

State of Arkansas

76th General Assembly

Regular Session, 1987

SENATE BILL 350

By: Joint Budget Committee As engrossed 4-3-87

As engrossed 3-31-87 As engrossed 2-10-87 As engrossed 2-17-87

As engrossed 3-19-87 As engrossed 2-23-87 As engrossed 3-12-87

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
OPERATING EXPENSES OF THE DEPARTMENT OF CORRECTION FOR THE
BIENNIAL PERIOD ENDING JUNE 30, 1989; AND FOR OTHER
PURPOSES."

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

SECTION 1. REGULAR SALARIES - INMATE CARE AND CUSTODY. There is hereby established for the Department of Correction - Inmate Care and Custody for the 1987-89 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item	Class	No. of	Maximum Annual	
			Salary Rate	
No. ____	Code ____	Title _____	Fiscal Years	
		Employees_	1987-88	1988-89
(1)	6621	PSYCHIATRIST	1 \$74,095	\$74,095
(2)	6601	DENTIST	1 \$64,631	\$64,631
(3)	9933	COR DIRECTOR	1 \$61,874	\$61,874
(4)	9822	COR ASST DIRECTOR	3 \$41,827	\$41,827
(5)	9930	COR CONSTR & MAINTENANCE ADMR	1 \$41,827	\$41,827
(6)	9931	COR INTERNAL AUDITOR SUPERVISOR	1 \$41,827	\$41,827
(7)	9935	COR FARM ADMINISTRATOR	1 \$41,827	\$41,827
(8)	9934	COR PARDONS & PAROLE HEARING EXAMR	1 \$39,429	\$39,429

(9)	7353 COR MENTAL HLTH SVCS ADMR	1	\$38,376	\$38,376
(10)	9876 CORRECTION COMPLIANCE ATTORNEY	1	\$37,500	\$37,500
(11)	9936 COR PARDONS & PAROLE ADMINISTRATOR	1	\$31,953	\$31,953
(12)	7737 COR INDUSTRY COORDINATOR	1	\$31,642	\$31,642
(13)	104Z COR BUSINESS ADMINISTRATOR	1	GRADE 26	
	112Z COR SUPT III	1		
(14)	102Z COR SUPT II	5	GRADE 25	
(15)	115Z COR SUPT I	7	GRADE 24	
	962Z COR ACCOUNTING SUPERVISOR	2		
(16)	D100 DP SR PROJECT LEADER	1	GRADE 23	
	L124 PSYCHOLOGIST	2		
	T064 WORK RELEASE CENTER SUPV III	1		
	090Z COR HEAD FARM MANAGER	2		
	096Z COR CHIEF PSYCHOLOGIST	3		
	425Z COR ASST TO THE DIR/PUBLIC RELATION	1		
(17)	R036 ATTORNEY	3	GRADE 22	
	Y026 COR CONSTR/MAINTENANCE SUPV II	11		
	091Z COR ASST SUPERINTENDENT	13		
	093Z COR CLASS & INTERNAL AFF ADMR	1		
	117Z COR AGRI PRODUCTION SUPERVISOR	2		
	119Z COR PERSONNEL ADMINISTRATOR	1		
	120Z COR TRAINING ADMINISTRATOR	1		
(18)	D042 SYSTEMS ANALYST II	1	GRADE 21	
	M005 ADMR OF THERAPEUTIC CMNTY DIRS	1		
	M014 ADMINISTRATOR OF CHAPLAINCY SVCS	1		
	T066 WORK RELEASE CENTER SUPV II	1		
	083Z COR ADMR OF PLNNG, TRNG, & RESRCH	1		
	108Z COR MEDICAL SERVICES MANAGER	1		
	941Z COR ASST HEAD FARM MANAGER	3		
	949Z COR INDUSTRY PROG TRADE SPEC SUPV	1		
	993Z COR CHIEF SECURITY OFFICER	16		
(19)	A008 ACCOUNTING SUPV II	2	GRADE 20	
	A186 COR BUDGET MANAGER	3		
	L030 DIETARY SERVICES DIRECTOR	1		
	L122 PSYCHOLOGICAL EXAMINER II	8		
	M016 SENIOR CHAPLAIN	1		

