

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

HOUSE BILL 1591

4  
5 By: Joint Budget Committee

## For An Act To Be Entitled

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9 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
10 COMMUNITY PUNISHMENT FOR CONSTRUCTING AND EQUIPPING THE  
11 NORTHWEST ARKANSAS COMMUNITY PUNISHMENT CENTER; AND FOR  
12 OTHER PURPOSES."

## Subtitle

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15 "AN ACT FOR THE DEPARTMENT OF COMMUNITY  
16 PUNISHMENT CAPITAL IMPROVEMENT  
17 APPROPRIATION."

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

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21 SECTION 1. APPROPRIATIONS - GENERAL IMPROVEMENT. There is hereby  
22 appropriated, to the Department of Community Punishment, to be payable from  
23 the General Improvement Fund or its successor fund or fund accounts, the  
24 following:

25 (A) For costs associated with constructing and equipping the Northwest  
26 Arkansas Community Punishment Center, the sum of ..... \$5,080,291.

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28 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
29 obligations otherwise incurred in relation to the project or projects  
30 described herein in excess of the State Treasury funds actually available  
31 therefor as provided by law. Provided, however, that institutions and  
32 agencies listed herein shall have the authority to accept and use grants and  
33 donations including Federal funds, and to use its unobligated cash income or  
34 funds, or both available to it, for the purpose of supplementing the State  
35 Treasury funds for financing the entire costs of the project or projects  
36 enumerated herein. Provided further, that the appropriations and funds

1 otherwise provided by the General Assembly for Maintenance and General  
2 Operations of the agency or institutions receiving appropriation herein shall  
3 not be used for any of the purposes as appropriated in this Act.

4 (B) The restrictions of any applicable provisions of the State  
5 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
6 Revenue Stabilization Law and any other applicable fiscal control laws of this  
7 State and regulations promulgated by the Department of Finance and  
8 Administration, as authorized by law, shall be strictly complied with in  
9 disbursement of any funds provided by this Act unless specifically provided  
10 otherwise by law.

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

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21 SECTION 4. CODE. All provisions of this Act of a general and permanent  
22 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
23 Code Revision Commission shall incorporate the same in the Code.

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25 SECTION 5. SEVERABILITY. If any provision of this Act or the  
26 application thereof to any person or circumstance is held invalid, such  
27 invalidity shall not affect other provisions or applications of the Act which  
28 can be given effect without the invalid provision or application, and to this  
29 end the provisions of this Act are declared to be severable.

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31 SECTION 6. GENERAL REPEALER. All laws and parts of laws in conflict  
32 with this Act are hereby repealed.

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34 SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the  
35 Eighty-First General Assembly, that the Constitution of the State of Arkansas

1 prohibits the appropriation of funds for more than a two (2) year period; that  
2 the effectiveness of this Act on July 1, 1997 is essential to the operation of  
3 the agency for which the appropriations in this Act are provided, and that in  
4 the event of an extension of the Regular Session, the delay in the effective  
5 date of this Act beyond July 1, 1997 could work irreparable harm upon the  
6 proper administration and provision of essential governmental programs.  
7 Therefore, an emergency is hereby declared to exist and this Act being  
8 necessary for the immediate preservation of the public peace, health and  
9 safety shall be in full force and effect from and after July 1, 1997.

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