

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

A Bill

HOUSE BILL 1012

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
10 CORRECTION; AND FOR OTHER PURPOSES.
11

Subtitle

14 AN ACT FOR THE DEPARTMENT OF CORRECTION
15 REAPPROPRIATION.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REGULAR SALARIES. There is hereby established for the
21 Department of Correction for the 2016-2017 fiscal year, the following maximum
22 number of regular employees.
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24				Maximum Annual	
25			Maximum	Salary Rate	
26	Item	Class	No. of	Fiscal Year	
27	No.	Code	Title	Employees	2016-2017
28	(1)	D017C	INFO SYSTEMS SECURITY SPECIALIST	1	GRADE C126
29	(2)	T015C	ADC/DCC DEPUTY WARDEN	1	GRADE C124
30	(3)	M009C	LICENSED CERTIFIED SOCIAL WORKER	1	GRADE C121
31	(4)	T033	ADC/DCC MAJOR	1	GRADE C120
32	(5)	T048C	ADC/DCC CAPTAIN	2	GRADE C118
33	(6)	T054C	ADC/DCC LIEUTENANT	4	GRADE C117
34	(7)	T059C	ADC/DCC FOOD PREPARATION MANAGER	1	GRADE C116
35	(8)	C024C	ADC/DCC RECORDS SUPERVISOR	1	GRADE C116
36	(9)	C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE C116



1	(10)	G200C	CLASSIFICATION & ASSIGNMENT OFFICER	1	GRADE C116
2	(11)	T065C	ADC/DCC CORRECTIONAL SERGEANT	12	GRADE C115
3	(12)	M058C	ADC/DCC PROGRAM SPECIALIST	1	GRADE C115
4	(13)	M057C	CHAPLAIN	1	GRADE C115
5	(14)	R031C	INSTITUTION HUMAN RESOURCES COORDINATOR	1	GRADE C115
6	(15)	G216C	ADC INMATE GRIEVANCE COORDINATOR	1	GRADE C114
7	(16)	T070C	ADC/DCC FOOD PREPARATION SUPERVISOR	3	GRADE C114
8	(17)	T071C	ADC UNIT TRAINING SUPERVISOR	1	GRADE C114
9	(18)	M065C	RECREATIONAL ACTIVITY SUPERVISOR	1	GRADE C114
10	(19)	T075C	ADC/DCC CORPORAL	37	GRADE C113
11	(20)	T077C	ADC MAILROOM SERVICES COORDINATOR	1	GRADE C113
12	(21)	T081C	COMMISSARY MANAGER	1	GRADE C112
13	(22)	C073C	ADMINISTRATIVE SPECIALIST II	1	GRADE C109
14	(23)	C087C	ADMINISTRATIVE SPECIALIST I	<u>2</u>	GRADE C106
15			MAX. NO. OF EMPLOYEES	77	

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17 SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is
 18 hereby appropriated, to the Department of Correction, to be payable from the
 19 General Improvement Fund or its successor fund or fund accounts, for the
 20 Department of Correction the following:

21 (A) Effective July 1, 2016, the balance of the appropriation provided
 22 in Section 2 of Act 822 of 2015, for personal services and operating expenses
 23 of the Department of Correction - Ester Unit, in a sum not to exceed
 24\$6,968,256.

25 (B) Effective July 1, 2016, the balance of the appropriation provided
 26 in Section 3 of Act 822 of 2015, for personal services and operating expenses
 27 of the Department of Correction - Female Work Release - Pine Bluff, in a sum
 28 not to exceed.....\$1,286,909.

29 (C) Effective July 1, 2016, the balance of the appropriation provided
 30 in Section 4 of Act 822 of 2015, for operating expenses of the Department of
 31 Correction - Ouachita River Unit, in a sum not to exceed.....\$574,113.

32 (D) Effective July 1, 2016, the balance of the appropriation provided
 33 in Section 5 of Act 822 of 2015, for operating expenses of the Department of
 34 Correction - Tucker Unit, in a sum not to exceed.....\$534,853.

35 (E) Effective July 1, 2016, the balance of the appropriation provided
 36 in Item (A) Section 6 of Act 822 of 2015, for a transfer to the County Jail

1 Reimbursement Fund for the reimbursement to Regional County Detention
2 Facilities housing state inmates of the Department of Correction - Regional
3 County Detention Facility, in a sum not to exceed.....\$4,380,000.

4 (F) Effective July 1, 2016, the balance of the appropriation provided
5 in Section 8 of Act 822 of 2015, for maintenance, replacement, repair,
6 expansion, construction, equipping, renovation, purchase, improvement and
7 upgrade of existing facilities of the Department of Correction, in a sum not
8 to exceed.....\$10,000,000.

9 (G) Effective July 1, 2016, the balance of the appropriation provided
10 in Section 2 of Act 539 of 2015, for operating expenses and professional fees
11 associated with leasing bed space from out-of-state facilities, in a sum not
12 to exceed.....\$2,851,200.

13 (H) Effective July 1, 2016, the balance of the appropriation provided
14 in Item (A) Section 1 of Act 213 of 2015, for lease payments associated with
15 debt service on a 948-bed institution at Malvern, a 400-bed addition at the
16 Grimes Unit at Newport, and 862-bed Special Needs Unit and addition to the
17 Ouachita River Unit at Malvern, in a sum not to exceed.....\$13,000,000.

18 (I) Effective July 1, 2016, the balance of the appropriation provided
19 in Item (B) Section 1 of Act 213 of 2015, for diagnostic building renovation,
20 improvement, upgrade, equipping and construction of the Diagnostic Unit in
21 Pine Bluff, in a sum not to exceed.....\$10,000,000.

