

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

SENATE BILL 313

4 By: Joint Budget Committee
5
6

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE DEPARTMENT OF CORRECTION FOR
10 THE BIENNIAL PERIOD ENDING JUNE 30, 1997; AND FOR OTHER
11 PURPOSES."

Subtitle

12
13 "AN ACT FOR THE DEPARTMENT OF CORRECTION
14 APPROPRIATION FOR THE 1995-97 BIENNIUM."
15
16

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
18

19 SECTION 1. REGULAR SALARIES. There is hereby established for the
20 Department of Correction for the 1995-97 biennium, the following maximum
21 number of regular employees whose salaries shall be governed by the
22 provisions of the Uniform Classification and Compensation Act (Arkansas Code
23 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
24 Provided, however, that any position to which a specific maximum annual
25 salary is set out herein in dollars, shall be exempt from the provisions of
26 said Uniform Classification and Compensation Act. All persons occupying
27 positions authorized herein are hereby governed by the provisions of the
28 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
29 or its successor.
30

			Maximum Annual	
			Maximum	Salary Rate
Item	Class		No. of	Fiscal Years
<hr/>			<hr/>	
No.	Code	Title	Employees	1995-96 1996-97
34	(1)	6621 PSYCHIATRIST	2	\$101,801

1	\$104,346			
2	(2) 9933 COR DIRECTOR	1	\$ 89,935	\$
3	92,183			
4	(3) 8904 CORRECTION DEPUTY DIRECTOR	3	\$ 63,833	\$
5	65,428			
6	(4) 9822 COR ASST DIRECTOR	1	\$ 61,330	\$
7	62,863			
8	(5) 9930 COR CONSTR & MAINTENANCE ADMR	1	\$ 61,330	\$
9	62,863			
10	(6) 9823 CORRECTIONAL SUPERINTENDENT	1	\$ 60,396	\$
11	61,905			
12	(7) 8055 COR INDUSTRY ADMINISTRATOR	1	\$ 57,465	\$
13	58,901			
14	(8) 9935 COR FARM ADMINISTRATOR	1	\$ 57,464	\$
15	58,900			
16	(9) 7353 COR MENTAL HLTH SVCS ADMR	1	\$ 52,723	\$
17	54,041			
18	(10) 9876 CORRECTION COMPLIANCE ATTORNEY	1	\$ 51,519	\$
19	52,806			
20	(11) 7737 COR INDUSTRY COORDINATOR	1	\$ 43,471	\$
21	44,557			
22	(12) 104Z COR ASST DIR FOR ADMIN SERVICES	1		GRADE 26
23	102Z WARDEN II	10		
24	827Z DATA PROCESSING CENTER MANAGER	1		
25	056Z COR HEAD FARM MANAGER II	1		
26	(13) L124 PSYCHOLOGIST	5		GRADE 25
27	R170 ATTORNEY SPECIALIST	1		
28	054Z COR HEAD FARM MANAGER I	3		
29	(14) 115Z COR WARDEN I	1		GRADE 24
30	962Z COR ACCOUNTING SUPERVISOR	1		
31	R036 ATTORNEY	2		
32	(15) D100 DP SENIOR PROJECT LEADER	1		GRADE 23
33	N334 COR ASST TO THE DIR/PUB RELATIONS	1		
34	091Z ASSISTANT WARDEN	15		
35	117Z COR AGRI PRODUCTION SUPERVISOR	2		

