

1 State of Arkansas
2 89th General Assembly
3 Fiscal Session, 2014
4

A Bill

HOUSE BILL 1154

5 By: Representative Branscum
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PLANNING,
9 ACQUISITION, AND ASSOCIATED COSTS RELATED TO THE
10 CONSTRUCTION OF A NEW 1,000 BED PRISON FACILITY FOR
11 THE DEPARTMENT OF CORRECTION WHICH SHALL BE
12 SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS
13 APPROPRIATED BY ACT 1207 OF 2013; AND FOR OTHER
14 PURPOSES.
15

Subtitle

16
17 AN ACT FOR THE DEPARTMENT OF CORRECTION -
18 PRISON CONSTRUCTION SUPPLEMENTAL
19 APPROPRIATION.
20
21
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. APPROPRIATION - PRISON CONSTRUCTION. There is hereby
26 appropriated, to the Department of Correction, to be payable from the
27 Department of Correction Inmate Care and Custody Fund Account, for
28 construction, land acquisition, surveys, studies, design fees, operating
29 expenses and associated costs related to the construction of a new 1,000 bed
30 prison facility of the Department of Correction which shall be supplemental
31 and in addition to those funds appropriated in Section 3 of Act 1207 of 2013,
32 the following:
33

ITEM	FISCAL YEAR
NO.	2013-2014
(01) CONSTRUCTION	<u>\$5,100,000</u>



1
2 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
4 TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal
5 Officer of the State shall transfer on his or her books and those of the
6 State Treasurer and the Auditor of the State the sum of five million one
7 hundred thousand dollars (\$5,100,000) from the unobligated funds in the
8 General Improvement Fund to the Department of Correction Inmate Care and
9 Custody Fund Account to provide funding for prison construction, as
10 appropriated herein.

11
12 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
13 authorized by this act shall be limited to the appropriation for such agency
14 and funds made available by law for the support of such appropriations; and
15 the restrictions of the State Procurement Law, the General Accounting and
16 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
17 Procedures and Restrictions Act, or their successors, and other fiscal
18 control laws of this State, where applicable, and regulations promulgated by
19 the Department of Finance and Administration, as authorized by law, shall be
20 strictly complied with in disbursement of said funds.

21
22 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
23 Assembly that any funds disbursed under the authority of the appropriations
24 contained in this act shall be in compliance with the stated reasons for
25 which this act was adopted, as evidenced by the Agency Requests, Executive
26 Recommendations and Legislative Recommendations contained in the budget
27 manuals prepared by the Department of Finance and Administration, letters, or
28 summarized oral testimony in the official minutes of the Arkansas Legislative
29 Council or Joint Budget Committee which relate to its passage and adoption.

30
31 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
32 Assembly, that funds provided by the General Assembly for the operations of
33 the Department of Correction are, due to unforeseen circumstances,
34 insufficient for the Department of Correction to continue to provide
35 essential governmental services; that the provisions of this act will provide
36 the necessary monies for the Department of Correction to continue such

1 services; and that a delay in the effective date of this Act could work
2 irreparable harm upon the proper administration and provision of essential
3 governmental programs. Therefore, an emergency is hereby declared to exist
4 and this Act being necessary for the immediate preservation of the public
5 peace, health and safety shall be in full force and effect from and after the
6 date of its passage and approval.

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

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