

State of Arkansas
90th General Assembly
Regular Session, 2015

A Bill

HOUSE BILL 1223

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
AND OPERATING EXPENSES FOR THE DEPARTMENT OF
CORRECTION FOR THE FISCAL YEAR ENDING JUNE 30, 2016;
AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF CORRECTION
APPROPRIATION FOR THE 2015-2016 FISCAL
YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the
Department of Correction for the 2015-2016 fiscal year, the following maximum
number of regular employees.

				Maximum Annual
				Salary Rate
				Fiscal Year
				2015-2016
Item No.	Class Code	Title	Maximum No. of Employees	
(1)	U035U	ADC DIRECTOR	1	\$149,017
(2)	U062U	ADC CHIEF DEPUTY DIRECTOR	1	\$116,637
(3)	N039N	ADC DEPUTY DIRECTOR	3	GRADE N909
(4)	N048N	ADC ASSISTANT DIRECTOR	3	GRADE N908
(5)	T001N	ADC SUPERINTENDENT	7	GRADE N906
(6)	G014N	ADC COMPLIANCE ATTORNEY	1	GRADE N904
(7)	N120N	ADC FARM ADMINISTRATOR	1	GRADE N904



1	(8)	N119N	ADC INDUSTRY ADMINISTRATOR	1	GRADE N904
2	(9)	N136N	ADC HEALTH SERVICE ADMINISTRATOR	2	GRADE N903
3	(10)	G024N	ADC GENERAL COUNSEL	1	GRADE N902
4	(11)	P003N	ADC PUBLIC INFORMATION OFFICER	1	GRADE N901
5	(12)	A108C	ADC ASST CHIEF FINANCIAL OFFICER (CFO)	1	GRADE C130
6	(13)	A007C	AUDIT MANAGER	1	GRADE C129
7	(14)	L001C	PSYCHOLOGIST SUPERVISOR	3	GRADE C129
8	(15)	L097C	ADC PSYCHOLOGIST	12	GRADE C128
9	(16)	D007C	INFORMATION SYSTEMS MANAGER	2	GRADE C128
10	(17)	T006C	ADC HEAD FARM MANAGER II	4	GRADE C127
11	(18)	T005C	ADC/DCC CORRECTIONAL WARDEN	10	GRADE C127
12	(19)	G025C	ATTORNEY SUPERVISOR	2	GRADE C127
13	(20)	L003C	PSYCHOLOGIST	1	GRADE C127
14	(21)	A021C	AGENCY CONTROLLER I	1	GRADE C126
15	(22)	G047C	ATTORNEY SPECIALIST	2	GRADE C126
16	(23)	R006C	HUMAN RESOURCES ADMINISTRATOR	1	GRADE C126
17	(24)	D017C	INFORMATION SYSTEMS SECURITY SPEC	1	GRADE C126
18	(25)	S094C	ADC CONSTRUCTION/MAINTENANCE COORD	3	GRADE C124
19	(26)	T015C	ADC/DCC DEPUTY WARDEN	25	GRADE C124
20	(27)	D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE C124
21	(28)	R013C	AGENCY HUMAN RESOURCES MANAGER	1	GRADE C123
22	(29)	A038C	FISCAL SUPPORT MANAGER	2	GRADE C123
23	(30)	D038C	SENIOR SOFTWARE SUPPORT ANALYST	2	GRADE C123
24	(31)	T021C	ADC HEAD FARM MANAGER I	3	GRADE C122
25	(32)	G099C	DHS PROGRAM ADMINISTRATOR	1	GRADE C122
26	(33)	D046C	STATE PRODUCTION CONTROL SUPERVISOR	1	GRADE C122
27	(34)	B040C	ADC AGRICULTURE PRODUCTION SUPERVISOR	2	GRADE C121
28	(35)	G222C	ADC/DCC INTERNAL AFFAIRS ADMIN	1	GRADE C121
29	(36)	A050C	AGENCY FISCAL MANAGER	1	GRADE C121
30	(37)	B042C	ENGINEER	1	GRADE C121
31	(38)	M009C	LICENSED CERTIFIED SOCIAL WORKER	18	GRADE C121
32	(39)	L033C	PSYCHOLOGICAL EXAMINER	9	GRADE C121
33	(40)	D052C	SOFTWARE SUPPORT ANALYST	6	GRADE C121
34	(41)	L041C	ADC ASST MEDICAL PROGRAM MANAGER	1	GRADE C120
35	(42)	G142C	ADC CLASSIFICATION ADMINISTRATOR	1	GRADE C120
36	(43)	G141C	ADC INDUSTRY ASSISTANT ADMR	3	GRADE C120