	M152 COR THERAPEUTIC COMM DIRECTOR	10	
	T008 CORRECTIONAL OFFICER IV	32	
	Y123 COR CONSTRUCTION ELECTRICAL SUPV	1	
	Y125 COR CONSTRUCTION PLUMBER SUPV	1	
	Y127 COR CONSTRUCTION REFRIGERATION SUPV	1	
	085Z COR PARDONS & PAROLE ASST ADMR	1	
	101Z COR COORDINATOR OF COMMUNITY SVCS	1	
	111Z COR REHAB FACILITY SUPERVISOR	3	
	947Z COR PROCUREMENT & PROPERTY MANAGER	1	
	948Z COR INDUSTRY PROGRAM MANAGER	7	
(20)	E012 COR INDUSTRIAL SUPV III	10	GRADE 19
	E114 STAFF DEVELOPMENT COORDINATOR	1	
	G004 AGRICULTURAL UNIT SUPERVISOR II	13	
	H030 COR FOOD PRODUCTION MGR II	14	
	M019 CHAPLAIN	9	
	R070 COR SALES REPRESENTATIVE MGR	1	
	R266 MANAGEMENT PROJECT ANALYST II	1	
	T006 CORRECTIONAL OFFICER III	75	
	T068 WORK RELEASE CENTER SUPERVISOR I	10	
	T034 PAROLE & PROBATION OFFICER SUPV	11	
(21)	A006 ACCOUNTING SUPV I	3	GRADE 18
	E100 COR TRAINING ACADEMY SUPERVISOR	1	
	L070 NURSE II	1	
	M024 CORRECTIONAL COUNSELOR III	14	
	M086 SOCIAL WORKER II/SOCIAL WORKER I	6	
	R136 PLANNING SPECIALIST III	3	
	R264 MANAGEMENT PROJECT ANALYST I	2	
	R322 COR UNIT PERS & TRAINING OFFICER	6	
	T010 CORRECTIONAL SERGEANT	181	
	T012 DISCIPLINARY COMMITTEE CHAIRPERSON	3	
	V006 BUYER II	1	
	V040 PURCHASE AGENT II/PURCHASE AGENT	3	
	X450 COR INTERNAL AFFAIRS INVESTIGATOR	6	
	Y131 COR CONSTR/MAINTENANCE SUPV I	11	
	107Z COR MANAGER OF FLEET MAINTENANCE	1	
(22)	A004 ACCOUNTANT II	9	GRADE 17

