

State of Arkansas

77th General Assembly A Bill

Third Extraordinary Session, 1989

SENATE BILL 36

By: Joint Budget Committee

CALL ITEM 22

For An Act To Be Entitled

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF THE DEPARTMENT OF CORRECTION WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THE APPROPRIATION PROVIDED IN ACT 118 OF THE FIRST EXTRAORDINARY SESSION OF 1989 FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1991; AND FOR OTHER PURPOSES."

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

SECTION 1. REGULAR SALARIES - INMATE CARE AND CUSTODY. There is hereby established for the Department of Correction - Inmate Care and Custody for the 1989-91 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All positions established by this section shall be supplemental and in addition to positions established by Section 1 of Act 118 of First Extraordinary Session of 1989. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

ITEM NO.	CLASS CODE	TITLE	MAXIMUM NO. OF EMPLOYEES	MAXIMUM ANNUAL SALARY RATE	
				1989-90	1990-91
(01)	T062	PAROLE OFFICER	10	GRADE 18	
		MAXIMUM NO. OF EMPLOYEES	10		

SECTION 2. APPROPRIATION - INMATE CARE AND CUSTODY. There is hereby

appropriated to the Department of Correction - Inmate Care and Custody, to be payable from the Department of Correction Inmate Care and Custody Fund Account, for personal services and operating expenses of the Department of Correction - Inmate Care and Custody which shall be supplemental and in addition to those funds appropriated in Section 3 of Act 118 of the First Extraordinary Session of 1989 for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$1,114,319	\$2,042,036
(02) PERSONAL SVCS. MATCH.	279,703	563,743
(03) MAINT. & GEN. OPER.		
(A) OPER. EXP.	\$653,874	\$1,120,412
(B) CONF. FEES	6,750	0
(C) PROF. FEES	500,645	590,770
(D) CAPITAL OUTLAY	354,946	84,300
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	1,516,215	1,795,482
(04) JAIL CONTRACTS	1,000,000	750,000
TOTAL AMOUNT APPROPRIATED	\$3,910,237	\$5,151,261

SECTION 3. APPROPRIATIONS - PRISON INDUSTRY. There is hereby appropriated to the Department of Correction - Prison Industry, to be payable from the Department of Correction Prison Industry Fund, for operating expenses of Department of Correction - Prison Industry which shall be supplemental and in addition to those funds appropriated in Section 10 of Act 118 of First Extraordinary Session of 1989, for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 0	\$ 0
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	350,000	0

(E) DATA PROCESSING	_____0	_____0
TOTAL MAINT. & GEN. OPER.	_____350,000	_____0
TOTAL AMOUNT APPROPRIATED	\$ 350,000	\$ 0

SECTION 4. APPROPRIATIONS - FARM OPERATIONS. There is hereby appropriated to the Department of Correction - Farm Operations, to be payable from the Department of Correction Farm Fund, for operating expenses of Department of Correction - Farm Operations which shall be supplemental and in addition to those funds appropriated in Section 11 of Act 118 of First Extraordinary Session of 1989, for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 0	\$ 0
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	1,000,000	0
(E) DATA PROCESSING	_____0	_____0
TOTAL MAINT. & GEN. OPER.	\$1,000,000	\$_____0
TOTAL AMOUNT APPROPRIATED	\$1,000,000	\$ 0

SECTION 5. APPROPRIATIONS - PARDONS AND PAROLES. There is hereby appropriated to the Department of Correction - Pardons and Paroles, to be payable from the Department of Correction Inmate Care and Custody Fund Account, for personal services and operating expenses of Department of Correction - Pardons and Paroles which shall be supplemental and in addition to those funds appropriated in Section 9 of Act 118 of First Extraordinary Session of 1989, for the biennial period ending June 30, 1991, the following:

ITEM NO.	FISCAL YEARS	
	1989-90	1990-91
(01) REGULAR SALARIES	\$ 62,400	\$ 175,386
02) PERSONAL SERV MATCHING	17,600	48,161
03) MAINT. & GEN. OPERATION		

(A) OPER. EXPENSES	\$ 20,000	\$ 26,453	
(B) CONF. & TRAVEL	0	0	
(C) PROF. FEES	0	0	
(D) CAPITAL OUTLAY	0	0	
(E) DATA PROCESSING	_____0	_____0	
TOTAL MAINT. & GEN. OPER.		\$__20,000	\$__26,453
TOTAL AMOUNT APPROPRIATED		\$ 100,000	\$ 250,000

SECTION 6. CARRY FORWARD. The unexpended balances in appropriation and funds provided for in Section 3 and Section 4 of this Act on June 30, 1990 shall be carried forward and made available for expenditures for the same purpose for the fiscal year ending June 30, 1991.

SECTION 7. 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 Purchasing 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 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. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Seventh General Assembly meeting in the Third Extraordinary Session that the passage of this Act is necessary for continued efficient operation of the Department of Correction. Significant increases in prison population and inmates backed up in county jails dictates the necessity for additional operating expenses to address increases caused in part by the serious drug problem in the State. 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 its passage and approval.