1	(44)	T033C	ADC/DCC MAJOR	28	GRADE C120
2	(45)	T104C	ADC/DCC TRAINING ACADEMY SUPERVISOR	1	GRADE C120
3	(46)	M088C	LICENSED MASTER SOCIAL WORKER	5	GRADE C120
4	(47)	L038C	REGISTERED NURSE	1	GRADE C120
5	(48)	G121C	REHAB PROGRAM MANAGER	9	GRADE C120
6	(49)	T040C	ADC ASSISTANT HEAD FARM MANAGER	5	GRADE C119
7	(50)	S011C	ADC COMMODITY & FOOD SVC ADMR	1	GRADE C119
8	(51)	S095C	ADC CONSTRUCTION PROJECT SPECIALIST	9	GRADE C119
9	(52)	S096C	ADC CONSTRUCTION PROJECT SUPERVISOR	15	GRADE C119
10	(53)	S010C	ADC INDUSTRY PROGRAM MANAGER	9	GRADE C119
11	(54)	T039C	ADC INMATE TRANSPORTATION COORD	1	GRADE C119
12	(55)	R021C	BUDGET ANALYST	2	GRADE C119
13	(56)	G159C	DEPARTMENT BUSINESS COORDINATOR	1	GRADE C119
14	(57)	A066C	INTERNAL AUDITOR	2	GRADE C119
15	(58)	M020C	LICENSED PROFESSIONAL COUNSELOR	74	GRADE C119
16	(59)	V007C	PROCUREMENT COORDINATOR	2	GRADE C119
17	(60)	A060C	SENIOR AUDITOR	1	GRADE C119
18	(61)	T034C	WORK RELEASE CENTER SUPERVISOR	4	GRADE C119
19	(62)	T048C	ADC/DCC CAPTAIN	53	GRADE C118
20	(63)	M031C	ADMINISTRATOR OF CHAPLAINCY SVCS	1	GRADE C118
21	(64)	R024C	ASSISTANT PERSONNEL MANAGER	2	GRADE C118
22	(65)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE C118
23	(66)	A074C	FISCAL SUPPORT SUPERVISOR	5	GRADE C118
24	(67)	T103C	LAW ENFORCEMENT TRAINING INSTRUCTOR	8	GRADE C118
25	(68)	M026C	LICENSED SOCIAL WORKER	1	GRADE C118
26	(69)	M023C	SUBSTANCE ABUSE PROGRAM COORD	4	GRADE C118
27	(70)	T041C	WORK RELEASE PROGRAM SUPERVISOR	4	GRADE C118
28	(71)	X133C	ADC/DCC INTERNAL AFFAIRS INVESTIGATOR	9	GRADE C117
29	(72)	T054C	ADC/DCC LIEUTENANT	158	GRADE C117
30	(73)	T053C	AGRICULTURE UNIT SUPERVISOR II	31	GRADE C117
31	(74)	M044C	ASSOCIATE PROFESSIONAL COUNSELOR	13	GRADE C117
32	(75)	A081C	AUDITOR	1	GRADE C117
33	(76)	D071C	COMPUTER SUPPORT ANALYST	4	GRADE C117
34	(77)	S019C	DIRECTOR MAINTENANCE	10	GRADE C117
35	(78)	G178C	POLICY DEVELOPMENT COORDINATOR	1	GRADE C117
36	(79)	L052C	REHAB FACILITY SUPERVISOR	6	GRADE C117

