

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill

SENATE BILL 540

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE DEPARTMENT OF CORRECTION FOR
10 THE BIENNIAL PERIOD ENDING JUNE 30, 1993; AND FOR OTHER
11 PURPOSES."

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

15 SECTION 1. REGULAR SALARIES - INMATE CARE AND CUSTODY. There is hereby
16 established for the Department of Correction - Inmate Care and Custody for the
17 1991-93 biennium, the following maximum number of regular employees whose
18 salaries shall be governed by the provisions of the Uniform Classification and
19 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all
20 laws amendatory thereto. Provided, however, that any position to which a
21 specific maximum annual salary is set out herein in dollars, shall be exempt
22 from the provisions of said Uniform Classification and Compensation Act. All
23 persons occupying positions authorized herein are hereby governed by the
24 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
25 Code §21-5-101), or its successor.

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1991-92	1992-93
31	(1) 9933	COR DIRECTOR	1	\$ 73,610	\$ 79,498
32	(2) 9822	COR ASST DIRECTOR	5	\$ 52,370	\$ 54,989
33	(3) 9823	CORRECTIONAL SUPERINTENDENT	1	\$ 50,845	\$ 53,387
34	(4) 9930	COR CONSTR & MAINTENANCE ADMR	1	\$ 48,379	\$ 50,797
35	(5) 9935	COR FARM ADMINISTRATOR	1	\$ 48,378	\$ 50,796

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1	(6)	7353	COR MENTAL HLTH SVCS ADMR	1	\$ 44,386	\$ 46,605
2	(7)	9876	CORRECTION COMPLIANCE ATTORNEY	1	\$ 43,373	\$ 45,541
3	(8)	9936	COR PARDONS & PAROLE ADMINISTRATOR	1	\$ 36,958	\$ 38,805
4	(9)	7737	COR INDUSTRY COORDINATOR	1	\$ 36,598	\$ 38,427
5	(10)	6621	PSYCHIATRIST	2	\$ 85,702	\$ 89,987
6	(11)	6601	DENTIST	1	\$ 74,755	\$ 78,492
7	(12)	104Z	COR ASST DIR FOR ADMIN SERVICES	1		GRADE 26
8		102Z	COR WARDEN II	7		
9		827Z	DATA PROCESSING CENTER MANAGER	1		
10		056Z	CORRECTION HEAD FARM MANAGER II	1		
11	(13)	L124	PSYCHOLOGIST	7		GRADE 25
12		054Z	CORRECTION HEAD FARM MANAGER I	1		
13	(14)	115Z	COR WARDEN I	6		GRADE 24
14		962Z	COR ACCOUNTING SUPERVISOR	1		
15		R036	ATTORNEY	4		
16	(15)	091Z	COR ASST WARDEN	17		GRADE 23
17		N334	COR ASST TO THE DIR/PUB RELATIONS	1		
18		108Z	COR MEDICAL/DENTAL ADMR	1		
19		117Z	COR AGRI PRODUCTION SUPERVISOR	2		
20	(16)	R033	COR INTERNAL AFFAIRS ADMINISTRATOR	1		GRADE 22
21		Y026	COR CONSTR/MAINTENANCE SUPV II	13		
22		114Z	COR CLASSIFICATION ADMINISTRATOR	1		
23		119Z	COR PERSONNEL ADMINISTRATOR	1		
24		E010	COR TRAINING ADMINISTRATOR	1		
25		T014	COR CHIEF SECURITY OFFICER	19		
26	(17)	R019	COR ADMR OF PLNG, TRNG, & RESEARCH	2		GRADE 21
27		T008	CORRECTIONAL OFFICER IV	47		
28		L122	PSYCHOLOGICAL EXAMINER II	13		
29		M014	ADMINISTRATOR OF CHAPLAINCY SVCS	1		
30		T066	WORK RELEASE CENTER SUPV II	1		
31		D036	SR PROGRAMMER/ANALYST	1		
32		A008	ACCOUNTING SUPV II	2		
33		H001	COR COMMODITY & FOOD SVC ADMR	1		
34		V016	COR PROCUREMENT & PROPERTY MANAGER	1		
35		T001	COR PARDONS & PAROLE ASST ADMR	2		
36		949Z	COR INDUSTRY PROG TRADE SPEC SUPV	2		

