

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

HOUSE BILL 1887

4  
5 By: Joint Budget Committee

## For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
10 OPERATING EXPENSES FOR THE DEPARTMENT OF CORRECTION WHICH  
11 SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS  
12 APPROPRIATED BY ACT 158 OF 1995; AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE DEPARTMENT OF CORRECTION  
15 SUPPLEMENTAL APPROPRIATION."  
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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, the following maximum number of regular employees  
22 which shall be supplemental and in addition to those positions authorized in  
23 Section 1 of Act 158 of 1995 and whose salaries shall be governed by the  
24 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
25 §21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
26 Provided, however, that any position to which a specific maximum annual salary  
27 is set out herein in dollars, shall be exempt from the provisions of said  
28 Uniform Classification and Compensation Act. All persons occupying positions  
29 authorized herein are hereby governed by the provisions of the Regular  
30 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
31 successor.

			Maximum Annual	
			Maximum	Salary Rate
Item	Class		No. of	Fiscal Year
<del>No.</del>	<del>Code</del>	<del>Title</del>	<del>Employees</del>	<del>1996-97</del>
36	(01)	T008 CP/CORRECTIONAL OFFICER IV	1	GRADE 21

1	(02)	T006	CP/CORRECTIONAL OFFICER III	1	GRADE 20
2	(03)	T010	CP/CORRECTIONAL SERGEANT	6	GRADE 19
3	(04)	E055	CP/CORRECTIONAL UNIT TRAINER	1	GRADE 17
4	(05)	T003	CP/CORRECTIONAL OFFICER I	<u>24</u>	GRADE 16
5			MAX. NO. OF EMPLOYEES	33	

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7 SECTION 2. APPROPRIATIONS - INMATE CARE AND CUSTODY. There is hereby

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

9 Department of Correction Inmate Care and Custody Fund Account, for personal

10 services and operating expenses of the Department of Correction - Inmate Care

11 and Custody which shall be supplemental and in addition to those funds

12 appropriated in Section 3 of Act 158 of 1995, the following:

14	ITEM		FISCAL YEAR
15	<del>NO.</del>		<del>1996-97</del>
16	(01)	REGULAR SALARIES	\$ 194,529
17	(02)	EXTRA HELP	10,000
18	(03)	PERSONAL SERV MATCHING	58,359
19	(04)	OVERTIME	150,000
20	(05)	MAINT. & GEN. OPERATION	
21	(A)	OPER. EXPENSE	180,672
22	(B)	CONF. & TRVL.	1,200
23	(C)	PROF. FEES	375,040
24	(D)	CAP. OUTLAY	346,194
25	(E)	DATA PROC.	2,700
26	(06)	JAIL CONTRACTS/REIMBURSEMENTS	<u>8,864,450</u>
27		TOTAL AMOUNT APPROPRIATED	<u>\$ 10,183,144</u>

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29 SECTION 3. FUNDING TRANSFER. Immediately upon the effective date of

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

31 and those of the State Treasurer the sum of ten million one hundred eighty

32 three thousand one hundred forty four dollars (\$10,183,144) from the General

33 Revenue Allotment Reserve Fund to the Department of Correction Inmate Care and

34 Custody Fund Account to provide funds for the appropriation provided herein.

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1 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
2 authorized by this Act shall be limited to the appropriation for such agency  
3 and funds made available by law for the support of such appropriations; and  
4 the restrictions of the State Purchasing Law, the General Accounting and  
5 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
6 Procedures and Restrictions Act, or their successors, and other fiscal control  
7 laws of this State, where applicable, and regulations promulgated by the  
8 Department of Finance and Administration, as authorized by law, shall be  
9 strictly complied with in disbursement of said funds.

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

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20 SECTION 6. CODE. All provisions of this Act of a general and permanent  
21 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
22 Code Revision Commission shall incorporate the same in the Code.

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24 SECTION 7. SEVERABILITY. If any provision of this Act or the  
25 application thereof to any person or circumstance is held invalid, such  
26 invalidity shall not affect other provisions or applications of the Act which  
27 can be given effect without the invalid provision or application, and to this  
28 end the provisions of this Act are declared to be severable.

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30 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict  
31 with this Act are hereby repealed.

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33 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
34 Eighty-First General Assembly that funds provided by the General Assembly for  
35 the operations of the Department of Correction are, due to unforeseen

1 circumstances, insufficient for the Department of Correction to continue to  
2 provide essential governmental services; that the provisions of this act will  
3 provide the necessary monies for the Department of Correction to continue such  
4 services; and that a delay in the effective date of this Act could work  
5 irreparable harm upon the proper administration and provision of essential  
6 governmental programs. Therefore, an emergency is hereby declared to exist  
7 and this Act being necessary for the immediate preservation of the public  
8 peace, health and safety shall be in full force and effect from and after the  
9 date of its passage and approval.

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