1	(80)	E041C	SENIOR LIBRARIAN	1	GRADE C117
2	(81)	S016C	SKILLED TRADES FOREMAN	1	GRADE C117
3	(82)	S027C	ADC INDUSTRIAL SUPERVISOR II	25	GRADE C116
4	(83)	S026C	ADC/DCC ASST MAINTENANCE SUPERVISOR	14	GRADE C116
5	(84)	T059C	ADC/DCC FOOD PREPARATION MANAGER	22	GRADE C116
6	(85)	C024C	ADC/DCC RECORDS SUPERVISOR	26	GRADE C116
7	(86)	T058C	AGRICULTURE UNIT SUPERVISOR I	3	GRADE C116
8	(87)	C022C	BUSINESS OPERATIONS SPECIALIST	18	GRADE C116
9	(88)	V014C	BUYER	2	GRADE C116
10	(89)	G200C	CLASSIFICATION & ASSIGNMENT OFFICER	20	GRADE C116
11	(90)	X128C	CORRECTIONAL UNIT ACCREDITATION SPEC	15	GRADE C116
12	(91)	X127C	DISCIPLINARY HEARING OFFICER	7	GRADE C116
13	(92)	L058C	DISEASE INTERVENTION SPECIALIST	4	GRADE C116
14	(93)	E048C	EDUCATION & INSTRUCTION SPECIALIST	1	GRADE C116
15	(94)	R030C	EEO/GRIEVANCE OFFICER	1	GRADE C116
16	(95)	R029C	HUMAN RESOURCES RECRUITER	1	GRADE C116
17	(96)	M049C	SENIOR CHAPLAIN	6	GRADE C116
18	(97)	S022C	SKILLED TRADES SUPERVISOR	1	GRADE C116
19	(98)	M048C	SUBSTANCE ABUSE PROGRAM LEADER	38	GRADE C116
20	(99)	M059C	ADC/DCC ADVISOR	14	GRADE C115
21	(100)	T065C	ADC/DCC CORRECTIONAL SERGEANT	884	GRADE C115
22	(101)	M058C	ADC/DCC PROGRAM SPECIALIST	11	GRADE C115
23	(102)	C037C	ADMINISTRATIVE ANALYST	13	GRADE C115
24	(103)	M057C	CHAPLAIN	18	GRADE C115
25	(104)	D079C	COMPUTER SUPPORT TECHNICIAN	16	GRADE C115
26	(105)	A091C	FISCAL SUPPORT ANALYST	13	GRADE C115
27	(106)	R031C	INSTITUTION HUMAN RESOURCES COORD	17	GRADE C115
28	(107)	V015C	PURCHASING SPECIALIST	5	GRADE C115
29	(108)	C026C	RECORDS/INTAKE SUPERVISOR	1	GRADE C115
30	(109)	T061C	SENIOR INTELLIGENCE ANALYST	1	GRADE C115
31	(110)	S043C	ADC INDUSTRIAL SUPERVISOR I	7	GRADE C114
32	(111)	G216C	ADC INMATE GRIEVANCE COORDINATOR	23	GRADE C114
33	(112)	P044C	ADC SALES REPRESENTATIVE	4	GRADE C114
34	(113)	T071C	ADC UNIT TRAINING SUPERVISOR	17	GRADE C114
35	(114)	T070C	ADC/DCC FOOD PREPARATION SUPERVISOR	86	GRADE C114
36	(115)	G215C	CAREER PLANNING & PLACEMENT SPEC	1	GRADE C114

1	(116)	M065C	RECREATIONAL ACTIVITY SUPERVISOR	19	GRADE C114
2	(117)	X151C	SAFETY SUPERVISOR	1	GRADE C114
3	(118)	T077C	ADC MAILROOM SERVICES COORDINATOR	15	GRADE C113
4	(119)	T076C	ADC/DCC ADMIN REVIEW OFFICER	6	GRADE C113
5	(120)	T075C	ADC/DCC CORPORAL	2,355	GRADE C113
6	(121)	R036C	HUMAN RESOURCES SPECIALIST	5	GRADE C113
7	(122)	V020C	INVENTORY CONTROL MANAGER	3	GRADE C113
8	(123)	C046C	LEGAL SUPPORT SPECIALIST	2	GRADE C113
9	(124)	S046C	MAINTENANCE TECHNICIAN	26	GRADE C113
10	(125)	P045C	PUBLIC INFORMATION TECHNICIAN	1	GRADE C113
11	(126)	T083C	ADC/DCC CORRECTIONAL OFFICER I	2	GRADE C112
12	(127)	C056C	ADMINISTRATIVE SPECIALIST III	35	GRADE C112
13	(128)	R037C	BENEFITS TECHNICIAN	1	GRADE C112
14	(129)	T081C	COMMISSARY MANAGER	29	GRADE C112
15	(130)	A098C	FISCAL SUPPORT SPECIALIST	37	GRADE C112
16	(131)	S051C	INSTRUMENTATION TECHNICIAN	1	GRADE C112
17	(132)	A097C	PAYROLL TECHNICIAN	4	GRADE C112
18	(133)	V024C	ADC PROPERTY OFFICER	3	GRADE C111
19	(134)	M078C	VOLUNTEER SERVICES COORDINATOR	1	GRADE C111
20	(135)	R038C	HUMAN RESOURCES ASSISTANT	24	GRADE C110
21	(136)	C073C	ADMINISTRATIVE SPECIALIST II	80	GRADE C109
22	(137)	C087C	ADMINISTRATIVE SPECIALIST I	101	GRADE C106
23	(138)	V030C	SHIPPING & RECEIVING CLERK	<u>1</u>	GRADE C105
24			MAX. NO. OF EMPLOYEES	4,717	

