

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
90th General Assembly
Fiscal Session, 2016

As Engrossed: S4/28/16
A Bill

SENATE BILL 128

By: Senator L. Chesterfield

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO ESTABLISH A HIGHER
EDUCATION FOR INCARCERATED OFFENDERS PILOT PROGRAM
FOR THE DEPARTMENT OF COMMUNITY CORRECTION FOR THE
FISCAL YEAR ENDING JUNE 30, 2017; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF COMMUNITY
CORRECTION - POSTSECONDARY EDUCATION
APPROPRIATION FOR THE 2016-2017 FISCAL
YEAR.

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

SECTION 1. APPROPRIATION - HIGHER EDUCATION FOR INCARCERATED OFFENDERS
PILOT PROGRAM. There is hereby appropriated, to the Department of Community
Correction, to be payable from the Department of Community Correction Fund
Account, to establish a Higher Education for Incarcerated Offenders pilot
program for postsecondary education and training expenses of incarcerated
offenders of the Department of Community Correction for the fiscal year
ending June 30, 2017, the following:

ITEM	FISCAL YEAR
NO.	2016-2017
(01) TUITION, BOOKS AND RELATED EXPENSES FOR INCARCERATED INDIVIDUALS	<u>\$1,000,000</u>



SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EDUCATION EXPENSES.

(a) The Department of Community Corrections may pay expenses of eligible postsecondary institutions for the cost of tuition, fees, books or other related costs to provide educational services to incarcerated persons. Only postsecondary institutions that applied for a 2016-2017 U.S. Department of Education Second Chance Pell Pilot Program for Incarcerated Individuals are eligible to participate in the state pilot program.

(b) The provisions of this section shall be in effect only from July 1, 2016 through June 30, 2017.

SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 4. 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 5. 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, 2016 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, 2016 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, 2016.

/s/L. Chesterfield