

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4

As Engrossed: S2/10/97

A Bill

ACT 757 OF 1997
SENATE BILL 249

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
10 OPERATING EXPENSES FOR THE DEPARTMENT OF CORRECTION FOR
11 THE BIENNIAL PERIOD ENDING JUNE 30, 1999; AND FOR OTHER
12 PURPOSES."
13

Subtitle

14 "AN ACT FOR THE DEPARTMENT OF CORRECTION
15 APPROPRIATION FOR THE 1997-99 BIENNIUM."
16
17

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

20 SECTION 1. REGULAR SALARIES. There is hereby established for the
21 Department of Correction for the 1997-99 biennium, the following maximum
22 number of regular employees whose salaries shall be governed by the provisions
23 of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201
24 et seq.), or its successor, and all laws amendatory thereto. Provided,
25 however, that any position to which a specific maximum annual salary is set
26 out herein in dollars, shall be exempt from the provisions of said Uniform
27 Classification and Compensation Act. All persons occupying positions
28 authorized herein are hereby governed by the provisions of the Regular
29 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
30 successor.
31

Item	Class	Maximum	Maximum Annual	
			No. of	Salary Rate
			Fiscal Years	
No. Code Title		Employees	1997-98	1998-99
36	(1) 9933 COR DIRECTOR	1	\$ 97,225	\$ 99,947

1	(2)	8904 CORRECTION DEPUTY DIRECTOR	3	\$ 69,007	\$ 70,939
2	(3)	9822 COR ASST DIRECTOR	1	\$ 66,301	\$ 68,157
3	(4)	9930 COR CONSTR & MAINTENANCE ADMR	1	\$ 66,301	\$ 68,157
4	(5)	9823 CORRECTIONAL SUPERINTENDENT	1	\$ 65,290	\$ 67,118
5	(6)	COR. FISCAL MANAGER	1	\$ 62,249	\$ 63,992
6	(7)	8055 COR INDUSTRY ADMINISTRATOR	1	\$ 62,122	\$ 63,861
7	(8)	9935 COR FARM ADMINISTRATOR	1	\$ 62,121	\$ 63,860
8	(9)	7353 COR MENTAL HLTH SVCS ADMR	1	\$ 56,997	\$
9	58,592 (10)	9876 CORRECTION COMPLIANCE ATTORNEY	1	\$ 55,694	\$
10		57,253			
11	(11)	7737 COR INDUSTRY COORDINATOR	1	\$ 46,993	\$ 48,308
12	(12)	6621 PSYCHIATRIST	4	\$110,052	\$113,133
13	(13)	102Z WARDEN II	11		GRADE 26
14		827Z DATA PROCESSING CENTER MANAGER	1		
15		056Z COR HEAD FARM MANAGER II	1		
16	(14)	R170 ATTORNEY SPECIALIST	2		GRADE 25
17		L124 PSYCHOLOGIST	6		
18		054Z COR HEAD FARM MANAGER I	3		
19	(15)	115Z COR WARDEN I	1		GRADE 24
20		962Z CP/COR ACCOUNTING SUPERVISOR	1		
21		R036 ATTORNEY	2		
22	(16)	091Z ASSISTANT WARDEN	20		GRADE 23
23		D100 DP SENIOR PROJECT LEADER	1		
24		N334 COR ASST TO THE DIR/PUB RELATIONS	1		
25		117Z COR AGRI PRODUCTION SUPERVISOR	2		
26		108Z COR MEDICAL/DENTAL ADMR	1		
27		196Z COR BOOT CAMP ADMINISTRATOR	1		
28	(17)	T072 COR INMATE TRANSPORTATION COORD	1		GRADE 22
29		T014 CHIEF SECURITY OFFICER	19		
30		Y026 COR CONSTRUCTION/MAINT SUPV II	16		
31		R033 COR INTERNAL AFFAIRS ADMINISTRATOR	1		
32		114Z COR CLASSIFICATION ADMINISTRATOR	1		
33		119Z CP/COR PERSONNEL MANAGER	1		
34		E010 COR TRAINING ADMINISTRATOR	1		
35		904Z REHAB PROGRAM ADMINISTRATOR	4		

