

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

1 State of Arkansas *As Engrossed: H2/22/22 H3/2/22 H3/3/22*

2 93rd General Assembly

A Bill

3 Fiscal Session, 2022

HOUSE BILL 1034

4

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

CORRECTIONS - DIVISION OF CORRECTION FOR THE FISCAL

11

YEAR ENDING JUNE 30, 2023; AND FOR OTHER PURPOSES.

12

13

14

Subtitle

15

AN ACT FOR THE DEPARTMENT OF CORRECTIONS

16

- DIVISION OF CORRECTION APPROPRIATION

17

FOR THE 2022-2023 FISCAL YEAR.

18

19

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

21

22 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
23 established for the Department of Corrections for the 2022-2023 fiscal year,
24 the following maximum number of regular employees.

25

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Maximum Annual

27

Maximum

Salary Rate

28

Item Class

No. of

Fiscal Year

29

No. Code Title

Employees

2022-2023

30

(1) SC003 SECRETARY OF CORRECTIONS

1

GRADE SE05

31

(2) U083U DOC CHIEF FISCAL OFFICER

1

GRADE SE01

32

(3) D140C DOC CHIEF INFORMATION OFFICER

1

GRADE IT11

33

(4) D012C DATABASE SPECIALIST

1

GRADE IT08

34

(5) D094C DCC PROJ & ENTERPRISE PROGRAM MGMT ADMIN

1

GRADE IT08

35

(6) D007C INFORMATION SYSTEMS MANAGER

1

GRADE IT08

36

(7) D030C INFORMATION SYSTEMS COORDINATOR

2

GRADE IT07



1	(8)	D017C INFORMATION SYSTEMS SECURITY SPECIALIST	1	GRADE IT07
2	(9)	D038C SENIOR SOFTWARE SUPPORT ANALYST	5	GRADE IT06
3	(10)	D061C INFORMATION SYSTEMS COORDINATION SPEC	1	GRADE IT05
4	(11)	D052C SOFTWARE SUPPORT ANALYST	10	GRADE IT05
5	(12)	D071C COMPUTER SUPPORT ANALYST	4	GRADE IT03
6	(13)	D079C COMPUTER SUPPORT TECHNICIAN	20	GRADE IT02
7	(14)	N039N ADC DEPUTY DIRECTOR	1	GRADE GS15
8	(15)	N048N ADC ASSISTANT DIRECTOR	2	GRADE GS14
9	(16)	N130N DOC SHARED SERVICES CHIEF	2	GRADE GS14
10	(17)	A108C ADC ASST CHIEF FINANCIAL OFFICER(CFO)	1	GRADE GS13
11	(18)	G024N ADC GENERAL COUNSEL	1	GRADE GS13
12	(19)	A010C AGENCY CONTROLLER II	1	GRADE GS13
13	(20)	G019C GENERAL COUNSEL	1	GRADE GS13
14	(21)	P003N ADC PUBLIC INFORMATION OFFICER	1	GRADE GS12
15	(22)	A021C AGENCY CONTROLLER I	1	GRADE GS12
16	(23)	G025C ATTORNEY SUPERVISOR	1	GRADE GS12
17	(24)	R006C HUMAN RESOURCES ADMINISTRATOR	2	GRADE GS12
18	(25)	A027C ACCOUNTING OPERATIONS MANAGER	1	GRADE GS11
19	(26)	R013C AGENCY HUMAN RESOURCES MANAGER	2	GRADE GS11
20	(27)	C112C ADC POLICY & RESEARCH COORDINATOR	1	GRADE GS10
21	(28)	V036C AGENCY PROCUREMENT ADMINISTRATOR	1	GRADE GS10
22	(29)	A050C AGENCY FISCAL MANAGER	1	GRADE GS09
23	(30)	G222C DOC INTERNAL AFFAIRS ADMINISTRATOR	1	GRADE GS09
24	(31)	E022C EDUCATION & INSTRUCTION MANAGER	1	GRADE GS09
25	(32)	A038C FISCAL SUPPORT MANAGER	1	GRADE GS09
26	(33)	P004C PUBLIC INFORMATION MANAGER	1	GRADE GS09
27	(34)	R021C BUDGET ANALYST	1	GRADE GS08
28	(35)	R014C PERSONNEL MANAGER	2	GRADE GS08
29	(36)	V007C PROCUREMENT COORDINATOR	2	GRADE GS08
30	(37)	X026C CRIMINAL DETENTION FACILITIES COORD	1	GRADE GS08
31	(38)	A062C RETIREMENT COORDINATOR	1	GRADE GS08
32	(39)	A089C ACCOUNTANT I	1	GRADE GS07
33	(40)	R024C ASSISTANT PERSONNEL MANAGER	2	GRADE GS07
34	(41)	G154C DCC PROGRAM COORDINATOR	1	GRADE GS07
35	(42)	A063C RESEARCH & STATISTICS SUPERVISOR	1	GRADE GS07
36	(43)	S011C ADC COMMODITY & FOOD SVC ADMR	1	GRADE GS06

1	(44)	C037C ADMINISTRATIVE ANALYST	4	GRADE GS06
2	(45)	X133C DOC INTERNAL AFFAIRS INVESTIGATOR	7	GRADE GS06
3	(46)	T065C DOC CORRECTIONAL SERGEANT	1	GRADE GS06
4	(47)	R030C EEO/GRIEVANCE OFFICER	1	GRADE GS06
5	(48)	A074C FISCAL SUPPORT SUPERVISOR	6	GRADE GS06
6	(49)	G180C GRANTS ANALYST	1	GRADE GS06
7	(50)	R029C HUMAN RESOURCES RECRUITER	1	GRADE GS06
8	(51)	T103C LAW ENFORCEMENT TRAINING INSTRUCTOR	12	GRADE GS06
9	(52)	P027C PUBLIC INFORMATION SPECIALIST	1	GRADE GS06
10	(53)	M048C SUBSTANCE ABUSE PROGRAM LEADER	1	GRADE GS06
11	(54)	C050C ADMINISTRATIVE SUPPORT SUPERVISOR	1	GRADE GS05
12	(55)	R033C BENEFITS ANALYST	1	GRADE GS05
13	(56)	V014C BUYER	6	GRADE GS05
14	(57)	V013C CENTRAL WAREHOUSE OPERATIONS MGR	1	GRADE GS05
15	(58)	X128C CORRECTIONAL UNIT ACCREDITATION SPEC	1	GRADE GS05
16	(59)	T075C DOC CORPORAL	2	GRADE GS05
17	(60)	C024C DOC RECORDS SUPERVISOR	1	GRADE GS05
18	(61)	A091C FISCAL SUPPORT ANALYST	11	GRADE GS05
19	(62)	R031C INSTITUTION HUMAN RESOURCES COORD	1	GRADE GS05
20	(63)	A090C PAYROLL SERVICES SPECIALIST	1	GRADE GS05
21	(64)	V015C PURCHASING SPECIALIST	6	GRADE GS05
22	(65)	E051C STAFF DEVELOPMENT SPECIALIST	2	GRADE GS05
23	(66)	C056C ADMINISTRATIVE SPECIALIST III	11	GRADE GS04
24	(67)	R037C BENEFITS TECHNICIAN	1	GRADE GS04
25	(68)	A098C FISCAL SUPPORT SPECIALIST	24	GRADE GS04
26	(69)	R038C HUMAN RESOURCES ASSISTANT	1	GRADE GS04
27	(70)	R036C HUMAN RESOURCES SPECIALIST	5	GRADE GS04
28	(71)	V020C INVENTORY CONTROL MANAGER	2	GRADE GS04
29	(72)	A097C PAYROLL TECHNICIAN	2	GRADE GS04
30	(73)	V022C PURCHASING TECHNICIAN	2	GRADE GS04
31	(74)	C073C ADMINISTRATIVE SPECIALIST II	7	GRADE GS03
32	(75)	C087C ADMINISTRATIVE SPECIALIST I	1	GRADE GS02
33	(76)	V030C SHIPPING & RECEIVING CLERK	1	GRADE GS02
34	(77)	T015C DOC DEPUTY WARDEN	1	GRADE GS10
35	(78)	T033C DOC MAJOR	1	GRADE GS09
36	(79)	T027C DOC TRAINING ADMINISTRATOR	1	GRADE GS09