	E072 TRAINING INSTRUCTOR II	4	
	G160 AGRICULTURAL UNIT SUPERVISOR I	16	
	H029 COR FOOD PRODUCTION MGR I	40	
	L180 CORRECTIONAL OFFENDER COUNSELOR	9	
	M050 RECREATIONAL ACTIVITY LEADER SUPV	4	
	R072 COR SALES REPRESENTATIVE	3	
	R134 PLANNING SPECIALIST II	1	
	T005 CORRECTIONAL OFFICER II	140	
	T062 PAROLE OFFICER	61	
	T075 RECORDS/INTAKE SUPV	1	
	W002 CHIEF OF RECORDS & IDENTIFICATION	1	
	Y005 AUTO/DIESEL MECHANIC SUPERVISOR	1	
(23)	A114 COR BUSINESS MANAGER	4	GRADE 16
	E011 COR INDUSTRIAL SUPV II	28	
	G161 GENERAL MAINTENANCE REPAIRMAN	1	
	M023 CORRECTIONAL COUNSELOR II	27	
	M096 TREATMENT COORDINATOR II	4	
	M144 COR VOLUNTEER SERVICE COORDINATOR	1	
	R010 ADMINISTRATIVE ASSISTANT II	2	
	R049 CLASSIFICATION & ASSIGNMENT OFFICER	4	
	V076 COR PROPERTY OFFICER	1	
	X318 COR ADMIN REVIEW OFFICER	5	
(24)	A002 ACCOUNTANT I	5	GRADE 15
	G027 BUILDING PLANT MAINTENANCE SUPV I	1	
	R190 PERSONNEL OFFICER II	2	
	T003 CORRECTIONAL OFFICER I	869	
	V030 INVENTORY CONTROL MANAGER	3	
(25)	E009 COR INDUSTRIAL SUPV I	2	GRADE 14
	H023 COMMISSARY SUPV II	4	
	R009 ADMINISTRATIVE ASSISTANT I	1	
(26)	A051 INSURANCE SPECIALIST I	1	GRADE 13
	H021 COMMISSARY SUPV I	3	
	K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	4	
	K133 MANAGEMENT SUPPORT TECHNICIAN	1	
	W009 INMATE RECORDS SUPERVISOR	10	
(27)	T023 INVESTIGATIVE ASSISTANT	1	GRADE 12

(28)	A013	BOOKKEEPER II/ACCOUNTING ASST II	24	GRADE 11
	K011	CLERICAL SUPERVISOR	1	
	K153	SECRETARY II	21	
	K161	DATA ENTRY SUPV I/DATA ENTRY OP SUP	1	
	T045	SECURITY OFFICER II	1	
(29)	K178	SECRETARY/WORD PROCESSING OPERATOR	5	GRADE 10
(30)	K155	SECRETARY I	50	GRADE 09
(31)	K065	MAIL OFFICER	1	GRADE 08
(32)	K023	CLERK TYPIST II	27	GRADE 07
		MAX NO. OF EMPLOYEES	1,963	

CONTINGENT POSITIONS

Item Class		Maximum	Maximum Annual	
No.	Code	No. of	Salary Rate	
	Title	Employees	Fiscal Years	
No.	Code	Title	Employees	1987-88 1988-89
(01)	6609	PHYSICIAN	5	\$59,046 \$59,046
(02)	L096	PHARMACIST II	1	GRADE 21
(03)	109Z	COR NURSING DIRECTOR	1	GRADE 20
	L094	PHARMACIST I	2	
(04)	L170	PHYSICIAN ASSISTANT II	5	GRADE 18
	L012	CHARGE NURSE	1	
	L070	NURSE II	7	
(05)	W012	MEDICAL RECORDS ADMINISTRATOR	1	GRADE 17
(06)	L160	COR INFIRMARY ADMINISTRATOR	5	GRADE 16
	L166	CHIEF RADIOLOGIC TECH	1	
	L068	NURSE I	23	
(07)	Q104	EMERGENCY MED SVCS SPEC	23	GRADE 15
(08)	B046	LABORATORY SUPERVISOR	1	GRADE 14
(09)	L049	LPN II	14	GRADE 13
	W015	MEDICAL RECORDS TECHNICIAN	4	
(10)	L151	X-RAY TECH/X-RAY TECH I	3	GRADE 12
(11)	B049	LABORATORY TECH II	3	GRADE 11
(12)	K155	SECRETARY I	7	GRADE 09
		MAX. NO. OF CONTINGENT EMPLOYEES	107	
		GRAND TOTAL MAX. NO. OF EMPLOYEES	2,070	

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SECTION 2. EXTRA HELP - INMATE CARE AND CUSTODY. There is hereby authorized, for the Department of Correction - Inmate Care And Custody for the 1987-89 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: forty (40) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, for the appropriate classification.