1	108Z COR MEDICAL/DENTAL ADMR	1	
2	196Z COR BOOT CAMP ADMINISTRATOR	1	
3	(16) Y026 COR CONSTRUCTION/MAINT SUPV II	16	GRADE 22
4	904Z REHAB PROGRAM ADMINISTRATOR	4	
5	R033 COR INTERNAL AFFAIRS ADMINISTRATOR	1	
6	114Z COR CLASSIFICATION ADMINISTRATOR	1	
7	119Z CP/COR PERSONNEL MANAGER	1	
8	E010 COR TRAINING ADMINISTRATOR	1	
9	T014 CHIEF SECURITY OFFICER	18	
10	(17) M014 ADMINISTRATOR OF CHAPLAINCY SVCS	1	GRADE 21
11	T066 WORK RELEASE CENTER SUPV II	2	
12	D036 SR PROGRAMMER/ANALYST	1	
13	A251 SR AUDITOR	1	
14	H001 COR COMMODITY & FOOD SVC ADMR	1	
15	L122 PSYCHOLOGICAL EXAMINER II	10	
16	T008 CP/CORRECTIONAL OFFICER IV	27	
17	T001 CP/COR PARDONS & PAROLES ASST ADMR	1	
18	V016 COR PROCUREMENT & PROPERTY MANAGER	1	
19	A008 ACCOUNTING SUPERVISOR II	1	
20	949Z COR INDUSTRY PROG TRADE SPEC SUPV	2	
21	Y020 COR INDUSTRY PROG MANAGER	7	
22	Y018 COR ASST HEAD FARM MANAGER	4	
23	(18) Y125 COR CONSTRUCTION PLUMBER SUPV	3	GRADE 20
24	L070 NURSE II	1	
25	A056 INTERNAL AUDITOR	1	
26	M115 SUBSTANCE ABUSE PROGRAM COORD	1	
27	A186 COR BUDGET MANAGER	3	
28	M016 SR CHAPLAIN	1	
29	Y123 COR CONSTRUCTION ELECTRICAL SUPV	3	
30	Y127 COR CONSTRUCTION REFRIGERATION SUPV	4	
31	M045 COR REHAB FACILITY SUPERVISOR	3	
32	E114 STAFF DEVELOPMENT COORDINATOR	1	
33	R266 MANAGEMENT PROJECT ANALYST II	4	
34	T006 CP/CORRECTIONAL OFFICER III	109	
35	A006 ACCOUNTING SUPERVISOR I	1	

1	E100 COR TRAINING ACADEMY SUPERVISOR	1	
2	T034 PAROLE/PROBATION OFFICER SUPV	1	
3	M088 SOCIAL WORKER II	3	
4	E012 COR INDUSTRIAL SUPV II	10	
5	T016 AGRI UNIT SUPERVISOR II	16	
6	(19) T010 CP/CORRECTIONAL SERGEANT	325	GRADE 19
7	Q068 PUBLIC HLTH INVESTIGATOR II	4	
8	M107 COR COUNSELING PROGRAM LEADER	32	
9	M114 SUBSTANCE ABUSE PROGRAM LEADER	18	
10	H030 CP/COR FOOD PRODUCTION MGR II	14	
11	M019 CHAPLAIN	12	
12	T068 WORK RELEASE CENTER SUPV I	3	
13	R030 ASST PERSONNEL MANAGER	1	
14	M086 SOCIAL WORKER I	5	
15	R068 EEO/GRIEVANCE OFFICER	2	
16	R150 RESEARCH PROJECT ANALYST	1	
17	T075 RECORDS/INTAKE SUPV	1	
18	R070 COR MARKETING SPECIALIST	1	
19	T018 AGRI UNIT SUPERVISOR I	14	
20	(20) T005 CP/CORRECTIONAL OFFICER II	145	GRADE 18
21	W009 CP/COR RECORDS SUPERVISOR	11	
22	A111 ACCOUNTANT	11	
23	R264 MANAGEMENT PROJECT ANALYST I	3	
24	R322 CP/COR UNIT PERS & TNG OFFICER	9	
25	T012 DISCIPLINARY HEARING OFFICER	6	
26	V040 PURCHASE AGENT II/PURCHASE AGENT	3	
27	X450 CP/COR INTERNAL AFFAIRS INVESTGTR	7	
28	Y131 CP/COR CONSTR/MAINT SUPV I	16	
29	V023 REAL PROPERTY MANAGEMENT SPECIALIST	1	
30	E072 TRAINING INSTRUCTOR	4	
31	M050 RECREATIONAL ACTIVITY LEADER SUPV	5	
32	A114 CP/COR BUSINESS MANAGER	9	
33	T062 PAROLE/PROBATION OFFICER	11	
34	E011 COR INDUSTRIAL SUPV	28	
35	M105 CP/CORRECTIONAL COUNSELOR	18	

