

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

A Bill

HOUSE BILL 1517

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 CORRECTION FOR OPERATING EXPENSES AND PROFESSIONAL
10 FEES ASSOCIATED WITH LEASING BED SPACE FROM OUT-OF-
11 STATE FACILITIES; AND FOR OTHER PURPOSES.
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Subtitle

14 AN ACT FOR THE DEPARTMENT OF CORRECTION
15 GENERAL IMPROVEMENT 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. APPROPRIATION - GENERAL IMPROVEMENT. There is hereby
22 appropriated, to the Department of Correction, to be payable from the General
23 Improvement Fund or its successor fund or fund accounts, for operating
24 expenses and professional fees associated with leasing bed space from out-of-
25 state facilities for the fiscal year ending June 30, 2015, the sum of
26\$2,851,200.
27

28 SECTION 2. APPROPRIATION - GENERAL IMPROVEMENT. There is hereby
29 appropriated, to the Department of Correction, to be payable from the General
30 Improvement Fund or its successor fund or fund accounts, for operating
31 expenses and professional fees associated with leasing bed space from out-of-
32 state facilities for the fiscal year ending June 30, 2016, the sum of
33\$2,851,200.
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35 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
36 obligations otherwise incurred in relation to the project or projects



1 described herein in excess of the State Treasury funds actually available
2 therefor as provided by law. Provided, however, that institutions and
3 agencies listed herein shall have the authority to accept and use grants and
4 donations including Federal funds, and to use its unobligated cash income or
5 funds, or both available to it, for the purpose of supplementing the State
6 Treasury funds for financing the entire costs of the project or projects
7 enumerated herein. Provided further, that the appropriations and funds
8 otherwise provided by the General Assembly for Maintenance and General
9 Operations of the agency or institutions receiving appropriation herein shall
10 not be used for any of the purposes as appropriated in this act.

11 (B) The restrictions of any applicable provisions of the State Purchasing
12 Law, the General Accounting and Budgetary Procedures Law, the Revenue
13 Stabilization Law and any other applicable fiscal control laws of this State
14 and regulations promulgated by the Department of Finance and Administration,
15 as authorized by law, shall be strictly complied with in disbursement of any
16 funds provided by this act unless specifically provided otherwise by law.

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18 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
19 Assembly that any funds disbursed under the authority of the appropriations
20 contained in this act shall be in compliance with the stated reasons for
21 which this act was adopted, as evidenced by the Agency Requests, Executive
22 Recommendations and Legislative Recommendations contained in the budget
23 manuals prepared by the Department of Finance and Administration, letters, or
24 summarized oral testimony in the official minutes of the Arkansas Legislative
25 Council or Joint Budget Committee which relate to its passage and adoption.

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27 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
28 Assembly, that the Constitution of the State of Arkansas prohibits the
29 appropriation of funds for more than a one (1) year period; that the
30 effectiveness of this Act on July 1, 2015 is essential to the operation of
31 the agency for which the appropriations in this Act are provided; with the
32 exception that SECTION 1 in this Act shall be in full force and effect from
33 and after the date of its passage and approval, and that in the event of an
34 extension of the legislative session, the delay in the effective date of this
35 Act beyond July 1, 2015, with the exception that SECTION 1 in this Act shall
36 be in full force and effect from and after the date of its passage and

1 approval, could work irreparable harm upon the proper administration and
2 provision of essential governmental programs. Therefore, an emergency is
3 hereby declared to exist and this Act being necessary for the immediate
4 preservation of the public peace, health and safety shall be in full force
5 and effect from and after July 1, 2015; with the exception that SECTION 1 in
6 this act shall be in full force and effect from and after the date of its
7 passage and approval.

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