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1	Y020 COR INDUSTRY PROGRAM MANAGER	7	
2	Y018 COR ASST HEAD FARM MANAGER	3	
3	(18) T006 CORRECTIONAL OFFICER III	115	GRADE 20
4	A056 INTERNAL AUDITOR	1	
5	A186 COR BUDGET MANAGER	3	
6	M016 SENIOR CHAPLAIN	1	
7	Y123 COR CONSTRUCTION ELECTRICAL SUPV	1	
8	Y125 COR CONSTRUCTION PLUMBER SUPV	1	
9	Y127 COR CONSTRUCTION REFRIGERATION SUPV	1	
10	M045 COR REHAB FACILITY SUPERVISOR	7	
11	E114 STAFF DEVELOPMENT COORDINATOR	1	
12	R266 MANAGEMENT PROJECT ANALYST II	1	
13	A006 ACCOUNTING SUPV I	2	
14	E100 COR TRAINING ACADEMY SUPERVISOR	1	
15	M088 SOCIAL WORKER II	1	
16	T034 PAROLE OFFICER SUPERVISOR	11	
17	E012 COR INDUSTRIAL SUPV II	11	
18	T016 AGRICULTURAL UNIT SUPERVISOR II	17	
19	M115 SUBSTANCE ABUSE PROGRAM COORD	1	
20	(19) M019 CHAPLAIN	15	GRADE 19
21	T010 CORRECTIONAL SERGEANT	310	
22	H030 COR FOOD PRODUCTION MGR II	17	
23	M107 COR COUNSELING PROGRAM LEADER	40	
24	M114 SUBSTANCE ABUSE PROGRAM LEADER	22	
25	T068 WORK RELEASE CENTER SUPV I	9	
26	M086 SOCIAL WORKER I	9	
27	R068 EEO/GRIEVANCE OFFICER	1	
28	R150 RESEARCH PROJECT ANALYST	1	
29	R070 CORRECTION MARKETING SPECIALIST	1	
30	T018 AGRICULTURAL UNIT SUPERVISOR I	16	
31	(20) R322 COR UNIT PERS & TRAINING OFFICER	10	GRADE 18
32	T005 CORRECTIONAL OFFICER II	187	
33	R264 MANAGEMENT PROJECT ANALYST I	5	
34	T012 DISCIPLINARY HEARING OFFICER	4	
35	V040 PURCHASE AGENT II/PURCHASE AGENT	3	

1	X450 COR INTERNAL AFFAIRS INVESTIGATOR	9	
2	Y131 COR CONSTR/MAINTENANCE SUPV I	14	
3	A111 ACCOUNTANT	8	
4	V023 REAL PROPERTY MANAGEMENT SPECIALIST	1	
5	E072 TRAINING INSTRUCTOR	4	
6	M050 RECREATIONAL ACTIVITY LEADER SUPV	4	
7	R134 PLANNING SPECIALIST II	2	
8	M105 COR COUNSELOR	21	
9	M096 CORRECTION PROGRAM COORD	4	
10	E053 COR UNIT TRAINING SUPERVISOR	1	
11	T062 PAROLE OFFICER	92	
12	V006 BUYER II	1	
13	R072 COR SALES REPRESENTATIVE	5	
14	Y005 AUTO/DIESEL MECHANIC SUPERVISOR	1	
15	(21) A114 COR BUSINESS MANAGER	7	GRADE 17
16	H029 COR FOOD PRODUCTION MGR I	54	
17	R321 COR GRIEVANCE OFFICER	2	
18	T075 RECORDS/INTAKE SUPV	1	
19	W002 CHIEF OF RECORDS & IDENTIFICATION	2	
20	E011 COR INDUSTRIAL SUPV I	31	
21	G161 GENERAL MAINTENANCE REPAIRMAN	1	
22	R010 ADMINISTRATIVE ASSISTANT II	4	
23	R049 CLASSIFICATION & ASSIGNMENT OFFICER	6	
24	V030 INVENTORY CONTROL MANAGER	4	
25	R190 PERSONNEL OFFICER II	2	
26	D128 COMPUTER OPERATIONS SPECIALIST	1	
27	E055 COR UNIT TRAINER	4	
28	M144 COR VOLUNTEER SERVICE COORDINATOR	1	
29	(22) T003 CORRECTIONAL OFFICER I	1292	GRADE 16
30	V076 COR PROPERTY OFFICER	1	
31	X318 COR ADMIN REVIEW OFFICER	6	
32	G027 BUILDING PLANT MAINTENANCE SUPV I	1	
33	W009 INMATE RECORDS SUPERVISOR	9	
34	(23) A108 ACCOUNTING TECHNICIAN II	5	GRADE 15
35	M048 RECREATIONAL ACTIVITY LEADER II	1	