1	M096 CP/COR PROGRAM COORD	5	
2	D128 P C SUPPORT SPECIALIST	1	
3	E053 COR UNIT TRAINING SUPERVISOR	1	
4	V006 BUYER II	1	
5	R072 COR SALES REPRESENTATIVE	3	
6	Y005 AUTO/DIESEL MECHANIC SUPERVISOR	1	
7	(21) R321 COR GRIEVANCE OFFICER	2	GRADE 17
8	H029 CP/COR FOOD PRODUCTION MGR I	56	
9	W002 CHIEF OF RECORDS & IDENTIFICATION	2	
10	R010 ADMINISTRATIVE ASSISTANT II	4	
11	R049 CLASSIFICATION & ASSIGNMENT OFFICER	7	
12	M144 COR VOLUNTEER SERVICE COORDINATOR	1	
13	V030 INVENTORY CONTROL MANAGER	4	
14	R190 PERSONNEL OFFICER II	2	
15	E055 CP/COR UNIT TRAINER	5	
16	(22) T003 CP/CORRECTIONAL OFFICER I	1517	GRADE 16
17	V076 COR PROPERTY OFFICER	2	
18	X318 CP/COR ADMIN REVIEW OFFICER	7	
19	G027 BUILDING PLANT MAINTENANCE SUPV I	1	
20	(23) M048 RECREATIONAL ACTIVITY LEADER II	1	GRADE 15
21	A108 ACCOUNTING TECHNICIAN II	1	
22	R009 ADMINISTRATIVE ASSISTANT I	1	
23	A063 PAYROLL OFFICER	1	
24	K011 ADMINISTRATIVE OFFICE SUPERVISOR	1	
25	(24) K041 EXECUTIVE SECY/ADMINISTRATIVE SECY	8	GRADE 14
26	H023 COMMISSARY MANAGER	14	
27	K117 MEDICAL OR LEGAL SECRETARY	1	
28	(25) K153 SECRETARY II	25	GRADE 13
29	A051 INSURANCE SPECIALIST I	1	
30	H021 COMMISSARY SUPERVISOR	3	
31	(26) A106 ACCOUNTING TECHNICIAN I	28	GRADE 12
32	K039 DOCUMENT EXAMINER II	1	
33	(27) K155 SECRETARY I	46	GRADE 11
34	V043 SHIPPING & RECEIVING CLERK	1	
35	(28) K023 CLERK TYPIST	36	GRADE 10

1	K006 DATA ENTRY SPECIALIST	2	
2	(29) K065 MAIL OFFICER	1	GRADE 09
3	(30) K182 MAIL PROCESSOR	<u>1</u>	GRADE 08
4			
	MAX NO. OF EMPLOYEES	2843	

