

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Second Extraordinary Session, 1994**  
4 **By: *Joint Budget Committee***

**Call Item 39**  
**ACT 22 OF 1994**  
**SENATE BILL 36**

# **A Bill**

## **For An Act To Be Entitled**

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES,  
9 OPERATING EXPENSES AND FOR THE CONSTRUCTION OR ACQUISITION  
10 AND RENOVATION OF A HARD LOCK DOWN SERIOUS OFFENDER  
11 FACILITY FOR THE DEPARTMENT OF HUMAN SERVICES, DIVISION OF  
12 YOUTH SERVICES WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION  
13 TO THOSE FUNDS APPROPRIATED BY ACT 1239 OF 1993, FOR THE  
14 REMAINDER OF THE FISCAL YEAR ENDING JUNE 30, 1995; AND FOR  
15 OTHER PURPOSES."

## **Subtitle**

18 "AN ACT FOR THE DEPARTMENT OF HUMAN  
19 SERVICES, DIVISION OF YOUTH SERVICES  
20 SUPPLEMENTAL APPROPRIATION."

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

24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established  
25 for the Department of Human Services, Division of Youth Services for the  
26 fiscal year ending June 30, 1995 the following number of regular employees  
27 which shall be supplemental and in addition to those positions authorized in  
28 Section 1 and Section 112 of Act 1239 of 1993, whose salaries shall be  
29 governed by the provisions of the Uniform Classification and Compensation Act  
30 (Arkansas Code 21-5-201 et seq.), or its successor, and all laws amendatory  
31 thereto. Provided, however, that any position to which a specific maximum  
32 salary is set out herein in dollars, shall be exempt from the provisions of  
33 said Uniform Classification and Compensation Act. All persons occupying  
34 positions authorized herein are hereby governed by the provisions of the  
35 Regular Salaries Procedures and Restrictions Act (Arkansas Code 21-5-101), or  
36 its successor.

Item	Class		Maximum	Maximum Annual
No.	Code	Title	No. of	Salary Rate
			Employees	Fiscal Year
				1994-1995
5	(1) 434Z	DHS INSTITUTION OPERATIONS MGR	1	GRADE 24
6	(2) 923Z	DHS PROGRAM ADMINISTRATOR	1	GRADE 23
7	(3) 909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22
8	(4) M112	COTTAGE LIFE PROGRAM DIRECTOR	3	GRADE 21
9	(5) M088	SOCIAL WORKER II	2	GRADE 20
10	(6) M136	YOUTH SVS COUNSELOR II	9	GRADE 18
11	(7) R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17
12	(8) Y039	HEATING & A/C MECHANIC	1	GRADE 17
13	(9) M039	HOUSEPARENT SUPERVISOR	14	GRADE 15
14	(10) T047	SECURITY OFFICER III	12	GRADE 15
15	(11) M037	HOUSEPARENT	1	GRADE 13
16	(12) K153	SECRETARY II	2	GRADE 13
17	(13) H027	COOK II	<u>3</u>	GRADE 10
18		TOTAL NUMBER OF ADDITIONAL EMPLOYEES	51".	

19

20 SECTION 2. FUNDING TRANSFER. Immediately upon the effective date of

21 this Act, the Chief Fiscal Officer of the State shall transfer on his books

22 and those of the State Treasurer the sum of one million, seven hundred

23 thousand dollars (\$1,700,000) from the General Revenue Allotment Reserve Fund

24 to the Children and Family Services Fund Account to provide funds for existing

25 appropriation established in Section 114 of Act 1239 of 1993.

26

27 SECTION 3. APPROPRIATIONS - There is hereby appropriated, to the

28 Department of Human Services, Division of Youth Services, to be payable from

29 the General Improvement Fund or its successor fund or fund accounts, the

30 following:

31 (A) For construction or acquisition and renovation and equipping a hard

32 lock down serious offender facility, the sum of .....

33 \$1,300,000.

34

35 SECTION 4. FUNDING TRANSFER. Immediately upon the effective date of

1 this Act, the Chief Fiscal Officer of the State shall transfer on his books  
2 and those of the State Treasurer the sum of one million three hundred thousand  
3 dollars (\$1,300,000) from the General Revenue Allotment Reserve Fund to the  
4 General Improvement Fund, or its successor fund or fund account to provide  
5 funds for the appropriation made in Section 3 herein.

6

7 SECTION 5. 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 6. 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 7. CODE. All provisions of this Act of a general and permanent  
27 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
28 Code Revision Commission shall incorporate the same in the Code.

29

30 SECTION 8. 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 9. GENERAL REPEALER. All laws and parts of laws in conflict  
2 with this Act are hereby repealed.

3

4           SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the  
5 Seventy-Ninth General Assembly meeting in Second Extraordinary Session, that  
6 the provisions of this Act are of critical importance to the state's public  
7 peace, health and safety. Failure to provide adequate facilities and  
8 operational funds for housing serious offenders places the general public at  
9 risk of additional serious crimes. Therefore, an emergency is hereby declared  
10 to exist, and this Act being necessary for the immediate preservation of the  
11 public peace, health, and safety shall be in full force and effect from and  
12 after its passage and approval.

13

*/s/Russ*

14

APPROVED: 8-23-94

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

- 1
- 2
- 3