

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015

A Bill

HOUSE BILL 1338

4
5 By: Joint Budget Committee

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 CORRECTION FOR GENERAL IMPROVEMENT PROJECTS AND LEASE
10 PAYMENTS; AND FOR OTHER PURPOSES.

Subtitle

11
12
13
14 AN ACT FOR THE DEPARTMENT OF CORRECTION
15 GENERAL IMPROVEMENT APPROPRIATION.
16

17
18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
19

20 SECTION 1. APPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is
21 hereby appropriated, to the Department of Correction, to be payable from the
22 General Improvement Fund or its successor fund or fund accounts, the
23 following:

24 (A) for lease payments associated with debt service on a 948-bed
25 institution at Malvern, a 400-bed addition at the Grimes Unit at Newport, and
26 862-bed Special Needs Unit and addition to the Ouachita River Unit at
27 Malvern, in a sum not to exceed.....\$13,000,000.

28 (B) for diagnostic building renovation, improvement, upgrade, equipping
29 and construction of the Diagnostic Unit in Pine Bluff, in a sum not to exceed
30\$10,000,000.

31 (C) for critical infrastructure needs including the upgrade,
32 replacement, or repair of microwave fence systems used to detect movement on
33 facility grounds, in a sum not to exceed.....\$625,000.

34 (D) for purchase of a vertical pressure water filtration system at the
35 Tucker Unit, in a sum not to exceed.....\$80,000.

36 (E) for replacement, upgrade, and addition to the current camera



1 security systems and recorders utilized at each correctional facility, in a
2 sum not to exceed.....\$2,000,000.

3 (F) for maintenance, replacement, repair, expansion, construction,
4 equipping, renovation, purchase, improvement and upgrade of existing
5 facilities, in a sum not to exceed.....\$3,000,000.

6 (G) for drainage maintenance at the East Arkansas Unit, in a sum not to
7 exceed.....\$300,000.

8 (H) for remodel of an existing structure at the Cummins Farm to
9 accommodate a rice and gritts mill, in a sum not to exceed.....\$604,830.

10
11 SECTION 2. APPROPRIATION - VARIOUS FARM PROJECTS. There is hereby
12 appropriated, to the Department of Correction, to be payable from the
13 Department of Correction Farm Fund, the following:

14 (A) for construction of grain storage bins at the East Arkansas Unit,
15 in a sum not to exceed.....\$200,000.

16 (B) for construction of grain storage bins at the Tucker Unit, in a sum
17 not to exceed.....\$200,000.

18 (C) for renovation of the current Dairy facility and replacement of
19 equipment, in a sum not to exceed.....\$2,799,800.

20
21 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
22 obligations otherwise incurred in relation to the project or projects
23 described herein in excess of the State Treasury funds actually available
24 therefor as provided by law. Provided, however, that institutions and
25 agencies listed herein shall have the authority to accept and use grants and
26 donations including Federal funds, and to use its unobligated cash income or
27 funds, or both available to it, for the purpose of supplementing the State
28 Treasury funds for financing the entire costs of the project or projects
29 enumerated herein. Provided further, that the appropriations and funds
30 otherwise provided by the General Assembly for Maintenance and General
31 Operations of the agency or institutions receiving appropriation herein shall
32 not be used for any of the purposes as appropriated in this act.

33 (B) The restrictions of any applicable provisions of the State Purchasing
34 Law, the General Accounting and Budgetary Procedures Law, the Revenue
35 Stabilization Law and any other applicable fiscal control laws of this State
36 and regulations promulgated by the Department of Finance and Administration,

1 as authorized by law, shall be strictly complied with in disbursement of any
2 funds provided by this act unless specifically provided otherwise by law.

3
4 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
5 Assembly that any funds disbursed under the authority of the appropriations
6 contained in this act shall be in compliance with the stated reasons for
7 which this act was adopted, as evidenced by the Agency Requests, Executive
8 Recommendations and Legislative Recommendations contained in the budget
9 manuals prepared by the Department of Finance and Administration, letters, or
10 summarized oral testimony in the official minutes of the Arkansas Legislative
11 Council or Joint Budget Committee which relate to its passage and adoption.
12

13 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
14 Assembly, that the Constitution of the State of Arkansas prohibits the
15 appropriation of funds for more than a one (1) year period; that the
16 effectiveness of this Act on July 1, 2015 is essential to the operation of
17 the agency for which the appropriations in this Act are provided, and that in
18 the event of an extension of the legislative session, the delay in the
19 effective date of this Act beyond July 1, 2015 could work irreparable harm
20 upon the proper administration and provision of essential governmental
21 programs. Therefore, an emergency is hereby declared to exist and this Act
22 being necessary for the immediate preservation of the public peace, health
23 and safety shall be in full force and effect from and after July 1, 2015.
24
25
26
27
28
29
30
31
32
33
34
35
36