

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

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7

A Bill

SENATE BILL

805

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 WHICH
10 SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS
11 APPROPRIATED BY ACT 158 OF 1995 FOR THE BIENNIAL PERIOD
12 ENDING JUNE 30, 1997; AND FOR OTHER PURPOSES."

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Subtitle

15 "AN ACT TO MAKE A SUPPLEMENTAL APPROPRIATION FOR THE
16 DEPARTMENT OF CORRECTION."

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

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20 SECTION 1. REGULAR SALARIES. There is hereby established for the
21 Department of Correction for the 1995-97 biennium, the following maximum
22 number of regular employees which shall be supplemental and in addition to
23 those positions authorized in Section 1 of Act 158 of 1995 and whose salaries
24 shall be governed by the provisions of the Uniform Classification and
25 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and
26 all laws amendatory thereto. Provided, however, that any position to which a
27 specific maximum annual salary is set out herein in dollars, shall be exempt
28 from the provisions of said Uniform Classification and Compensation Act. All
29 persons occupying positions authorized herein are hereby governed by the
30 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
31 Code §21-5-101), or its successor.

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Maximum Annual

Maximum Salary Rate

No. of Fiscal Years

Item Class

No. Code Title

Employees 1995-96

1	1996-97			
2	(01)	091Z	ASSISTANT WARDEN	2 Grade 23
3	(02)	R266	MANAGEMENT PROJECT ANALYST II	2 Grade 20
4	(03)	T003	CP/CORRECTIONAL OFFICER I	<u>67</u> Grade 16
5			MAX NO. OF EMPLOYEES	71
6	CONTINGENT POSITIONS - CORRECTIONAL FACILITIES			

7				Maximum Annual	
8				Maximum	Salary Rate
9	Item	Class		No. of	Fiscal Years
10	No.	Code	Title	Employees	1995-96
11	1996-97				
12	(01)	102Z	Corr. Warden II	2	Grade 26
13	(02)	091Z	Corr. Asst. Warden	2	Grade 23
14	(03)	T014	Chief Security Officer	2	Grade 22
15	(04)	T008	Corr. Officer IV	10	Grade 21
16		L122	Psych. Examiner II	2	
17	(05)	T006	Corr. Officer III	22	Grade 20
18		M088	Social Worker II	4	
19	(06)	T010	Corr. Sergeant	62	Grade 19
20		M107	Corr. Couns. Prog. Ldr.	2	
21		M086	Social Worker I	2	
22		T068	Work Rel. Ctr. Supv I	2	
23		H030	Food Production Mgr.	2	
24		M019	Chaplain	2	
25		M114	Subst. Abuse Prog. Ldr.	2	
26	(07)	T005	Corr. Officer II	24	Grade 18
27		Y131	Const. Maint. Supv. I	2	
28		R322	Personnel & Trng. Off.	2	
29		M105	Corr. Counselor	4	
30		T062	Inst. Parole Officer	2	
31		M050	Rec. & Activity Ldr.	2	
32		M096	Treatment Prog. Coord.	2	
33		T012	Disc. Hearing Off.	2	
34		X450	Int. Affairs Invest.	2	
35		A114	Business Manager	2	

1	W009	CP/COR Records Supv.	2	
2	(08)	H029 Food Prod. Mgr. I	8	Grade 17
3		E055 Unit Trainers	4	
4		R049 Class/Assign. Officer	2	
5	(09)	T003 Corr. Officer I	248	Grade 16
6		X318 Admin. Review Officer	2	
7	(10)	H023 Commissary Manager	2	Grade 14
8	(11)	K153 Secretary II	2	Grade 13
9	(12)	A106 Accounting Tech I	2	Grade 12
10	(13)	K155 Secretary I	8	Grade 11
11	(14)	K023 Clerk Typist II	<u>8</u>	Grade 10
12		Max. No. Contingent Employees	450	
13		GRAND TOTAL MAX. NO. OF EMPLOYEES	<u>521</u>	

