

1 State of Arkansas  
2 94th General Assembly  
3 Fiscal Session, 2024  
4

# A Bill

HOUSE BILL 1085

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF  
10 CORRECTIONS - DIVISION OF CORRECTION; AND FOR OTHER  
11 PURPOSES.  
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## Subtitle

14 AN ACT FOR THE DEPARTMENT OF CORRECTIONS  
15 - DIVISION OF CORRECTION REAPPROPRIATION.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. REAPPROPRIATION - CAPITAL IMPROVEMENT PROJECTS. There is  
22 hereby appropriated, to the Department of Corrections, to be payable from the  
23 Development and Enhancement Fund, for the Department of Corrections -  
24 Division of Correction the following:

25 (A) Effective July 1, 2024, the balance of the appropriation provided  
26 in Item (A) of Section 1 of Act 151 of 2023, for costs associated with prison  
27 expansion, in a sum not to exceed .....\$75,000,000.

28 (B) Effective July 1, 2024, the balance of the appropriation provided  
29 in Item (B) of Section 1 of Act 151 of 2023, for personal services and  
30 operating expenses of the Division of Correction - Female Work Release - Pine  
31 Bluff, in a sum not to exceed .....\$722,567.

32 (C) Effective July 1, 2024, the balance of the appropriation provided  
33 in Item (D) of Section 1 of Act 151 of 2023, for maintenance, replacement,  
34 repair, expansion, construction, equipping, renovation, purchase, improvement  
35 and upgrade of existing facilities of the Division of Correction, in a sum  
36 not to exceed .....\$958,993.



1 (D) Effective July 1, 2024, the balance of the appropriation provided  
2 in Item (E) of Section 1 of Act 151 of 2023, for construction of two armories  
3 at the Varner and Tucker Units, in a sum not to exceed .....\$2,713.

4 (E) Effective July 1, 2024, the balance of the appropriation provided  
5 in Item (F) of Section 1 of Act 151 of 2023, for replacement of the existing  
6 Water Treatment Plant at the Tucker Unit, in a sum not to exceed ...\$920,018.

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8 SECTION 2. REAPPROPRIATION - CAPITAL IMPROVEMENT PROJECTS - CASH.

9 There is hereby appropriated, to the Department of Corrections, to be payable  
10 from the cash fund deposited in the State Treasury as determined by the Chief  
11 Fiscal Officer of the State, for the Department of Corrections - Division of  
12 Correction the following:

13 (A) Effective July 1, 2024, the balance of the appropriation provided  
14 in Item (A) of Section 1 of Act 153 of 2023, for generators at the  
15 Wrightsville Unit, in a sum not to exceed .....\$300,000.

16 (B) Effective July 1, 2024, the balance of the appropriation provided  
17 in Item (A) of Section 2 of Act 151 of 2023, for construction, renovation and  
18 major maintenance of facilities and Central Warehouse of the Division of  
19 Correction, in a sum not to exceed .....\$5,000,000.

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21 SECTION 3. REAPPROPRIATION - CAPITAL IMPROVEMENT PROJECTS - VARIOUS

22 INDUSTRY PROJECTS. There is hereby appropriated, to the Department of  
23 Corrections, to be payable from the Division of Correction Prison Industry  
24 Fund, for the Department of Corrections - Division of Correction the  
25 following:

26 (A) Effective July 1, 2024, the balance of the appropriation provided  
27 in Item (A) of Section 3 of Act 153 of 2023, for various industry projects,  
28 in a sum not to exceed .....\$1,000,000.

29 (B) Effective July 1, 2024, the balance of the appropriation provided  
30 in Item (A) of Section 3 of Act 151 of 2023, for maintenance, replacement,  
31 repair, expansion, construction, equipping, renovation, purchase, improvement  
32 and upgrade of the Department of Corrections - Various Industry Projects, in  
33 a sum not to exceed .....\$126,645.

34 (C) Effective July 1, 2024, the balance of the appropriation provided  
35 in Item (B) of Section 3 of Act 151 of 2023, for maintenance, replacement,  
36 repair, expansion, construction, equipping, renovation, purchase, improvement

1 and upgrade of the Division of Correction - Various Industry Projects, in a  
2 sum not to exceed .....\$6,312.

3 (D) Effective July 1, 2024, the balance of the appropriation provided  
4 in Item (C) of Section 3 of Act 151 of 2023, for various industry projects  
5 including storage at the Wrightsville Unit near the industry buildings, in a  
6 sum not to exceed .....\$150,000.