1	(80)	T104C DOC TRAINING ACADEMY SUPERVISOR	2	GRADE GS08
2	(81)	A066C INTERNAL AUDITOR	1	GRADE GS08
3	(82)	A081C AUDITOR	<u>1</u>	GRADE GS07
4		MAX. NO. OF EMPLOYEES	219	

5
 6 SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is
 7 hereby appropriated, to the Department of Corrections, to be payable from the
 8 paying account as determined by the Chief Fiscal Officer of the State, for
 9 personal services and operating expenses of the Department of Corrections -
 10 Shared Services for the fiscal year ending June 30, 2023, the following:

12	ITEM	FISCAL YEAR
13	<u>NO.</u>	<u>2022-2023</u>
14	(01) REGULAR SALARIES	\$10,194,652
15	(02) PERSONAL SERVICES MATCHING	3,454,960
16	(03) OVERTIME	100,000
17	(04) MAINT. & GEN. OPERATION	
18	(A) OPER. EXPENSE	8,931,571
19	(B) CONF. & TRAVEL	0
20	(C) PROF. FEES	84,956,941
21	(D) CAP. OUTLAY	0
22	(E) DATA PROC.	0
23	(05) PANDEMIC RELATED EXPENSES	5,000,000
24	(06) REGIONAL JAIL	<u>8,704,940</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$121,343,064</u>

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 27 SECTION 3. APPROPRIATION - COUNTY JAIL REIMBURSEMENT. There is hereby
 28 appropriated, to the Department of Corrections, to be payable from the County
 29 Jail Reimbursement Fund, for reimbursement to counties housing state inmates
 30 of the Department of Corrections - County Jail Reimbursement for the fiscal
 31 year ending June 30, 2023, the following:

33	ITEM	FISCAL YEAR
34	<u>NO.</u>	<u>2022-2023</u>
35	(01) REFUNDS/REIMBURSEMENTS	<u>\$26,853,607</u>

36

SECTION 4. APPROPRIATION - CRIMINAL DETENTION FACILITY REVIEW. There is hereby appropriated, to the Department of Corrections, to be payable from the State Central Services Fund, for personal services and operating expenses of the Department of Corrections - Criminal Detention Facility Review for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(01) REGULAR SALARIES	\$99,366
(02) PERSONAL SERVICES MATCHING	33,625
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	14,950
(B) CONF. & TRAVEL	1,300
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$149,241</u></u>

SECTION 5. APPROPRIATION - CRIMINAL DETENTION COMMITTEE EXPENSES. There is hereby appropriated, to the Department of Corrections, to be payable from the Miscellaneous Agencies Fund Account, for operating expenses of the Department of Corrections - Criminal Detention Committee Expenses for the fiscal year ending June 30, 2023, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$18,639
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$18,639</u></u>

SECTION 6. APPROPRIATION - TRANSPORTATION OF JUVENILE OFFENDERS. There is hereby appropriated, to the Department of Corrections, to be payable from

1	(21)	B042C ENGINEER	1	GRADE GS09
2	(22)	A038C FISCAL SUPPORT MANAGER	1	GRADE GS09
3	(23)	M009C LICENSED CERTIFIED SOCIAL WORKER	27	GRADE GS09
4	(24)	L033C PSYCHOLOGICAL EXAMINER	4	GRADE GS09
5	(25)	L041C ADC ASST MEDICAL PROGRAM MANAGER	1	GRADE GS08
6	(26)	S094C ADC CONSTRUCTION/MAINTENANCE COORD	4	GRADE GS08
7	(27)	T021C ADC HEAD FARM MANAGER I	3	GRADE GS08
8	(28)	S010C ADC INDUSTRY PROGRAM MANAGER	7	GRADE GS08
9	(29)	M031C ADMINISTRATOR OF CHAPLAINCY SVCS	1	GRADE GS08
10	(30)	T048C DOC CAPTAIN	55	GRADE GS08
11	(31)	T104C DOC TRAINING ACADEMY SUPERVISOR	1	GRADE GS08
12	(32)	A066C INTERNAL AUDITOR	1	GRADE GS08
13	(33)	M088C LICENSED MASTER SOCIAL WORKER	7	GRADE GS08
14	(34)	M020C LICENSED PROFESSIONAL COUNSELOR	74	GRADE GS08
15	(35)	V007C PROCUREMENT COORDINATOR	2	GRADE GS08
16	(36)	G121C REHAB PROGRAM MANAGER	9	GRADE GS08
17	(37)	A060C SENIOR AUDITOR	1	GRADE GS08
18	(38)	T034C WORK RELEASE CENTER SUPERVISOR	3	GRADE GS08
19	(39)	G142C ADC CLASSIFICATION ADMINISTRATOR	1	GRADE GS07
20	(40)	S096C ADC CONSTRUCTION PROJECT SUPERVISOR	15	GRADE GS07
21	(41)	A081C AUDITOR	1	GRADE GS07
22	(42)	G159C DEPARTMENT BUSINESS COORDINATOR	1	GRADE GS07
23	(43)	S019C DIRECTOR OF MAINTENANCE	10	GRADE GS07
24	(44)	T059C DOC FOOD PREPARATION MANAGER	20	GRADE GS07
25	(45)	T054C DOC LIEUTENANT	159	GRADE GS07
26	(46)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE GS07
27	(47)	M026C LICENSED SOCIAL WORKER	1	GRADE GS07
28	(48)	L052C REHAB FACILITY SUPERVISOR	5	GRADE GS07
29	(49)	M049C SENIOR CHAPLAIN	7	GRADE GS07
30	(50)	E041C SENIOR LIBRARIAN	1	GRADE GS07
31	(51)	M023C SUBSTANCE ABUSE PROGRAM COORD	4	GRADE GS07
32	(52)	B040C ADC AGRICULTURE PRODUCTION SUPERVISOR	1	GRADE GS06
33	(53)	T040C ADC ASSISTANT HEAD FARM MANAGER	4	GRADE GS06
34	(54)	S095C ADC CONSTRUCTION PROJECT SPECIALIST	9	GRADE GS06
35	(55)	S027C ADC INDUSTRIAL SUPERVISOR II	19	GRADE GS06
36	(56)	S105C ADC INDUSTRY PROGRAM SPECIALIST	1	GRADE GS06

1	(57)	T039C ADC INMATE TRANSPORTATION COORD	1	GRADE GS06
2	(58)	C037C ADMINISTRATIVE ANALYST	13	GRADE GS06
3	(59)	T053C AGRICULTURE UNIT SUPERVISOR II	31	GRADE GS06
4	(60)	M044C ASSOCIATE PROFESSIONAL COUNSELOR	14	GRADE GS06
5	(61)	M057C CHAPLAIN	18	GRADE GS06
6	(62)	L058C DISEASE INTERVENTION SPECIALIST	3	GRADE GS06
7	(63)	X133C DOC INTERNAL AFFAIRS INVESTIGATOR	2	GRADE GS06
8	(64)	T065C DOC CORRECTIONAL SERGEANT	886	GRADE GS06
9	(65)	T070C DOC FOOD PREPARATION SUPERVISOR	86	GRADE GS06
10	(66)	T103C LAW ENFORCEMENT TRAINING INSTRUCTOR	6	GRADE GS06
11	(67)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
12	(68)	C026C RECORDS/INTAKE SUPERVISOR	1	GRADE GS06
13	(69)	B076C RESEARCH PROJECT ANALYST	1	GRADE GS06
14	(70)	T061C SENIOR INTELLIGENCE ANALYST	1	GRADE GS06
15	(71)	S016C SKILLED TRADES FOREMAN	1	GRADE GS06
16	(72)	S022C SKILLED TRADES SUPERVISOR	1	GRADE GS06
17	(73)	M048C SUBSTANCE ABUSE PROGRAM LEADER	46	GRADE GS06
18	(74)	T041C WORK RELEASE PROGRAM SUPERVISOR	4	GRADE GS06
19	(75)	G216C ADC INMATE GRIEVANCE COORDINATOR	23	GRADE GS05
20	(76)	P044C ADC SALES REPRESENTATIVE	5	GRADE GS05
21	(77)	T071C ADC UNIT TRAINING SUPERVISOR	17	GRADE GS05
22	(78)	T058C AGRICULTURE UNIT SUPERVISOR I	3	GRADE GS05
23	(79)	C022C BUSINESS OPERATIONS SPECIALIST	17	GRADE GS05
24	(80)	G215C CAREER PLANNING & PLACEMENT SPECIALIST	2	GRADE GS05
25	(81)	G200C CLASSIFICATION & ASSIGNMENT OFFICER	20	GRADE GS05
26	(82)	X128C CORRECTIONAL UNIT ACCREDITATION SPEC	12	GRADE GS05
27	(83)	X127C DISCIPLINARY HEARING OFFICER	5	GRADE GS05
28	(84)	T076C DOC ADMIN REVIEW OFFICER	6	GRADE GS05
29	(85)	M059C DOC ADVISOR	14	GRADE GS05
30	(86)	S026C DOC ASST MAINTENANCE SUPERVISOR	14	GRADE GS05
31	(87)	T075C DOC CORPORAL	2,376	GRADE GS05
32	(88)	M058C DOC PROGRAM SPECIALIST	14	GRADE GS05
33	(89)	C024C DOC RECORDS SUPERVISOR	23	GRADE GS05
34	(90)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
35	(91)	R031C INSTITUTION HUMAN RESOURCES COORD	15	GRADE GS05
36	(92)	V015C PURCHASING SPECIALIST	1	GRADE GS05