1	(18)	T008 CP/CORRECTIONAL OFFICER IV	31	GRADE 21
2		L122 PSYCHOLOGICAL EXAMINER II	11	
3		D036 SR PROGRAMMER/ANALYST	4	
4		M014 ADMINISTRATOR OF CHAPLAINCY SVCS	1	
5		T066 WORK RELEASE CENTER SUPV II	2	
6		A251 SR AUDITOR	1	
7		H001 COR COMMODITY & FOOD SVC ADMR	1	
8		T001 COR INSTITUTIONAL PAROLE ADMR	1	
9		V016 COR PROCUREMENT & PROPERTY MANAGER	1	
10		A008 ACCOUNTING SUPERVISOR II	1	
11		949Z COR INDUSTRY PROG TRADE SPEC SUPV	2	
12		Y020 COR INDUSTRY PROG MANAGER	7	
13		Y018 COR ASST HEAD FARM MANAGER	4	
14	(19)	T006 CP/CORRECTIONAL OFFICER III	117	GRADE 20
15		M088 SOCIAL WORKER II	5	
16		R266 MANAGEMENT PROJECT ANALYST II	9	
17		M016 SR CHAPLAIN	5	
18		M115 SUBSTANCE ABUSE PROGRAM COORD	5	
19		Y125 COR CONSTRUCTION PLUMBER SUPV	3	
20		A186 COR BUDGET MANAGER	3	
21		Y123 COR CONSTRUCTION ELECTRICAL SUPV	3	
22		Y127 COR CONSTRUCTION REFRIGERATION SUPV	4	
23		M045 COR REHAB FACILITY SUPERVISOR	3	
24		E114 STAFF DEVELOPMENT COORDINATOR	1	
25		A006 ACCOUNTING SUPERVISOR I	1	
26		E100 COR TRAINING ACADEMY SUPERVISOR	1	
27		T034 PAROLE/PROBATION OFFICER SUPV	1	
28		L070 NURSE II	1	
29		A056 INTERNAL AUDITOR	1	
30		E012 COR INDUSTRIAL SUPV II	11	
31		T016 AGRI UNIT SUPERVISOR II	15	
32	(20)	T010 CP/CORRECTIONAL SERGEANT	361	GRADE 19
33		M107 COR COUNSELING PROGRAM LEADER	33	
34		M114 SUBSTANCE ABUSE PROGRAM LEADER	36	
35		H030 CP/COR FOOD PRODUCTION MGR II	15	

1	T068 WORK RELEASE CENTER SUPV I	5	
2	R150 RESEARCH PROJECT ANALYST	2	
3	M019 CHAPLAIN	12	
4	R030 ASST PERSONNEL MANAGER	1	
5	M086 SOCIAL WORKER I	5	
6	R068 EEO/GRIEVANCE OFFICER	3	
7	Q068 PUBLIC HLTH INVESTIGATOR II	5	
8	T075 RECORDS/INTAKE SUPV	3	
9	R070 COR MARKETING SPECIALIST	1	
10	T018 AGRI UNIT SUPERVISOR I	14	
11	(21) R322 CP/COR UNIT PERS & TRNG OFFICER	11	GRADE 18
12	R264 MANAGEMENT PROJECT ANALYST I	4	
13	M105 CP/CORRECTIONAL COUNSELOR	19	
14	M050 RECREATIONAL ACTIVITY LEADER SUPV	9	
15	A114 CP/COR BUSINESS MANAGER	12	
16	Y131 CP/COR CONSTR/MAINT SUPV I	31	
17	A111 ACCOUNTANT	12	
18	W009 CP/COR RECORDS SUPERVISOR	12	
19	T012 DISCIPLINARY HEARING OFFICER	7	
20	E072 TRAINING INSTRUCTOR	6	
21	T005 CP/CORRECTIONAL OFFICER II	141	
22	V040 PURCHASE AGENT II/PURCHASE AGENT	3	
23	X450 CP/COR INTERNAL AFFAIRS INVESTGTR	7	
24	V023 REAL PROPERTY MANAGEMENT SPECIALIST	1	
25	T062 PAROLE/PROBATION OFFICER	11	
26	E011 COR INDUSTRIAL SUPV	28	
27	M096 CP/COR PROGRAM COORD	5	
28	D128 P C SUPPORT SPECIALIST	1	
29	E053 COR UNIT TRAINING SUPERVISOR	1	
30	V006 BUYER II	1	
31	R072 COR SALES REPRESENTATIVE	3	
32	Y005 AUTO/DIESEL MECHANIC SUPERVISOR	1	
33	(22) E055 CP/COR UNIT TRAINER	9	GRADE 17
34	R321 COR GRIEVANCE OFFICER	4	
35	R049 CLASSIFICATION & ASSIGNMENT OFFICER	9	