1	R009	ADMINISTRATIVE ASSISTANT I	1	
2	A063	PAYROLL OFFICER	1	
3	K011	ADMIN SUPPORT SUPERVISOR	1	
4	(24) K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	6	GRADE 14
5	K117	MEDICAL OR LEGAL SECRETARY	1	
6	H023	COMMISSARY MANAGER	11	
7	(25) K153	SECRETARY II	29	GRADE 13
8	A051	INSURANCE SPECIALIST I	1	
9	H021	COMMISSARY SUPERVISOR	4	
10	H049	SUPERVISOR OF COOKING	6	
11	(26) T045	SECURITY OFFICER II	1	GRADE 12
12	A106	ACCOUNTING TECHNICIAN I	21	
13	(27) K155	SECRETARY I	54	GRADE 11
14	(28) K023	CLERK TYPIST	34	GRADE 10
15	K037	DOCUMENT EXAMINER I	1	
16	(29) K065	MAIL OFFICER	<u>1</u>	GRADE 09
17		MAX NO. OF EMPLOYEES	2786	

CONTINGENT POSITIONS

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				Maximum Annual		
				Maximum	Salary Rate	
				No. of	Fiscal Years	
Item	Class	Title		Employees	1991-92	1992-93
No.	Code					
24	(01)	MEDICAL DIRECTOR		1	\$ 85,000	\$85,000
25	(02) 6609	PHYSICIAN		8	\$ 75,000	\$75,000
26	(03) L096	SENIOR PHARMACIST		1		GRADE 24
27	(04)	HOSPITAL ADMINISTRATOR		1		GRADE 21
28	(05) 109Z	COR NURSING DIRECTOR		1		GRADE 20
29		QUALITY ASSURANCE OFFICER		1		
30	L094	PHARMACIST I		2		
31	L070	NURSE II		7		
32	(06) W012	MEDICAL RECORDS ADMIN.		1		GRADE 19
33	(07) L170	PHYSICIAN ASST. II		7		GRADE 18
34	L012	CHARGE NURSE		1		
35	L068	NURSE I		23		

1	A111	ACCOUNTANT I	1	
2	(08) L160	COR INFIRMARY ADMIN.	8	GRADE 16
3	L166	CHIEF RADIOLOGIC TECH	1	
4	(09) W015	MEDICAL RECORDS TECHNICIAN	20	GRADE 15
5	(10) B046	LABORATORY SUPERVISOR	1	GRADE 14
6	L049	LPN II	116	
7	L151	X-RAY TECH/X-RAY TECH I	7	
8	(11) B049	LAB TECH II	4	GRADE 13
9	(12) K155	SECRETARY I	<u>7</u>	GRADE 11
10		MAX. NO. OF CONTINGENT EMPLOYEES	219	
11				
12		GRAND TOTAL MAX. NO. OF EMPLOYEES	<u>3005</u>	
13				

14 SECTION 2. EXTRA HELP - INMATE CARE AND CUSTODY. There is hereby
 15 authorized, for the Department of Correction - Inmate Care and Custody for the
 16 1991-93 biennium, the following maximum number of part-time or temporary
 17 employees, to be known as "Extra Help", payable from funds appropriated herein
 18 for such purposes: forty (40) temporary or part-time employees, when needed,
 19 at rates of pay not to exceed those provided in the Uniform Classification and
 20 Compensation Act, or its successor, or this act for the appropriate
 21 classification.