1	(93)	M065C RECREATIONAL ACTIVITY SUPERVISOR	20	GRADE GS05
2	(94)	S043C ADC INDUSTRIAL SUPERVISOR I	7	GRADE GS04
3	(95)	T077C ADC MAILROOM SERVICES COORDINATOR	15	GRADE GS04
4	(96)	C056C ADMINISTRATIVE SPECIALIST III	30	GRADE GS04
5	(97)	T083C DOC CORRECTIONAL OFFICER I	5	GRADE GS04
6	(98)	A098C FISCAL SUPPORT SPECIALIST	13	GRADE GS04
7	(99)	R038C HUMAN RESOURCES ASSISTANT	22	GRADE GS04
8	(100)	R036C HUMAN RESOURCES SPECIALIST	2	GRADE GS04
9	(101)	S051C INSTRUMENTATION TECHNICIAN	1	GRADE GS04
10	(102)	V020C INVENTORY CONTROL MANAGER	2	GRADE GS04
11	(103)	C046C LEGAL SUPPORT SPECIALIST	2	GRADE GS04
12	(104)	S046C MAINTENANCE TECHNICIAN	26	GRADE GS04
13	(105)	V024C ADC PROPERTY OFFICER	2	GRADE GS03
14	(106)	C073C ADMINISTRATIVE SPECIALIST II	71	GRADE GS03
15	(107)	T081C COMMISSARY MANAGER	29	GRADE GS03
16	(108)	C087C ADMINISTRATIVE SPECIALIST I	<u>106</u>	GRADE GS02
17		MAX. NO. OF EMPLOYEES	4,591	

18

19 SECTION 8. EXTRA HELP. There is hereby authorized, for the Department
 20 of Corrections - Division of Correction for the 2022-2023 fiscal year, the
 21 following maximum number of part-time or temporary employees, to be known as
 22 "Extra Help", payable from funds appropriated herein for such purposes: one
 23 hundred seventy (170) temporary or part-time employees, when needed, at rates
 24 of pay not to exceed those provided in the Uniform Classification and
 25 Compensation Act, or its successor, or this act for the appropriate
 26 classification.

27

28 SECTION 9. APPROPRIATION - INMATE CARE & CUSTODY. There is hereby
 29 appropriated, to the Department of Corrections, to be payable from the
 30 Division of Correction Inmate Care and Custody Fund Account, for personal
 31 services and operating expenses of the Department of Corrections - Division
 32 of Correction - Inmate Care & Custody for the fiscal year ending June 30,
 33 2023, the following:

34

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2022-2023</u>

1	(01)	REGULAR SALARIES	\$173,879,782
2	(02)	EXTRA HELP	100,000
3	(03)	PERSONAL SERVICES MATCHING	66,450,957
4	(04)	OVERTIME	\$7,050,000
5	(05)	MAINT. & GEN. OPERATION	
6	(A)	OPER. EXPENSE	52,276,498
7	(B)	CONF. & TRAVEL	155,398
8	(C)	PROF. FEES	743,084
9	(D)	CAP. OUTLAY	972,098
10	(E)	DATA PROC.	0
11	(06)	JAIL CONTRACTS	1,533,000
12	(07)	OUT-OF-STATE-BEDS	0
13	(08)	HOLIDAY COMPENSATION	5,500,000
14	(09)	ENERGY SAVINGS & EFFICIENCIES	<u>1,431,465</u>
15		TOTAL AMOUNT APPROPRIATED	<u>\$310,092,282</u>

16

17 SECTION 10. APPROPRIATION - INMATE WELFARE PROGRAM. There is hereby
 18 appropriated, to the Department of Corrections, to be payable from the cash
 19 fund deposited in the State Treasury as determined by the Chief Fiscal
 20 Officer of the State, for personal services and operating expenses of the
 21 Department of Corrections - Division of Correction - Inmate Welfare Program
 22 for the fiscal year ending June 30, 2023, the following:

23

24	ITEM	FISCAL YEAR
25	<u>NO.</u>	<u>2022-2023</u>
26	(01) REGULAR SALARIES	\$837,333
27	(02) PERSONAL SERVICES MATCHING	356,262
28	(03) MAINT. & GEN. OPERATION	
29	(A) OPER. EXPENSE	13,028,560
30	(B) CONF. & TRAVEL	0
31	(C) PROF. FEES	0
32	(D) CAP. OUTLAY	0
33	(E) DATA PROC.	<u>0</u>
34	TOTAL AMOUNT APPROPRIATED	<u>\$14,222,155</u>

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36 SECTION 11. APPROPRIATION - WORK RELEASE PROGRAM. There is hereby

1 appropriated, to the Department of Corrections, to be payable from the cash
 2 fund deposited in the State Treasury as determined by the Chief Fiscal
 3 Officer of the State, for operating expenses and debt service of the
 4 Department of Corrections - Division of Correction - Work Release Program for
 5 the fiscal year ending June 30, 2023, the following:

6	7 ITEM	FISCAL YEAR
8	<u>NO.</u>	<u>2022-2023</u>
9	(01) MAINT. & GEN. OPERATION	
10	(A) OPER. EXPENSE	\$5,394,120
11	(B) CONF. & TRAVEL	104,150
12	(C) PROF. FEES	100,000
13	(D) CAP. OUTLAY	2,427,590
14	(E) DATA PROC.	0
15	(02) DEBT SERVICE	<u>0</u>
16	TOTAL AMOUNT APPROPRIATED	<u>\$8,025,860</u>

17

18 SECTION 12. APPROPRIATION - PRISON INDUSTRY PROGRAM. There is hereby
 19 appropriated, to the Department of Corrections, to be payable from the
 20 Division of Correction Prison Industry Fund, for personal services and
 21 operating expenses of the Department of Corrections - Division of Correction
 22 - Prison Industry Program for the fiscal year ending June 30, 2023, the
 23 following:

24	25 ITEM	FISCAL YEAR
26	<u>NO.</u>	<u>2022-2023</u>
27	(01) REGULAR SALARIES	\$2,189,940
28	(02) EXTRA HELP	10,000
29	(03) PERSONAL SERVICES MATCHING	818,591
30	(04) OVERTIME	8,000
31	(05) MAINT. & GEN. OPERATION	
32	(A) OPER. EXPENSE	6,905,213
33	(B) CONF. & TRAVEL	41,280
34	(C) PROF. FEES	100,000
35	(D) CAP. OUTLAY	200,000
36	(E) DATA PROC.	<u>0</u>

1 TOTAL AMOUNT APPROPRIATED \$10,273,024

2

3 SECTION 13. APPROPRIATION - FARM OPERATIONS PROGRAM. There is hereby
 4 appropriated, to the Department of Corrections, to be payable from the
 5 Division of Correction Farm Fund, for personal services and operating
 6 expenses of the Department of Corrections - Division of Correction - Farm
 7 Operations Program for the fiscal year ending June 30, 2023, the following:

8

9 ITEM	FISCAL YEAR
10 <u>NO.</u>	<u>2022-2023</u>
11 (01) REGULAR SALARIES	\$2,871,466
12 (02) EXTRA HELP	10,000
13 (03) PERSONAL SERVICES MATCHING	1,032,042
14 (04) MAINT. & GEN. OPERATION	
15 (A) OPER. EXPENSE	11,900,000
16 (B) CONF. & TRAVEL	53,010
17 (C) PROF. FEES	138,354
18 (D) CAP. OUTLAY	555,000
19 (E) DATA PROC.	0
20 (05) PURCHASE CATTLE/MEAT	<u>650,000</u>
21 TOTAL AMOUNT APPROPRIATED	<u>\$17,209,872</u>

22

23 SECTION 14. APPROPRIATION - NON-TAX REVENUE RECEIPTS. There is hereby
 24 appropriated, to the Department of Corrections, to be payable from the cash
 25 fund deposited in the State Treasury as determined by the Chief Fiscal
 26 Officer of the State, for operating expenses of the Department of Corrections
 27 - Division of Correction - Non-Tax Revenue Receipts for the fiscal year
 28 ending June 30, 2023, the following:

29

30 ITEM	FISCAL YEAR
31 <u>NO.</u>	<u>2022-2023</u>
32 (01) MAINT. & GEN. OPERATION	
33 (A) OPER. EXPENSE	\$601,000
34 (B) CONF. & TRAVEL	0
35 (C) PROF. FEES	30,000
36 (D) CAP. OUTLAY	0

1	(E) DATA PROC.	0
2	(02) CONSTRUCTION	<u>1,870,200</u>
3	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,501,200</u></u>

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5 SECTION 15. APPROPRIATION - ADC SEX OFFENDER ASSESSMENT. There is
6 hereby appropriated, to the Department of Corrections, to be payable from the
7 Sex and Child Offenders Registration Fund, for operating expenses of the
8 Department of Corrections - Division of Correction - ADC Sex Offender
9 Assessment for the fiscal year ending June 30, 2023, the following:

10

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2022-2023</u>
13	(01) MAINT. & GEN. OPERATION	
14	(A) OPER. EXPENSE	\$25,000
15	(B) CONF. & TRAVEL	0
16	(C) PROF. FEES	0
17	(D) CAP. OUTLAY	0
18	(E) DATA PROC.	<u>0</u>
19	TOTAL AMOUNT APPROPRIATED	<u><u>\$25,000</u></u>

20

21 SECTION 16. APPROPRIATION - FIRE STATION - PROTECTION. There is hereby
22 appropriated, to the Department of Corrections, to be payable from the cash
23 fund deposited in the State Treasury as determined by the Chief Fiscal
24 Officer of the State, for operations of the Department of Corrections -
25 Division of Correction - Fire Station - Protection for the fiscal year ending
26 June 30, 2023, the following:

27

28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2022-2023</u>
30	(01) MAINT. & GEN. OPERATION	
31	(A) OPER. EXPENSE	\$25,000
32	(B) CONF. & TRAVEL	0
33	(C) PROF. FEES	0
34	(D) CAP. OUTLAY	0
35	(E) DATA PROC.	<u>0</u>
36	TOTAL AMOUNT APPROPRIATED	<u><u>\$25,000</u></u>

1
 2 SECTION 17. APPROPRIATION - PAWS IN PRISON. There is hereby
 3 appropriated, to the Department of Corrections, to be payable from the cash
 4 fund deposited in the State Treasury as determined by the Chief Fiscal
 5 Officer of the State, for operating expenses of the Department of Corrections
 6 - Division of Correction - Paws In Prison for the fiscal year ending June 30,
 7 2023, the following:

8

9 ITEM	FISCAL YEAR
10 <u>NO.</u>	<u>2022-2023</u>
11 (01) PAWS IN PRISON	<u>\$150,000</u>

12

13 SECTION 18. APPROPRIATION - MEDICAL MONETARY SANCTIONS. There is
 14 hereby appropriated, to the Department of Corrections, to be payable from the
 15 cash fund deposited in the State Treasury as determined by the Chief Fiscal
 16 Officer of the State, for comprehensive inmate/offender health services of
 17 the Department of Corrections - Division of Correction - Medical Monetary
 18 Sanctions for the fiscal year ending June 30, 2023, the following:

19

20 ITEM	FISCAL YEAR
21 <u>NO.</u>	<u>2022-2023</u>
22 (01) MEDICAL MONETARY SANCTIONS	<u>\$1,700,000</u>

23

24 SECTION 19. APPROPRIATION – PRISON EXPANSION. There is hereby
 25 appropriated, to the Department of Corrections – Division of Correction, to
 26 be payable from the Development and Enhancement Fund, the following:
 27 (A) for costs associated with prison expansion, in a sum not to
 28 exceed.....\$75,000,000.

29

30 SECTION 20. SPECIAL LANGUAGE. Arkansas Code Title 12, Chapter 28,
 31 Subchapter 1, is amended to read as follows:

32 12-28-108. Audit of firearms and ammunition.
 33 (a) The Department of Corrections shall conduct an audit of the number
 34 and types of firearms and number and types of ammunition owned by and in the
 35 possession of the correctional facilities of the department annually and
 36 shall send a copy of the audit to the Secretary of the Department of

1 Corrections for review.

2 (b) The audit under subsection (a) of this section is exempt from
 3 disclosure under the Freedom of Information Act of 1967, § 25-19-101 et seq.

4

5 SECTION 21. SPECIAL LANGUAGE. REGULAR SALARIES - CONTINGENT POSITIONS.

6 There is hereby established for the Division of Corrections Contingent
 7 Positions for the ~~2021-2022~~2022-2023 fiscal year, the following maximum
 8 number of regular employees.

9

10 CONTINGENT POSITIONS - MEDICAL SERVICES

11				MAXIMUM ANNUAL
12			MAXIMUM	SALARY RATE
13	ITEM CLASS		NO. OF	FISCAL YEAR
14	<u>NO. CODE</u>	<u>TITLE</u>	<u>EMPLOYEES</u>	<u>2021-2022 2022-2023</u>
15	(01)	CHIEF OF MEDICAL SERVICES	1	\$225,000
16	(02)	CHIEF OF DENTAL SERVICES	1	175,000
17	(03)	PHYSICIANS SPECIALIST	15	170,000
18	(04)	CHIEF OF PHARMACY	1	125,000
19	(05)	CHIEF OF NURSING SERVICES	1	90,000
20	(06)	UNIT/FACILITY MEDICAL MGR	15	90,000
21	(07)	RNP/PA	13	85,000
22	(08)	DIR OF MEDICAL RECORDS	1	75,000
23	PATIENT CARE -			
24	(09) L011N	DENTIST	15	GRADE MP06
25	(10) L016N	REGISTERED PHARMACIST	3	GRADE MP05
26	(11) L019C	REGISTERED NURSE COORD	13	GRADE MP02
27	(12) L027C	REGISTERED NURSE SUPV	45	GRADE MP02
28	(13) L064C	RADIOLOGY TECHNICIAN	8	GRADE GS07
29	(14) L069C	LICENSED PRACTICAL NURSE	180	GRADE GS06
30	(15) B111C	LABORATORY TECHNICIAN	3	GRADE GS04
31	PATIENT CARE - CLASSIFIED POSITIONS			
32	(16) L071C	DENTAL HYGIENIST	8	GRADE GS05
33	(17) C056C	ADMINISTRATIVE SPEC III	11	GRADE GS04
34	(18) C053C	MEDICAL RECORDS TECH	26	GRADE GS03
35	(19) C073C	ADMINISTRATIVE SPEC II	9	GRADE GS03
36	(20) L081C	DENTAL ASSISTANT	14	GRADE GS04