1	H029 CP/COR FOOD PRODUCTION MGR I	60	
2	R010 ADMINISTRATIVE ASSISTANT II	4	
3	M144 COR VOLUNTEER SERVICE COORDINATOR	1	
4	V030 INVENTORY CONTROL MANAGER	4	
5	R190 PERSONNEL OFFICER II	2	
6	L004 COR HIV/AIDS EDUCATOR	1	
7	(23) T003 CP/CORRECTIONAL OFFICER I	1734	GRADE 16
8	V076 COR PROPERTY OFFICER	2	
9	X318 CP/COR ADMIN REVIEW OFFICER	7	
10	G027 BUILDING PLANT MAINTENANCE SUPV I	1	
11	(24) M048 RECREATIONAL ACTIVITY LEADER II	1	GRADE 15
12	A108 ACCOUNTING TECHNICIAN II	5	
13	R009 ADMINISTRATIVE ASSISTANT I	1	
14	A063 PAYROLL OFFICER	1	
15	K011 ADMINISTRATIVE OFFICE SUPERVISOR	1	
16	(25) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	9	GRADE 14
17	H023 COMMISSARY MANAGER	16	
18	K117 MEDICAL OR LEGAL SECRETARY	1	
19	(26) B049 LABORATORY TECHNICIAN II	2	GRADE 13
20	K153 SECRETARY II	32	
21	A051 INSURANCE SPECIALIST I	1	
22	H021 COMMISSARY SUPERVISOR	6	
23	(27) A106 ACCOUNTING TECHNICIAN I	29	GRADE 12
24	K039 DOCUMENT EXAMINER II	1	
25	K089 PERSONNEL ASSISTANT	1	
26	(28) K155 SECRETARY I	45	GRADE 11
27	V043 SHIPPING & RECEIVING CLERK	1	
28	(29) K023 CLERK TYPIST	38	GRADE 10
29	K037 DOCUMENT EXAMINER I	3	
30	K006 DATA ENTRY SPECIALIST	2	
31	(30) K065 MAIL OFFICER	<u>1</u>	GRADE 09
32			
	MAX NO. OF EMPLOYEES	3228	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Correction for the 1997-99 biennium, the following maximum

1 number of part-time or temporary employees, to be known as "Extra Help",
 2 payable from funds appropriated herein for such purposes: one hundred twenty
 3 (120) temporary or part-time employees, when needed, at rates of pay not to
 4 exceed those provided in the Uniform Classification and Compensation Act, or
 5 its successor, or this act for the appropriate classification.

6

7 SECTION 3. APPROPRIATIONS - INMATE CARE AND CUSTODY. There is hereby
 8 ~~appropriated, to the Department of Correction, to be payable from the~~
 9 Department of Correction Inmate Care and Custody Fund Account, for personal
 10 services and operating expenses of the Department of Correction - Inmate Care
 11 and Custody for the biennial period ending June 30, 1999, the following:

12

13 ITEM	FISCAL YEARS	
14 NO.	1997-98	1998-99
15 (01) REGULAR SALARIES	\$ 71,319,549	\$ 73,810,310
16 (02) EXTRA HELP	90,000	90,000
17 (03) PERSONAL SERV MATCHING	22,627,628	23,234,163
18 (04) OVERTIME	800,000	900,000
19 (05) EXTRA SALARIES	13,522	13,522
20 (06) MAINT. & GEN. OPERATION		
21 (A) OPER. EXPENSE	19,941,118	20,499,188
22 (B) CONF. & TRVL.	84,824	89,224
23 (C) PROF. FEES	32,469,329	32,899,743
24 (D) CAP. OUTLAY	1,381,107	1,000,000
25 (E) DATA PROC.	750,502	762,094
26 (07) AID SCHOOL	517,948	70,448
27 (08) JAIL CONTRACTS/REIMBURSEMENT	<u>7,860,275</u>	<u>7,860,275</u>
28 TOTAL AMOUNT APPROPRIATED	<u>\$ 157,855,802</u>	<u>\$ 161,228,967</u>

29

30 SECTION 4. APPROPRIATIONS - INMATE WELFARE - CASH. There is hereby
 31 appropriated, to the Department of Correction, to be payable from cash funds
 32 as defined by Arkansas Code 19-4-801 of the Department of Correction, for
 33 personal services and operating expenses of the Department of Correction -
 34 Inmate Welfare for the biennial period ending June 30, 1999, the following:

35

1 ITEM	FISCAL YEARS	
2 NO.	1997-98	1998-99
3 (01) REGULAR SALARIES	\$ 661,040	\$ 679,157
4 (02) PERSONAL SERV MATCHING	241,669	245,242
5 (03) MAINT. & GEN. OPERATION		
6 (A) OPER. EXPENSE	4,492,624	4,494,591
7 (B) CONF. & TRVL.	0	0
8 (C) PROF. FEES	0	0
9 (D) CAP. OUTLAY	213,559	205,410
10 (E) DATA PROC.	<u>0</u>	<u>0</u>
11 TOTAL AMOUNT APPROPRIATED	<u>\$ 5,608,892</u>	<u>\$ 5,624,400</u>

12

13 SECTION 5. APPROPRIATIONS - WORK RELEASE CENTER - CASH. There is hereby
 14 ~~appropriated, to the Department of Correction, to be payable from cash funds~~
 15 as defined by Arkansas Code 19-4-801 of the Department of Correction, for
 16 personal services and operating expenses of the Department of Correction -
 17 Work Release Center for the biennial period ending June 30, 1999, the
 18 following:

19

20 ITEM	FISCAL YEARS	
21 NO.	1997-98	1998-99
22 (01) PERSONAL SERV MATCHING	\$ 300,000	\$ 300,000
23 (02) MAINT. & GEN. OPERATION		
24 (A) OPER. EXPENSE	1,694,124	1,694,149
25 (B) CONF. & TRVL.	5,484	5,484
26 (C) PROF. FEES	500,000	500,000
27 (D) CAP. OUTLAY	638,146	566,489
28 (E) DATA PROC.	100,000	100,000
29 (03) DEBT SERVICE/LEASE PAYMENTS	<u>500,000</u>	<u>500,000</u>
30 TOTAL AMOUNT APPROPRIATED	<u>\$ 3,737,754</u>	<u>\$ 3,666,122</u>

31

32 SECTION 6. APPROPRIATIONS - PRISON INDUSTRY. There is hereby
 33 appropriated, to the Department of Correction, to be payable from the
 34 Department of Correction Prison Industry Fund, for personal services and
 35 operating expenses of the Department of Correction - Prison Industry for the

1 biennial period ending June 30, 1999, the following:

2

3 ITEM	FISCAL YEARS	
4 NO.	1997-98	1998-99
5 (01) REGULAR SALARIES	\$ 1,972,243	\$ 2,025,926
6 (02) PERSONAL SERV MATCHING	614,434	625,022
7 (03) MAINT. & GEN. OPERATION		
8 (A) OPER. EXPENSE	4,422,940	4,522,940
9 (B) CONF. & TRVL.	6,600	6,600
10 (C) PROF. FEES	0	0
11 (D) CAP. OUTLAY	580,000	390,000
12 (E) DATA PROC.	<u>0</u>	<u>0</u>
13 TOTAL AMOUNT APPROPRIATED	<u>\$ 7,596,217</u>	<u>\$ 7,570,488</u>

14

15 SECTION 7. APPROPRIATIONS - FARM OPERATIONS. There is hereby

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

17 Department of Correction Farm Fund, for personal services and operating

18 expenses of the Department of Correction - Farm Operations for the biennial

19 period ending June 30, 1999, the following:

20

21 ITEM	FISCAL YEARS	
22 NO.	1997-98	1998-99
23 (01) REGULAR SALARIES	\$ 1,580,685	\$ 1,623,283
24 (02) PERSONAL SERV MATCHING	468,004	476,416
25 (03) MAINT. & GEN. OPERATION		
26 (A) OPER. EXPENSE	6,752,547	6,752,547
27 (B) CONF. & TRVL.	1,600	1,600
28 (C) PROF. FEES	267,663	267,663
29 (D) CAP. OUTLAY	1,075,000	1,150,000
30 (E) DATA PROC.	0	0
31 (04) PURCH FEEDER CATTLE FOR		
32 SLAUGHTER/BULK MEAT	150,000	150,000
33 TOTAL AMOUNT APPROPRIATED	<u>\$ 10,295,499</u>	<u>\$ 10,421,509</u>

34

35 SECTION 8. APPROPRIATIONS - REGIONAL FACILITIES OPERATIONS ACCOUNT -

1 CASH. There is hereby appropriated, to the Department of Correction, to be
2 payable from cash funds as defined by Arkansas Code 19-4-801 of the Department
3 of Correction, for debt service/lease payments for the bonded indebtedness or
4 leases of regional correction facilities of the Department of Correction for
5 the biennial period ending June 30, 1999, the following:

6			
7	ITEM	FISCAL YEARS	
8	NO.	1997-98	1998-99
9	(01) DEBT SERVICE/LEASE PAYMENTS	\$ 800,000	\$ 800,000

10 SECTION 9. APPROPRIATIONS - PRISONER HOUSING CONTRACT ACCOUNT - CASH.

11 There is hereby appropriated, to the Department of Correction, to be payable
12 from cash funds as defined by Arkansas Code 19-4-801 of the Department of
13 Correction, for debt service/lease payments for the bonded indebtedness or
14 leases of regional correction facilities of the Department of Correction for
15 the biennial period ending June 30, 1999, the following:

16			
17	ITEM	FISCAL YEARS	
18	NO.	1997-98	1998-99
19	(01) DEBT SERVICE/LEASE PAYMENTS	<u>\$ 200,000</u>	<u>\$ 200,000</u>

20
21 SECTION 10. APPROPRIATIONS - CONSTRUCTION FUND DEFICIENCY ACCOUNT -

22 CASH. There is hereby appropriated, to the Department of Correction, to be
23 payable from cash funds as defined by Arkansas Code 19-4-801 of the Department
24 of Correction, for debt service/lease payments for the bonded indebtedness or
25 leases of regional correction facilities of the Department of Correction for
26 the biennial period ending June 30, 1999, the following:

27			
28	ITEM	FISCAL YEARS	
29	NO.	1997-98	1998-99
30	(01) DEBT SERVICE/LEASE PAYMENTS	<u>\$ 500,000</u>	<u>\$ 500,000</u>

31
32 SECTION 11. APPROPRIATIONS - NON-TAX REVENUE RECEIPTS - CASH. There is
33 hereby appropriated, to the Department of Correction, to be payable from cash
34 funds as defined by Arkansas Code 19-4-801 of the Department of Correction,
35 ~~for personal services and operating expenses of the Department of Correction~~

1 for the biennial period ending June 30, 1999, the following:

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3 ITEM		FISCAL YEARS	
4 NO.		1997-98	1998-99
5 (01)	REGULAR SALARIES	\$ 48,744	\$ 50,108
6 (02)	PERSONAL SERV MATCHING	15,624	15,896
7 (03)	MAINT. & GEN. OPERATION		
8 (A)	OPER. EXPENSE	2,425,000	2,533,996
9 (B)	CONF. & TRVL.	0	0
10 (C)	PROF. FEES	0	0
11 (D)	CAP. OUTLAY	1,000,000	1,000,000
12 (E)	DATA PROC.	<u>75,000</u>	<u>75,000</u>
13	TOTAL AMOUNT APPROPRIATED	\$ 3,564,368	\$ 3,675,000

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15 SECTION 12. APPROPRIATIONS - SUBSTANCE ABUSE TREATMENT PROGRAM -
 16 FEDERAL. There is hereby appropriated, to the Department of Correction, to be
 17 payable from the federal funds as designated by the Chief Fiscal Officer of
 18 the State, for personal services and operating expenses of the Department of
 19 Correction - Substance Abuse Treatment for the biennial period ending June 30,
 20 1999, the following:

21

22 ITEM		FISCAL YEARS	
23 NO.		1997-98	1998-99
24 (01)	REGULAR SALARIES	\$ 383,327	\$ 394,065
25 (02)	PERSONAL SERV MATCHING	129,746	131,853
26 (03)	MAINT. & GEN. OPERATION		
27 (A)	OPER. EXPENSE	88,000	163,000
28 (B)	CONF. & TRVL.	7,000	13,000
29 (C)	PROF. FEES	15,000	15,000
30	(D) CAP. OUTLAY	20,000	36,000
31 (E)	DATA PROC.	<u>3,000</u>	<u>6,000</u>
32	TOTAL AMOUNT APPROPRIATED	<u>\$ 646,073</u>	<u>\$ 758,918</u>

33

34 SECTION 13. REGULAR SALARIES - CONTINGENT POSITIONS. There is hereby
 35 established for the Department of Correction - Contingent Positions for the

1 1997-99 biennium, the following maximum number of regular employees whose
 2 salaries shall be governed by the provisions of the Uniform Classification and
 3 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all
 4 ~~laws amendatory thereto. Provided, however, that any position to which a~~
 5 specific maximum annual salary is set out herein in dollars, shall be exempt
 6 from the provisions of said Uniform Classification and Compensation Act. All
 7 persons occupying positions authorized herein are hereby governed by the
 8 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
 9 Code §21-5-101), or its successor.

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11 CONTINGENT POSITIONS - MEDICAL SERVICES

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				Maximum Annual		
				Maximum	Salary Rate	
Item	Class			No. of	Fiscal Years	
No.	Code	Title		Employees	1997-98	1998-99
(01)	6609	PHYSICIAN SPECIALIST		1	\$103,072	\$105,958
(02)	6603	GENERAL PHYSICIAN		12	95,995	98,682
(03)	6618	DIR DIV OF DENTAL HEALTH		1	98,152	100,900
(04)	6601	DENTIST		12	95,995	98,682
(05)	L074	RN PRACTITIONER II		10		GRADE 22
(06)	L011	DIR OF PHARMACY		1		GRADE 26
(07)		HEALTH SVC ADMIN		1		GRADE 26
(08)	L026	DENTAL HYGIENIST		8		GRADE 16
(09)	L096	SR. PHARMICIST		2		GRADE 24
(10)	909Z	PROGRAM SUPPORT MANAGER		1		GRADE 22
(11)		COR NURSING DIRECTOR		1		GRADE 25
(12)	L015	NURSING SERVICES UNIT MGR		15		GRADE 23
(13)	L082	NURSING SERVICES SPECIALIST		3		GRADE 21
(14)		COR DIR RECORDS MGMT DIV		1		GRADE 22
(15)	L078	NURSE SUPV		35		GRADE 22
(16)	L166	CHIEF RADIOLOGY TECH 5		5		GRADE 16
(17)	B049	LAB TECHNICIAN		5		GRADE 13
(18)	L116	LPN III		125		GRADE 16
(19)	W015	MEDICAL RECORDS TECH		22		GRADE 15

