

1 State of Arkansas  
2 88th General Assembly  
3 Fiscal Session, 2012  
4

# A Bill

HOUSE BILL 1023

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 COMMUNITY CORRECTION; AND FOR OTHER PURPOSES.

## Subtitle

14 AN ACT FOR THE DEPARTMENT OF COMMUNITY  
15 CORRECTION REAPPROPRIATION.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. REAPPROPRIATION - GENERAL IMPROVEMENT. There is hereby  
21 appropriated, to the Department of Community Correction, to be payable from  
22 the General Improvement Fund or its successor fund or fund accounts, for the  
23 Department of Community Correction the following:

24 (A) Effective July 1, 2012, the balance of the appropriation provided  
25 in Item (A) Section 1 of Act 80 of 2011, for maintenance and operation,  
26 personal services, construction and renovation for Drug Courts, in a sum not  
27 to exceed.....\$458,943.

28 (B) Effective July 1, 2012, the balance of the appropriation provided  
29 in Item (B) Section 1 of Act 80 of 2011, for various maintenance, renovation,  
30 equipping, construction, acquisition, expansion, replacement and improvement  
31 of facilities, in a sum not to exceed.....\$219,864.

32 (C) Effective July 1, 2012, the balance of the appropriation provided  
33 in Item (A) Section 1 of Act 392 of 2011, for operational grants to entities  
34 that provide services and support to drug courts, in a sum not to exceed  
35 .....\$300,000.

36 (D) Effective July 1, 2012, the balance of the appropriation provided



1 in Section 1 of Act 551 of 2011, for various maintenance, renovation,  
2 equipping, construction, contracting, acquisition, improvement, upgrade, and  
3 repair of real property and facilities of the Department of Community  
4 Correction, in a sum not to exceed.....\$2,000,000.

5 (E) Effective July 1, 2012, the balance of the appropriation provided  
6 in Section 9 of Act 1105 of 2011, for the training and implementation of new  
7 programs for the Evidence-Base Practices, Administrative Probation Sanctions  
8 and the Victim Restitution Study, in a sum not to exceed.....\$500,000.

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10 SECTION 2. 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 3. 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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SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2012 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2012 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2012.