CONTINGENT POSITIONS

10	Item	Class		Maximum	Maximum Annual	
11	No.	Code	Title	No. of	Fiscal Years	
				Employees	1995-96	1996-97
12	(01)		MEDICAL DIRECTOR	1	\$85,000	\$85,000
13	(02)	6609	PHYSICIAN	8	\$75,000	\$75,000
14	(03)	L096	SENIOR PHARMACIST	1	GRADE 24	
15	(04)		HOSPITAL ADMINISTRATOR	1	GRADE 21	
16	(05)	109Z	COR NURSING DIRECTOR	1	GRADE 20	
17			QUALITY ASSURANCE OFFICER	1		
18		L094	PHARMACIST I	2		
19		L070	NURSE II	7		
20	(06)	W012	MEDICAL RECORDS ADMIN.	1	GRADE 19	
21	(07)	L170	PHYSICIAN ASST. II	7	GRADE 18	
22		L012	CHARGE NURSE	1		
23		L068	NURSE I	23		
24		A111	ACCOUNTANT I	1		
25	(08)	L160	COR INFIRMARY ADMIN.	8	GRADE 16	
26		L166	CHIEF RADIOLOGIC TECH.	1		
27	(09)	W015	MEDICAL RECORDS TECHNICIAN	20	GRADE 15	
28	(10)	B046	LABORATORY SUPERVISOR	1	GRADE 14	
29		L049	LPN II	116		
30		L151	X-RAY TECH/X-RAY TECH I	7		
31	(11)	B049	LAB TECH II	4	GRADE 13	
32	(12)	K155	SECRETARY I	<u>7</u>	GRADE 11	
33			MAX. NBR OF CONTINGENT EMPLOYEES	219		
34			GRAND TOTAL MAX. NO. OF EMPLOYEES	<u>3,062</u>		

35

1 SECTION 2. EXTRA HELP - INMATE CARE AND CUSTODY. There is hereby
 2 authorized, for the Department of Correction - Inmate Care and Custody for
 3 the 1995-97 biennium, the following maximum number of part-time or temporary
 4 employees, to be known as "Extra Help", payable from funds appropriated
 5 herein for such purposes: forty (40) temporary or part-time employees, when
 6 needed, at rates of pay not to exceed those provided in the Uniform
 7 Classification and Compensation Act, or its successor, or this act for the
 8 appropriate classification.

9

10 SECTION 3. APPROPRIATIONS - INMATE CARE AND CUSTODY. There is hereby
 11 appropriated, to the Department of Correction, to be payable from the
 12 Department of Correction Inmate Care and Custody Fund Account, for personal
 13 services and operating expenses of the Department of Correction - Inmate Care
 14 and Custody for the biennial period ending June 30, 1997, the following:

15

16 ITEM	FISCAL YEARS	
17 NO.	1995-96	1996-97
18 (01) REGULAR SALARIES	\$ 56,328,398	\$
19 57,954,297		
20 (02) EXTRA HELP	30,000	
21 30,000		
22 (03) PERSONAL SERV MATCHING	16,197,026	
23 16,740,969		
24 (04) OVERTIME	500,000	
25 600,000		
26 (05) EXTRA SALARIES	9,022	
27 9,022		
28 (06) MAINT. & GEN. OPERATION		
29 (A) OPER. EXPENSE \$ 16,715,019 \$	18,126,566	
30 (B) CONF. & TRVL. 57,064	67,924	
31 (C) PROF. FEES 17,861,140	19,392,187	
32 (D) CAP. OUTLAY 1,304,148	761,066	
33 (E) DATA PROC. <u>712,164</u>	<u>728,940</u>	
34 TOTAL MAINT. & GEN. OPER.	36,649,535	
35 39,076,683		

1	(07) AID SCHOOL	70,448
2	70,448	
3	(08) JAIL CONTRACTS/REIMBURSEMENTS	<u>10,860,275</u>
4	<u>7,860,275</u>	
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 120,644,704 \$</u>
6	<u>122,341,694</u>	

7

8 SECTION 4. APPROPRIATIONS - INMATE WELFARE - CASH. There is hereby

9 appropriated, to the Department of Correction, to be payable from cash funds

10 as defined by Arkansas Code 19-4-801 of the Department of Correction, for

11 personal services and operating expenses of the Department of Correction -

12 Inmate Welfare for the biennial period ending June 30, 1997, the following:

14	ITEM	FISCAL YEARS	
15	NO.	1995-96	1996-97
16	(01) REGULAR SALARIES	\$ 472,572	\$
17	475,428		
18	(02) PERSONAL SERV MATCHING	153,905	
19	154,465		
20	(03) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE \$	4,134,238	\$ 4,134,238
22	(B) CONF. & TRVL.	0	0
23	(C) PROF. FEES	0	0
24	<u>(D) CAP. OUTLAY</u>	<u>172,214</u>	<u>150,800</u>
25	(E) DATA PROC.	<u>0</u>	<u>0</u>
26	TOTAL MAINT. & GEN. OPER.	<u>4,306,452</u>	
27	<u>4,285,038</u>		
28	TOTAL AMOUNT APPROPRIATED	<u>\$ 4,932,929</u>	<u>\$</u>
29	<u>4,914,931</u>		

