

State of Arkansas  
92nd General Assembly  
Regular Session, 2019

# A Bill

HOUSE BILL 1601

By: Joint Budget Committee

## For An Act To Be Entitled

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

## Subtitle

AN ACT FOR THE DEPARTMENT OF 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 Correction, to be payable from the Development and Enhancement Fund, the following:

(A) 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 Ouachita River Unit at Malvern, in a sum not to exceed .....\$1,093,848.

(B) for Phase II of III of the Tucker Water Treatment Plant, in a sum not to exceed .....\$1,093,848.

(C) for lethal fence upgrades at Cummins/Varner, in a sum not to exceed .....\$580,000.

(D) for fence replacement at Delta/North Central/Wrightsville, in a sum not to exceed .....\$1,150,000.

(E) for replacement, upgrades and additions to the current security camera systems at Cummins, Varner and Wrightsville, in a sum not to exceed .....\$2,400,000.

(F) for expansion of Pine Bluff maintenance fabrication shop, in a sum



- not to exceed .....\$120,000.
- (G) for replacement of existing equipment for the East Arkansas Water Waste Project, in a sum not to exceed .....\$259,000.
- (H) for roof replacement - Pine Bluff/RLW, in a sum not to exceed .....\$2,800,000.
- (I) for replacing cell door control panels at the Grimes Unit, in a sum not to exceed .....\$400,000.
- (J) for additional well to provide drinking water to Cummins & Varner Units, in a sum not to exceed .....\$900,000.
- (K) for Northwest Arkansas Work Release Laundry & Commissary Building, in a sum not to exceed .....\$250,000.
- (L) for repairs and expansion of parking lot at Ouachita River Unit, in a sum not to exceed .....\$326,362.
- (M) for addition to the existing North Central Unit - additional 576 beds, additional 30 Administrative Segregation beds and additional Administration and Support Staff offices and program rooms, in a sum not to exceed .....\$39,283,656.

SECTION 2. APPROPRIATION - VARIOUS FARM PROJECTS. There is hereby appropriated, to the Department of Correction, to be payable from the Department of Correction Farm Fund, the following:

- (A) for Irrigation Project at Tucker/Cummins, in a sum not to exceed .....\$110,000.
- (B) for various farm projects for maintenance, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement, and upgrade of the Department of Correction, in a sum not to exceed ..\$1,000,000.

SECTION 3. APPROPRIATION - VARIOUS INDUSTRY PROJECTS. There is hereby appropriated, to the Department of Correction, to be payable from the Department of Correction Prison Industry Fund, the following:

- (A) for various industry projects including storage at the Wrightsville Unit near the Industry buildings, in a sum not to exceed .....\$150,000.
- (B) for various industry projects for maintenance, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement, and upgrade of the Department of Correction, in a sum not to exceed ..\$1,000,000.
- (C) for construction, renovation and major maintenance of facilities

and Central Warehouse, in a sum not to exceed .....\$5,000,000.

SECTION 4. APPROPRIATION - VARIOUS INDUSTRY PROJECTS - CASH. There is hereby appropriated, to the Department of Correction, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for construction, renovation and major maintenance of facilities and Central Warehouse of the Department of Correction for the fiscal year ending June 30, 2020, in a sum not to exceed.....\$5,000,000.

SECTION 5. 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 6. 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 7. 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.