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STATE OF ARKANSAS
ASA HUTCHINSON
GOVERNOR

February 17, 2017

Senator Larry Teague, Co-Chair
 Representative Lane Jean, Co-Chair
 Joint Budget Committee
 Arkansas General Assembly
 State Capitol Building
 Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request the following amendment to HB1214, the Operations Appropriation Bill for the Department of Community Correction for fiscal year 2018.

Please add the following amounts by amending three (3) sections, as follows:

SECTION 3. APPROPRIATION – STATE OPERATIONS.

ITEM NO.	FISCAL YEAR
	<u>2017-2018</u>
(05) MAINT. & GEN. OPERATION	
(D) CAP. OUTLAY	\$500,000

This request will provide unfunded appropriation for equipment needs for agency offices and centers.

SECTION 4. APPROPRIATION – OPERATIONS – SPECIAL REVENUE.

ITEM NO.	FISCAL YEAR
	<u>2017-2018</u>
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 4,200,000
(B) CONF. & TRAVEL	100,000
(C) PROF. FEES	1,000,000
(D) CAP. OUTLAY	1,200,000

This request will insure that the Department of Community Correction will have adequate appropriation for ongoing operational needs funded by special revenue.

SECTION 8. APPROPRIATION – BEST PRACTICES.	
ITEM NO.	FISCAL YEAR
(01) MAINT. & GEN. OPERATION	2017-2018
(A) OPER. EXPENSE	\$4,000,000

This request will insure that the Department of Community Correction will have adequate appropriation for ongoing operational needs funded by Best Practices funds.

Please ADD the following Appropriation SECTION and renumber accordingly:

SECTION ____ . APPROPRIATION – PAY FOR SUCCESS – SOCIAL INNOVATION ASSURANCE. There is hereby appropriated, to the Department of Community Correction, to be payable from the Social Innovation Fund, for payment of debt service as authorized by the Pay for Success Act, §12-27-201 et. seq., for the fiscal year ending June 30, 2018, the following:

ITEM NO.	FISCAL YEAR
(01) DEBT SERVICE	2017-2018
	\$1,000,000

This request will allow the Department of Community Correction to provide for services and programs associated with the Pay-for-Success Program as authorized by law.

Please ADD the following Special Language SECTION and renumber accordingly:

SECTION . SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING TRANSFER. Upon approval of the Board of Corrections and the Chief Fiscal Officer of the State, the Arkansas Department of Community Correction may transfer from the Community Correction Revolving Fund and/or the Best Practices Fund an amount not to exceed one million dollars (\$1,000,000) to the Social

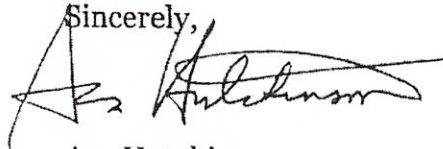
Senator Larry Teague, Co-Chair
Representative Lane Jean, Co-Chair
Page 3

Innovation Fund there to be used for debt service payments and other costs associated with the issuance of bonds.

The provisions of this section shall be in effect only from July 1, 2017 through June 30, 2018.

I appreciate your consideration of this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Asa Hutchinson", written over a horizontal line.

Asa Hutchinson

AH:db:mf

Hall of the House of Representatives

91st General Assembly - Regular Session, 2017

Amendment Form

DRAFT

02/21/17 (6)

Subtitle of House Bill No. 1214

AN ACT FOR THE DEPARTMENT OF COMMUNITY CORRECTION APPROPRIATION FOR THE 2017-
2018 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1214

Amend House Bill No. 1214 as engrossed, H2/8/17 (version: 02/08/2017 2:50:26 PM)

Page 4, line 25, delete "0" and insert "500,000"

AND

Page 4, line 27, delete "\$88,690,955" and insert "\$89,190,955"

AND

Page 5, delete lines 4 through 8 in their entirety and substitute the following:

"	(A) OPER. EXPENSE	
	(B) CONF. & TRAVEL	4,200,000
	(C) PROF. FEES	100,000
	(D) CAP. OUTLAY	1,000,000
	(E) DATA PROC.	1,200,000
		0"

AND

Page 5, line 12, delete "\$8,832,760" and insert "\$15,332,760"

AND

Page 6, line 33, delete "\$4,000,000" and insert "\$8,000,000"

AND

Page 7, line 20, insert a new SECTION immediately following SECTION 10 to read as follows:

" SECTION 11. APPROPRIATION - PAY-FOR-SUCCESS - SOCIAL INNOVATION ASSURANCE. There is hereby appropriated, to the Department of Community