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26 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
 27 of Correction for the 2015-2016 fiscal year, the following maximum number of
 28 part-time or temporary employees, to be known as "Extra Help", payable from
 29 funds appropriated herein for such purposes: one hundred seventy (170)
 30 temporary or part-time employees, when needed, at rates of pay not to exceed
 31 those provided in the Uniform Classification and Compensation Act, or its
 32 successor, or this act for the appropriate classification.

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34 SECTION 3. APPROPRIATION - INMATE CARE & CUSTODY. There is hereby
 35 appropriated, to the Department of Correction, to be payable from the
 36 Department of Correction Inmate Care and Custody Fund Account, for personal

services and operating expenses of the Department of Correction - Inmate Care & Custody for the fiscal year ending June 30, 2016, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2015-2016</u>
(01) REGULAR SALARIES	\$170,283,254
(02) EXTRA HELP	100,000
(03) PERSONAL SERVICES MATCHING	65,372,883
(04) OVERTIME	1,550,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	57,120,958
(B) CONF. & TRAVEL	155,398
(C) PROF. FEES	63,635,115
(D) CAP. OUTLAY	2,735,020
(E) DATA PROC.	0
(06) JAIL CONTRACTS	<u>1,533,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$362,485,628</u>

SECTION 4. APPROPRIATION - INMATE WELFARE PROGRAM. There is hereby appropriated, to the Department of Correction, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Correction - Inmate Welfare Program for the fiscal year ending June 30, 2016, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2015-2016</u>
(01) REGULAR SALARIES	\$793,328
(02) PERSONAL SERVICES MATCHING	336,677
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	11,778,960
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	500,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$13,408,965</u>

SECTION 5. APPROPRIATION - WORK RELEASE PROGRAM. There is hereby appropriated, to the Department of Correction, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses and debt service of the Department of Correction - Work Release Program for the fiscal year ending June 30, 2016, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2015-2016</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$4,954,170
(B) CONF. & TRAVEL	104,150
(C) PROF. FEES	500,000
(D) CAP. OUTLAY	1,817,750
(E) DATA PROC.	0
(02) DEBT SERVICE	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$7,376,070</u></u>

SECTION 6. APPROPRIATION - PRISON INDUSTRY PROGRAM. 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 Program for the fiscal year ending June 30, 2016, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2015-2016</u>
(01) REGULAR SALARIES	\$2,150,941
(02) EXTRA HELP	10,000
(03) PERSONAL SERVICES MATCHING	835,566
(04) OVERTIME	8,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	8,220,213
(B) CONF. & TRAVEL	41,280
(C) PROF. FEES	0
(D) CAP. OUTLAY	283,948

(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$11,549,948</u>

SECTION 7. APPROPRIATION - FARM OPERATIONS PROGRAM. 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 Program for the fiscal year ending June 30, 2016, the following:

ITEM	FISCAL YEAR
NO.	2015-2016
(01) REGULAR SALARIES	\$2,597,433
(02) EXTRA HELP	10,000
(03) PERSONAL SERVICES MATCHING	963,813
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	14,500,209
(B) CONF. & TRAVEL	53,010
(C) PROF. FEES	128,354
(D) CAP. OUTLAY	2,246,864
(E) DATA PROC.	0
(05) PURCHASE CATTLE/MEAT	<u>650,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$21,149,683</u>

SECTION 8. APPROPRIATION - NON-TAX REVENUE RECEIPTS. There is hereby appropriated, to the Department of Correction, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Department of Correction - Non-Tax Revenue Receipts for the fiscal year ending June 30, 2016, the following:

ITEM	FISCAL YEAR
NO.	2015-2016
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$1,480,500
(B) CONF. & TRAVEL	0
(C) PROF. FEES	200,000

1	(D) CAP. OUTLAY	300,000
2	(E) DATA PROC.	0
3	(02) CONSTRUCTION	<u>1,992,000</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$3,972,500</u></u>

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6 SECTION 9. APPROPRIATION - COUNTY JAIL REIMBURSEMENT. There is hereby

7 appropriated, to the Department of Correction, to be payable from the County

8 Jail Reimbursement Fund, for reimbursement to counties housing state inmates

9 of the Department of Correction - County Jail Reimbursement for the fiscal

10 year ending June 30, 2016, the following:

11	ITEM	FISCAL YEAR
12	NO.	2015-2016
13	(01) REIMBURSEMENTS TO COUNTIES HOUSING	
14	STATE INMATES	<u><u>\$40,184,970</u></u>

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17 SECTION 10. APPROPRIATION - ADC SEX OFFENDER ASSESSMENT. There is

18 hereby appropriated, to the Department of Correction, to be payable from the

19 Sex and Child Offenders Registration Fund, for operating expenses of the

20 Department of Correction - ADC Sex Offender Assessment for the fiscal year

21 ending June 30, 2016, the following:

22	ITEM	FISCAL YEAR
23	NO.	2015-2016
24	(01) MAINT. & GEN. OPERATION	
25	(A) OPER. EXPENSE	\$25,000
26	(B) CONF. & TRAVEL	0
27	(C) PROF. FEES	0
28	(D) CAP. OUTLAY	0
29	(E) DATA PROC.	<u>0</u>
30	TOTAL AMOUNT APPROPRIATED	<u><u>\$25,000</u></u>

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33 SECTION 11. APPROPRIATION - FIRE STATION - PROTECTION. There is hereby

34 appropriated, to the Department of Correction, to be payable from the cash

35 fund deposited in the State Treasury as determined by the Chief Fiscal

36 Officer of the State, for operations of the Department of Correction - Fire

Station - Protection for the fiscal year ending June 30, 2016, the following:

ITEM	FISCAL YEAR
NO.	2015-2016
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$25,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
TOTAL AMOUNT APPROPRIATED	<u>\$25,000</u>

SECTION 12. APPROPRIATION - PAWS IN PRISON. There is hereby appropriated, to the Department of Correction, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Department of Correction - Paws in Prison for the fiscal year ending June 30, 2016, the following:

ITEM	FISCAL YEAR
NO.	2015-2016
(01) PAWS IN PRISON	<u>\$150,000</u>

SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REGULAR SALARIES - CONTINGENT POSITIONS. There is hereby established for the Department of Correction - Contingent Positions for the ~~2014-2015~~ 2015-2016 fiscal year, the following maximum number of regular employees.

CONTINGENT POSITIONS - MEDICAL SERVICES

ITEM	CLASS	MAXIMUM NO. OF EMPLOYEES	MAXIMUM ANNUAL SALARY RATE FISCAL YEAR
NO.	CODE	TITLE	2014-2015 <u>2015-2016</u>
(01)		CHIEF OF MEDICAL SERVICES	1 \$225,000
(02)		CHIEF OF DENTAL SERVICES	1 175,000
(03)		PHYSICIANS SPECIALIST	15 170,000