22 (J) Effective July 1, 2016, the balance of the appropriation provided
23 in Item (C) Section 1 of Act 213 of 2015, for critical infrastructure needs
24 including the upgrade, replacement, or repair of microwave fence systems used
25 to detect movement on facility grounds, in a sum not to exceed
26\$625,000.

27 (K) Effective July 1, 2016, the balance of the appropriation provided
28 in Item (D) Section 1 of Act 213 of 2015, for purchase of a vertical pressure
29 water filtration system at the Tucker Unit, in a sum not to exceed
30\$80,000.

31 (L) Effective July 1, 2016, the balance of the appropriation provided
32 in Item (E) Section 1 of Act 213 of 2015, for replacement, upgrade, and
33 addition to the current camera security systems and recorders utilized at
34 each correctional facility, in a sum not to exceed.....\$2,000,000.

35 (M) Effective July 1, 2016, the balance of the appropriation provided
36 in Item (F) Section 1 of Act 213 of 2015, for maintenance, replacement,

1 repair, expansion, construction, equipping, renovation, purchase, improvement
2 and upgrade of existing facilities, in a sum not to exceed.....\$3,000,000.

3 (N) Effective July 1, 2016, the balance of the appropriation provided
4 in Item (G) Section 1 of Act 213 of 2015, for drainage maintenance at the
5 East Arkansas Unit, in a sum not to exceed.....\$300,000.

6 (O) Effective July 1, 2016, the balance of the appropriation provided
7 in Item (H) Section 1 of Act 213 of 2015, for remodel of an existing
8 structure at the Cummins Farm to accommodate a rice and grist mill, in a sum
9 not to exceed.....\$604,830.

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11 SECTION 3. REAPPROPRIATION - VARIOUS INDUSTRY PROJECTS. There is
12 hereby appropriated, to the Department of Correction, to be payable from the
13 Department of Correction Prison Industry Fund, for the Department of
14 Correction the following:

15 (A) Effective July 1, 2016, the balance of the appropriation provided
16 in Item (A) Section 2 of Act 204 of 2015, for maintenance, replacement,
17 repair, expansion, construction, equipping, renovation, purchase, improvement
18 and upgrade of the Department of Correction - Various Industry Projects, in a
19 sum not to exceed.....\$108,950.

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21 SECTION 4. REAPPROPRIATION - VARIOUS FARM PROJECTS. There is hereby
22 appropriated, to the Department of Correction, to be payable from the
23 Department of Correction Farm Fund, for the Department of Correction the
24 following:

25 (A) Effective July 1, 2016, the balance of the appropriation provided
26 in Item (A) Section 3 of Act 204 of 2015, for maintenance, replacement,
27 repair, expansion, construction, equipping, renovation, purchase,
28 improvement, and upgrade of the Department of Correction - Various Farm
29 Projects, in a sum not to exceed.....\$140,535.

30 (B) Effective July 1, 2016, the balance of the appropriation provided
31 in Item (A) Section 2 of Act 213 of 2015, for construction of grain storage
32 bins at the East Arkansas Unit, in a sum not to exceed.....\$200,000.

33 (C) Effective July 1, 2016, the balance of the appropriation provided
34 in Item (B) Section 2 of Act 213 of 2015, for construction of grain storage
35 bins at the Tucker Unit, in a sum not to exceed.....\$200,000.

36 (D) Effective July 1, 2016, the balance of the appropriation provided

1 in Item (C) Section 2 of Act 213 of 2015, for renovation of the current Dairy
2 facility and replacement of equipment, in a sum not to exceed
3\$2,799,800.
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5 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
6 obligations otherwise incurred in relation to the project or projects
7 described herein in excess of the State Treasury funds actually available
8 therefor as provided by law. Provided, however, that institutions and
9 agencies listed herein shall have the authority to accept and use grants and
10 donations including Federal funds, and to use its unobligated cash income or
11 funds, or both available to it, for the purpose of supplementing the State
12 Treasury funds for financing the entire costs of the project or projects
13 enumerated herein. Provided further, that the appropriations and funds
14 otherwise provided by the General Assembly for Maintenance and General
15 Operations of the agency or institutions receiving appropriation herein shall
16 not be used for any of the purposes as appropriated in this act.

17 (B) The restrictions of any applicable provisions of the State
18 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
19 Revenue Stabilization Law and any other applicable fiscal control laws of
20 this State and regulations promulgated by the Department of Finance and
21 Administration, as authorized by law, shall be strictly complied with in
22 disbursement of any funds provided by this act unless specifically provided
23 otherwise by law.
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25 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
26 Assembly that any funds disbursed under the authority of the appropriations
27 contained in this act shall be in compliance with the stated reasons for
28 which this act was adopted, as evidenced by the Agency Requests, Executive
29 Recommendations and Legislative Recommendations contained in the budget
30 manuals prepared by the Department of Finance and Administration, letters, or
31 summarized oral testimony in the official minutes of the Arkansas Legislative
32 Council or Joint Budget Committee which relate to its passage and adoption.
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34 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
35 Assembly, that the Constitution of the State of Arkansas prohibits the
36 appropriation of funds for more than a one (1) year period; that the

1 effectiveness of this Act on July 1, 2016 is essential to the operation of
2 the agency for which the appropriations in this Act are provided, and that in
3 the event of an extension of the legislative session, the delay in the
4 effective date of this Act beyond July 1, 2016 could work irreparable harm
5 upon the proper administration and provision of essential governmental
6 programs. Therefore, an emergency is hereby declared to exist and this Act
7 being necessary for the immediate preservation of the public peace, health
8 and safety shall be in full force and effect from and after July 1, 2016.

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11 **APPROVED: 05/03/2016**
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