

State of Arkansas
92nd General Assembly
Regular Session, 2019

A Bill

HOUSE BILL 1601

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
CORRECTION FOR CAPITAL IMPROVEMENT PROJECTS AND LEASE
PAYMENTS; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF CORRECTION
CAPITAL IMPROVEMENT APPROPRIATION.

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

SECTION 1. APPROPRIATION - CAPITAL IMPROVEMENT PROJECTS. There is
hereby appropriated, to the Department of Correction, to be payable from the
Development and Enhancement Fund, the following:

(A) for lease payments associated with debt service on a 948-bed
institution at Malvern, a 400-bed addition at the Grimes Unit at Newport, and
862-bed Special Needs Unit and addition to Ouachita River Unit at Malvern, in
a sum not to exceed\$1,093,848.

(B) for Phase II of III of the Tucker Water Treatment Plant, in a sum
not to exceed\$1,093,848.

(C) for lethal fence upgrades at Cummins/Varner, in a sum not to exceed
.....\$580,000.

(D) for fence replacement at Delta/North Central/Wrightsville, in a sum
not to exceed\$1,150,000.

(E) for replacement, upgrades and additions to the current security
camera systems at Cummins, Varner and Wrightsville, in a sum not to exceed
.....\$2,400,000.

(F) for expansion of Pine Bluff maintenance fabrication shop, in a sum



1 not to exceed\$120,000.

2 (G) for replacement of existing equipment for the East Arkansas Water
3 Waste Project, in a sum not to exceed\$259,000.

4 (H) for roof replacement - Pine Bluff/RLW, in a sum not to exceed
5\$2,800,000.

6 (I) for replacing cell door control panels at the Grimes Unit, in a sum
7 not to exceed\$400,000.

8 (J) for additional well to provide drinking water to Cummins & Varner
9 Units, in a sum not to exceed\$900,000.

10 (K) for Northwest Arkansas Work Release Laundry & Commissary Building,
11 in a sum not to exceed\$250,000.

12 (L) for repairs and expansion of parking lot at Ouachita River Unit, in
13 a sum not to exceed\$326,362.

14 (M) for addition to the existing North Central Unit - additional 576
15 beds, additional 30 Administrative Segregation beds and additional
16 Administration and Support Staff offices and program rooms, in a sum not to
17 exceed\$39,283,656.

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19 SECTION 2. APPROPRIATION - VARIOUS FARM PROJECTS. There is hereby
20 appropriated, to the Department of Correction, to be payable from the
21 Department of Correction Farm Fund, the following:

22 (A) for Irrigation Project at Tucker/Cummins, in a sum not to exceed
23\$110,000.

24 (B) for various farm projects for maintenance, replacement, repair,
25 expansion, construction, equipping, renovation, purchase, improvement, and
26 upgrade of the Department of Correction, in a sum not to exceed ..\$1,000,000.

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28 SECTION 3. APPROPRIATION - VARIOUS INDUSTRY PROJECTS. There is hereby
29 appropriated, to the Department of Correction, to be payable from the
30 Department of Correction Prison Industry Fund, the following:

31 (A) for various industry projects including storage at the Wrightsville
32 Unit near the Industry buildings, in a sum not to exceed\$150,000.

33 (B) for various industry projects for maintenance, replacement, repair,
34 expansion, construction, equipping, renovation, purchase, improvement, and
35 upgrade of the Department of Correction, in a sum not to exceed ..\$1,000,000.

36 (C) for construction, renovation and major maintenance of facilities

1 and Central Warehouse, in a sum not to exceed\$5,000,000.

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3 SECTION 4. APPROPRIATION - VARIOUS INDUSTRY PROJECTS - CASH. There is
4 hereby appropriated, to the Department of Correction, to be payable from the
5 cash fund deposited in the State Treasury as determined by the Chief Fiscal
6 Officer of the State, for construction, renovation and major maintenance of
7 facilities and Central Warehouse of the Department of Correction for the
8 fiscal year ending June 30, 2020, in a sum not to exceed.....\$5,000,000.

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10 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
11 obligations otherwise incurred in relation to the project or projects
12 described herein in excess of the State Treasury funds actually available
13 therefor as provided by law. Provided, however, that institutions and
14 agencies listed herein shall have the authority to accept and use grants and
15 donations including Federal funds, and to use its unobligated cash income or
16 funds, or both available to it, for the purpose of supplementing the State
17 Treasury funds for financing the entire costs of the project or projects
18 enumerated herein. Provided further, that the appropriations and funds
19 otherwise provided by the General Assembly for Maintenance and General
20 Operations of the agency or institutions receiving appropriation herein shall
21 not be used for any of the purposes as appropriated in this act.

22 (B) The restrictions of any applicable provisions of the State
23 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
24 Revenue Stabilization Law and any other applicable fiscal control laws of
25 this State and regulations promulgated by the Department of Finance and
26 Administration, as authorized by law, shall be strictly complied with in
27 disbursement of any funds provided by this act unless specifically provided
28 otherwise by law.

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30 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
31 Assembly that any funds disbursed under the authority of the appropriations
32 contained in this act shall be in compliance with the stated reasons for
33 which this act was adopted, as evidenced by the Agency Requests, Executive
34 Recommendations and Legislative Recommendations contained in the budget
35 manuals prepared by the Department of Finance and Administration, letters, or
36 summarized oral testimony in the official minutes of the Arkansas Legislative

1 Council or Joint Budget Committee which relate to its passage and adoption.

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3 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
4 Assembly, that the Constitution of the State of Arkansas prohibits the
5 appropriation of funds for more than a one (1) year period; that the
6 effectiveness of this Act on July 1, 2019 is essential to the operation of
7 the agency for which the appropriations in this Act are provided, and that in
8 the event of an extension of the legislative session, the delay in the
9 effective date of this Act beyond July 1, 2019 could work irreparable harm
10 upon the proper administration and provision of essential governmental
11 programs. Therefore, an emergency is hereby declared to exist and this Act
12 being necessary for the immediate preservation of the public peace, health
13 and safety shall be in full force and effect from and after July 1, 2019.