1	CLASSIFIED - NON-PATIENT CARE		
2	(21) CHIEF PSYCHIATRIC SERV.	1	\$400,000
3	(22) VP OPERATIONS	1	\$200,000
4	(23) REGIONAL MANAGER	3	\$120,000
5	(24) PSYCHIATRIC SPECIALIST	6	GRADE MP08
6	(25) A014C FISCAL DIVISION MANAGER	1	GRADE GS12
7	(26) D030C INFO SYSTEMS COORDINATOR	1	GRADE IT07
8	(27) G178C POLICY DEVELOP. COORDINATOR	1	GRADE GS06
9	(28) A089C ACCOUNTANT I	1	GRADE GS07
10	(29) V014C BUYER	2	GRADE GS05
11	(30) D079C COMPUTER SUPPORT TECH	1	GRADE IT02
12	(31) INSTITUTIONAL HR COORDINATOR	1	GRADE G115 GS05
13	(32) HR SPECIALIST	1	GRADE G113 GS04
14	(33) A098C FISCAL SUPPORT SPECIALIST	1	GRADE GS04
15	(34) NURSING ASSISTANT	53	GRADE C110
16	(35) A101C ACCOUNTING TECH	4	GRADE GS04
17	(36) V029C PURCHASING ASSISTANT	<u>1</u>	GRADE GS01
18	GRAND TOTAL CONTINGENT EMPLOYEES	462	

19 If the agency requests continuation of a "Growth Pool" position(s) as
 20 established herein during the next fiscal year, the position(s) must be
 21 requested as a new position(s) in the agency's budget request.

22 The provisions of this section shall be in effect only from July 1, ~~2021~~
 23 2022 through June 30, ~~2022~~ 2023.

24

25 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

27 MEDICAL/MENTAL HEALTH SERVICES - CONTINGENCY POSITIONS. If it has been
 28 determined by the Board of Corrections that the Department cannot continue a
 29 medical contract with a private provider and the Board deems it necessary to
 30 utilize Department staff to provide the required services, the Department is
 31 allowed, upon notification of the Chief Fiscal Officer of the State and after
 32 seeking prior review by the Arkansas Legislative Council or Joint Budget
 33 Committee, to utilize the contingent positions for medical services contained
 34 in this Act and make the appropriate transfers from the Professional Fees and
 35 Services line item contained in the Inmate Care & Custody appropriation of
 36 this Act to Regular Salaries, Personal Services Matching and various

1 Maintenance and General Operations classifications. Further, the Department
2 may utilize the service(s) of a state-based or national-based Professional
3 Recruitment Service, or network, as may be necessary to recruit, fill, or
4 maintain the occupancy of the positions stated herein.

5 The provisions of this section shall be in effect only from July 1, ~~2021~~
6 2022 through June 30, ~~2022~~ 2023.

7

8 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
10 OF APPROPRIATION WITHIN CAPITAL IMPROVEMENT PROJECTS. The Department of
11 Corrections is hereby authorized to transfer appropriation between and/or
12 among the various capital improvements/construction projects authorized by
13 the General Assembly. Such transfers may be made only after approval by the
14 Governor and after prior approval by the Arkansas Legislative Council or
15 Joint Budget Committee. Such authorization shall in no way mean that the
16 total amount of funds or appropriations for capital improvement/construction
17 projects be greater than that provided by the General Assembly for the
18 Department of Corrections.

19 Determining the maximum number of employees and the maximum amount of
20 appropriation and general revenue funding for a state agency each fiscal year
21 is the prerogative of the General Assembly. This is usually accomplished by
22 delineating such maximums in the appropriation act(s) for a state agency and
23 the general revenue allocations authorized for each fund and fund account by
24 amendment to the Revenue Stabilization law. Further, the General Assembly
25 has determined that the Department of Corrections - Division of Correction
26 may operate more efficiently if some flexibility is provided to the
27 Department of Corrections authorizing broad powers under this Section.
28 Therefore, it is both necessary and appropriate that the General Assembly
29 maintain oversight by requiring prior approval of the Legislative Council or
30 Joint Budget Committee as provided by this section. The requirement of
31 approval by the Legislative Council or Joint Budget Committee is not a
32 severable part of this section. If the requirement of approval by the
33 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
34 court of competent jurisdiction, this entire section is void.

35 The provisions of this section shall be in effect only from July 1, ~~2021~~
36 2022 through June 30, ~~2022~~ 2023.

1
2 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

4 REALLOCATION OF RESOURCES. Upon determination by the Board of Corrections
5 that a reallocation of resources within the Division of Community Correction
6 and Division of Correction is necessary for the efficient and effective
7 operation of the divisions, the Board, with approval of the Governor and
8 approval by the Arkansas Legislative Council or Joint Budget Committee, shall
9 have the authority to instruct the division directors, to request from the
10 Chief Fiscal Officer of the State, a transfer of positions, programs, funds,
11 appropriations, and line-item appropriations within or between existing and
12 newly created divisions, offices, sections, or units of the divisions. If it
13 is determined that the requested transfer should be made, the Chief Fiscal
14 Officer of the State shall then initiate the necessary transfer documents to
15 reflect the transfers upon the fiscal records of the State Treasurer, the
16 State Auditor, the Chief Fiscal Officer of the State, and the Divisions of
17 Correction and Community Correction. Provided, however, that the Board shall
18 be limited to submitting no more than two requests, encompassing a single
19 purpose listed in this section, during any fiscal year per division.

20 Transfer authority shall further be limited to no more than five percent (5%)
21 of the total General Revenue and Special Revenue appropriation, funding, and
22 positions specific to each agency. However, there shall be no fund transfers
23 to or from the County Jail Reimbursement Fund. A Reallocation of Resources
24 Transfer shall be limited to the following specific purposes:

- 25 a) Costs to open and operate temporary beds;
26 b) Payment of Debt Service;
27 c) Payment of Overtime Expenses;
28 d) Unanticipated increases for medical or private prison contracts;
29 e) Construction/renovation/equipping of new beds;
30 f) Deficits in Farm or Industry Program;
31 g) Losses not covered by insurance proceeds;
32 h) Costs of personnel for critical services necessary to carry out the
33 mission of the agency.

34 Determining the maximum number of employees and the maximum amount of
35 appropriation and general revenue funding for a state agency each fiscal year
36 is the prerogative of the General Assembly. This is usually accomplished by

1 delineating such maximums in the appropriation act(s) for a state agency and
 2 the general revenue allocations authorized for each fund and fund account by
 3 amendment to the Revenue Stabilization law. Further, the General Assembly
 4 has determined that the Division of Correction and the Division of Community
 5 Correction may operate more efficiently if some flexibility is provided to
 6 the Board of Corrections authorizing broad powers under the Reallocation of
 7 Resources provisions herein. Therefore, it is both necessary and appropriate
 8 that the General Assembly maintain oversight by requiring prior approval of
 9 the Legislative Council or Joint Budget Committee as provided by this
 10 section. The requirement of approval by the Legislative Council or Joint
 11 Budget Committee is not a severable part of this section. If the requirement
 12 of approval by the Legislative Council or Joint Budget Committee is ruled
 13 unconstitutional by a court jurisdiction, this entire section is void.

14 The provisions of this section shall be in effect only from July 1, ~~2021~~
 15 2022 through June 30, ~~2022~~ 2023.

16
 17 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOLIDAY
 19 COMPENSATION. The Department of Corrections is authorized to pay employees
 20 for hours of unused holidays in the employee's holiday account. Payments of
 21 unused Holiday hours must be processed on or before June 1st in each fiscal
 22 year. Employees terminating employment from the Department of Corrections
 23 will be eligible for all holiday pay accrued. This request is contingent on
 24 approval by the Chief Fiscal Officer of the State after the Secretary of the
 25 Department of Corrections has verified that sufficient revenues are available
 26 to make such payments to employees who have served in the following
 27 classifications, with the exception that those employees wishing to accrue
 28 banked hours be allowed the option to bank unused holiday hours in the
 29 employee's holiday account, not to exceed one-hundred fifty (150) hours:

30
 31 Class

32	<u>Code</u>	<u>Title</u>	<u>Grade</u>
33	T033C	ADC/DCC MAJOR	GRADE GS09
34	T048C	ADC/DCC CAPTAIN	GRADE GS08
35	T054C	ADC/DCC LIEUTENANT	GRADE GS07
36	T065C	ADC/DCC CORRECTIONAL SERGEANT	GRADE GS06

1 T059C ADC/DCC FOOD PREPARATION MANAGER GRADE GS07
2 T075C ADC/DCC CORPORAL GRADE GS05
3 T083C ADC/DCC CORRECTIONAL OFFICER I GRADE GS04
4 T070C ADC/DCC FOOD PREPARATION SUPERVISOR GRADE GS06

5 The provisions of this section shall be in effect only from July 1, ~~2021~~
6 2022 through June 30, ~~2022~~ 2023.

7
8 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EMPLOYEE
10 COMPENSATION REPORT. The Department of Finance and Administration Office of
11 Budget shall prepare and submit to the Arkansas Legislative Council or Joint
12 Budget Committee a report reflecting the amount of appropriation and funding
13 necessary for the Department of Corrections to sufficiently budget for the
14 expenditure of payments to employees for all Holiday Liability, GAP Time
15 Liability, Overtime, and Hazardous Duty Compensation incurred, including the
16 current balances of said liabilities. This report shall be included in the
17 summary budget information manual submitted during the biennial budget
18 process.