SECTION 3. APPROPRIATIONS - INMATE CARE AND CUSTODY. There is hereby appropriated, to the Department of Correction - Inmate Care and Custody, to be payable from the Department of Correction Inmate Care and Custody Fund Account, for personal services and operating expenses of the Department of Correction - Inmate Care and Custody for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO. _____	1987-88 _____	1988-89 _____
(01) REGULAR SALARIES	\$ 24,656,686	\$ 26,241,427
(02) EXTRA HELP	30,000	30,000
(03) PERSONAL SERV MATCHING	6,608,378	7,013,817
(04) OVERTIME	350,000	350,000
(05) EXTRA SALARIES	7,000	7,000
(06) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 9,122,107	\$ 10,451,182
(B) CONF. & TRAVEL	45,725	47,175
(C) PROF. FEES	3,596,017	3,975,017
(D) CAPITAL OUTLAY	548,793	448,752
(E) DATA PROCESSING	75,507	75,507
TOTAL MAINT. & GEN. OPER.	12,323,385	13,752,869
(07) AID SCHOOL	70,448	70,448
(08) JAIL CONTRACTS	402,704	402,704
TOTAL AMOUNT APPROPRIATED	\$ 45,513,365	\$ 49,113,029

SECTION 4. REGULAR SALARIES - PLASMA CENTER. There is hereby

established for the Department of Correction - Plasma Center for the 1987-89 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act, or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item	Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years 1987-88	1988-89
(1)	6640 COR PSYCHIATRIST	1	\$70,184	\$70,184
(2)	096Z COR CHIEF PSYCHOLOGIST	1	GRADE 23	
(3)	T006 CORRECTIONAL OFFICER III	1	GRADE 19	
(4)	T010 CORRECTIONAL SERGEANT	2	GRADE 18	
(5)	T003 CORRECTIONAL OFFICER I	6	GRADE 15	
	MAX NO. OF EMPLOYEES	11		

SECTION 5. APPROPRIATIONS - PLASMA CENTER - CASH. There is hereby appropriated to the Department of Correction, to be payable from cash funds of the Department of Correction, for personal services and operating expenses of the Department of Correction - Plasma Center for the biennial period ending June 30, 1989, the following:

ITEM NO.		1987-88	1988-89
(01)	REGULAR SALARIES	\$ 231,632	\$ 231,632
(02)	PERSONAL SERV MATCHING	56,790	56,048
(03)	OVERTIME	10,000	10,000
(04)	MAINT. & GEN. OPERATION		
	(A) OPER. EXPENSES	\$ 322,400	\$ 322,400
	(B) CONF. & TRAVEL	0	0
	(C) PROF. FEES	100,000	100,000
	(D) CAPITAL OUTLAY	50,000	50,000
	(E) DATA PROCESSING	0	0

TOTAL MAINT. & GEN. OPER.	_____472,400	_____472,400
TOTAL AMOUNT APPROPRIATED	\$ 770,822	\$ 770,080

SECTION 6. APPROPRIATIONS - INMATE WELFARE - CASH. There is hereby appropriated to the Department of Correction, to be payable from cash funds of the Department of Correction, for personal services and operating expenses of the Department of Correction - Inmate Welfare for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO. _____	1987-88 _____	1988-89 _____
(01) REGULAR SALARIES	\$ 292,389	\$ 292,389
(02) PERSONAL SERV MATCHING	79,590	79,389
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 2,288,845	\$ 2,288,845
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	5,000	5,000
(D) CAPITAL OUTLAY	100,000	100,000
(E) DATA PROCESSING	_____0_	_____0_
TOTAL MAINT. & GEN. OPER.	_____2,393,845	_____2,393,845
TOTAL AMOUNT APPROPRIATED	\$ 2,765,824	\$ 2,765,623

