

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1432

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 CORRECTION FOR MAINTENANCE, RENOVATION, EQUIPPING,
10 CONSTRUCTION, ACQUISITION, IMPROVEMENT, UPGRADE,
11 REPAIR OF REAL PROPERTY AND FACILITIES, AND LEASE
12 PAYMENTS; AND FOR OTHER PURPOSES.
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Subtitle

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

26 (A) for lease payments associated with debt service on a 948-bed
27 institution at Malvern, a 400-bed addition at the Grimes Unit at Newport, and
28 862-bed Special Needs Unit and addition to the Ouachita River Unit at
29 Malvern, in a sum not to exceed.....\$13,000,000.

30 (B) for diagnostic building renovation, improvement, upgrade, equipping
31 and construction of the Diagnostic Unit in Pine Bluff, in a sum not to
32 exceed.....\$10,000,050.

33 (C) for critical physical plant needs including major maintenance and
34 repair of the EARU - Water Tank, in a sum not to exceed.....\$250,000.

35 (D) for kitchen facility renovation of the Wrightsville Unit, including
36 major maintenance, renovation, repair, construction, and equipping, in a sum



1 not to exceed.....\$200,000.

2 (E) for roofing projects, repairs, and preventative maintenance of
3 state facilities, in a sum not to exceed.....\$1,720,000.

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5 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
6 obligations otherwise incurred in relation to the project or projects
7 described herein in excess of the State Treasury funds actually available
8 therefor as provided by law. Provided, however, that institutions and
9 agencies listed herein shall have the authority to accept and use grants and
10 donations including Federal funds, and to use its unobligated cash income or
11 funds, or both available to it, for the purpose of supplementing the State
12 Treasury funds for financing the entire costs of the project or projects
13 enumerated herein. Provided further, that the appropriations and funds
14 otherwise provided by the General Assembly for Maintenance and General
15 Operations of the agency or institutions receiving appropriation herein shall
16 not be used for any of the purposes as appropriated in this act.

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

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

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33 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
34 Assembly, that the Constitution of the State of Arkansas prohibits the
35 appropriation of funds for more than a one (1) year period; that the
36 effectiveness of this Act on July 1, 2013 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in
2 the event of an extension of the legislative session, the delay in the
3 effective date of this Act beyond July 1, 2013 could work irreparable harm
4 upon the proper administration and provision of essential governmental
5 programs. Therefore, an emergency is hereby declared to exist and this Act
6 being necessary for the immediate preservation of the public peace, health
7 and safety shall be in full force and effect from and after July 1, 2013.

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10 **APPROVED: 03/01/2013**
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