1	(04)	CHIEF OF PHARMACY	1	125,000
2	(05)	CHIEF OF NURSING SERVICES	1	90,000
3	(06)	UNIT/FACILITY MEDICAL MGR	15	90,000
4	(07)	RNP/PA	13	85,000
5	(08)	DIR OF MEDICAL RECORDS	1	75,000
6	PATIENT CARE -			
7	(09) L011N	DENTIST	15	GRADE N916
8	(10) L016N	REGISTERED PHARMACIST	3	GRADE N911
9	(11) L019C	REGISTERED NURSE COORD	13	GRADE C123
10	(12) L027C	REGISTERED NURSE SUPV	45	GRADE C122
11	(13) L064C	RADIOLOGY TECHNICIAN	8	GRADE C114
12	(14) L069C	LICENSED PRACTICAL NURSE	180	GRADE C113
13	(15) B111C	LABORATORY TECHNICIAN	3	GRADE C110
14	PATIENT CARE - CLASSIFIED POSITIONS			
15	(16) L071C	DENTAL HYGIENIST	8	GRADE C113
16	(17) C056C	ADMINISTRATIVE SPEC III	11	GRADE C112
17	(18) C053C	MEDICAL RECORDS TECH	26	GRADE C112
18	(19) C073C	ADMINISTRATIVE SPEC II	9	GRADE C109
19	(20) L081C	DENTAL ASSISTANT	14	GRADE C109
20	CLASSIFIED - NON-PATIENT CARE			
21	(21)	CHIEF PSYCHIATRIC SERV.	1	\$400,000
22	(22)	VP OPERATIONS	1	\$200,000
23	(23)	REGIONAL MANAGER	3	\$120,000
24	(24)	PSYCHIATRIC SPECIALIST	6	GRADE N919
25	(25)	FISCAL DIVISION MANAGER	1	GRADE C127
26	(26)	INFO SYSTEMS COORDINATOR	1	GRADE C124
27	(27)	POLICY DEVELOP. COORDINATOR	1	GRADE C117
28	(28)	ACCOUNTANT I	1	GRADE C116
29	(29)	BUYER	2	GRADE C116
30	(30)	COMPUTER SUPPORT TECH	1	GRADE C115
31	(31)	INSTITUTIONAL HR COORDINATOR	1	GRADE C115
32	(32)	HR SPECIALIST	1	GRADE C113
33	(33)	GOODS RECEIPT FISCAL SUPPORT SPECIALIST	1	GRADE C112
34	(34)	NURSING ASSISTANT	53	GRADE C110
35	(35)	ACCOUNTING TECH	4	GRADE C109
36	(36)	PURCHASING ASSISTANT	<u>1</u>	GRADE C106

1 GRAND TOTAL CONTINGENT EMPLOYEES 462

2 If the agency requests continuation of a "Growth Pool" position(s) as
3 established herein during the next fiscal year, the position(s) must be
4 requested as a new position(s) in the agency's budget request.

5 The provisions of this section shall be in effect only from July 1, ~~2014~~
6 2015 through June 30, ~~2015~~ 2016.

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8 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

10 MEDICAL/MENTAL HEALTH SERVICES - CONTINGENCY POSITIONS. If it has been
11 determined by the Board of Corrections that the Department cannot continue a
12 medical contract with a private provider and the Board deems it necessary to
13 utilize Department staff to provide the required services, the Department is
14 allowed, upon notification of the Chief Fiscal Officer of the State and after
15 seeking prior review by the Arkansas Legislative Council or Joint Budget
16 Committee, to utilize the contingent positions for medical services contained
17 in this Act and make the appropriate transfers from the Professional Fees and
18 Services line item contained in Section 3 of this Act to Regular Salaries,
19 Personal Services Matching and various Maintenance and General Operations
20 classifications. Further, the Department may utilize the service(s) of a
21 state-based or national-based Professional Recruitment Service, or network,
22 as may be necessary to recruit, fill, or maintain the occupancy of the
23 positions stated herein.

24 The provisions of this section shall be in effect only from July 1, ~~2014~~
25 2015 through June 30, ~~2015~~ 2016.

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27 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
29 REIMBURSEMENT RATE RESTRICTION. Notwithstanding any other provision of law or
30 departmental commitment which may exist to the contrary, the Board of
31 Corrections shall not increase any reimbursement rate for payments made to
32 any county for the purpose of reimbursing the expenses of the care and
33 custody of state inmates, without first seeking and receiving the approval of
34 the Governor and the Chief Fiscal Officer of the State.

35 The provisions of this section shall be in effect only from July 1, ~~2014~~
36 2015 through June 30, ~~2015~~ 2016.

1
2 SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
4 JAIL REIMBURSEMENT. In the event the Department of Correction cannot accept
5 inmates from county jails due to insufficient bed space, the Department shall
6 reimburse the counties at a rate determined by the Chief Fiscal Officer of
7 the State, after consultation with the Division of Legislative Audit and the
8 Department of Correction, and upon approval by the Governor, until the
9 appropriation and funding for such purpose, is exhausted. The reimbursement
10 rate shall include the county's cost of transporting the inmates to the
11 department. The appropriation provided by Item (06) of Section 3 may be used
12 for contracts with county jails for pre release inmates.