1	(20)	R010	ADMINISTRATIVE ASST II	4	GRADE 17
2	(21)	L025	DENTAL ASSISTANT	12	GRADE 11
3	(22)	K041	EXECUTIVE SECRETARY	2	GRADE 14
4	(23)	K117	MEDICAL SECRETARY	15	GRADE 14
5	(24)	K155	SECRETARY I	<u>10</u>	GRADE 11
6			MAX. NO. CONTINGENT EMP.- MEDICAL SVCS.	304	

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8

CONTINGENT POSITIONS - CORRECTIONAL FACILITIES

9

				Maximum Annual		
				Maximum	Salary Rate	
11	Item	Class		No. of	Fiscal Years	
12	No.	Code	Title	Employees	1997-98	1998-99
13	(01)	102Z	Corr. Warden II	2	Grade 26	
14	(02)	091Z	Corr. Asst. Warden	2	Grade 23	
15	(03)	T014	Chief Security Officer	2	Grade 22	
16	(04)	T008	Corr. Officer IV	10	Grade 21	
17		L122	Psych. Examiner II	2		
18	(05)	T006	Corr. Officer III	22	Grade 20	
19		M088	Social Worker II	6		
20	(06)	T010	Corr. Sergeant	62	Grade 19	
21		M107	Corr. Couns. Prog. Ldr.	2		
22		M086	Social Worker I	2		
23		T068	Work Rel. Ctr. Supv. I	2		
24		H030	Food Production Mgr.	2		
25		M019	Chaplain	2		
26		M114	Subst. Abuse Prog. Ldr.	2		
27	(07)	T005	Corr. Officer II	24	Grade 18	
28		Y131	Const. Maint. Supv. I	2		
29		R322	Personnel & Trng. Off.	2		
30		M105	Corr. Counselor	4		
31		T062	Inst. Parole Officer	2		
32		M050	Rec. & Activity Ldr.	2		
33		M096	Treatment Prog. Coord.	2		
34		T012	Disc. Hearing Off.	2		
35		X450	Int. Affairs Invest.	2		

1	A114	Business Manager	2	
2	W009	CP/COR Records Supv.	2	
3	(08) H029	Food Prod. Mgr. I	8	Grade 17
4	E055	Unit Trainers	4	
5	R049	Class/Assign. Officer	2	
6	(09) T003	Corr. Officer I	252	Grade 16
7	X318	Admin. Review Officer	2	
8	(10) H023	Commissary Manager	2	Grade 14
9	(11) K153	Secretary II	2	Grade 13
10	(12) A106	Accounting Tech I	3	Grade 12
11	(13) K155	Secretary I	8	Grade 11
12	(14) K023	Clerk Typist II	<u>8</u>	Grade 10
13		Max. No. Contingent Employees -		
14		Correctional Facilities	457	
15		GRAND TOTAL CONTINGENT EMPLOYEES	<u>761</u>	

16

17 SECTION 14. SPECIAL LANGUAGE - MEDICAL SERVICES - CONTINGENCY
 18 POSITIONS. If it has been found that the Department cannot continue a medical
 19 contract with a private provider and the Board deems it necessary to utilize
 20 Department staff to provide the required services, the Department is allowed,
 21 upon notification of the Chief Fiscal Officer of the State and after seeking
 22 prior review by the Arkansas Legislative Council or Joint Budget Committee, to
 23 utilize the contingent positions for medical services contained in Section 13
 24 of this Act and make the appropriate transfers from the Professional Fees and
 25 Services line item contained in Section 3 of this Act to Regular Salaries,
 26 Personal Services Matching and various Maintenance and General Operations
 27 classifications.

28

29 SECTION 15. SPECIAL LANGUAGE - CORRECTIONAL FACILITY - CONTINGENCY
 30 POSITIONS. If it has been determined by the Board of Correction and Community
 31 Punishment that the Department cannot continue a management contract with a
 32 private entity and the Board deems it necessary to utilize Department staff to
 33 provide the required services, the Department of Correction is allowed, upon
 34 notification of the Chief Fiscal Officer of the State and after seeking prior
 35 review by the Arkansas Legislative Council or Joint Budget Committee, to

1 utilize the contingent positions for Correctional facilities established in
2 Section 13 of this Act for operating correctional facilities and may further
3 make the appropriate transfers from the appropriation contained in Section 3
4 of this Act to Regular Salaries, Personal Services Matching, and various
5 Maintenance and General Operations classifications.

6
7 SECTION 16. SPECIAL LANGUAGE. The proceeds from the sale of feeder
8 cattle by the Department of Correction shall be deposited into the State
9 Treasury as a refund to expenditure to the credit of the appropriation
10 available to the Department of Correction for the "Purchase of Feeder Cattle
11 for Slaughter/Bulk Meat".