22
 23 SECTION 3. APPROPRIATIONS - INMATE CARE AND CUSTODY. There is hereby
 24 appropriated, to the Department of Correction, to be payable from the
 25 Department of Correction Inmate Care and Custody Fund Account, for personal
 26 ~~services and operating expenses of the Department of Correction - Inmate Care~~
 27 and Custody for the biennial period ending June 30, 1993, the following:

29	ITEM	FISCAL YEARS	
30	NO.	1991-92	1992-93
31	(01) REGULAR SALARIES	\$ 45,051,325	\$ 49,069,762
32	(02) EXTRA HELP	30,000	30,000
33	(03) PERSONAL SERV MATCHING	12,291,309	13,515,422
34	(04) OVERTIME	125,000	125,000
35	(05) EXTRA SALARIES	14,000	14,000

1	(06) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSES	\$ 12,931,076	\$ 13,680,007
3	(B) CONF. & TRAVEL	75,340	77,838
4	(C) PROF. FEES	10,966,367	12,577,098
5	(D) CAPITAL OUTLAY	848,541	200,000
6	(E) DATA PROCESSING	<u>625,496</u>	<u>645,100</u>
7	TOTAL MAINT. & GEN. OPER.		25,446,820 27,180,043
8	(07) AID SCHOOL		70,448 70,448
9	(08) JAIL CONTRACTS		<u>402,704</u> <u>402,704</u>
10	TOTAL AMOUNT APPROPRIATED		<u>\$ 83,431,606</u> <u>\$ 90,407,379</u>

11

12 SECTION 4. REGULAR SALARIES - PLASMA CENTER - CASH. There is hereby

13 established for the Department of Correction - Plasma Center for the 1991-93

14 biennium, the following maximum number of regular employees whose salaries

15 shall be governed by the provisions of the Uniform Classification and

16 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all

17 laws amendatory thereto. Provided, however, that any position to which a

18 specific maximum annual salary is set out herein in dollars, shall be exempt

19 from the provisions of said Uniform Classification and Compensation Act. All

20 persons occupying positions authorized herein are hereby governed by the

21 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas

22 ~~Code §21-5-101), or its successor.~~

23			Maximum Annual	
24			Maximum	Salary Rate
25			No. of	Fiscal Years
26	Item Class		Employees	1991-92 1992-93
27	No. Code Title			
28	(1) 6621 PSYCHIATRIST		1	\$ 85,702 \$ 89,987
29	(2) T006 CORRECTIONAL OFFICER III		2	GRADE 20
30	(3) T010 CORRECTIONAL SERGEANT		4	GRADE 19
31	(4) T003 CORRECTIONAL OFFICER I		<u>12</u>	GRADE 16
32		MAX NO. OF EMPLOYEES	19	

33

34 SECTION 5. APPROPRIATIONS - PLASMA CENTER - CASH. There is hereby

35 appropriated, to the Department of Correction, to be payable from cash funds

1 as defined by Arkansas Code 19-4-801 of the Department of Correction, for
 2 personal services and operating expenses of the Department of Correction -
 3 Plasma Center for the biennial period ending June 30, 1993, the following:

ITEM		FISCAL YEARS	
NO.		1991-92	1992-93
(01)	REGULAR SALARIES	\$ 394,787	\$ 402,615
(02)	PERSONAL SERV MATCHING	104,931	110,103
(03)	EXTRA SALARIES	7,000	7,000
(04)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSES	\$ 621,626	\$ 621,626
(B)	CONF. & TRAVEL	0	0
(C)	PROF. FEES	0	0
(D)	CAPITAL OUTLAY	25,000	25,000
(E)	DATA PROCESSING	<u>0</u>	<u>0</u>
	TOTAL MAINT. & GEN. OPER.	<u>646,626</u>	<u>646,626</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,153,344</u>	<u>\$ 1,166,344</u>

19 SECTION 6. APPROPRIATIONS - INMATE WELFARE - CASH. There is hereby
 20 ~~appropriated, to the Department of Correction, to be payable from cash funds~~
 21 as defined by Arkansas Code 19-4-801 of the Department of Correction, for
 22 personal services and operating expenses of the Department of Correction -
 23 Inmate Welfare for the biennial period ending June 30, 1993, the following:

ITEM		FISCAL YEARS	
NO.		1991-92	1992-93
(01)	REGULAR SALARIES	\$ 399,265	\$ 418,074
(02)	PERSONAL SERV MATCHING	113,944	120,409
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSES	\$ 3,124,145	\$ 3,124,145
(B)	CONF. & TRAVEL	0	0
(C)	PROF. FEES	0	0
(D)	CAPITAL OUTLAY	150,000	150,000
(E)	DATA PROCESSING	<u>0</u>	<u>0</u>
	TOTAL MAINT. & GEN. OPER.	<u>3,274,145</u>	<u>3,274,145</u>