30

31 SECTION 5. APPROPRIATIONS - WORK RELEASE CENTER - CASH. There is

32 hereby appropriated, to the Department of Correction, to be payable from cash

33 funds as defined by Arkansas Code 19-4-801 of the Department of Correction,

34 for personal services and operating expenses of the Department of Correction

35 - Work Release Center for the biennial period ending June 30, 1997, the

1 following:

3 ITEM	FISCAL YEARS	
4 NO.	1995-96	1996-97
5 (01) PERSONAL SERV MATCHING	\$ 240,000	\$
6 240,000		
7 (02) MAINT. & GEN. OPERATION		
8 (A) OPER. EXPENSE \$ 1,192,064 \$ 1,192,064		
9 (B) CONF. & TRVL. 3,984	3,984	
10 (C) PROF. FEES 300,000	300,000	
11 (D) CAP. OUTLAY 500,000	500,000	
12 (E) DATA PROC. 60,000	60,000	
13 TOTAL MAINT. & GEN. OPER.	2,056,048	
14 2,056,048		
15 (03) DEBT SERVICE/LEASE PAYMENTS	<u>500,000</u>	
16 <u>500,000</u>		
17 TOTAL AMOUNT APPROPRIATED	<u>\$ 2,796,048</u>	<u>\$</u>
18 <u>2,796,048</u>		

19

20 SECTION 6. APPROPRIATIONS - PRISON INDUSTRY. There is hereby
 21 appropriated, to the Department of Correction, to be payable from the
 22 Department of Correction Prison Industry Fund, for personal services and
 23 operating expenses of the Department of Correction - Prison Industry for the
 24 biennial period ending June 30, 1997, the following:

25

26 ITEM	FISCAL YEARS	
27 NO.	1995-96	1996-97
28 (01) REGULAR SALARIES	\$ 1,792,104	\$
29 1,802,896		
30 (02) PERSONAL SERV MATCHING	568,694	
31 570,833		
32 (03) MAINT. & GEN. OPERATION		
33 (A) OPER. EXPENSE \$ 4,222,940	\$ 4,022,940	
34 (B) CONF. & TRVL. 1,600	1,600	
35 (C) PROF. FEES 0	0	

1	(D) CAP. OUTLAY	475,000	74,000
2	(E) DATA PROC.	<u>0</u>	<u>0</u>
3	TOTAL MAINT. & GEN. OPER.		<u>4,699,540</u>
4		<u>4,098,540</u>	
5	TOTAL AMOUNT APPROPRIATED		<u>\$ 7,060,338</u> \$
6		<u>6,472,269</u>	

7

8 SECTION 7. APPROPRIATIONS - FARM OPERATIONS. There is hereby

9 appropriated, to the Department of Correction, to be payable from the

10 ~~Department of Correction Farm Fund, for personal services and operating~~

11 expenses of the Department of Correction - Farm Operations for the biennial

12 period ending June 30, 1997, the following:

14	ITEM	FISCAL YEARS	
15	NO.	1995-96	1996-97
16	(01) REGULAR SALARIES	\$ 1,415,452	\$
17		1,422,519	
18	(02) PERSONAL SERV MATCHING		483,322
19		484,710	
20	(03) MAINT. & GEN. OPERATION		
21	(A) OPER. EXPENSE \$	5,504,055	\$ 5,504,055
22	(B) CONF. & TRVL.	1,600	1,600
23	(C) PROF. FEES	67,663	67,663
24	(D) CAP. OUTLAY	1,141,600	887,000
25	(E) DATA PROC.	<u>0</u>	<u>0</u>
26	TOTAL MAINT. & GEN. OPER.		6,714,918
27		6,460,318	
28	(04) PURCHASE FEEDER CATTLE FOR SLAUGHTER		<u>150,000</u>
29		<u>150,000</u>	
30	TOTAL AMOUNT APPROPRIATED		<u>\$ 8,763,692</u> \$
31		<u>8,517,547</u>	

32

33 SECTION 8. APPROPRIATIONS - REGIONAL FACILITIES OPERATIONS ACCOUNT -

34 CASH. There is hereby appropriated, to the Department of Correction, to be

35 payable from cash funds as defined by Arkansas Code 19-4-801 of the

1 Department of Correction, for debt service/lease payments for the bonded
 2 indebtedness or leases of regional correction facilities of the Department of
 3 Correction for the biennial period ending June 30, 1997, the following:

4	5 ITEM	6 FISCAL YEARS	
7	NO.	1995 96	1996 97
8	(01) DEBT SERVICE/LEASE PAYMENTS	\$ 800,000	\$ 800,000

9 SECTION 9. APPROPRIATIONS - PRISONER HOUSING CONTRACT ACCOUNT - CASH.

10 There is hereby appropriated, to the Department of Correction, to be payable
 11 from cash funds as defined by Arkansas Code 19-4-801 of the Department of
 12 Correction, for debt service/lease payments for the bonded indebtedness or
 13 leases of regional correction facilities of the Department of Correction for
 14 the biennial period ending June 30, 1997, the following:

15	16 ITEM	17 FISCAL YEARS	
18	NO.	1995 96	1996 97
19	(01) DEBT SERVICE/LEASE PAYMENTS	\$ 200,000	\$ 200,000

20 SECTION 10. APPROPRIATIONS - CONSTRUCTION FUND DEFICIENCY ACCOUNT -

21 CASH. There is hereby appropriated, to the Department of Correction, to be
 22 payable from cash funds as defined by Arkansas Code 19-4-801 of the
 23 Department of Correction, for debt service/lease payments for the bonded
 24 indebtedness or leases of regional correction facilities of the Department of
 25 Correction for the biennial period ending June 30, 1997, the following:

26	27 ITEM	28 FISCAL YEARS	
29	NO.	1995-96	1996-97
30	(01) DEBT SERVICE/LEASE PAYMENTS	\$ 500,000	\$ 500,000

31 ~~SECTION 11. APPROPRIATIONS - COUNTY JAIL REIMBURSEMENTS FOR EMERGENCY~~

32 ~~MEDICAL ASSISTANCE.~~ There is hereby appropriated, to the Department of
 33 Correction, to be payable from the Department of Correction Inmate Care and
 34 Custody Fund Account, for reimbursements to counties for the cost of
 35 emergency medical assistance to inmates housed in county jails by the

1 Department of Correction for the biennial period ending June 30, 1997, the
 2 following:

3

4 ITEM	FISCAL YEARS	
5 NO.	1995-96	1996-97
6 (01) JAIL REIMBURSEMENTS	<u>\$ 250,000</u>	<u>\$</u>
7 <u>350,000</u>		

8

9 SECTION 12. The proceeds from the sale of feeder cattle by the
 10 Department of Correction shall be deposited into the State Treasury as a
 11 refund to expenditure to the credit of the appropriation available to the
 12 Department of Correction for the "Purchase of Feeder Cattle for Slaughter".

13

14 SECTION 13. Notwithstanding any other provision of law or departmental
 15 commitment which may exist to the contrary, the State Board of Correction and
 16 Community Punishment shall not increase any reimbursement rate for payments
 17 made to any county for the purpose of reimbursing the expenses of the care
 18 and custody of state inmates, without first seeking and receiving the
 19 approval of the Governor and the Chief Fiscal Officer of the State.

