

State of Arkansas

76th General Assembly

First Extraordinary Session, 1987

By: Reps. Beatty, Hawkins, Wynne

Call Item 25

HOUSE BILL

1055

"AN ACT TO ESTABLISH A FUND TO PAY FOR THE HOUSING OF STATE INMATES IN LOCAL JAILS; AND TO PROVIDE A METHOD FOR TRANSFERRING REVENUES TO VARIOUS FUNDS AND FUND ACCOUNTS, AND FOR OTHER PURPOSES."

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

SECTION 1. There is hereby established on the books of the State Treasurer, State Auditor, and Chief Fiscal Officer of the State a fund to be known as the "Department of Correction Jail Reimbursement Fund". Such fund shall be used to reimburse counties and municipalities for the cost of housing those individuals sentenced to the Arkansas Department of Correction. The Arkansas Board of Correction shall determine the daily rate for which reimbursements are to be made, with the maximum rate being \$18.00 per inmate day.

SECTION 2. On the last day of each month for the biennial period commencing July 1, 1987, and ending June 30, 1989, the State Treasurer, after making the deductions required from the "Net General Revenue", as set out in paragraph (b) of subsection (B) of Section 4 of Act 750 of 1973, as amended, [Ark. Stats. §13-510(B)(b)], shall also deduct from said "Net General Revenue" such amounts as are determined and certified to by the Chief Fiscal Officer of the State to be "New Revenue". "New Revenue" shall consist of that amount of General Revenue which was received during the month due solely to enactments of the Seventy-Sixth General Assembly meeting in First Extraordinary Session. The State Treasurer shall transfer three percent (3%) of such "New Revenue" to the Constitutional and Fiscal Agencies Fund or its successor, and ninety seven percent (97%) in accordance with the following procedure:

(A) The State Treasurer shall transfer \$1,000,000 from "New Revenues" and "Net General Revenues available for distribution" each month for the first three (3) months of FY88 into the Department of Correction Jail Reimbursement Fund.

(A-1) After making the transfer provided for in Subsection (A) of Section 2 of this Act, the State Treasurer shall then make transfers from the remaining "New Revenues", as certified by the Chief Fiscal Officer of the State, to the funds and fund accounts listed below until there has been transferred a total of \$5,386,000 for fiscal year 1987-88 and \$4,500,000 for fiscal year 1988-89 or as much thereof that may become available; provided, that the State Treasurer shall make such monthly allocations in accordance with each fund or fund account's proportionate part of the total of all such allocations set forth herein:

Fund	FY_88	FY_89
Department of Correction		
Inmate Care and Custody Fund Account	\$4,500,000	\$4,500,000
Transportation Fund Account	\$ 576,000	\$ 0
Vocational Education Administration		
Fund Account	\$ 310,000	\$ 0

(B) After making the transfers provided for in Subsections (A) and (A-1) in Section 2 of this Act, the State Treasurer shall then make transfers from the remaining "New Revenues" as certified by the Chief Fiscal Officer of the State, to the funds and fund accounts listed below until there has been transferred a total of \$12,884,833 for fiscal year 1987-88 and \$18,250,000 for fiscal year 1988-89 or as much thereof that may become available; provided, that the State Treasurer shall make such monthly allocations in accordance with each fund or fund account's proportionate part of the total of all such allocations set forth herein:

Fund	FY88	FY89
Department of Human Services:		
Mental Health Services Fund Account	\$ 1,500,000	\$ 2,932,239
Children & Family Services Fund Account	951,247	1,051,247

Developmental Disab. Svcs. Fund Acct.	_____433,586	_____816,514
Total Department of Human Services	\$ 2,884,833	\$ 4,800,000

Institutions of Higher Education:

Arkansas State University Fund	\$ 917,000	\$ 1,236,055
Arkansas State University - Beebe Fund	94,000	127,775
Arkansas Tech University Fund	383,000	504,375
Henderson State University Fund	321,000	431,745
Southern Arkansas University Fund	421,000	554,140
University of Arkansas Fund	3,008,000	4,074,005
Univ. of Arkansas at Little Rock Fund	997,000	1,330,205
Univ. of Ark. Med. Center Fund	1,488,000	2,013,465
Univ. of Ark. Med. Ctr. - Indigent Care	249,000	318,765
Univ. of Arkansas at Monticello Fund	228,000	297,245
Univ. of Arkansas Pine Bluff Fund	382,000	513,790
Univ. of Central Arkansas Fund	762,000	1,028,925
East Arkansas Community College Fund	78,000	104,910
Garland County Community College Fund	85,000	115,670
Mississippi Cty. Community College Fund	78,000	107,600
North Arkansas Community College Fund	81,000	114,325
Phillips County Community College Fund	126,000	169,470
Rich Mountain Community College Fund	41,000	55,145
Westark Community College Fund	_____261,000	_____352,390
Total Institutions of Higher Education	\$10,000,000	\$13,450,000

(C) After making the maximum annual allocations provided for in Subsections (A), (A-1) and B of Section (2) of this Act, the State Treasurer shall transfer any remaining "New Revenues" to the "General Revenues available for distribution" as provided for in Section 15 of Act 928 of 1987.

SECTION 3. It is herein provided that the Department of Education - Vocational Division may, after receiving the approval of the Chief Fiscal Officer of the State, transfer an amount not to exceed \$350,000, between the Education - Vocational Education Administration Fund account and the Education - Vocational Technical School Fund Account to provide funding for

the Industry Training Program.

SECTION 4. The provisions of this Act shall be in effect from its passage and approval until June 30, 1989.

SECTION 5. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Sixth General Assembly, First Extraordinary Session, that the provisions of this Act are of critical importance to the provisions of governmental goods and services to the people of the State of Arkansas, and to provide sufficient funding for the Department of Correction to reimburse local governments for housing individuals sentenced to the Department and to provide funding for the Arkansas Department of Correction to incarcerate individuals who may cause harm to the citizens of the State of Arkansas. Therefore, an emergency is hereby declared to exist, and this Act being necessary for the immediate preservation of the public peace, health, and safety shall be in full force and effect from and after July 1, 1987.