1 TOTAL AMOUNT APPROPRIATED \$ 3,787,354 \$ 3,812,628

3 SECTION 7. APPROPRIATIONS - WORK RELEASE CENTER - CASH. There is
 4 hereby appropriated, to the Department of Correction, to be payable from cash
 5 funds as defined by Arkansas Code 19-4-801 of the Department of Correction,
 6 for operating expenses of the Department of Correction - Work Release Center
 7 for the biennial period ending June 30, 1993, the following:

8

9 ITEM		FISCAL YEARS	
10 NO.		1991-92	1992-93
11 (01)	MAINT. & GEN. OPERATION		
12	(A) OPER. EXPENSES \$	899,729	\$ 891,489
13	(B) CONF. & TRAVEL	3,984	3,984
14	(C) PROF. FEES	9,500	9,500
15	(D) CAPITAL OUTLAY	536,309	387,638
16	(E) DATA PROCESSING	<u>1,412</u>	<u>1,412</u>
17	TOTAL MAINT. & GEN. OPER.	\$ 1,450,934	\$ 1,294,023
18 (02)	DEBT SERVICE/LEASES	<u>500,000</u>	<u>500,000</u>
19	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,950,934</u>	<u>\$ 1,794,023</u>

21 SECTION 8. APPROPRIATIONS - COMMUNITY SERVICE CENTER. There is hereby
 22 appropriated, to the Department of Correction, to be payable from the
 23 Community Service Revolving Fund, for personal services and operating expenses
 24 of the Department of Correction - Community Service Center for the biennial
 25 period ending June 30, 1993, the following:

26

27 ITEM		FISCAL YEARS	
28 NO.		1991-92	1992-93
29 (01)	REGULAR SALARIES	\$ 444,202	\$ 466,003
30 (02)	PERSONAL SERV MATCHING	121,257	128,188
31 (03)	MAINT. & GEN. OPERATION		
32	(A) OPER. EXPENSES \$	264,263	\$ 264,263
33	(B) CONF. & TRAVEL	2,008	2,008
34	(C) PROF. FEES	0	0
35	(D) CAPITAL OUTLAY	150,000	150,000

1	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
2	TOTAL MAINT. & GEN. OPER.	416,271	416,271
3	TOTAL AMOUNT APPROPRIATED	\$ <u>981,730</u>	\$ <u>1,010,462</u>

4

5 SECTION 9. APPROPRIATIONS - PARDONS AND PAROLES. There is hereby

6 appropriated, to the Department of Correction, to be payable from the

7 Department of Correction Inmate Care and Custody Fund Account, for personal

8 services and operating expenses of the Department of Correction - Pardons and

9 Paroles for the biennial period ending June 30, 1993, the following:

10			
11	ITEM	FISCAL YEARS	
12	NO.	1991-92	1992-93
13	(01) REGULAR SALARIES	\$ 2,292,904	\$ 2,402,843
14	(02) PERSONAL SERV MATCHING	609,797	643,045
15	(03) MAINT. & GEN. OPERATION		
16	(A) OPER. EXPENSES	\$ 444,938	\$ 450,996
17	(B) CONF. & TRAVEL	11,484	11,484
18	(C) PROF. FEES	102,200	102,200
19	(D) CAPITAL OUTLAY	176,101	21,154
20	(E) DATA PROCESSING	<u>4,376</u>	<u>4,376</u>
21	TOTAL MAINT. & GEN. OPER.	739,099	590,210
22	TOTAL AMOUNT APPROPRIATED	\$ <u>3,641,800</u>	\$ <u>3,636,098</u>

23

24 SECTION 10. APPROPRIATIONS - PRISON INDUSTRY. There is hereby

25 appropriated, to the Department of Correction, to be payable from the

26 Department of Correction Prison Industry Fund, for personal services and

27 operating expenses of the Department of Correction - Prison Industry for the

28 biennial period ending June 30, 1993, the following:

29			
30	ITEM	FISCAL YEARS	
31	NO.	1991-92	1992-93
32	(01) REGULAR SALARIES	\$ 1,690,126	\$ 1,775,647
33	(02) PERSONAL SERV MATCHING	452,591	478,801
34	(03) MAINT. & GEN. OPERATION		
35	(A) OPER. EXPENSES	\$ 2,656,849	\$ 2,656,849

