

State of Arkansas  
91st General Assembly  
Fiscal Session, 2018

# A Bill

HOUSE BILL 1115

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF  
CORRECTION; AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF CORRECTION  
REAPPROPRIATION.

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

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

(A) Effective July 1, 2018, the balance of the appropriation provided in Item (A) of Section 1 of Act 484 of 2017, for personal services and operating expenses of the Department of Correction - Ester Unit, in a sum not to exceed .....\$452,254.

(B) Effective July 1, 2018, the balance of the appropriation provided in Item (B) of Section 1 of Act 484 of 2017, for personal services and operating expenses of the Department of Correction - Female Work Release - Pine Bluff, in a sum not to exceed .....\$922,057.

(C) Effective July 1, 2018, the balance of the appropriation provided in Item (C) of Section 1 of Act 484 of 2017, for operating expenses of the Department of Correction - Ouachita River Unit, in a sum not to exceed .....\$527,799.

(D) Effective July 1, 2018, the balance of the appropriation provided



in Item (D) of Section 1 of Act 484 of 2017, for operating expenses of the Department of Correction - Tucker Unit, in a sum not to exceed .....\$523,169.

(E) Effective July 1, 2018, the balance of the appropriation provided in Item (F) of Section 1 of Act 484 of 2017, for maintenance, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement and upgrade of existing facilities of the Department of Correction, in a sum not to exceed .....\$4,538,637.

(F) Effective July 1, 2018, the balance of the appropriation provided in Item (A) of Section 1 of Act 224 of 2017, 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 the Ouachita River Unit at Malvern, in a sum not to exceed .....\$10,500,000.

(G) Effective July 1, 2018, the balance of the appropriation provided in Item (B) of Section 1 of Act 224 of 2017, for construction to expand the existing visitation center at the McPherson Unit, in a sum not to exceed .....\$312,430.

(H) Effective July 1, 2018, the balance of the appropriation provided in Item (C) of Section 1 of Act 224 of 2017, for construction to expand the existing Administration Building at the McPherson Unit, in a sum not to exceed .....\$395,439.

(I) Effective July 1, 2018, the balance of the appropriation provided in Item (D) of Section 1 of Act 224 of 2017, for construction to provide 576 additional beds at the North Central Unit, in a sum not to exceed .....\$39,283,656.

(J) Effective July 1, 2018, the balance of the appropriation provided in Item (E) of Section 1 of Act 224 of 2017, for expansion and repairs to the existing parking lot at the Ouachita River Unit, in a sum not to exceed .....\$326,362.

(K) Effective July 1, 2018, the balance of the appropriation provided in Item (F) of Section 1 of Act 224 of 2017, for construction of two armories at the Varner and Tucker Units, in a sum not to exceed .....\$138,399.

(L) Effective July 1, 2018, the balance of the appropriation provided in Item (G) of Section 1 of Act 224 of 2017, for replacement of obsolete equipment at the East Arkansas Unit Lift Station, in a sum not to exceed .....\$79,313.

(M) Effective July 1, 2018, the balance of the appropriation provided

in Item (H) of Section 1 of Act 224 of 2017, for replacement of the existing Water Treatment Plant at the Tucker Unit, in a sum not to exceed .....\$1,093,848.

SECTION 2. REAPPROPRIATION - VARIOUS INDUSTRY PROJECTS. There is hereby appropriated, to the Department of Correction, to be payable from the Department of Correction Prison Industry Fund, for the Department of Correction the following:

(A) Effective July 1, 2018, the balance of the appropriation provided in Item (A) of Section 2 of Act 484 of 2017, for maintenance, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement and upgrade of the Department of Correction - Various Industry Projects, in a sum not to exceed .....\$108,950.

SECTION 3. REAPPROPRIATION - VARIOUS FARM PROJECTS. There is hereby appropriated, to the Department of Correction, to be payable from the Department of Correction Farm Fund, for the Department of Correction the following:

(A) Effective July 1, 2018, the balance of the appropriation provided in Item (A) of Section 3 of Act 484 of 2017, for maintenance, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement, and upgrade of the Department of Correction - Various Farm Projects, in a sum not to exceed .....\$140,534.

(B) Effective July 1, 2018, the balance of the appropriation provided in Item (B) of Section 3 of Act 484 of 2017, for construction of grain storage bins at the East Arkansas Unit, in a sum not to exceed .....\$200,000.

(C) Effective July 1, 2018, the balance of the appropriation provided in Item (C) of Section 3 of Act 484 of 2017, for construction of grain storage bins at the Tucker Unit, in a sum not to exceed .....\$200,000.

(D) Effective July 1, 2018, the balance of the appropriation provided in Item (D) of Section 3 of Act 484 of 2017, for renovation of the current Dairy facility and replacement of equipment, in a sum not to exceed .....\$2,799,800.

(E) Effective July 1, 2018, the balance of the appropriation provided in Item (A) of Section 2 of Act 224 of 2017, for construction of grain storage bins at Cummins, Tucker and East Arkansas Units, in a sum not to

exceed .....\$2,430,250.

(F) Effective July 1, 2018, the balance of the appropriation provided in Item (B) of Section 2 of Act 224 of 2017, for maintenance and repair to upgrade the existing feed mill at the Cummins Unit, in a sum not to exceed .....\$889,750.

SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor obligations otherwise incurred in relation to the project or projects described herein in excess of the State Treasury funds actually available therefor as provided by law. Provided, however, that institutions and agencies listed herein shall have the authority to accept and use grants and donations including Federal funds, and to use its unobligated cash income or funds, or both available to it, for the purpose of supplementing the State Treasury funds for financing the entire costs of the project or projects enumerated herein. Provided further, that the appropriations and funds otherwise provided by the General Assembly for Maintenance and General Operations of the agency or institutions receiving appropriation herein shall not be used for any of the purposes as appropriated in this act.

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

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

SECTION 6. EFFECTIVE DATE. This act is effective on and after July 1,

2018.

**APPROVED: 2/20/18**