SECTION 7. APPROPRIATIONS - WORK RELEASE CENTER - CASH. There is hereby appropriated to the Department of Correction, to be payable from cash funds of the Department of Correction, for operating expenses of the Department of Correction - Work Release Center for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO. _____	1987-88 _____	1988-89 _____
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 733,321	\$ 827,696
(B) CONF. & TRAVEL	3,062	3,212
(C) PROF. FEES	0	33,000
(D) CAPITAL OUTLAY	102,650	140,700
(E) DATA PROCESSING	_____3,511_	_____3,511_

TOTAL MAINT. & GEN. OPER.	_____ 842,544	_____ 1,008,119
TOTAL AMOUNT APPROPRIATED	\$ 842,544	\$ 1,008,119

SECTION 8. APPROPRIATIONS - COMMUNITY SERVICE CENTER. There is hereby appropriated, to the Department of Correction, to be payable from the Community Service Revolving Fund, for personal services, operating expenses and establishment of Department of Correction Community Service Centers for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO. _____	1987-88 _____	1988-89 _____
(01) REGULAR SALARIES	\$ 312,258	\$ 312,258
(02) PERSONAL SERV MATCHING	85,545	85,302
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 461,213	\$ 461,213
(B) CONF. & TRAVEL	1,723	1,723
(C) PROF. FEES	0	0
(D) CAPITAL OUTLAY	108,391	100,000
(E) DATA PROCESSING	_____ 0_	_____ 0_
TOTAL MAINT. & GEN. OPER.	_____ 571,327	_____ 562,936
TOTAL AMOUNT APPROPRIATED	\$ 969,130	\$ 960,496

SECTION 9. APPROPRIATIONS - PARDONS AND PAROLES. There is hereby appropriated, to the Department of Correction, to be payable from the Department of Correction Inmate Care and Custody Fund Account, for personal services and operating expenses of the Department of Correction - Pardons and Paroles for the biennial period ending June 30, 1989, the following:

ITEM	FISCAL YEARS	
NO. _____	1987-88 _____	1988-89 _____
(01) REGULAR SALARIES	\$ 1,311,740	\$ 1,311,740
(02) PERSONAL SERV MATCHING	340,843	338,236
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 309,417	\$ 309,417
(B) CONF. & TRAVEL	5,764	5,764
(C) PROF. FEES	0	0

(D)	CAPITAL OUTLAY	15,000	10,000
(E)	DATA PROCESSING	4,376	4,376
TOTAL MAINT. & GEN. OPER.		334,557	329,557
TOTAL AMOUNT APPROPRIATED		\$ 1,987,140	\$ 1,979,533

SECTION 10. APPROPRIATIONS - PRISON INDUSTRY. There is hereby appropriated, to the Department of Correction, to be payable from the Department of Correction Prison Industry Fund, for personal services and operating expenses of the Department of Correction - Prison Industry for the biennial period ending June 30, 1989, the following:

ITEM NO.		1987-88	1988-89
(01)	REGULAR SALARIES	\$ 1,236,131	\$ 1,236,131
(02)	PERSONAL SERV MATCHING	328,938	327,087
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSES	\$ 2,605,074	\$ 2,888,788
(B)	CONF. & TRAVEL	1,800	1,800
(C)	PROF. FEES	0	0
(D)	CAPITAL OUTLAY	1,080,000	312,000
(E)	DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.		3,686,874	3,202,588
TOTAL AMOUNT APPROPRIATED		\$ 5,251,943	\$ 4,765,806

SECTION 11. APPROPRIATIONS - FARM OPERATIONS. There is hereby appropriated, to the Department of Correction, to be payable from the Department of Correction Farm Fund, for personal services and operating expenses of the Department of Correction - Farm Operations for the biennial period ending June 30, 1989, the following:

ITEM NO.		1987-88	1988-89
(01)	REGULAR SALARIES	\$ 851,984	\$ 851,984
(02)	PERSONAL SERV MATCHING	219,069	216,982
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSES	\$ 3,739,901	\$ 3,789,901

