

1 **State of Arkansas**
2 **79th General Assembly**
3 **Second Extraordinary Session, 1994**
4 **By: *Joint Budget Committee***

Call Item 39

A Bill

SENATE BILL 36

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES,
9 OPERATING EXPENSES AND FOR THE CONSTRUCTION OR ACQUISITION
10 AND RENOVATION OF A HARD LOCK DOWN SERIOUS OFFENDER
11 FACILITY FOR THE DEPARTMENT OF HUMAN SERVICES, DIVISION OF
12 YOUTH SERVICES WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION
13 TO THOSE FUNDS APPROPRIATED BY ACT 1239 OF 1993, FOR THE
14 REMAINDER OF THE FISCAL YEAR ENDING JUNE 30, 1995; AND FOR
15 OTHER PURPOSES."

Subtitle

17
18 "AN ACT FOR THE DEPARTMENT OF HUMAN
19 SERVICES, DIVISION OF YOUTH SERVICES
20 SUPPLEMENTAL APPROPRIATION."

21
22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

23
24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
25 for the Department of Human Services, Division of Youth Services for the
26 fiscal year ending June 30, 1995 the following number of regular employees
27 which shall be supplemental and in addition to those positions authorized in
28 Section 1 and Section 112 of Act 1239 of 1993, whose salaries shall be
29 governed by the provisions of the Uniform Classification and Compensation Act
30 (Arkansas Code 21-5-201 et seq.), or its successor, and all laws amendatory
31 thereto. Provided, however, that any position to which a specific maximum
32 salary is set out herein in dollars, shall be exempt from the provisions of
33 said Uniform Classification and Compensation Act. All persons occupying
34 positions authorized herein are hereby governed by the provisions of the
35 Regular Salaries Procedures and Restrictions Act (Arkansas Code 21-5-101), or

1 its successor.

2				Maximum Annual
3				Salary Rate
4	Item Class			Fiscal Year
5	No. Code	Title	No. of Employees	1994-1995
6	(1) 434Z	DHS INSTITUTION OPERATIONS MGR	1	GRADE 24
7	(2) 923Z	DHS PROGRAM ADMINISTRATOR	1	GRADE 23
8	(3) 909Z	PROGRAM SUPPORT MANAGER	1	GRADE 22
9	(4) M112	COTTAGE LIFE PROGRAM DIRECTOR	3	GRADE 21
10	(5) M088	SOCIAL WORKER II	2	GRADE 20
11	(6) M136	YOUTH SVS COUNSELOR II	9	GRADE 18
12	(7) R010	ADMINISTRATIVE ASSISTANT II	1	GRADE 17
13	(8) Y039	HEATING & A/C MECHANIC	1	GRADE 17
14	(9) M039	HOUSEPARENT SUPERVISOR	14	GRADE 15
15	(10) T047	SECURITY OFFICER III	12	GRADE 15
16	(11) M037	HOUSEPARENT	1	GRADE 13
17	(12) K153	SECRETARY II	2	GRADE 13
18	(13) H027	COOK II	<u>3</u>	GRADE 10
19	TOTAL NUMBER OF ADDITIONAL EMPLOYEES		51".	

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21 SECTION 2. FUNDING TRANSFER. Immediately upon the effective date of

22 this Act, the Chief Fiscal Officer of the State shall transfer on his books

23 and those of the State Treasurer the sum of one million, seven hundred

24 thousand dollars (\$1,700,000) from the General Revenue Allotment Reserve Fund

25 to the Children and Family Services Fund Account to provide funds for existing

26 appropriation established in Section 114 of Act 1239 of 1993.

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28 SECTION 3. APPROPRIATIONS - There is hereby appropriated, to the

29 Department of Human Services, Division of Youth Services, to be payable from

30 the General Improvement Fund or its successor fund or fund accounts, the

31 following:

32 (A) For construction or acquisition and renovation and equipping a hard

33 lock down serious offender facility, the sum of

34 \$1,300,000.

35

1 SECTION 4. FUNDING TRANSFER. Immediately upon the effective date of
2 this Act, the Chief Fiscal Officer of the State shall transfer on his books
3 and those of the State Treasurer the sum of one million three hundred thousand
4 dollars (\$1,300,000) from the General Revenue Allotment Reserve Fund to the
5 General Improvement Fund, or its successor fund or fund account to provide
6 funds for the appropriation made in Section 3 herein.

7

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

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18 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
19 Assembly that any funds disbursed under the authority of the appropriations
20 contained in this Act shall be in compliance with the stated reasons for which
21 this Act was adopted, as evidenced by the Agency Requests, Executive
22 Recommendations and Legislative Recommendations contained in the budget
23 manuals prepared by the Department of Finance and Administration, letters, or
24 summarized oral testimony in the official minutes of the Arkansas Legislative
25 Council or Joint Budget Committee which relate to its passage and adoption.

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27 SECTION 7. CODE. All provisions of this Act of a general and permanent
28 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
29 Code Revision Commission shall incorporate the same in the Code.

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31 SECTION 8. SEVERABILITY. If any provision of this Act or the
32 application thereof to any person or circumstance is held invalid, such
33 invalidity shall not affect other provisions or applications of the Act which
34 can be given effect without the invalid provision or application, and to this
35 end the provisions of this Act are declared to be severable.

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SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Ninth General Assembly meeting in Second Extraordinary Session, that the provisions of this Act are of critical importance to the state's public peace, health and safety. Failure to provide adequate facilities and operational funds for housing serious offenders places the general public at risk of additional serious crimes. 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 its passage and approval.

/s/Russ

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