

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.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

A Bill

Act 162 of 2003
SENATE BILL 232

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF CORRECTION AND THE DEPARTMENT OF COMMUNITY
11 CORRECTION FOR CONSTRUCTION, RENOVATION,
12 EQUIPMENT REPAIR, LEASE PAYMENTS AND FARM
13 RECEIPTS REPLACEMENT; AND FOR OTHER PURPOSES.
14
15

Subtitle

16 AN ACT FOR THE DEPARTMENT OF CORRECTION
17 AND DEPARTMENT OF COMMUNITY CORRECTION
18 GENERAL IMPROVEMENT APPROPRIATION.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
25 appropriated, to the Department of Correction, to be payable from the General
26 Improvement Fund or its successor fund or fund accounts, the following:

27 (A) For farm receipts replacement moneys used for costs of operating the
28 Department of Correction Farm Program, the sum of\$12,000,000.

29 (B) For lease payments associated with debt service on a 948-bed
30 institution at Malvern and a 400-bed addition to the Grimes Unit at Newport,
31 the sum of\$6,400,000.

32 (C) For Maintenance/Construction/Equipping, the sum of\$2,000,000.
33

34 SECTION 2. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby
35 appropriated, to the Department of Community Correction, to be payable from
36 the General Improvement Fund or its successor fund or fund accounts, the



1 following:

2 (A) For costs associated with constructing, equipping and furnishing a
3 Technical Violator Program facility at Malvern, the sum of\$6,583,940.

4
5 SECTION 3. 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.

23
24 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
25 that any funds disbursed under the authority of the appropriations contained
26 in this act shall be in compliance with the stated reasons for which this act
27 was adopted, as evidenced by the Agency Requests, Executive Recommendations
28 and Legislative Recommendations contained in the budget manuals prepared by
29 the Department of Finance and Administration, letters, or summarized oral
30 testimony in the official minutes of the Arkansas Legislative Council or
31 Joint Budget Committee which relate to its passage and adoption.

32
33 SECTION 5. 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 two (2) year period; that the
36 effectiveness of this Act on July 1, 2003 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 Regular Session, the delay in the effective
3 date of this Act beyond July 1, 2003 could work irreparable harm upon the
4 proper administration and provision of essential governmental programs.
5 Therefore, an emergency is hereby declared to exist and this Act being
6 necessary for the immediate preservation of the public peace, health and
7 safety shall be in full force and effect from and after July 1, 2003.

8
9
10 APPROVED: 2/18/2003
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36