(B)	CONF. & TRAVEL	2,672	2,672
(C)	PROF. FEES	147,663	147,663
(D)	CAPITAL OUTLAY	550,000	550,000
(E)	DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.		4,440,236	4,490,236
TOTAL AMOUNT APPROPRIATED		\$ 5,511,289	\$ 5,559,202

SECTION 12. APPROPRIATIONS - RODEO OPERATIONS - CASH. There is hereby appropriated to the Department of Correction, to be payable from cash funds of the Department of Correction, for inmate benefits provided by the Department of Correction for the biennial period ending June 30, 1989, the following:

ITEM NO.		1987-88	1988-89
(01)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSES \$	25,000 \$	25,000
(B)	CONF. & TRAVEL	0	0
(C)	PROF. FEES	0	0
(D)	CAPITAL OUTLAY	0	0
(E)	DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.		25,000	25,000
TOTAL AMOUNT APPROPRIATED		\$ 25,000	\$ 25,000

SECTION 13. APPROPRIATIONS - INMATE TRACKING AND PROJECTIONS SYSTEM. There is hereby appropriated, to the Department of Correction, to be payable from the Department of Correction Federal Fund, for personal services and operating expenses of the Department of Correction - Inmate Tracking and Projection System for the biennial period ending June 30, 1989, the following:

ITEM NO.		1987-88	1988-89
(01)	REGULAR SALARIES	\$ 43,186	\$ 0
(02)	PERSONAL SERV MATCHING	11,228	0
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSES \$	0 \$	0

(B)	CONF. & TRAVEL	0	0
(C)	PROF. FEES	35,586	0
(D)	CAPITAL OUTLAY	0	0
(E)	DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.		35,586	0
TOTAL AMOUNT APPROPRIATED		\$ 90,000	\$ 0

SECTION 14. USE OF MAINTENANCE AND OPERATION APPROPRIATION AND SALVAGED MATERIALS CONSTRUCTION. The Department of Correction is hereby authorized to utilize Maintenance and General Operation Appropriation in conjunction with surplus and/or salvageable materials for the purpose of implementing construction projects to benefit the Department and its various programs. Before such projects may be undertaken, a Method of Finance must be submitted for advice to the Arkansas Legislative Council, and review and approval by the Department of Finance and Administration and the Arkansas State Building Services.

SECTION 15. EXTRA SALARIES. There is hereby authorized, for the Department of Correction, for the 1987-89 biennium, the following increases in salaries for certain positions provided in the Regular Salary schedule in this Act, and to be in addition to the annual amounts as established by the Uniform Classification and Compensation Act of 1969, as amended, for three (3) full-time physicians who are certified by the American Speciality Boards at rates of pay not to exceed an additional \$4,500 per year. If certified in forensic psychiatry, an additional \$2,500 per year will be allowed. Total extra salaries may not exceed \$7,000 per year per position. In the event the physician is not a full time employee, the amount specified herein shall be adjusted proportionately to the amount of time worked for the Department of Correction by that physician.

SECTION 16. It is hereby authorized that the Department of Correction may move an incumbent classified as a Correctional Officer I, Grade 15, up to a Step 3 of Grade 15, after the following criteria has been met: the incumbent Correctional Officer I must have completed at least six (6) months continuous service as a Correctional Officer I; and the incumbent must have completed a minimum of one hundred and sixty (160) hours Correctional Officer

training; and the incumbent must have successfully passed a six (6) months evaluation by the Training Academy Staff.

SECTION 17. In the event the Board of Correction determines that additional attorneys are required to represent the Board in carrying out its duties, the Board is authorized to hire up to two (2) additional attorneys, Class Code R036, Grade 22, after seeking advice of the Arkansas Legislative Council. Provided, however, that no attorney employed by the Department of Correction shall represent inmates in legal proceedings against the Department.

