

1 State of Arkansas
2 88th General Assembly
3 Fiscal Session, 2012
4

A Bill

HOUSE BILL 1159

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR THE PAYMENT
9 OF HOLIDAY COMPENSATION FOR THE DEPARTMENT OF
10 CORRECTION WHICH SHALL BE SUPPLEMENTAL AND IN
11 ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1114
12 OF 2011; AND FOR OTHER PURPOSES.
13

Subtitle

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16 AN ACT FOR THE DEPARTMENT OF CORRECTION -
17 HOLIDAY COMPENSATION SUPPLEMENTAL
18 APPROPRIATION.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. APPROPRIATION - INMATE CARE & CUSTODY. There is hereby
24 appropriated, to the Department of Correction, to be payable from the
25 Department of Correction Inmate Care and Custody Fund Account, for personal
26 services of the Department of Correction which shall be supplemental and in
27 addition to those funds appropriated in Section 3 of Act 1114 of 2011, the
28 following:
29

30 ITEM	FISCAL YEAR
31 <u>NO.</u>	<u>2011-2012</u>
32 (01) REGULAR SALARIES	\$7,317,073
33 (02) PERSONAL SERV MATCHING	<u>1,682,927</u>
34 TOTAL AMOUNT APPROPRIATED	<u><u>\$9,000,000</u></u>

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36 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS



1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
2 TRANSFER. Immediately upon the effective date of this Act, the Chief Fiscal
3 Officer of the State shall transfer on his or her books and those of the
4 State Treasurer and the Auditor of the State the sum of nine million dollars
5 (\$9,000,000) from the unobligated funds in the General Improvement Fund to a
6 separate account of the Department of Correction Inmate Care and Custody Fund
7 Account to be known as the "Holiday Compensation Account", there to be used
8 exclusively to make payments for employee holiday compensation.

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10 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
12 FORWARD. The funds transferred under the provisions of Section 2 of this Act
13 shall be carried forward and made available for the same purpose for the
14 fiscal year ending June 30, 2013.

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16 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
17 authorized by this act shall be limited to the appropriation for such agency
18 and funds made available by law for the support of such appropriations; and
19 the restrictions of the State Procurement Law, the General Accounting and
20 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
21 Procedures and Restrictions Act, or their successors, and other fiscal
22 control laws of this State, where applicable, and regulations promulgated by
23 the Department of Finance and Administration, as authorized by law, shall be
24 strictly complied with in disbursement of said funds.

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26 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
27 Assembly that any funds disbursed under the authority of the appropriations
28 contained in this act shall be in compliance with the stated reasons for
29 which this act was adopted, as evidenced by the Agency Requests, Executive
30 Recommendations and Legislative Recommendations contained in the budget
31 manuals prepared by the Department of Finance and Administration, letters, or
32 summarized oral testimony in the official minutes of the Arkansas Legislative
33 Council or Joint Budget Committee which relate to its passage and adoption.

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35 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
36 Assembly, that funds provided by the General Assembly for the operations of

1 the Department of Correction are, due to unforeseen circumstances,
 2 insufficient for the Department of Correction to continue to provide
 3 essential governmental services; that the provisions of this act will provide
 4 the necessary monies for the Department of Correction to continue such
 5 services; and that a delay in the effective date of this Act could work
 6 irreparable harm upon the proper administration and provision of essential
 7 governmental programs. Therefore, an emergency is hereby declared to exist
 8 and this Act being necessary for the immediate preservation of the public
 9 peace, health and safety shall be in full force and effect from and after the
 10 date of its passage and approval.

11 If the bill is neither approved nor vetoed by the Governor, it shall
 12 become effective on the expiration of the period of time during which the
 13 Governor may veto the bill. If the bill is vetoed by the Governor and the
 14 veto is overridden, it shall become effective on the date the last house
 15 overrides the veto.

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 18 **APPROVED: 02/29/2012**
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