

State of Arkansas
87th General Assembly
Fiscal Session, 2010

A Bill

HOUSE BILL 1173

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR THE
DEPARTMENT OF COMMUNITY CORRECTION WHICH SHALL BE
SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS
APPROPRIATED BY ACT 1389 OF 2009; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF COMMUNITY
CORRECTION - SUPPLEMENTAL APPROPRIATION.

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

SECTION 1. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated,
to the Department of Community Correction, to be payable from the Department
of Community Correction Fund Account, for operating expenses of the
Department of Community Correction which shall be supplemental and in
addition to those funds appropriated in Section 3 of Act 1389 of 2009, the
following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 1,600,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0



1	(E) DATA PROC.	0
2	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,600,000</u>

3

4 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING

6 TRANSFER. Notwithstanding the provisions of Section 3(b) of Acts 1442 and

7 1443 of 2009 to the contrary regarding the allocation of the remaining 25% of

8 the moneys set-aside in the Legislative Division of the 87th Session Projects

9 Account of the General Improvement Fund to the various projects enumerated in

10 subsection (c) of Section 3 during the fiscal year ending June 30, 2011,

11 immediately upon the effective date of this Act, the Chief Fiscal Officer of

12 the State shall transfer on his or her books and those of the State Treasurer

13 and Auditor of the State, the sum of one million six hundred thousand dollars

14 (\$1,600,000) from the remaining 25% of the funds set-aside in Section 3(b) of

15 Acts 1442 and 1443 of 2009 to the Department of Community Correction Fund

16 Account established by A.C.A. §19-5-302(12)(a).

17

18 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

19 by this act shall be limited to the appropriation for such agency and funds

20 made available by law for the support of such appropriations; and the

21 restrictions of the State Procurement Law, the General Accounting and

22 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

23 Procedures and Restrictions Act, or their successors, and other fiscal

24 control laws of this State, where applicable, and regulations promulgated by

25 the Department of Finance and Administration, as authorized by law, shall be

26 strictly complied with in disbursement of said funds.

27

28 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly

29 that any funds disbursed under the authority of the appropriations contained

30 in this act shall be in compliance with the stated reasons for which this act

31 was adopted, as evidenced by the Agency Requests, Executive Recommendations

32 and Legislative Recommendations contained in the budget manuals prepared by

33 the Department of Finance and Administration, letters, or summarized oral

34 testimony in the official minutes of the Arkansas Legislative Council or

35 Joint Budget Committee which relate to its passage and adoption.

1 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
2 Assembly, that funds provided by the General Assembly for the operations of
3 the Department of Community Correction are, due to unforeseen circumstances,
4 insufficient for the Department of Community Correction to continue to
5 provide essential governmental services; that the provisions of this act will
6 provide the necessary monies for the Department of Community Correction to
7 continue such services; and that a delay in the effective date of this Act
8 could work irreparable harm upon the proper administration and provision of
9 essential governmental programs. Therefore, an emergency is hereby declared
10 to exist and this Act being necessary for the immediate preservation of the
11 public peace, health and safety shall be in full force and effect from and
12 after the date of its passage and approval.

13 If the bill is neither approved nor vetoed by the Governor, it shall become
14 effective on the expiration of the period of time during which the Governor
15 may veto the bill. If the bill is vetoed by the Governor and the veto is
16 overridden, it shall become effective on the date the last house overrides
17 the veto.