

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

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A Bill

SENATE BILL

322

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE DEPARTMENT OF CORRECTION WHICH
10 SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS
11 APPROPRIATED BY ACT 911 OF 1993; AND FOR OTHER PURPOSES."

12

13

Subtitle

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"AN ACT FOR THE DEPARTMENT OF CORRECTION
15 SUPPLEMENTAL APPROPRIATION."

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

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SECTION 1. APPROPRIATIONS - INMATE CARE AND CUSTODY. There is hereby
20 appropriated, to the Department of Correction, to be payable from the
21 Department of Correction Inmate Care and Custody Fund Account, for personal
22 services and operating expenses of the Department of Correction - Inmate Care
23 and Custody which shall be supplemental and in addition to those funds
24 appropriated in Section 3 of Act 911 of 1993, the following:

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26 ITEM

FISCAL YEAR

27 NO.

1994-95

28 (01) OVERTIME

\$ 225,000

29 (02) MAINTENANCE & GENERAL OPERATIONS

30 (A) OPERATING EXPENSES \$ 591,720

31 (B) CONF. & TRAVEL 0

32 (C) PROF. FEES 0

33 (D) CAPITAL OUTLAY 0

34 (E) DATA PROCESSING 0

35 TOTAL MAINT. & GEN. OPERATIONS

591,720

1 TOTAL AMOUNT APPROPRIATED \$ 816,720

2 SECTION 2. FUNDING TRANSFER. Immediately upon the effective date of
 3 this Act, the Chief Fiscal Officer of the State shall transfer on his books
 4 and those of the State Treasurer the sum of one hundred fifty six thousand
 5 dollars (\$156,000) from the General Revenue Allotment Reserve Fund to the
 6 Department of Correction Inmate Care and Custody Fund Account to provide
 7 funds for the appropriation provided herein.

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 9 SECTION 3. APPROPRIATIONS - INDUSTRY DIVISION. There is hereby
 10 appropriated, to the Department of Correction, to be payable from the
 11 Department of Correction Prison Industry Fund, for operating expenses of the
 12 Department of Correction - Industry Division which shall be supplemental and
 13 in addition to those funds appropriated in Section 12 of Act 911 of 1993, the
 14 following:

ITEM	FISCAL YEAR
NO.	1994-95
(01) MAINTENANCE & GENERAL OPERATIONS	
(A) OPERATING EXPENSES	\$ 1,855,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAPITAL OUTLAY	0
(E) DATA PROCESSING	<u>0</u>
TOTAL MAINT. & GEN. OPERATIONS	<u>1,855,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 1,855,000</u>

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 27 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 28 authorized by this Act shall be limited to the appropriation for such agency
 29 and funds made available by law for the support of such appropriations; and
 30 the restrictions of the State Purchasing Law, the General Accounting and
 31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 32 Procedures and Restrictions Act, or their successors, and other fiscal
 33 control laws of this State, where applicable, and regulations promulgated by
 34 the Department of Finance and Administration, as authorized by law, shall be
 35 strictly complied with in disbursement of said funds.

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2 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
3 Assembly that any funds disbursed under the authority of the appropriations
4 contained in this Act shall be in compliance with the stated reasons for
5 which this Act was adopted, as evidenced by the Agency Requests, Executive
6 Recommendations and Legislative Recommendations contained in the budget
7 manuals prepared by the Department of Finance and Administration, letters, or
8 summarized oral testimony in the official minutes of the Arkansas Legislative
9 Council or Joint Budget Committee which relate to its passage and adoption.

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11 SECTION 6. CODE. All provisions of this Act of a general and
12 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
13 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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15 SECTION 7. SEVERABILITY. If any provision of this Act or the
16 application thereof to any person or circumstance is held invalid, such
17 invalidity shall not affect other provisions or applications of the Act which
18 can be given effect without the invalid provision or application, and to this
19 end the provisions of this Act are declared to be severable.

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21 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
22 with this Act are hereby repealed.

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24 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
25 Eightieth General Assembly that funds provided by the General Assembly for
26 the operations of the Department of Correction are, due to unforeseen
27 circumstances, insufficient for the Department of Correction to continue to
28 provide essential governmental services; that the provisions of this act will
29 provide the necessary monies for the Department of Correction to continue
30 such services; and that a delay in the effective date of this Act could work
31 irreparable harm upon the proper administration and provision of essential
32 governmental programs. Therefore, an emergency is hereby declared to exist
33 and this Act being necessary for the immediate preservation of the public
34 peace, health and safety shall be in full force and effect from and after the
35 date of its passage and approval.

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