

Stricken language will be deleted and underlined language will be added.

State of Arkansas
93rd General Assembly
Regular Session, 2021

As Engrossed: H4/19/21

A Bill

HOUSE BILL 1532

By: Joint Budget Committee

For An Act To Be Entitled

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

Subtitle

AN ACT FOR THE DEPARTMENT OF CORRECTIONS
DEVELOPMENT AND ENHANCEMENT
APPROPRIATION.

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

SECTION 1. APPROPRIATION - LEASE PAYMENTS. There is hereby appropriated, to the Department of Corrections - Division of Correction, to be payable from the Development and Enhancement Fund, the following:

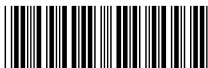
(A) for lease payments associated with debt service of facilities at Malvern and Newport for additional prison beds, including the Special Needs Unit at Malvern, in a sum not to exceed.....\$14,105,000.

SECTION 2. APPROPRIATION - CAPITAL IMPROVEMENT PROJECTS. There is hereby appropriated, to the Department of Corrections, to be payable from the Development and Enhancement Fund, the following:

(A) for upgrades to the Tucker Water Treatment Plant, in a sum not to exceed\$320,450.

(B) for construction, replacement, and maintenance of equipment for the East Arkansas Water Waste Project, in a sum not to exceed\$613,000.

(C) for additional well to provide drinking water to Cummins & Varner



- Units, in a sum not to exceed\$370,000.
- (D) for construction, renovation and maintenance for the ORCU Waste Water Project, in a sum not to exceed\$200,000.
- (E) for construction, renovation and maintenance for the Varner Water Well, in a sum not to exceed\$600,000.
- (F) for construction, renovation and maintenance of facilities related to water treatment, water wells, and wastewater management for various units, in a sum not to exceed\$896,550.
- (G) for lethal fence upgrades at various units, in a sum not to exceed\$345,000.
- (H) for lethal fence upgrades at East Arkansas, Pine Bluff, RLW & MAX Units, in a sum not to exceed\$800,000.
- (I) for lethal fence upgrades at Cummins & Varner Units, in a sum not to exceed\$600,000.
- (J) for fence replacement at Delta, North Central, Wrightsville & Ester Units, in a sum not to exceed\$1,255,000.
- (K) for replacement, upgrades and additions to current camera security systems at all units, in a sum not to exceed\$3,000,000.
- (L) for construction, renovation and maintenance of facilities and Central Warehouse, in a sum not to exceed\$5,000,000.
- (M) for fire alarm upgrades at various units, in a sum not to exceed\$500,000.

SECTION 3. APPROPRIATION - PANDEMIC AND CATASTROPHIC NEEDS. There is hereby appropriated, to the Department of Corrections, to be payable from the Development and Enhancement Fund, the following:

- (A) for contingency payment in case of pandemic, natural or catastrophic disasters, in a sum not to exceed\$5,000,000.

SECTION 4. APPROPRIATION - VARIOUS FARM PROJECTS. There is hereby appropriated, to the Department of Corrections, to be payable from the Division of Correction Farm Fund, the following:

- (A) for maintenance, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement, and upgrade of the Department of Corrections - Various Farm Projects, in a sum not to exceed ...\$1,000,000.

SECTION 5. APPROPRIATION - VARIOUS INDUSTRY PROJECTS. There is hereby appropriated, to the Department of Corrections - Division of Correction, to be payable from the Division of Correction Prison Industry Fund, the following:

(A) for maintenance, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement, and upgrade of the Department of Corrections - Various Industry Projects, in a sum not to exceed\$1,000,000.

SECTION 6. APPROPRIATION - CAPITAL IMPROVEMENT PROJECTS - RIVERSIDE. There is hereby appropriated, to the Department of Corrections - Division of Correction, to be payable from the Development and Enhancement Fund, the following:

(A) for capital improvements at Riverside Vocational Technical School, in a sum not to exceed\$1,000,000.

SECTION 7. 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 8. 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 9. 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, 2021 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, 2021 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, 2021.

/s/Joint Budget Committee