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15 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the

16 Department of Correction to be payable from the Department of Correction

17 Inmate Care and Custody Fund Account, for personal services and operating

18 expenses of the Department of Correction-Inmate Care and Custody which shall

19 ~~be supplemental and in addition to those funds appropriated in Section 3 of~~

20 Act 158 of 1995 for the biennial period ending June 30, 1997, the following:

22	ITEM	FISCAL YEARS	
23	NO.	1995-96	
24	1996-97		
25	(01) REGULAR SALARIES	\$1,127,074	\$
26	1,250,775		
27	(02) PERSONAL SERV MATCHING	338,123	
28	412,756		
29	(03) MAINTENANCE AND OPERATION		
30	(A) OPER. EXPENSE	\$ 6,231	\$ 6,231
31	(B) CONF. & TRVL.	0	0
32	(C) PROF. FEES	0	16,206,000
33	(D) CAP. OUTLAY	0	0
34	(E) DATA PROC.	<u>0</u>	<u>0</u>
35	TOTAL MAINT. & GEN. OPER.	6,231	16,212,231

1	(4) DEBT SERVICE/LEASE PAYMENT	<u>0</u>	<u>4,380,000</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,471,428</u>	<u>\$ 22,255,762</u>

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4 SECTION 3. DEPARTMENT OF CORRECTION - CONTINGENCY POSITIONS. If it

5 has been determined by the Board of Correction and Community Punishment that

6 the Department cannot continue a management contract with a private entity

7 and the Board deems it necessary to utilize Department staff to provide the

8 required services, the Department of Correction is allowed, upon notification

9 of the Chief Fiscal Officer of the State and after seeking prior review by

10 the Arkansas Legislative Council, to utilize the contingent positions

11 established in Section 1 of this Act for operating correctional facilities at

12 salary rates not to exceed the maximum salaries established in the Uniform

13 Classification and Compensation Act and in Act 158 of 1995 and may further

14 make the appropriate transfers from the appropriation contained in Section 2

15 of this Act to Regular Salaries, Personal Services Matching, and various

16 Maintenance and General Operations classifications.

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18 SECTION 4. Item (04) of Section 7 of Act 158 of 1995 is hereby amended

19 to read as follows:

20 "(04) PURCHASE FEEDER CATTLE FOR SLAUGHTER/BULK MEAT 150,000

21 150,000".

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23 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds

24 authorized by this Act shall be limited to the appropriation for such agency

25 and funds made available by law for the support of such appropriations; and

26 the restrictions of the State Purchasing Law, the General Accounting and

27 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

28 Procedures and Restrictions Act, or their successors, and other fiscal

29 control laws of this State, where applicable, and regulations promulgated by

30 the Department of Finance and Administration, as authorized by law, shall be

31 strictly complied with in disbursement of said funds.

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33 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General

34 Assembly that any funds disbursed under the authority of the appropriations

35 contained in this Act shall be in compliance with the stated reasons for

1 which this Act was adopted, as evidenced by the Agency Requests, Executive
2 Recommendations and Legislative Recommendations contained in the budget
3 manuals prepared by the Department of Finance and Administration, letters, or
4 summarized oral testimony in the official minutes of the Arkansas Legislative
5 Council or Joint Budget Committee which relate to its passage and adoption.

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

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

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

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20 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by
21 the Eightieth General Assembly, that the funds provided previously by the
22 Eightieth General Assembly for the operations of the Department of Correction
23 are, due to unforeseen circumstances, insufficient for the Department of
24 Correction to continue to provide essential governmental services; that the
25 provisions of the act will provide the necessary monies for the Department of
26 Correction to continue such services, and that a delay in the effective date
27 of this Act could work irreparable harm upon the proper administration and
28 provision of essential governmental programs. Therefore, an emergency is
29 hereby declared to exist and this Act being necessary for the immediate
30 preservation of the public peace, health and safety shall be in full force
31 and effect from and after July 1, 1995.

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