

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Joint Budget Committee**

A Bill

SENATE BILL 832

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE *POST PRISON TRANSFER BOARD* FOR
10 THE BIENNIAL PERIOD ENDING JUNE 30, 1995; AND FOR OTHER
11 PURPOSES."

Subtitle

14 "AN ACT FOR THE *POST PRISON TRANSFER BOARD* APPROPRIATION."

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

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18 SECTION 1. REGULAR SALARIES. There is hereby established for the *Post*
19 *Prison Transfer Board* for the 1993-95 biennium, the following maximum number
20 of regular employees whose salaries shall be governed by the provisions of the
21 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
22 seq.), or its successor, and all laws amendatory thereto. Provided, however,
23 that any position to which a specific maximum annual salary is set out herein
24 in dollars, shall be exempt from the provisions of said Uniform Classification
25 and Compensation Act. All persons occupying positions authorized herein are
26 hereby governed by the provisions of the Regular Salaries Procedures and
27 Restrictions Act (Arkansas Code §21-5-101), or its successor.

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Item	Class	Maximum	Maximum Annual		
			No. of	Fiscal Years	
No.	Code	Title	Employees	1993-94	1994-95
(1)	9924	PPTB - BOARD CHAIRMAN	1	\$ 57,405	\$ 59,414
(2)	9927	PPTB - BOARD MEMBER	2	\$ 51,362	\$ 53,159
(3)	9934	PPTB - HEARING EXAMINER	4	\$ 50,063	\$ 51,815

1	(4) R264 MANAGEMENT PROJECT ANALYST I	1	GRADE 18
2	(5) K153 SECRETARY II	1	GRADE 13
3	(6) K155 SECRETARY I	<u>1</u>	GRADE 11
4	MAX NO. OF EMPLOYEES	10	

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6 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the *Post*

7 *Prison Transfer Board* to be payable from the State General Services Fund

8 Account, for personal services and operating expenses of the *Post Prison*

9 *Transfer Board* for the biennial period ending June 30, 1995, the following:

11	<u>ITEM</u>	<u>FISCAL YEARS</u>	
12	NO.	1993-94	1994-95
13	(01) REGULAR SALARIES	\$ 315,765	\$ 426,455
14	(02) PERSONAL SERV MATCHING	91,238	123,768
15	(03) MAINT. & GEN. OPERATION		
16	(A) OPER. EXPENSE	\$ 89,160	\$ 102,260
17	(B) CONF. & TRVL.	2,000	2,000
18	(C) PROF. FEES	0	0
19	(D) CAP. OUTLAY	9,600	19,200
20	(E) DATA PROC.	<u>0</u>	<u>0</u>
21	TOTAL MAINT. & GEN. OPER.	<u>100,760</u>	<u>123,460</u>
22	TOTAL AMOUNT APPROPRIATED	<u>\$ 507,763</u>	<u>\$ 673,683</u>

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24 SECTION 3. All services, furnishings, equipment and office space

25 currently provided by the Department of Correction to the State Board of

26 Parole and Community Rehabilitation shall continue to be provided by the

27 Department to the *Post Prison Transfer Board*. Further, the Department of

28 Correction and the Department of Community Punishment may provide services,

29 furnishings, equipment and office space to assist the *Post Prison Transfer*

30 *Board* in fulfilling the purposes for which the Board was created by law.

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32 SECTION 4. The *Post Prison Transfer Board* is hereby authorized to

33 purchase motor vehicles from the appropriations authorized for Capital Outlay

34 in Section 2 of this Act.

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1 SECTION 5. *Effective July 1, 1993, the Board of Parole and Community*
2 *Rehabilitation created in ACA §§16-93-2-1 et seq. shall assume the name of*
3 *Post Prison Transfer Board and shall assume the additional duties as defined*
4 *in Act 530 of 1993.*

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6 SECTION 6. *Such appropriations, funding and regular employees as may be*
7 *authorized by the 79th General Assembly for the biennial period ending June*
8 *30, 1995, for the personal services and operating expenses of the Post Prison*
9 *Transfer Board as created in Act 530 of 1993, shall hereby be made available*
10 *to the State Board of Parole and Community Rehabilitation as currently*
11 *established in law, until such time as the provisions of Act 530 are*
12 *effective.*

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

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24 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General
25 Assembly that any funds disbursed under the authority of the appropriations
26 contained in this Act shall be in compliance with the stated reasons for which
27 this Act was adopted, as evidenced by the Agency Requests, Executive
28 Recommendations and Legislative Recommendations contained in the budget
29 manuals prepared by the Department of Finance and Administration, letters, or
30 summarized oral testimony in the official minutes of the Arkansas Legislative
31 Council or Joint Budget Committee which relate to its passage and adoption.

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33 SECTION 9. CODE. All provisions of this Act of a general and permanent
34 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
35 Code Revision Commission shall incorporate the same in the Code.

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SECTION 10. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 11. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 12. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1993 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 Regular Session, the delay in the effective date of this Act beyond July 1, 1993 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, 1993.

/s/ Senator Russ

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