

State of Arkansas  
92nd General Assembly  
Regular Session, 2019

# A Bill

HOUSE BILL 1598

By: Joint Budget Committee

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
COMMUNITY CORRECTION FOR CAPITAL IMPROVEMENT  
PROJECTS; AND FOR OTHER PURPOSES.

### Subtitle

AN ACT FOR THE DEPARTMENT OF COMMUNITY  
CORRECTION CAPITAL IMPROVEMENT  
APPROPRIATION.

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

SECTION 1. APPROPRIATION - CAPITAL IMPROVEMENT PROJECTS. There is hereby appropriated, to the Department of Community Correction, to be payable from the Development and Enhancement Fund, the following:

(A) for various maintenance, acquisition, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement and upgrade of real property and facilities of the Department of Community Correction, in a sum not to exceed .....\$10,000,000.

(B) for replacement of HVAC Actuators and Controllers, and valves for Actuators at CAC in Little Rock, in a sum not to exceed .....\$72,000.

(C) for replacement of Air Handler Units, Actuators, and Controllers at ECCCC in West Memphis, in a sum not to exceed .....\$270,000.

(D) for roof replacement at ECCCC in West Memphis, in a sum not to exceed .....\$350,000.

(E) for Heating Water System (VFD) and Sensor Controllers at Omega in Malvern, in a sum not to exceed .....\$20,000.

(F) for Air Handler Upgrades at SWACC in Texarkana - Hospital



Renovation, in a sum not to exceed .....\$150,000.

(G) for replacement of Domestic Hot Water Tank and Controllers at NEACC in Osceola, in a sum not to exceed .....\$16,000.

(H) for repaving/resurfacing parking lot at NEACC in Osceola, in a sum not to exceed .....\$420,000.

(I) for replacement of HVAC Controls at NWCCC in Fayetteville, in a sum not to exceed .....\$120,000.

(J) for increasing capacity by 135 beds at Southwest Community Correction Center in Texarkana, in a sum not to exceed .....\$97,562.

(K) for increasing capacity by adding 100 beds to East Central Community Correction Center in West Memphis, in a sum not to exceed .....\$74,706.

SECTION 2. APPROPRIATION - CAPITAL IMPROVEMENT PROJECTS - SPECIAL REVENUE. There is hereby appropriated, to the Department of Community Correction, to be payable from the Community Correction Revolving Fund, for maintenance, acquisition, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement and upgrade of real property and facilities of the Department of Community Correction of the Department of Community Correction for the fiscal year ending June 30, 2020, in a sum not to exceed..... \$10,000,000.

SECTION 3. 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 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, 2019 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, 2019 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, 2019.