SECTION 18. MEDICAL SERVICES. If it has been found that the Department cannot continue a medical contract with a private provider and the Board deems it necessary to utilize Department staff to provide the required services, the Department is allowed, upon notification of the Chief Fiscal Officer of the State and after seeking the advice of the Arkansas Legislative Council, to utilize the contingent positions contained in Section 1 of this Act and make the appropriate transfers from Professional Fees and Services character contained in Section 3 of this Act to Regular Salaries, Personal Services Matching and various Maintenance and General Operations classifications.

SECTION 19. The Community Service Revolving Fund is hereby authorized to borrow from the State Budget Revolving Fund for the establishment of new Work Release Centers for the Department of Correction. Such loans shall be repaid by the end of the fiscal year in which said loans are made.

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

SECTION 21. The Department of Correction is authorized to purchase identifying occupational uniforms for Correctional personnel as approved by the

Board of Correction.

SECTION 22. In the event of a substantial increase in utility rates, the Department of Correction is authorized to transfer any line item appropriation in this Act to the Maintenance and Operation line item for support of the increase after receiving approval of the Chief Fiscal Officer of the Department of Finance and Administration.

SECTION 23. TRANSFER OF APPROPRIATION WITHIN CAPITAL IMPROVEMENT PROJECTS. The Department of Correction is hereby authorized to transfer appropriation between and/or among the various capital improvements/construction projects authorized by the General Assembly. Such transfers may be made only after approval by the Governor. Such authorization shall in no way mean that the total amount of funds or appropriations for capital improvement/construction projects be greater than that provided by the General Assembly for the Department of Correction.

SECTION 24. MENTAL HEALTH SERVICES. In the event the Department determines to enter into a professional contract for mental health services, the Department may, upon approval of the Chief Fiscal Officer of the State and after receiving advice from the Arkansas Legislative Council, make appropriate transfers from regular salaries, personal services matching and various maintenance and operation classifications to the professional fees and services classification for payment of the contractual amount.

SECTION 25. The Department of Correction may, from time to time, make payment from the Department of Correction Inmate Care and Custody Fund to the Department of Correction Farm Fund in an amount not to exceed fifty cents (\$.50) on each dollar's worth of food produced on the Department of Correction Farm for consumption in the Inmate Care and Custody Program. The Department of Correction shall keep appropriate records reflecting farm production and the value of farm-produced products utilized in the Inmate Care and Custody Program, and shall keep records of current market values in support of any such payments. In no event shall the amount received under this Section, when combined with any loans forgiven under provisions of other laws, exceed the value of the farm products utilized by the Inmate Care and Custody Program.

SECTION 26. The Department of Correction is authorized to transfer funds from various Special Revenue and Cash Funds into the Inmate Care and Custody Fund in order to adjust to the budget needs upon approval of the Board of Correction and the Chief Fiscal Officer of the State.

SECTION 27. NEW FACILITIES. If it is found that contacting for the operation of new facilities is economically beneficial to the State of Arkansas, the Department of Correction may, after receiving approval of the Chief Fiscal Officer, and seeking the advice of the Arkansas Legislative Council, transfer from any line item appropriation contained in Section 3 of this Act into the Professional Fees and Services character contained in Section 3 of this Act to operate new facilities opened during the biennium ending June 30, 1989.

SECTION 28. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this Act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Purchasing Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 29. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this Act shall be in compliance with the stated reasons for which this Act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 30. CONTRACT RESTRICTIONS. The agency, board, commission, department or institution to whom funds are appropriated by this Act shall not

enter into any contract for any professional or consultant services which shall extend for more than twenty (20) actual working days or the total compensation exceeds five thousand dollars (\$5,000) during any one fiscal year without first seeking the advice of the Arkansas Legislative Council. Provided further, that all contracts for professional or consultant services shall be submitted monthly to the Chief Fiscal Officer of the State for reporting to the Legislative Council.

SECTION 31. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Sixth 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, 1987 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, 1987 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, 1987.

/s/ Howell