DRAFT

ALB064 - 02-21-2017 10:59:04

Page 1 of 2

36

Correction, to be payable from the Social Innovation Fund, for payment of debt service as authorized by the Pay for Success Act, §12-27-201 et. seq., for the fiscal year ending June 30, 2018, the following:

ITEM NO.	FISCAL YEAR
(01) DEBT SERVICE	2017-2018
	<u>\$1,000,000"</u>

AND

Insert an additional SECTION immediately following SECTION 11 to read as follows:

" SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING TRANSFER. Upon approval of the Board of Corrections and the Chief Fiscal Officer of the State, the Arkansas Department of Community Correction may transfer from the Community Correction Revolving Fund and/or the Best Practices Fund an amount not to exceed one million dollars (\$1,000,000) to the Social Innovation Fund there to be used for debt service payments and other costs associated with the issuance of bonds.

The provisions of this section shall be in effect only from July 1, 2017 through June 30, 2018."

AND

Appropriately renumber the subsequent SECTIONS of the bill.

The Amendment was read
By: Joint Budget Committee
ALB/ALB - 02-21-2017 10:59:04
ALB064

Chief Clerk

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

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

As Engrossed: H2/8/17
A Bill

HOUSE BILL 1214

5 By: Joint Budget Committee
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF
10 COMMUNITY CORRECTION FOR THE FISCAL YEAR ENDING JUNE
11 30, 2018; AND FOR OTHER PURPOSES.
12

13 **Subtitle**

14 AN ACT FOR THE DEPARTMENT OF COMMUNITY
15 CORRECTION APPROPRIATION FOR THE 2017-
16 2018 FISCAL YEAR.
17

18
19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Department of Community Correction for the 2017-2018 fiscal year, the
24 following maximum number of regular employees.
25

26				Maximum	Annual
27				Maximum	Salary Rate
28	Item	Class		No. of	Fiscal Year
29	No.	Code	Title	Employees	2017-2018
30	(1)	U084U	DCC DIRECTOR	1	\$117,179
31	(2)	U083U	DCC CHIEF DEPUTY DIRECTOR	1	\$96,754
32	(3)	N130N	DCC DEPUTY DIR ADMINISTRATIVE SERVICES	2	GRADE N904
33	(4)	N129N	DCC DEPUTY DIR PAROLE/PROBATION SVCS	1	GRADE N904
34	(5)	N114N	DCC DEPUTY DIR RESIDENTIAL SERVICES	1	GRADE N904
35	(6)	A010C	AGENCY CONTROLLER II	1	GRADE C128
36	(7)	T004C	DCC PROG ADMR PAROLE & PROBATION SVCS	4	GRADE C128



1 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
 2 of Community Correction for the 2017-2018 fiscal year, the following maximum
 3 number of part-time or temporary employees, to be known as "Extra Help",
 4 payable from funds appropriated herein for such purposes: ten (10) temporary
 5 or part-time employees, when needed, at rates of pay not to exceed those
 6 provided in the Uniform Classification and Compensation Act, or its
 7 successor, or this act for the appropriate classification.

8
 9 SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby
 10 appropriated, to the Department of Community Correction, to be payable from
 11 the Department of Community Correction Fund Account, for personal services
 12 and operating expenses of the Department of Community Correction - State
 13 Operations for the fiscal year ending June 30, 2018, the following:

15 ITEM	FISCAL YEAR
16 NO.	2017-2018
17 (01) REGULAR SALARIES	\$48,322,586
18 (02) EXTRA HELP	100,000
19 (03) PERSONAL SERVICES MATCHING	18,281,863
20 (04) OVERTIME	10,000
21 (05) MAINT. & GEN. OPERATION	
22 (A) OPER. EXPENSE	15,752,479
23 (B) CONF. & TRAVEL	2,000
24 (C) PROF. FEES	6,222,027
25 (D) CAP. OUTLAY	0 500,000
26 (E) DATA PROC.	<u>0</u>
27 TOTAL AMOUNT APPROPRIATED	\$88,690,955 <u>89,190,955</u>

28
 29 SECTION 4. APPROPRIATION - OPERATIONS - SPECIAL REVENUE. There is
 30 hereby appropriated, to the Department of Community Correction, to be payable
 31 from the Community Correction Revolving Fund, for personal services and
 32 operating expenses of the Department of Community Correction - Operations -
 33 Special Revenue for the fiscal year ending June 30, 2018, the following:

35 ITEM	FISCAL YEAR
36 NO.	2017-2018

1	(01) REGULAR SALARIES	\$2,501,289	
2	(02) PERSONAL SERVICES MATCHING	912,895	
3	(03) MAINT. & GEN. OPERATION		
4	(A) OPER. EXPENSE		0-4,200,000
5	(B) CONF. & TRAVEL		0-100,000
6	(C) PROF. FEES		0-1,000,000
7	(D) CAP. OUTLAY		0-1,200,000
8	(E) DATA PROC.		0
9	(04) WAR MEMORIAL STADIUM COMMISSION		
10	PARKING SERVICES FROM FEES	10,000	
11	(05) COMMUNITY CORRECTION PROGRAMS	<u>5,408,576</u>	
12	TOTAL AMOUNT APPROPRIATED	<u>\$8,832,760</u>	\$15,332,761

\$6,500,000 {

14 SECTION 5. APPROPRIATION - FEDERAL PROGRAMS. There is hereby
 15 appropriated, to the Department of Community Correction, to be payable from
 16 the federal funds as designated by the Chief Fiscal Officer of the State, for
 17 personal services and operating expenses of the Department of Community
 18 Correction - Federal Programs for the fiscal year ending June 30, 2018, the
 19 following:

21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2017-2018</u>
23	(01) REGULAR SALARIES	\$211,028
24	(02) PERSONAL SERVICES MATCHING	81,326
25	(03) MAINT. & GEN. OPERATION	
26	(A) OPER. EXPENSE	1,270,246
27	(B) CONF. & TRAVEL	28,313
28	(C) PROF. FEES	309,439
29	(D) CAP. OUTLAY	0
30	(E) DATA PROC.	<u>0</u>
31	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,900,352</u></u>

33 SECTION 6. APPROPRIATION - RESIDENTS SERVICES - CASH. There is hereby
 34 appropriated, to the Department of Community Correction, to be payable from
 35 the cash fund deposited in the State Treasury as determined by the Chief
 36 Fiscal Officer of the State, for operating expenses of the Department of

1 Community Correction - Residents Services - Cash for the fiscal year ending
 2 June 30, 2018, the following:

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2017-2018</u>
6 (01) MAINT. & GEN. OPERATION	
7 (A) OPER. EXPENSE	\$2,557,846
8 (B) CONF. & TRAVEL	0
9 (C) PROF. FEES	101,800
10 (D) CAP. OUTLAY	500,000
11 (E) DATA PROC.	<u>0</u>
12 TOTAL AMOUNT APPROPRIATED	<u><u>\$3,159,646</u></u>

13
 14 SECTION 7. APPROPRIATION - COUNTY JAIL REIMBURSEMENT. There is hereby
 15 appropriated, to the Department of Community Correction, to be payable from
 16 the County Jail Reimbursement Fund, for reimbursement to counties housing
 17 state inmates of the Department of Community Correction for the fiscal year
 18 ending June 30, 2018, the following:

20 ITEM	FISCAL YEAR
21 <u>NO.</u>	<u>2017-2018</u>
22 (01) REIMBURSEMENT TO COUNTIES HOUSING	
23 STATE INMATES	<u><u>\$3,000,000</u></u>

24
 25 SECTION 8. APPROPRIATION - BEST PRACTICES. There is hereby
 26 appropriated, to the Department of Community Correction, to be payable from
 27 the Best Practices Fund, for operating expenses of the Department of
 28 Community Correction - Best Practices for the fiscal year ending June 30,
 29 2018, the following:

31 ITEM	FISCAL YEAR
32 <u>NO.</u>	<u>2017-2018</u>
33 (01) COMMUNITY CORRECTION PROGRAM	<u><u>\$4,000,000</u></u> <u><u>\$8,000,000</u></u>

34
 35 SECTION 9. APPROPRIATION - COURT ACCOUNTABILITY GRANTS. There is
 36 hereby appropriated, to the Department of Community Correction, to be payable

1 from the Accountability Court Fund, for Court Accountability grants for
2 personal services and operating expenses of the Department of Community
3 Correction - Court Accountability Grants for the fiscal year ending June 30,
4 2018, the following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2017-2018</u>
8 (01) COURT ACCOUNTABILITY GRANTS	<u>\$1,400,000</u>

9
10 SECTION 10. APPROPRIATION - PAY-FOR-SUCCESS PROGRAM. There is hereby
11 appropriated, to the Department of Community Correction, to be payable from
12 the Social Innovation Fund, for payments for intervention services on a pay-
13 for-success basis of the Department of Community Correction for the fiscal
14 year ending June 30, 2018, the following:

16 ITEM	FISCAL YEAR
17 <u>NO.</u>	<u>2017-2018</u>
18 (01) PAY-FOR-SUCCESS PROGRAM	<u>\$3,000,000</u>

19 *Insert NEW SECTION - APPROPRIATION ?*

20 SECTION 11. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMMUNITY
22 CORRECTION PROGRAMS LINE ITEM USES. After seeking and receiving approval of
23 the Governor and Chief Fiscal Officer of the State and upon approval by the
24 Arkansas Legislative Council or Joint Budget Committee, the Director of the
25 Department of Community Correction, as authorized by the Board of
26 Corrections, is authorized to use funds appropriated for "Community
27 Correction Programs" line item of the Operations - Special Revenue
28 appropriation provided in this Act to construct new or renovate existing
29 facilities to support the development of community correction facilities in
30 the state.

31 Determining the maximum number of employees and the maximum amount of
32 appropriation and general revenue funding for a state agency each fiscal year
33 is the prerogative of the General Assembly. This is usually accomplished by
34 delineating such maximums in the appropriation act(s) for a state agency and
35 the general revenue allocations authorized for each fund and fund account by
36 amendment to the Revenue Stabilization law. Further, the General Assembly

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 1493

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR SUPPORT OF THE
9 FOSTER CARE PROGRAM FOR THE DEPARTMENT OF HUMAN
10 SERVICES - DIVISION OF CHILDREN AND FAMILY SERVICES
11 WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE
12 FUNDS APPROPRIATED BY ACT 215 OF 2016; AND FOR OTHER
13 PURPOSES.
14
15

Subtitle

16 AN ACT FOR THE DEPARTMENT OF HUMAN
17 SERVICES - DIVISION OF CHILDREN AND
18 FAMILY SERVICES - FOSTER CARE PROGRAM
19 SUPPLEMENTAL APPROPRIATION.
20
21
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. APPROPRIATION - GRANTS - STATE. There is hereby
26 appropriated, to the Department of Human Services - Division of Children and
27 Family Services, to be payable from the Children and Family Services Fund
28 Account, for grant payments of the Department of Human Services - Division of
29 Children and Family Services - Grants - State which shall be supplemental and
30 in addition to those funds appropriated in Item 02 of Section 4 of Act 215 of
31 2016, the following:
32

33 ITEM	FISCAL YEAR
34 <u>NO.</u>	<u>2016-2017</u>
35 (01) FOSTER CARE	<u>\$6,400,000</u>

43



SECTION 2. APPROPRIATION - TANF - FOSTER CARE. There is hereby appropriated, to the Department of Human Services - Division of Children and Family Services, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for grant payments of the Department of Human Services - Division of Children and Family Services - TANF - Foster Care which shall be supplemental and in addition to those funds appropriated in Section 5 of Act 215 of 2016, the following:

ITEM	FISCAL YEAR
NO.	2016-2017
(01) TANF/FOSTER CARE	<u>\$7,600,000</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING TRANSFER. Immediately upon the effective date of this Act, the Chief Fiscal Officer of the State shall transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum of fourteen million dollars (\$14,000,000) from the General Revenue Allotment Reserve Fund to the Children and Family Services Fund for the administration and operation of the Department of Human Services - Division of Children and Family Services.

SECTION 4. 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 Procurement 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 5. 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

1 manuals prepared by the Department of Finance and Administration, letters, or
2 summarized oral testimony in the official minutes of the Arkansas Legislative
3 Council or Joint Budget Committee which relate to its passage and adoption.
4

5 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
6 Assembly, that funds provided by the General Assembly for the operations of
7 the Department of Human Services - Division of Children and Family Services
8 are, due to unforeseen circumstances, insufficient for the Department of
9 Human Services - Division of Children and Family Services to continue to
10 provide essential governmental services; that the provisions of this act will
11 provide the necessary monies for the Department of Human Services - Division
12 of Children and Family Services to continue such services; and that a delay
13 in the effective date of this Act could work irreparable harm upon the proper
14 administration and provision of essential governmental programs. Therefore,
15 an emergency is hereby declared to exist and this Act being necessary for the
16 immediate preservation of the public peace, health and safety shall be in
17 full force and effect from and after the date of its passage and approval.

18 If the bill is neither approved nor vetoed by the Governor, it shall
19 become effective on the expiration of the period of time during which the
20 Governor may veto the bill. If the bill is vetoed by the Governor and the
21 veto is overridden, it shall become effective on the date the last house
22 overrides the veto.
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