20

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

30

31 SECTION 15. EXTRA SALARIES. There is hereby authorized, for the
 32 Department of Correction, for the 1995-97 biennium, the following increases
 33 in salaries for certain positions provided in the Regular Salary schedule in
 34 this Act, and to be in addition to the annual amounts as established by the
 35 Uniform Classification and Compensation Act, as amended, for three (3)

1 full-time physicians who are certified by the American Specialty Boards at
2 rates of pay not to exceed an additional \$4,500 per year. If certified in
3 forensic psychiatry, an additional \$2,500 per year will be allowed. Total
4 extra salaries may not exceed \$7,000 per year per position. In the event the
5 physician is not a full time employee, the amount specified herein shall be
6 adjusted proportionately to the amount of time worked for the Department of
7 Correction by that physician.

8

9 SECTION 16. It is hereby authorized that the Department of Correction
10 may move an incumbent classified as a Correctional Officer I, Grade 16, up to
11 Pay Level II of Grade 16, after the following criteria has been met: the
12 incumbent Correctional Officer I must have completed at least six (6) months
13 continuous service as a Correctional Officer I; and the incumbent must have
14 completed a minimum of two hundred forty (240) hours Correctional Officer
15 training; and the incumbent must have passed a six (6) months evaluation.

16

17 SECTION 17. MEDICAL SERVICES. If it has been found that the
18 Department cannot continue a medical contract with a private provider and the
19 Board deems it necessary to utilize Department staff to provide the required
20 services, the Department is allowed, upon notification of the Chief Fiscal
21 Officer of the State and after seeking prior review by the Arkansas
22 Legislative Council, to utilize the contingent positions contained in Section
23 1 of this Act and make the appropriate transfers from Professional Fees and
24 Services character contained in Section 3 of this Act to Regular Salaries,
25 Personal Services Matching and various Maintenance and General Operations
26 classifications.

27

28 SECTION 18. In the event the Department of Correction cannot accept
29 inmates from county jails due to insufficient bed space, the Department shall
30 reimburse the counties at a rate determined by the Board of Correction and
31 Community Punishment until the appropriation provided for such purpose is
32 exhausted. The prevailing rate of the county jail will be considered by the
33 Board in determining the rate to be reimbursed. The appropriation provided
34 by Item (08) of Section 3 may also be used for contracts with county jails
35 for pre-release inmates.

1

2 SECTION 19. In the event of a substantial increase in utility rates,
3 the Department of Correction is authorized to transfer any line item
4 appropriation in this Act to the Maintenance and Operation line item for
5 support of the increase after receiving approval of the Chief Fiscal Officer
6 of the State.

7

8 SECTION 20. TRANSFER OF APPROPRIATION WITHIN CAPITAL IMPROVEMENT
9 PROJECTS. The Department of Correction is hereby authorized to transfer
10 appropriation between and/or among the various capital
11 improvements/construction projects authorized by the General Assembly. Such
12 transfers may be made only after approval by the Governor. Such
13 authorization shall in no way mean that the total amount of funds or
14 appropriations for capital improvement/construction projects be greater than
15 that provided by the General Assembly for the Department of Correction.

16

17 SECTION 21. MENTAL HEALTH SERVICES. In the event the Department
18 determines to enter into a professional contract for mental health services,
19 the Department may, upon approval of the Chief Fiscal Officer of the State
20 and after prior review by the Arkansas Legislative Council, make appropriate
21 transfers from regular salaries, personal services matching and various
22 maintenance and operation classifications to the professional fees and
23 services classification for payment of the contractual amount.

24

25 SECTION 22. The Department of Correction is authorized to transfer
26 funds from various Special Revenue and Cash Funds into the Inmate Care and
27 Custody Fund Account in order to adjust to the budget needs upon approval of
28 the Board of Correction and Community Punishment and the Chief Fiscal Officer
29 of the State.