19 The provisions of this section shall be in effect only from July 1, ~~2021~~
20 2022 through June 30, ~~2022~~ 2023.

21
22 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADC SEX
24 OFFENDER ASSESSMENT. The Arkansas Department of Corrections - Division of
25 Correction is authorized to enter into a cooperative agreement with a
26 qualified state treatment and assessment agency to conduct assessments of
27 juvenile sex or child offenders as required by provisions of ACA 12-12-901
28 et. seq. and pay for services upon receipt of invoice.

29 The provisions of this section shall be in effect only from July 1, ~~2021~~
30 2022 through June 30, ~~2022~~ 2023.

31
32 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INMATE
34 COST REPORTING – STATE FACILITIES.

35 (a) Within 90 days of the close of each state fiscal year, the Arkansas
36 Department of Corrections - Division of Correction shall submit to the

1 Arkansas Legislative Council a report of all direct and indirect costs
2 incurred by the State of Arkansas in housing and caring for inmates
3 incarcerated in the State's facilities. Such costs shall be calculated and
4 reported in total for the Division and in total by each facility. The report
5 shall also reflect overall cost per inmate per day, cost per inmate per day
6 for each facility, overall cost per bed per day, and cost per bed per day for
7 each facility.

8 (b) In compiling costs and reporting to the Arkansas Legislative Council in
9 accordance with subsection (a) of this section of this Act, the Department of
10 Corrections - Division of Correction shall:

11 (1) Record all expenditures in a manner that provides for the association
12 of costs with each facility. Costs not directly attributable to a particular
13 facility (overhead, administration, treatment, etc.) shall be allocated to
14 each facility on the basis of inmate population.

15 (2) Maintain documentation to support all elements of costs and cost
16 reimbursement both in total and by facility;

17 (3) Exclude capital outlay disbursements. However, depreciation expense
18 for all ADC fixed assets shall be included. Depreciation expense not
19 directly associated with the fixed assets of a particular facility shall be
20 allocated to each facility on the basis of inmate population.

21 (4) Include any interest expense incurred by ADC or another state
22 governmental entity as a result of prison construction;

23 (5) Exclude all payments to local governments for care of inmates housed in
24 local government facilities;

25 (6) Exclude all payments to local governments for Act 309 prisoners;

26 (7) Include the state matching requirements associated with federal grant
27 expenditures. Documentation shall be maintained sufficient to identify such
28 costs by grant.

29 (8) Deduct reimbursements for costs incurred. The amount of the
30 reimbursement deducted shall be equal to or less than the cost with which the
31 reimbursement is associated.

32 (9) Include all ancillary costs. These costs shall include, but are not
33 limited to:

34 (A) ADC expenses incurred through fund transfers;

35 (B) Retirement costs;

36 (C) Audit costs;

1 (D) ADC cost for shared employees paid by another state governmental
2 entity;

3 (E) Inmate educational and rehabilitation costs;

4 (F) Inmate related expenses incurred by the Attorney General; however;
5 expenses shall not include costs of defending Habeas Corpus cases.

6 (c) In determining costs per inmate per day for reporting to the Arkansas
7 Legislative Council in accordance with subsection (a) of this section, ADC
8 shall:

9 (1) Accumulate the number of inmates housed at each ADC facility each day
10 throughout the state fiscal year for which costs are being reported. This
11 accumulation shall result in total inmate days and shall be divided into
12 total direct and indirect costs compiled in accordance with subsections (a)
13 and (b) of this section.

14 (2) Exclude those ADC inmates housed in local governmental facilities and
15 Act 309 prisoners from the number of inmates housed at ADC facilities.

16 (3) Maintain documentation supporting the number of inmates housed at ADC
17 facilities.

18 The provisions of this section shall be in effect only from July 1, ~~2021~~
19 2022 through June 30, ~~2022~~ 2023.

20

21 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
23 JAIL REIMBURSEMENT FUND YEAR-END FUND BALANCE CARRY FORWARD. Notwithstanding
24 any law pertaining to the transfer of year-end fund balances or any law to
25 the contrary, any funds which remain in the County Jail Reimbursement Fund at
26 the end of a fiscal year shall remain in the County Jail Reimbursement Fund
27 and made available to fund appropriations authorized by law payable from the
28 County Jail Reimbursement Fund for the following fiscal year.

29 Any carry forward of unexpended balance of funding as authorized herein, may
30 be carried forward under the following conditions:

31 (1) Prior to June 30, ~~2021~~ 2022 the Agency shall by written statement set
32 forth its reason(s) for the need to carry forward said funding to the
33 Department of Finance and Administration Office of Budget;

34 (2) The Department of Finance and Administration Office of Budget shall
35 report to the Arkansas Legislative Council all amounts carried forward from
36 the first fiscal year to the second fiscal year by the September Arkansas

1 Legislative Council or Joint Budget Committee meeting which report shall
2 include the name of the Agency, Board, Commission or Institution and the
3 amount of the funding carried forward from the first fiscal year to the
4 second fiscal year, the program name or line item, the funding source of that
5 appropriation and a copy of the written request set forth in (1) above;

6 (3) Each Agency, Board, Commission or Institution shall provide a written
7 report to the Arkansas Legislative Council or Joint Budget Committee
8 containing all information set forth in item (2) above, along with a written
9 statement as to the current status of the project, contract, purpose etc. for
10 which the carry forward was originally requested no later than thirty (30)
11 days prior to the time the Agency, Board, Commission or Institution presents
12 its budget request to the Arkansas Legislative Council/Joint Budget
13 Committee; and

14 (4) Thereupon, the Department of Finance and Administration shall include
15 all information obtained in item (3) above in the budget manuals and/or a
16 statement of non-compliance by the Agency, Board, Commission or Institution.

17 The provisions of this section shall be in effect only from July 1, ~~2021~~
18 2022 through June 30, ~~2022~~ 2023.

19
20 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO
22 EXPENDITURE. The proceeds from the sale of feeder cattle by the Department
23 of Corrections - Division of Correction shall be deposited into the State
24 Treasury as a refund to expenditure to the credit of the appropriation
25 available to the Department of Corrections - Division of Correction for the
26 "Purchase Cattle/Meat" line item.

27 The provisions of this section shall be in effect only from July 1, ~~2021~~
28 2022 through June 30, ~~2022~~ 2023.

29
30 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF
32 MAINTENANCE AND OPERATION APPROPRIATION AND SALVAGED MATERIALS CONSTRUCTION.
33 The Department of Corrections - Division of Correction is hereby authorized
34 to utilize Maintenance and General Operation Appropriation in conjunction
35 with surplus and/or salvageable materials for the purpose of implementing
36 construction projects to benefit the Department and its various programs.

1 Before such projects may be undertaken, a Method of Finance must be submitted
2 for prior review and approval by the Arkansas Legislative Council or Joint
3 Budget Committee, and review and approval by the Department of Finance and
4 Administration and the Building Authority Division of the Department of
5 Finance and Administration.