1	(B) CONF. & TRAVEL	1,600	1,600
2	(C) PROF. FEES	0	0
3	(D) CAPITAL OUTLAY	500,000	500,000
4	(E) DATA PROCESSING	0	0
5	TOTAL MAINT. & GEN. OPER.		<u>3,158,449</u> <u>3,158,449</u>
6	TOTAL AMOUNT APPROPRIATED		<u>\$ 5,301,166</u> <u>\$ 5,412,897</u>

7

8 SECTION 11. APPROPRIATIONS - FARM OPERATIONS. There is hereby appropriated,
 9 to the Department of Correction, to be payable from the Department of
 10 Correction Farm Fund, for personal services and operating expenses of the
 11 Department of Correction - Farm Operations for the biennial period ending June
 12 30, 1993, the following:

14 ITEM	FISCAL YEARS	
15 NO.	1991-92	1992-93
16 (01) REGULAR SALARIES	\$ 1,043,843	\$ 1,096,654
17 (02) PERSONAL SERV MATCHING	268,505	283,838
18 (03) MAINT. & GEN. OPERATION		
19 (A) OPER. EXPENSES	\$ 4,708,505	\$ 4,708,505
20 (B) CONF. & TRAVEL	1,600	1,600
21 (C) PROF. FEES	167,663	167,663
22 (D) CAPITAL OUTLAY	1,000,000	1,000,000
23 (E) DATA PROCESSING	<u>0</u>	<u>0</u>
24 TOTAL MAINT. & GEN. OPER.	5,877,768	5,877,768
25 (04) AID SCHOOL	4	4
26 (05) PURCHASE FEEDER CATTLE	<u>150,000</u>	<u>150,000</u>
27 TOTAL AMOUNT APPROPRIATED	<u>\$ 7,340,120</u>	<u>\$ 7,408,264</u>

28

29 SECTION 12. APPROPRIATIONS - REGIONAL FACILITIES OPERATIONS ACCOUNT.
 30 There is hereby appropriated, to the Department of Correction, to be payable
 31 from cash funds as defined by Arkansas Code 19-4-801 of the Department of
 32 Correction, for debt service/lease payments for the bonded indebtedness or
 33 leases of regional correction facilities of the Department of Correction -
 34 Regional Facilities Operations for the biennial period ending June 30, 1993,
 35 the following:

1

ITEM	FISCAL YEARS	
3 NO.	1991-92	1992-93
4 (01) DEBT SERVICE/LEASES	<u>\$ 500,000</u>	<u>\$ 500,000</u>

5

6 SECTION 13. APPROPRIATIONS - PRISONER HOUSING CONTRACT ACCOUNT. There
 7 is hereby appropriated, to the Department of Correction, to be payable from
 8 cash funds as defined by Arkansas Code 19-4-801 of the Department of
 9 Correction, for debt service/lease payments for the bonded indebtedness or
 10 leases of regional correction facilities by the Department of Correction -
 11 Prisoner Housing Contract Account for the biennial period ending June 30,
 12 1993, the following:

13

ITEM	FISCAL YEARS	
15 NO.	1991-92	1992-93
16 (01) DEBT SERVICE/LEASES	<u>\$ 200,000</u>	<u>\$ 200,000</u>

17

18 SECTION 14. APPROPRIATIONS - CONSTRUCTION FUND DEFICIENCY ACCOUNT.
 19 There is hereby appropriated, to the Department of Correction, to be payable
 20 from cash funds as defined by Arkansas Code 19-4-801 of the Department of
 21 Correction, for debt service/lease payments for the bonded indebtedness or
 22 leases of regional correction facilities of the Department of Correction -
 23 Construction Fund Deficiency Account for the biennial period ending June 30,
 24 1993, the following:

25

ITEM	FISCAL YEARS	
NO.	1991-92	1992-93
28 (01) DEBT SERVICE/LEASES	<u>\$ 500,000</u>	<u>\$ 500,000</u>

29

30 SECTION 15. USE OF MAINTENANCE AND OPERATION APPROPRIATION AND SALVAGED
 31 MATERIALS CONSTRUCTION. The Department of Correction is hereby authorized to
 32 utilize Maintenance and General Operation Appropriation in conjunction with
 33 surplus and/or salvageable materials for the purpose of implementing
 34 construction projects to benefit the Department and its various programs.
 35 Before such projects may be undertaken, a Method of Finance must be submitted

1 for prior review by the Arkansas Legislative Council, and review and approval
2 by the Department of Finance and Administration and the Arkansas State
3 Building Services.

