

State of Arkansas
92nd General Assembly
Regular Session, 2019

A Bill

HOUSE BILL 1941

By: Representative Slape

For An Act To Be Entitled

AN ACT CONCERNING ITEMS PURCHASED FROM THE DEPARTMENT OF CORRECTION'S INDUSTRY DIVISION; TO EXPAND ELIGIBILITY TO PERSONS WHO MAY PURCHASE ITEMS FROM THE DEPARTMENT OF CORRECTION'S INDUSTRY DIVISION; CONCERNING REPORTS FROM THE DEPARTMENT OF CORRECTION'S INDUSTRY DIVISION; AND FOR OTHER PURPOSES.

Subtitle

CONCERNING THE DEPARTMENT OF CORRECTION'S INDUSTRY DIVISION.

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

SECTION 1. Arkansas Code § 12-30-205 is amended to read as follows:
12-30-205. Purchase of goods by nonprofit organizations and other individuals.

(a) A nonprofit organization may purchase goods produced by the Department of Correction's Industry Division as provided for by this subchapter ~~upon the condition that the goods may not be resold for profit.~~

(b)(1) Goods produced by the division as provided for by this subchapter, ~~excluding furniture and seating,~~ may also be purchased by:

(A) Current employees and retirees of the Department of Correction;

(B)(i) ~~All~~ Current employees and retirees of the public offices, departments, institutions, school districts, and agencies of this state.



(ii) Subdivision (b)(1)(B)(i) of this section ~~shall~~ does not include members of the General Assembly; and

(C) Current and former members of the Board of Corrections.

(2) Goods purchased by an individual under subdivision (b)(1) of this section:

(A) ~~shall~~ Shall be for personal use only and not for resale; and

(B) Exclusive of fees assessed by the division and applicable taxes, may not exceed two hundred dollars (\$200) for any one (1) purchase of home furnishings for any one (1) fiscal year.

(c) Goods or products that are produced, assembled, or packaged in whole or in part by the Department of Correction utilizing prison labor may be sold to inmates of the Department of Correction, Department of Community Correction, or a local correctional facility.

SECTION 2. Arkansas Code § 12-30-210 is amended to read as follows:

12-30-210. Annual ~~statements~~ report.

(a) ~~The Director of the Department of Correction and the manager or authorities, by whatever name known, having charge of the penal institutions of this state,~~ Department of Correction's Industry Division shall ~~annually~~ make a an annual full and detailed ~~statement~~ report of:

(1) All materials, machinery, or other property procured, ~~and~~ the cost ~~thereof~~ of the materials, machinery, or other property procured, and the expenditures made during the last preceding year for ~~manufacturing~~ production purposes, together with a statement of all materials then on hand to be ~~manufactured~~ produced, ~~or~~ in process of ~~manufacture~~ production, or ~~manufactured~~ already produced;

(2) All machinery, fixtures, or other appurtenances for the purpose of carrying ~~on the labor of the prisoners~~ out the work of the division; ~~and~~

(3) The earnings realized during the last preceding fiscal year as the proceeds of the ~~labor of the prisoners at the Department of Correction or penal institutions of this state~~ sale of items produced by the division; ~~and~~

(4) The division's current inventory stock price list.

(b)(1) The ~~statement~~ report shall be verified by the oath of the ~~manager or authorities having charge of penal institutions to be just and true~~ Director of the Department of Correction and shall be forwarded to the Board of Corrections by the ~~manager or authorities having charge within thirty (30)~~ director within ninety (90) days after the end of the last preceding fiscal year.

(2) The board shall review the report described under this section and shall make the report available on the department's website.

APPROVED: 4/12/19