12
13 SECTION 17. SPECIAL LANGUAGE. Notwithstanding any other provision of
14 law or departmental commitment which may exist to the contrary, the State
15 Board of Correction and Community Punishment shall not increase any
16 reimbursement rate for payments made to any county for the purpose of
17 reimbursing the expenses of the care and custody of state inmates, without
18 first seeking and receiving the approval of the Governor and the Chief Fiscal
19 Officer of the State.

20
21 SECTION 18. SPECIAL LANGUAGE - EXTRA SALARIES. USE OF MAINTENANCE AND
22 OPERATION APPROPRIATION AND SALVAGED MATERIALS CONSTRUCTION. The Department
23 of Correction is hereby authorized to utilize Maintenance and General
24 Operation Appropriation in conjunction with surplus and/or salvageable
25 materials for the purpose of implementing construction projects to benefit the
26 Department and its various programs. Before such projects may be undertaken, a
27 Method of Finance must be submitted for prior review by the Arkansas
28 Legislative Council or Joint Budget Committee, and review and approval by the
29 Department of Finance and Administration and the Arkansas State Building
30 Services.

31
32 SECTION 19. SPECIAL LANGUAGE - EXTRA SALARIES. There is hereby
33 authorized, for the Department of Correction, for the 1997-99 biennium, the
34 following increases in salaries for certain positions provided in the Regular
35 Salary schedule in this Act, and to be in addition to the annual amounts as

1 established by the Uniform Classification and Compensation Act, as amended,
2 for full-time physicians who are certified by the American Specialty Boards at
3 rates of pay not to exceed an additional \$4,500 per year. If certified in
4 forensic psychiatry, an additional \$2,500 per year will be allowed. Total
5 extra salaries may not exceed \$7,000 per year per position. In the event the
6 physician is not a full time employee, the amount specified herein shall be
7 adjusted proportionately to the amount of time worked for the Department of
8 Correction by that physician.

9

10 SECTION 20. SPECIAL LANGUAGE. In the event the Department of Correction
11 cannot accept inmates from county jails due to insufficient bed space, the
12 Department shall reimburse the counties at a rate determined by the Board of
13 Correction and Community Punishment until the appropriation provided for such
14 purpose is exhausted. The prevailing rate of the county jail will be
15 considered by the Board in determining the rate to be reimbursed. The
16 appropriation provided by Item (08) of Section 3 may also be used for
17 contracts with county jails for pre-release inmates.

18

19 SECTION 21. SPECIAL LANGUAGE - In the event of a substantial increase
20 in utility rates, the Department of Correction is authorized to transfer any
21 line item appropriation in this Act to the Maintenance and Operation line item
22 for support of the increase after receiving approval of the Chief Fiscal
23 Officer of the State.

24

25 SECTION 22. SPECIAL LANGUAGE - TRANSFER OF APPROPRIATION WITHIN CAPITAL
26 IMPROVEMENT PROJECTS. The Department of Correction is hereby authorized to
27 transfer appropriation between and/or among the various capital
28 improvements/construction projects authorized by the General Assembly. Such
29 transfers may be made only after approval by the Governor and after prior
30 review by the Arkansas Legislative Council or Joint Budget Committee. Such
31 authorization shall in no way mean that the total amount of funds or
32 appropriations for capital improvement/construction projects be greater than
33 that provided by the General Assembly for the Department of Correction.

34

35 SECTION 23. SPECIAL LANGUAGE - MENTAL HEALTH SERVICES. In the event the

1 Department determines to enter into a professional contract for mental health
2 services, the Department may, upon approval of the Chief Fiscal Officer of the
3 State and after prior review by the Arkansas Legislative Council or Joint
4 Budget Committee, make appropriate transfers from regular salaries, personal
5 services matching and various maintenance and operation classifications to the
6 professional fees and services classification for payment of the contractual
7 amount.

8
9 SECTION 24. SPECIAL LANGUAGE. The Department of Correction is
10 authorized to transfer funds from various Special Revenue and Cash Funds into
11 the Inmate Care and Custody Fund Account in order to adjust to the budget
12 needs upon approval of the Board of Correction and Community Punishment and
13 the Chief Fiscal Officer of the State.

14
15 SECTION 25. SPECIAL LANGUAGE - NEW FACILITIES. If it is found that
16 contracting for the operation of new facilities is economically beneficial to
17 the State of Arkansas, the Department of Correction may, after receiving
18 approval of the Chief Fiscal Officer, and seeking prior review by the Arkansas
19 Legislative Council or Joint Budget Committee, transfer from any line item
20 appropriation contained in Section 3 of this Act into the Professional Fees
21 and Services line item contained in Section 3 of this Act to operate new
22 facilities opened during the biennium.

23
24 SECTION 26. SPECIAL LANGUAGE. The Department of Correction is hereby
25 authorized to transfer appropriations between any line items authorized herein
26 but only for the purpose of financing construction or equipment for a facility
27 of the department. Any transfers authorized by this section shall require the
28 approval of the Chief Fiscal Officer of the State after prior review by the
29 Legislative Council or Joint Budget Committee.