4

5 SECTION 16. EXTRA SALARIES. There is hereby authorized, for the
6 Department of Correction, for the 1991-93 biennium, the following increases in
7 salaries for certain positions provided in the Regular Salary schedule in this
8 Act, and to be in addition to the annual amounts as established by the Uniform
9 Classification and Compensation Act, as amended, for three (3) full-time
10 physicians who are certified by the American Specialty Boards at rates of pay
11 not to exceed an additional \$4,500 per year. If certified in forensic
12 psychiatry, an additional \$2,500 per year will be allowed. Total extra
13 salaries may not exceed \$7,000 per year per position. In the event the
14 physician is not a full time employee, the amount specified herein shall be
15 adjusted proportionately to the amount of time worked for the Department of
16 Correction by that physician.

17

18 SECTION 17. It is hereby authorized that the Department of Correction
19 may move an incumbent classified as a Correctional Officer I, Grade 16, up to
20 Pay Level II of Grade 16, after the following criteria has been met: the
21 incumbent Correctional Officer I must have completed at least six (6) months
22 continuous service as a Correctional Officer I; and the incumbent must have
23 completed a minimum of two hundred (200) hours Correctional Officer training;
24 and the incumbent must have passed a six (6) months evaluation.

25

26 SECTION 18. MEDICAL SERVICES. If it has been found that the Department
27 cannot continue a medical contract with a private provider and the Board deems
28 it necessary to utilize Department staff to provide the required services, the
29 Department is allowed, upon notification of the Chief Fiscal Officer of the
30 State and after seeking prior review by the Arkansas Legislative Council, to
31 utilize the contingent positions contained in Section 1 of this Act and make
32 the appropriate transfers from Professional Fees and Services character
33 contained in Section 3 of this Act to Regular Salaries, Personal Services
34 Matching and various Maintenance and General Operations classifications.

35

1 SECTION 19. In the event the Department of Correction cannot accept
2 inmates from county jails due to insufficient bed space, the Department shall
3 reimburse the counties at a rate determined by the Board of Correction until
4 the appropriation provided for such purpose is exhausted. The prevailing rate
5 of the county jail will be considered by the Board in determining the rate to
6 be reimbursed. The appropriation provided by Item (08) of Section 3 may also
7 be used for contracts with county jails for pre-release inmates.

8

9 SECTION 20. In the event of a substantial increase in utility rates,
10 the Department of Correction is authorized to transfer any line item
11 appropriation in this Act to the Maintenance and Operation line item for
12 support of the increase after receiving approval of the Chief Fiscal Officer
13 of the State.

14

15 SECTION 21. TRANSFER OF APPROPRIATION WITHIN CAPITAL IMPROVEMENT
16 PROJECTS. The Department of Correction is hereby authorized to transfer
17 appropriation between and/or among the various capital
18 improvements/construction projects authorized by the General Assembly. Such
19 transfers may be made only after approval by the Governor. Such authorization
20 shall in no way mean that the total amount of funds or appropriations for
21 capital improvement/construction projects be greater than that provided by the
22 General Assembly for the Department of Correction.

23

24 SECTION 22. MENTAL HEALTH SERVICES. In the event the Department
25 determines to enter into a professional contract for mental health services,
26 the Department may, upon approval of the Chief Fiscal Officer of the State and
27 after prior review by the Arkansas Legislative Council, make appropriate
28 transfers from regular salaries, personal services matching and various
29 maintenance and operation classifications to the professional fees and
30 services classification for payment of the contractual amount.

31

32 SECTION 23. The Department of Correction is authorized to transfer
33 funds from various Special Revenue and Cash Funds into the Inmate Care and
34 Custody Fund Account in order to adjust to the budget needs upon approval of
35 the Board of Correction and the Chief Fiscal Officer of the State.

