

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995

# A Bill

SENATE BILL 485

4 By: Senators Scott and Bookout

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## For An Act To Be Entitled

8 "AN ACT TO PROVIDE THAT ALL CONTRACTS AND COOPERATIVE  
9 AGREEMENTS ENTERED INTO BY THE DEPARTMENT OF CORRECTION  
10 AND THE DEPARTMENT OF COMMUNITY PUNISHMENT HEREAFTER MUST  
11 BE APPROVED BY THE BOARD OF CORRECTION AND COMMUNITY  
12 PUNISHMENT; TO AMEND ARKANSAS 12-27-105 TO AUTHORIZE THE  
13 BOARD OF CORRECTION AND COMMUNITY PUNISHMENT TO REVIEW,  
14 APPROVE AND ENTER INTO CONTRACTS ON BEHALF OF THE BOARD OF  
15 THE DEPARTMENT OF CORRECTION OR THE DEPARTMENT OF  
16 COMMUNITY PUNISHMENT; AND FOR OTHER PURPOSES."

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## Subtitle

19 "PERTAINING TO THE AUTHORITY OF THE  
20 BOARD OF CORRECTION AND COMMUNITY  
21 PUNISHMENT, DEPT. OF CORRECTION, AND  
22 DEPT. OF COMMUNITY PUNISHMENT TO ENTER  
23 INTO CONTRACTS AND TO BECOME MEMBERS OF  
24 AGRICULTURE COOPERATIVES."

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

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28 SECTION 1. The Arkansas Department of Correction and the Arkansas  
29 Department of Community Punishment may become members of agriculture  
30 cooperatives formed under Ark. Code 2-2-101, et seq., and enter into  
31 contracts with any governmental entity, private corporation, or individual  
32 for the purposes of carrying out the duties prescribed by law for the  
33 Department of Correction and Department of Community Punishment. Such  
34 contracts and cooperative agreements entered into after the effective date of  
35 this act shall not be valid until approved by the Board of Correction and

1 Community Punishment.

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3 SECTION 2. Arkansas Code 12-27-105(b)(16) is amended to read as  
4 follows:

5 "(b)(16) The Board of Correction and Community Punishment is  
6 authorized to renew, approve, and enter into any contract on behalf of the  
7 Board or either Department, and to review, approve, make application for, and  
8 accept grants, gifts, and funds from any entity on behalf of any entity  
9 encompassed within the control of the board in carrying out and completing  
10 such projects as may be approved for the foregoing and herein above  
11 enumerated purposes and projects;"

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13 SECTION 3. All provisions of this act of a general and permanent  
14 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
15 Code Revision Commission shall incorporate the same in the Code.

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17 SECTION 4. If any provision of this act or the application thereof to  
18 any person or circumstance is held invalid, such invalidity shall not affect  
19 other provisions or applications of the act which can be given effect without  
20 the invalid provision or application, and to this end the provisions of this  
21 act are declared to be severable.

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23 SECTION 5. EMERGENCY. It is hereby found and determined by the  
24 General Assembly that the Arkansas Department of Correction and the Arkansas  
25 Department of Community Punishment should be authorized to enter into  
26 agriculture cooperative agreements; that this act so provides; and that this  
27 act should go into effect immediately in order to allow the departments to  
28 enter into such agreements in a timely manner prior to the 1995 harvesting  
29 season. Therefore, an emergency is hereby declared to exist and this act  
30 being necessary for the immediate preservation of the public peace, health  
31 and safety shall be in full force and effect from and after its passage and  
32 approval.

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35 SECTION 4. All laws and parts of laws in conflict with this act are

1 hereby repealed.

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