7 (E) Effective July 1, 2024, the balance of the appropriation provided  
8 in Item (D) of Section 3 of Act 151 of 2023, for various industry projects  
9 for maintenance, replacement, repair, expansion, construction, equipping,  
10 renovation, purchase, improvement and upgrade of the Division of Correction,  
11 in a sum not to exceed .....\$1,000,000.

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13 SECTION 4. REAPPROPRIATION - CAPITAL IMPROVEMENT PROJECTS - VARIOUS  
14 FARM PROJECTS. There is hereby appropriated, to the Department of  
15 Corrections, to be payable from the Division of Correction Farm Fund, for the  
16 Department of Corrections - Division of Correction the following:

17 (A) Effective July 1, 2024, the balance of the appropriation provided  
18 in Item (A) of Section 2 of Act 153 of 2023, for various farm projects, in a  
19 sum not to exceed .....\$1,000,000.

20 (B) Effective July 1, 2024, the balance of the appropriation provided  
21 in Item (B) of Section 4 of Act 151 of 2023, for maintenance, replacement,  
22 repair, expansion, construction, equipping, renovation, purchase,  
23 improvement, and upgrade of the Division of Correction - Various Farm  
24 Projects, in a sum not to exceed .....\$140,534.

25 (C) Effective July 1, 2024, the balance of the appropriation provided  
26 in Item (C) of Section 4 of Act 151 of 2023, for renovation of the current  
27 dairy facility and replacement of equipment, in a sum not to exceed  
28 .....\$2,799,800.

29 (D) Effective July 1, 2024, the balance of the appropriation provided  
30 in Item (D) of Section 4 of Act 151 of 2023, for construction of grain  
31 storage bins at Cummins, Tucker and East Arkansas Units, in a sum not to  
32 exceed .....\$2,430,250.

33 (E) Effective July 1, 2024, the balance of the appropriation provided  
34 in Item (E) of Section 4 of Act 151 of 2023, for maintenance and repair to  
35 upgrade the existing feed mill at the Cummins Unit, in a sum not to exceed  
36 .....\$889,750.

1 (F) Effective July 1, 2024, the balance of the appropriation provided  
2 in Item (F) of Section 4 of Act 151 of 2023, for Irrigation Project at  
3 Tucker/Cummins, in a sum not to exceed .....\$110,000.  
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5 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
6 obligations otherwise incurred in relation to the project or projects  
7 described herein in excess of the State Treasury funds actually available  
8 therefor as provided by law. Provided, however, that institutions and  
9 agencies listed herein shall have the authority to accept and use grants and  
10 donations including Federal funds, and to use its unobligated cash income or  
11 funds, or both available to it, for the purpose of supplementing the State  
12 Treasury funds for financing the entire costs of the project or projects  
13 enumerated herein. Provided further, that the appropriations and funds  
14 otherwise provided by the General Assembly for Maintenance and General  
15 Operations of the agency or institutions receiving appropriation herein shall  
16 not be used for any of the purposes as appropriated in this act.

17 (B) The restrictions of any applicable provisions of the State  
18 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
19 Revenue Stabilization Law and any other applicable fiscal control laws of  
20 this State and regulations promulgated by the Department of Finance and  
21 Administration, as authorized by law, shall be strictly complied with in  
22 disbursement of any funds provided by this act unless specifically provided  
23 otherwise by law.  
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25 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General  
26 Assembly that any funds disbursed under the authority of the appropriations  
27 contained in this act shall be in compliance with the stated reasons for  
28 which this act was adopted, as evidenced by the Agency Requests, Executive  
29 Recommendations and Legislative Recommendations contained in the budget  
30 manuals prepared by the Department of Finance and Administration, letters, or  
31 summarized oral testimony in the official minutes of the Arkansas Legislative  
32 Council or Joint Budget Committee which relate to its passage and adoption.  
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34 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General  
35 Assembly, that the Constitution of the State of Arkansas prohibits the  
36 appropriation of funds for more than a one (1) year period; that the

1 effectiveness of this Act on July 1, 2024 is essential to the operation of  
2 the agency for which the appropriations in this Act are provided, and that in  
3 the event of an extension of the legislative session, the delay in the  
4 effective date of this Act beyond July 1, 2024 could work irreparable harm  
5 upon the proper administration and provision of essential governmental  
6 programs. Therefore, an emergency is hereby declared to exist and this Act  
7 being necessary for the immediate preservation of the public peace, health  
8 and safety shall be in full force and effect from and after July 1, 2024.

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