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SECTION 24. NEW FACILITIES. If it is found that contracting for the operation of new facilities is economically beneficial to the State of Arkansas, the Department of Correction may, after receiving approval of the Chief Fiscal Officer, and seeking prior review by the Arkansas Legislative Council, transfer from any line item appropriation contained in Section 3 of this Act into the Professional Fees and Services character contained in Section 3 of this Act to operate new facilities opened during the biennium.

SECTION 25. Receipts from cities or counties reimbursed to the Department for daily care of city or county prisoners shall be accounted for separately. Such receipts shall be used for payment of debt service on bonds, loans or any other instruments used to finance regional jail facilities.

SECTION 26. The Department of Correction is hereby authorized to transfer appropriations between any line items authorized herein but only for the purpose of financing construction or equipment for a facility of the department. Any transfers authorized by this section shall require the approval of the Chief Fiscal Officer of the State after prior review by the Legislative Council or Joint Budget Committee.

SECTION 27. The proceeds from the sale of feeder cattle by the Department of Correction shall be deposited into the State Treasury as a refund to expenditure to the credit of the appropriation available to the Department of Correction for the "Purchase of Feeder Cattle for Slaughter".

SECTION 28. Supervision and Transfer of Employees. All staff, employees, and other personnel of the Department of Correction shall be under the direct supervision and control of the Director of the Department of Correction, who shall report directly to the Board of Correction.

SECTION 29. The Correction Compliance Attorney and Auditor (authorized as one of the Accounting Supv. II positions contained in Section I herein) may work directly under the Board of Correction.

1 SECTION 30. No other appropriations authorized by this Act shall be
2 utilized during either fiscal year of the 1991-93 biennium until the
3 Department of Correction is in the process of implementing the Sexual
4 Offenders Treatment Program by an amount totaling not less than \$185,000 each
5 fiscal year.

6
7 SECTION 31. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
8 authorized by this Act shall be limited to the appropriation for such agency
9 and funds made available by law for the support of such appropriations; and
10 the restrictions of the State Purchasing Law, the General Accounting and
11 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
12 Procedures and Restrictions Act, or their successors, and other fiscal control
13 laws of this State, where applicable, and regulations promulgated by the
14 Department of Finance and Administration, as authorized by law, shall be
15 strictly complied with in disbursement of said funds.

16
17 SECTION 32. LEGISLATIVE INTENT. It is the intent of the General
18 Assembly that any funds disbursed under the authority of the appropriations
19 contained in this Act shall be in compliance with the stated reasons for which
20 this Act was adopted, as evidenced by the Agency Requests, Executive
21 Recommendations and Legislative Recommendations contained in the budget
22 manuals prepared by the Department of Finance and Administration, letters, or
23 summarized oral testimony in the official minutes of the Arkansas Legislative
24 Council or Joint Budget Committee which relate to its passage and adoption.

25
26 SECTION 33. CODE. All provisions of this Act of a general and
27 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
28 the Arkansas Code Revision Commission shall incorporate the same in the Code.

29
30 SECTION 34. SEVERABILITY. If any provision of this Act or the
31 application thereof to any person or circumstance is held invalid, such
32 invalidity shall not affect other provisions or applications of the Act which
33 can be given effect without the invalid provision or application, and to this
34 end the provisions of this Act are declared to be severable.

35

1 SECTION 35. GENERAL REPEALER. All laws and parts of laws in conflict
2 with this Act are hereby repealed.

3

4 SECTION 36. HEALTH PREMIUMS. The Department of Correction shall not,
5 during the 1992-93 fiscal year, spend more for health insurance per employee
6 than the amount being contributed to the State Employees Health Insurance
7 Program.

8

9 SECTION 37. EMERGENCY CLAUSE. It is hereby found and determined by the
10 Seventy-Eighth General Assembly, that the Constitution of the State of
11 Arkansas prohibits the appropriation of funds for more than a two (2) year
12 period; that the effectiveness of this Act on July 1, 1991 is essential to the
13 operation of the agency for which the appropriations in this Act are provided,
14 and that in the event of an extension of the Regular Session, the delay in the
15 effective date of this Act beyond July 1, 1991 could work irreparable harm
16 upon the proper administration and provision of essential governmental
17 programs. Therefore, an emergency is hereby declared to exist and this Act
18 being necessary for the immediate preservation of the public peace, health and
19 safety shall be in full force and effect from and after July 1, 1991.

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21 /s/Russ

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