30
31 SECTION 27. SPECIAL LANGUAGE - REALLOCATION OF RESOURCES. Upon
32 determination by the Board of Correction and Community Punishment that a
33 reallocation of resources within the Department of Community Punishment and
34 Department of Correction is necessary for the efficient and effective
35 operation of the departments, the Board, with approval of the Governor and

1 review by the Arkansas Legislative Council or Joint Budget Committee, shall
 2 have the authority to instruct the department directors, to request from the
 3 Chief Fiscal Officer of the State, a transfer of positions, programs, funds,
 4 appropriations, and line-item appropriations within or between existing and
 5 newly created divisions, offices, sections, or units of the departments. If
 6 it is determined that the requested transfer should be made, the Chief Fiscal
 7 Officer of the State shall then initiate the necessary transfer documents to
 8 reflect the transfers upon the fiscal records of the State Treasurer, the
 9 State Auditor, the Chief Fiscal Officer of the State, and the Departments of
 10 Correction and Community Punishment.

11

12 SECTION 28. SPECIAL LANGUAGE - HAZARDOUS DUTY PAY. The Department of
 13 Correction is hereby authorized to pay hazardous duty pay to provide special
 14 compensation to eligible security personnel to compensate for the increased
 15 risk of personal injury. The hazardous duty pay authorized herein shall not
 16 exceed an amount equal to five and one-half percent (5.5%) of the annual
 17 salary authorized by law to any eligible employee and shall only be made
 18 available to the personnel occupying the following positions.

19

20 Class Code	Title	Grade
21 T003	CP/COR Officer	16
22 H029	CP/COR Food Prod Mgr I	17
23 T005	CP/COR Officer II	18
24 H030	CP/COR Food Production Mgr II	19
25 T010	CP/COR Sergeant	19
26 T006	CP/COR Officer III	20
27 T008	CP/COR Officer IV	21
28 T014	Chief Security Officer	22

29

30 Employees assigned to these classifications may be eligible for hazardous duty
 31 pay if the Director of the Department of Correction certifies to the Chief
 32 Fiscal Officer that employees in these positions have been assigned direct
 33 supervision of inmates which requires these positions to be exposed to
 34 increased risk of personal injury.

35

1 Employees in the above classifications who are assigned to maximum security
2 lockup areas, i.e. administrative, segregation, punitive isolation and death
3 row at the maximum security unit, Cummins Unit, and East Arkansas Regional
4 Unit, are authorized to receive the hazardous duty pay allowance and an
5 additional amount of maximum security incentive pay to five and one-half
6 percent of the annual salary authorized by law. This pay will only be paid
7 while the employee continues to work in the maximum security lockup areas and
8 pay will be discontinued should the employee terminate work in this area.

9

10 The amounts received under the provisions of this section shall not be
11 considered as exceeding the maximum authorized annual salary allowance for
12 employees in receipt of such amounts. Such amounts shall be considered as
13 Regular Salary and the Department of Finance and Administration shall adopt
14 the necessary rules and regulations for the administration of this provision.

15

16 Employees covered by the provisions of this Section shall be eligible for
17 special compensation for hazardous duty and additional compensation for
18 maximum security assignment only upon a determination by the Chief Fiscal
19 Officer of the State that sufficient general revenues are available to sustain
20 payment of the additional compensation levels herein authorized. It is the
21 intent of this section that such payments shall be optional, at the discretion
22 of the Chief Fiscal Officer of the State and the Director of the Department of
23 Correction, dependent upon sufficient revenues and shall not be implemented
24 using funds specifically set aside for other programs within the Department.

25

26 SECTION 29. In the event the Department is able to contract with a
27 private provider for food services at a unit(s), transfers may be made from
28 Regular Salaries, Personal Services Matching, and Maintenance and Operations
29 line items to Professional Fees and Services upon notification by the Chief
30 Fiscal Officer of the State and after receiving prior review by the
31 Legislative Council or Joint Budget Committee.

32

33 SECTION 30. SPECIAL LANGUAGE. In the event the Department of
34 Correction is able to install a lethal electric fence around the perimeter of
35 the states' institutions, a reduction of personnel currently stationed in

1 towers could be realized. Any savings realized from reductions in Regular
2 Salaries, Personnel Services Matching or other line items associated with the
3 staff, may be transferred to appropriate line items for the installation,
4 maintenance, and operation of the electric fence upon approval by the Chief
5 Fiscal Officer of the State after receiving prior review by the Arkansas
6 Legislative Council or Joint Budget Committee.

7

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

17

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

26

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

30

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

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

SECTION 36. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-First 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, 1997 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, 1997 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, 1997.

/s/Russ et al

APPROVED:3-24-97