

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

HOUSE BILL 1085

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES TO THE DEPARTMENT OF
11 CORRECTION FOR THE OPENING OF THE CUMMINS 300-BED
12 TRUSTEE BARRACKS WHICH SHALL BE SUPPLEMENTAL AND IN
13 ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 218 OF
14 2010; AND FOR OTHER PURPOSES.
15

Subtitle

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17
18 AN ACT FOR THE DEPARTMENT OF CORRECTION -
19 CUMMINS TRUSTEE BARRACKS SUPPLEMENTAL
20 APPROPRIATION.
21
22

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

25 SECTION 1. REGULAR SALARIES. There is hereby established for the
26 Department of Correction, for the 2010-2011 fiscal year, the following
27 maximum number of regular employees which shall be supplemental and in
28 addition to those positions authorized in Section 1 of Act 218 of 2010.
29

| Item No. | Class Code | Title | Maximum No. of Employees | Maximum Annual Salary Rate Fiscal Year 2010-2011 |
|----------|------------|--------------------|--------------------------|--------------------------------------------------|
| 34 | (1) A066C | INTERNAL AUDITOR | 1 | GRADE C119 |
| 35 | (2) T048C | ADC/DCC CAPTAIN | 1 | GRADE C118 |
| 36 | (3) T054C | ADC/DCC LIEUTENANT | 1 | GRADE C117 |



| | | | |
|---|--------------------------------------------|-----------|------------|
| 1 | (4) M059C ADC/DCC ADVISOR | 1 | GRADE C115 |
| 2 | (5) T065C ADC/DCC CORRECTIONAL SERGEANT | 4 | GRADE C115 |
| 3 | (6) G216C ADC INMATE GRIEVANCE COORDINATOR | 1 | GRADE C114 |
| 4 | (7) M065C RECREATIONAL ACTIVITY SUPERVISOR | 1 | GRADE C114 |
| 5 | (8) T075C ADC/DCC CORPORAL | <u>38</u> | GRADE C113 |
| 6 | MAX. NO. OF EMPLOYEES | 48 | |

7
 8 SECTION 2. APPROPRIATION - INMATE CARE & CUSTODY. There is hereby
 9 appropriated, to the Department of Correction, to be payable from the
 10 Department of Correction Inmate Care and Custody Fund Account, for personal
 11 services and operating expenses of the Department of Correction which shall
 12 be supplemental and in addition to those funds appropriated in Section 3 of
 13 Act 218 of 2010, the following:

| 15 | ITEM | FISCAL YEAR |
|----|------------------------------|---------------------------|
| 16 | <u>NO.</u> | <u>2010-2011</u> |
| 17 | (01) REGULAR SALARIES | \$545,008 |
| 18 | (02) PERSONAL SERV MATCHING | 223,039 |
| 19 | (03) MAINT. & GEN. OPERATION | |
| 20 | (A) OPER. EXPENSE | 394,920 |
| 21 | (B) CONF. & TRAVEL | 0 |
| 22 | (C) PROF. FEES | 482,415 |
| 23 | (D) CAP. OUTLAY | 10,000 |
| 24 | (E) DATA PROC. | <u>0</u> |
| 25 | TOTAL AMOUNT APPROPRIATED | <u><u>\$1,655,382</u></u> |

26
 27 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 29 TRANSFER. Immediately upon the effective date of this Act, the Chief Fiscal
 30 Officer of the State shall transfer on his or her books and those of the
 31 State Treasurer and Auditor of the State the sum of one million six hundred
 32 fifty five thousand three hundred eighty two dollars (\$1,655,382) from the
 33 General Revenue Allotment Reserve Fund to the Department of Correction Inmate
 34 Care and Custody Fund Account to provide funds for personal services and
 35 operational expenses of the Cummins 300-bed Trustee Barracks.

36

1 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
2 authorized by this act shall be limited to the appropriation for such agency
3 and funds made available by law for the support of such appropriations; and
4 the restrictions of the State Procurement Law, the General Accounting and
5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
6 Procedures and Restrictions Act, or their successors, and other fiscal
7 control laws of this State, where applicable, and regulations promulgated by
8 the Department of Finance and Administration, as authorized by law, shall be
9 strictly complied with in disbursement of said funds.

10
11 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
12 Assembly that any funds disbursed under the authority of the appropriations
13 contained in this act shall be in compliance with the stated reasons for
14 which this act was adopted, as evidenced by the Agency Requests, Executive
15 Recommendations and Legislative Recommendations contained in the budget
16 manuals prepared by the Department of Finance and Administration, letters, or
17 summarized oral testimony in the official minutes of the Arkansas Legislative
18 Council or Joint Budget Committee which relate to its passage and adoption.

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20 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
21 Assembly, that funds and appropriation provided by the General Assembly for
22 the operations of the Department of Correction are, due to unforeseen
23 circumstances, insufficient for the Department of Correction to continue to
24 provide essential governmental services; that the provisions of this act will
25 provide the necessary monies for the Department of Correction to continue
26 such services; and that a delay in the effective date of this Act could work
27 irreparable harm upon the proper administration and provision of essential
28 governmental programs. Therefore, an emergency is hereby declared to exist
29 and this Act being necessary for the immediate preservation of the public
30 peace, health and safety shall be in full force and effect from and after the
31 date of its passage and approval.

32 If the bill is neither approved nor vetoed by the Governor, it shall
33 become effective on the expiration of the period of time during which the
34 Governor may veto the bill. If the bill is vetoed by the Governor and the
35 veto is overridden, it shall become effective on the date the last house
36 overrides the veto.**APPROVED: 03/17/2011**