6 Determining the maximum number of employees and the maximum amount of
7 appropriation and general revenue funding for a state agency each fiscal year
8 is the prerogative of the General Assembly. This is usually accomplished by
9 delineating such maximums in the appropriation act(s) for a state agency and
10 the general revenue allocations authorized for each fund and fund account by
11 amendment to the Revenue Stabilization law. Further, the General Assembly
12 has determined that the Department of Corrections - Division of Correction
13 may operate more efficiently if some flexibility is provided to the
14 Department of Corrections authorizing broad powers under this Section.
15 Therefore, it is both necessary and appropriate that the General Assembly
16 maintain oversight by requiring prior approval of the Legislative Council or
17 Joint Budget Committee as provided by this section. The requirement of
18 approval by the Legislative Council or Joint Budget Committee is not a
19 severable part of this section. If the requirement of approval by the
20 Legislative Council or Joint Budget Committee is ruled unconstitutional by a
21 court of competent jurisdiction, this entire section is void.

22 The provisions of this section shall be in effect only from July 1, ~~2021~~
23 2022 through June 30, ~~2022~~ 2023.

24
25 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UTILITY
27 RATE INCREASE TRANSFER. In the event of a ten percent (10%) increase in
28 utility rates and fuel rates, the Department of Corrections is authorized to
29 transfer any line item appropriation in this Act to the Maintenance and
30 Operation line item for support of the increase after receiving approval of
31 the Chief Fiscal Officer of the State. Prior to the utilization of the
32 transfer authority, a report shall be made to the Arkansas Legislative
33 Council or Joint Budget Committee including justification for the transfer
34 and the amount of the transfer.

35 Determining the maximum number of employees and the maximum amount of
36 appropriation and general revenue funding for a state agency each fiscal year

1 is the prerogative of the General Assembly. This is usually accomplished by
2 delineating such maximums in the appropriation act(s) for a state agency and
3 the general revenue allocations authorized for each fund and fund account by
4 amendment to the Revenue Stabilization law. Further, the General Assembly
5 has determined that the Department of Corrections may operate more
6 efficiently if some flexibility is provided to the Department of Corrections
7 authorizing broad powers under this Section. Therefore, it is both necessary
8 and appropriate that the General Assembly maintain oversight by requiring
9 prior approval of the Legislative Council or Joint Budget Committee as
10 provided by this section. The requirement of approval by the Legislative
11 Council or Joint Budget Committee is not a severable part of this section.
12 If the requirement of approval by the Legislative Council or Joint Budget
13 Committee is ruled unconstitutional by a court of competent jurisdiction,
14 this entire section is void.

15 The provisions of this section shall be in effect only from July 1, ~~2021~~
16 2022 through June 30, ~~2022~~ 2023.

17
18 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MENTAL
20 HEALTH SERVICES. In the event the Department determines to enter into a
21 professional contract for mental health services, the Department may, upon
22 approval of the Chief Fiscal Officer of the State and after prior review and
23 approval by the Arkansas Legislative Council or Joint Budget Committee, make
24 appropriate transfers from regular salaries, personal services matching and
25 various maintenance and operation classifications to the professional fees
26 and services classification for payment of the contractual amount.
27 Determining the maximum number of employees and the maximum amount of
28 appropriation and general revenue funding for a state agency each fiscal year
29 is the prerogative of the General Assembly. This is usually accomplished by
30 delineating such maximums in the appropriation act(s) for a state agency and
31 the general revenue allocations authorized for each fund and fund account by
32 amendment to the Revenue Stabilization law. Further, the General Assembly
33 has determined that the Department of Corrections may operate more
34 efficiently if some flexibility is provided to the Department of Corrections
35 authorizing broad powers under this Section. Therefore, it is both necessary
36 and appropriate that the General Assembly maintain oversight by requiring

1 prior approval of the Legislative Council or Joint Budget Committee as
2 provided by this section. The requirement of approval by the Legislative
3 Council or Joint Budget Committee is not a severable part of this section.
4 If the requirement of approval by the Legislative Council or Joint Budget
5 Committee is ruled unconstitutional by a court of competent jurisdiction,
6 this entire section is void.

7 The provisions of this section shall be in effect only from July 1, ~~2021~~
8 2022 through June 30, ~~2022~~ 2023.

9

10 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
12 REVENUE/CASH FUNDS TRANSFER. The Department of Corrections is authorized to
13 transfer funds from various Special Revenue and Cash Funds into the Inmate
14 Care and Custody Fund Account in order to adjust to the budget needs upon
15 prior approval by the Arkansas Legislative Council or Joint Budget Committee
16 and approval of the Board of Corrections and the Chief Fiscal Officer of the
17 State.

18 Determining the maximum number of employees and the maximum amount of
19 appropriation and general revenue funding for a state agency each fiscal year
20 is the prerogative of the General Assembly. This is usually accomplished by
21 delineating such maximums in the appropriation act(s) for a state agency and
22 the general revenue allocations authorized for each fund and fund account by
23 amendment to the Revenue Stabilization law. Further, the General Assembly
24 has determined that the Department of Corrections may operate more
25 efficiently if some flexibility is provided to the Department of Corrections
26 authorizing broad powers under this Section. Therefore, it is both necessary
27 and appropriate that the General Assembly maintain oversight by requiring
28 prior approval of the Legislative Council or Joint Budget Committee as
29 provided by this section. The requirement of approval by the Legislative
30 Council or Joint Budget Committee is not a severable part of this section.
31 If the requirement of approval by the Legislative Council or Joint Budget
32 Committee is ruled unconstitutional by a court of competent jurisdiction,
33 this entire section is void.

34 The provisions of this section shall be in effect only from July 1, ~~2021~~
35 2022 through June 30, ~~2022~~ 2023.

36

1 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NEW
3 FACILITIES. If it is found that contracting for the operation of new
4 facilities is economically beneficial to the State of Arkansas, the
5 Department of Corrections may, after receiving approval of the Chief Fiscal
6 Officer, and seeking prior review and approval by the Arkansas Legislative
7 Council or Joint Budget Committee, transfer from any line item appropriation
8 contained in the Inmate Care & Custody appropriation of this Act into the
9 Professional Fees and Services line item contained in the Inmate Care &
10 Custody appropriation of this Act to operate new facilities.
11 Determining the maximum number of employees and the maximum amount of
12 appropriation and general revenue funding for a state agency each fiscal year
13 is the prerogative of the General Assembly. This is usually accomplished by
14 delineating such maximums in the appropriation act(s) for a state agency and
15 the general revenue allocations authorized for each fund and fund account by
16 amendment to the Revenue Stabilization law. Further, the General Assembly
17 has determined that the Department of Corrections may operate more
18 efficiently if some flexibility is provided to the Department of Corrections
19 authorizing broad powers under this Section. Therefore, it is both necessary
20 and appropriate that the General Assembly maintain oversight by requiring
21 prior approval of the Legislative Council or Joint Budget Committee as
22 provided by this section. The requirement of approval by the Legislative
23 Council or Joint Budget Committee is not a severable part of this section.
24 If the requirement of approval by the Legislative Council or Joint Budget
25 Committee is ruled unconstitutional by a court of competent jurisdiction,
26 this entire section is void.

27 The provisions of this section shall be in effect only from July 1, ~~2021~~
28 2022 through June 30, ~~2022~~ 2023.

29

30 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
32 APPROPRIATION TRANSFER FOR CONSTRUCTING AND EQUIPPING. The Department of
33 Corrections is hereby authorized to transfer appropriations between any line
34 items authorized herein but only for the purpose of financing construction or
35 equipment for a facility of the department. Any transfers authorized by this
36 section shall require the approval of the Chief Fiscal Officer of the State

1 after prior review and approval by the Legislative Council or Joint Budget
2 Committee.
3 Determining the maximum number of employees and the maximum amount of
4 appropriation and general revenue funding for a state agency each fiscal year
5 is the prerogative of the General Assembly. This is usually accomplished by
6 delineating such maximums in the appropriation act(s) for a state agency and
7 the general revenue allocations authorized for each fund and fund account by
8 amendment to the Revenue Stabilization law. Further, the General Assembly
9 has determined that the Department of Corrections may operate more
10 efficiently if some flexibility is provided to the Department of Corrections
11 authorizing broad powers under this Section. Therefore, it is both necessary
12 and appropriate that the General Assembly maintain oversight by requiring
13 prior approval of the Legislative Council or Joint Budget Committee as
14 provided by this section. The requirement of approval by the Legislative
15 Council or Joint Budget Committee is not a severable part of this section.
16 If the requirement of approval by the Legislative Council or Joint Budget
17 Committee is ruled unconstitutional by a court of competent jurisdiction,
18 this entire section is void.

