work irreparable harm upon the
25 proper administration and provision of essential governmental programs.
26 Therefore, an emergency is hereby declared to exist and this Act being
27 necessary for the immediate preservation of the public peace, health and
28 safety shall be in full force and effect from and after July 1, 2009.

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31 APPROVED: 3/24/2009
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