30

31 SECTION 23. NEW FACILITIES. If it is found that contracting for the
32 operation of new facilities is economically beneficial to the State of
33 Arkansas, the Department of Correction may, after receiving approval of the
34 Chief Fiscal Officer, and seeking prior review by the Arkansas Legislative
35 Council, transfer from any line item appropriation contained in Section 3 of

1 this Act into the Professional Fees and Services character contained in
2 Section 3 of this Act to operate new facilities opened during the biennium.

3

4 SECTION 24. The Department of Correction is hereby authorized to
5 transfer appropriations between any line items authorized herein but only for
6 the purpose of financing construction or equipment for a facility of the
7 department. Any transfers authorized by this section shall require the
8 approval of the Chief Fiscal Officer of the State after prior review by the
9 Legislative Council or Joint Budget Committee.

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11 SECTION 25. REALLOCATION OF RESOURCES. Upon determination by the
12 Board of Correction and Community Punishment that a reallocation of resources
13 within the Department of Community Punishment and Department of Correction is
14 necessary for the efficient and effective operation of the departments, the
15 Board, with approval of the Governor and review by the Arkansas Legislative
16 Council or Joint Budget Committee, shall have the authority to instruct the
17 department directors, to request from the Chief Fiscal Officer of the State,
18 a transfer of positions, programs, funds, appropriations, and line-item
19 appropriations within or between existing and newly created divisions,
20 offices, sections, or units of the departments. If it is determined that the
21 requested transfer should be made, the Chief Fiscal Officer of the State
22 shall then initiate the necessary transfer documents to reflect the transfers
23 upon the fiscal records of the State Treasurer, the State Auditor, the Chief
24 Fiscal Officer of the State, and the Departments of Correction and Community
25 Punishment.

26

27 SECTION 26. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
28 authorized by this Act shall be limited to the appropriation for such agency
29 and funds made available by law for the support of such appropriations; and
30 the restrictions of the State Purchasing Law, the General Accounting and
31 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
32 Procedures and Restrictions Act, or their successors, and other fiscal
33 control laws of this State, where applicable, and regulations promulgated by
34 the Department of Finance and Administration, as authorized by law, shall be
35 strictly complied with in disbursement of said funds.

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2 SECTION 27. LEGISLATIVE INTENT. It is the intent of the General
3 Assembly that any funds disbursed under the authority of the appropriations
4 contained in this Act shall be in compliance with the stated reasons for
5 which this Act was adopted, as evidenced by the Agency Requests, Executive
6 Recommendations and Legislative Recommendations contained in the budget
7 manuals prepared by the Department of Finance and Administration, letters, or
8 summarized oral testimony in the official minutes of the Arkansas Legislative
9 Council or Joint Budget Committee which relate to its passage and adoption.

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

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15 SECTION 29. SEVERABILITY. If any provision of this Act or the
16 application thereof to any person or circumstance is held invalid, such
17 invalidity shall not affect other provisions or applications of the Act which
18 can be given effect without the invalid provision or application, and to this
19 end the provisions of this Act are declared to be severable.

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21 SECTION 30. GENERAL REPEALER. All laws and parts of laws in conflict
22 with this Act are hereby repealed.

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24 SECTION 31. EMERGENCY CLAUSE. It is hereby found and determined by
25 the Eightieth General Assembly, that the Constitution of the State of
26 Arkansas prohibits the appropriation of funds for more than a two (2) year
27 period; that the effectiveness of this Act on July 1, 1995 is essential to
28 the operation of the agency for which the appropriations in this Act are
29 provided, and that in the event of an extension of the Regular Session, the
30 delay in the effective date of this Act beyond July 1, 1995 could work
31 irreparable harm upon the proper administration and provision of essential
32 governmental programs. Therefore, an emergency is hereby declared to exist
33 and this Act being necessary for the immediate preservation of the public
34 peace, health and safety shall be in full force and effect from and after
35 July 1, 1995.

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