19 The provisions of this section shall be in effect only from July 1, ~~2021~~
20 2022 through June 30, ~~2022~~ 2023.

21

22 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
24 JAIL INVOICE SUMMARY. The Department of Corrections - Division of Correction
25 and Division of Community Correction, shall at a minimum and on a fiscal year
26 basis, prepare and post on the applicable agency web site, a monthly summary
27 of county jail reimbursement invoices prepared and forwarded to each county
28 sheriff for verification by the Divisions and for payment from the County
29 Jail Reimbursement Fund. In addition, the report shall include a summary of
30 invoices returned by each county for payment for previous months within the
31 fiscal year, the amounts paid, and any balances owed. Each fiscal year-end
32 report shall be maintained on the web sites for a period of no less than
33 three (3) years.

34 The provisions of this section shall be in effect only from July 1, ~~2021~~
35 2022 through June 30, ~~2022~~ 2023.

36

1 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
3 OF APPROPRIATION TO THE COUNTY JAIL REIMBURSEMENT FUND. If any savings of
4 general revenue appropriation and funds accrue during the ~~2021-2022~~ 2022-2023
5 fiscal year in the operations of the Department of Corrections - Division of
6 Correction & Community Correction, the Secretary of the Department of
7 Corrections may request a transfer of appropriation from any line item
8 appropriation to the County Jail Reimbursement Fund in order to meet
9 obligations to counties for housing state inmates. Such transfer request
10 shall be made upon the approval of the Chief Fiscal Officer of the State and
11 prior review and approval by the Arkansas Legislative Council or Joint Budget
12 Committee.

13 The provisions of this section shall be in effect only from July 1, ~~2021~~
14 2022 through June 30, ~~2022~~ 2023.

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16 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LOCAL
18 GOVERNMENT INMATE COST REPORT. Each calendar year, the Association of
19 Arkansas Counties shall compile and submit a report to the Arkansas
20 Legislative Council, of all costs incurred, excluding construction costs, by
21 local government units housing inmates sentenced to the Department of
22 Corrections - Divisions of Correction and Community Correction. The cost
23 report shall be a representative sample of all counties housing and caring
24 for state inmates. The report shall be submitted no later than July 1 of the
25 calendar year immediately following the reporting year.

26 The Association of Arkansas Counties in coordination with Legislative
27 Audit shall determine which counties will be included in the sample and shall
28 include a sufficient number of counties from each classification based upon
29 population and each congressional district to ensure a fair representation of
30 costs incurred. Guidelines for preparing this cost report shall be developed
31 by the Division of Legislative Audit in coordination with the Association of
32 Arkansas Counties. The Division of Legislative Audit shall test the accuracy
33 of the information submitted during the routine audit of the applicable
34 county.

35 The provisions of this section shall be in effect only from July 1, ~~2021~~
36 2022 through June 30, ~~2022~~ 2023.

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SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ESSENTIAL SERVICES STIPEND. The Arkansas Department of Corrections - Division of Correction (ADC) may award additional compensation to those exempt employees who are members of the emergency response unit. These employees are eligible to receive up to 3% per hour additional compensation for the actual number of hours that an employee spends on an emergency response action.

The provisions of this section shall be in effect only from July 1, ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

SECTION 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MARKETING AND REDISTRIBUTION PROCEEDS FROM SALE OF STATE PROPERTY. The proceeds from the sale of state property through the Marketing and Redistribution Section of the Department of Finance and Administration, may be deposited into the Cash in State Treasury fund in an amount not to exceed \$100,000 there to be used for operating expenses for the Paws in Prison program.

The provisions of this section shall be in effect only from July 1, ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PROMOTIONAL ITEMS. The Department of Corrections - Division of Correction is hereby authorized to purchase from Maintenance & General Operations Classifications in the Industry Program (SDD0100) appropriation provided by this act, up to an amount not to exceed \$5,000 each fiscal year for promotional items produced by its prison industry division, to meet the Agency's employee recruitment needs; subject to the authorization of the Director of the Agency, and with the approval of the Chief Fiscal Officer of the State. The Director of the Agency shall report quarterly to the Board of Corrections the amount and type of promotional items purchased under this Section.

The provisions of this section shall be in effect only from July 1, ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

1 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUVENILE
3 TRANSPORTATION. Funds appropriated for Transportation of Juveniles in the
4 Transportation of Juvenile Offenders Section of this Act shall be used to
5 provide grants/reimbursements to counties and cities for transportation of
6 juvenile offenders to appropriate care or custody facilities or any other
7 licensed juvenile facility approved by the court or as may be provided by
8 law, in those counties which have juvenile detention facilities. Such
9 grants/reimbursements for juvenile transportation costs shall be made in
10 accordance with procedures and criteria developed and administered by the
11 Office of Criminal Detention Facilities Review Coordinator.

12 The provisions of this section shall be in effect only from July 1,
13 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

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15 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
17 FORWARD - ENERGY, MAINTENANCE & OPERATIONAL SAVINGS. Any unexpended balance
18 of funds authorized in this Act for guaranteed energy, maintenance, and
19 operational savings generated through energy usage, solar power, waste
20 management, water conservation, and similar efficiency efforts on June 30
21 ~~2022~~ 2023 shall be carried forward and made available for the same purpose
22 for the fiscal year ending June 30, ~~2023~~ 2024. Any realized savings and
23 expenditures shall be reported to the Arkansas Legislative Council or Joint
24 Budget Committee no later than thirty (30) days prior to the time the Agency
25 presents its budget request to the Legislative Council/Joint Budget
26 Committee. This authority authorizes the reinvestment of guaranteed savings
27 for future and existing energy conservation projects.

28 The provisions of this section shall be in effect only from July 1,
29 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

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31 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE
32 ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
33 TRANSFER OF FUNDS. The Arkansas Department of Corrections shall provide
34 funding each year in an amount not to exceed \$100,000 for a Deputy
35 Prosecuting Attorney who will be assigned to handle the prosecution of
36 offenses occurring at the Arkansas Department of Corrections. Upon request by

1 the Auditor of the State, the Chief Fiscal Officer of the State shall
2 transfer an amount not to exceed \$100,000 from an account designated by the
3 Secretary of the Department of Corrections to the State Central Services Fund
4 as a direct revenue to fund a Deputy Prosecuting Attorney who will be
5 assigned to handle the prosecution of offenses occurring at the Arkansas
6 Department of Corrections.

7 The provisions of this section shall be in effect only from July 1,
8 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

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10 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED
12 SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared
13 Services paying accounts on his or her books and on the books of the
14 Treasurer of State and the Auditor of State for the payment of personal
15 services and operating expenses in the Shared Services Paying Account
16 Appropriation by the Department of Corrections.

17 (2) The Chief Fiscal Officer of the State shall direct the transfer
18 of funds and appropriations to the Shared Services Paying Account
19 appropriation section of this act on the books of the Treasurer of State, the
20 Auditor of State, and the Chief Fiscal Officer of the State.

21 (3) The transfer authority provided to the department in
22 subdivision (a)(2) of this section may be used to make transfers only within
23 the department's appropriation act or between other appropriation acts
24 authorized for the department.

25 (4) The provisions of this section shall be in effect from the
26 date of passage through June 30, 2023.

27
28 SECTION 47. SPECIAL LANGUAGE. *Arkansas Code Title 12, Chapter 27,*
29 *Subchapter 1, is amended to add an additional section to read as follows:*
30 12-27-150. Death benefit.

31 (a) Subject to the approval of the Board of Corrections, the Secretary
32 of the Department of Corrections may authorize the payment of a death benefit
33 from special revenues held by the Department of Corrections or its various
34 divisions to any department employee killed in the line of duty.

35 (b) The amount of the death benefit shall not exceed five thousand
36 dollars (\$5,000).