13 The provisions of this section shall be in effect only from July 1, ~~2014~~
14 2015 through June 30, ~~2015~~ 2016.

15
16 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
18 OF APPROPRIATION WITHIN CAPITAL IMPROVEMENT PROJECTS. The Department of
19 Correction is hereby authorized to transfer appropriation between and/or
20 among the various capital improvements/construction projects authorized by
21 the General Assembly. Such transfers may be made only after approval by the
22 Governor and after prior approval by the Arkansas Legislative Council or
23 Joint Budget Committee. Such authorization shall in no way mean that the
24 total amount of funds or appropriations for capital improvement/construction
25 projects be greater than that provided by the General Assembly for the
26 Department of Correction.

27 Determining the maximum number of employees and the maximum amount of
28 appropriation and general revenue funding for a state agency each fiscal year
29 is the prerogative of the General Assembly. This is usually accomplished by
30 delineating such maximums in the appropriation act(s) for a state agency and
31 the general revenue allocations authorized for each fund and fund account by
32 amendment to the Revenue Stabilization law. Further, the General Assembly
33 has determined that the Department of Correction may operate more efficiently
34 if some flexibility is provided to the Department of Correction authorizing
35 broad powers under this Section. Therefore, it is both necessary and
36 appropriate that the General Assembly maintain oversight by requiring prior

1 approval of the Legislative Council or Joint Budget Committee as provided by
2 this section. The requirement of approval by the Legislative Council or
3 Joint Budget Committee is not a severable part of this section. If the
4 requirement of approval by the Legislative Council or Joint Budget Committee
5 is ruled unconstitutional by a court of competent jurisdiction, this entire
6 section is void.

7 The provisions of this section shall be in effect only from July 1, ~~2014~~
8 2015 through June 30, ~~2015~~ 2016.

9
10 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

12 REALLOCATION OF RESOURCES. Upon determination by the Board of Corrections
13 that a reallocation of resources within the Department of Community
14 Correction and Department of Correction is necessary for the efficient and
15 effective operation of the departments, the Board, with approval of the
16 Governor and approval by the Arkansas Legislative Council or Joint Budget
17 Committee, shall have the authority to instruct the department directors, to
18 request from the Chief Fiscal Officer of the State, a transfer of positions,
19 programs, funds, appropriations, and line-item appropriations within or
20 between existing and newly created divisions, offices, sections, or units of
21 the departments. If it is determined that the requested transfer should be
22 made, the Chief Fiscal Officer of the State shall then initiate the necessary
23 transfer documents to reflect the transfers upon the fiscal records of the
24 State Treasurer, the State Auditor, the Chief Fiscal Officer of the State,
25 and the Departments of Correction and Community Correction. Provided,
26 however, that the Board shall be limited to submitting no more than two
27 requests, encompassing a single purpose listed in this section, during any
28 fiscal year per department. Transfer authority shall further be limited to
29 no more than five percent (5%) of the total General Revenue and Special
30 Revenue appropriation, funding, and positions specific to each agency.
31 However, there shall be no fund transfers to or from the County Jail
32 Reimbursement Fund. A Reallocation of Resources Transfer shall be limited to
33 the following specific purposes:

- 34 a) Costs to open and operate temporary beds;
35 b) Payment of Debt Service;
36 c) Payment of Overtime Expenses;

- 1 d) Unanticipated increases for medical or private prison contracts;
- 2 e) Construction/renovation/equipping of new beds;
- 3 f) Deficits in Farm or Industry Program;
- 4 g) Losses not covered by insurance proceeds;
- 5 h) Costs of personnel for critical services or necessary to carry out the
- 6 mission of the agency.

7 Determining the maximum number of employees and the maximum amount of
8 appropriation and general revenue funding for a state agency each fiscal year
9 is the prerogative of the General Assembly. This is usually accomplished by
10 delineating such maximums in the appropriation act(s) for a state agency and
11 the general revenue allocations authorized for each fund and fund account by
12 amendment to the Revenue Stabilization law. Further, the General Assembly
13 has determined that the Department of Correction and the Department of
14 Community Correction may operate more efficiently if some flexibility is
15 provided to the Board of Corrections authorizing broad powers under the
16 Reallocation of Resources provisions herein. Therefore, it is both necessary
17 and appropriate that the General Assembly maintain oversight by requiring
18 prior approval of the Legislative Council or Joint Budget Committee as
19 provided by this section. The requirement of approval by the Legislative
20 Council or Joint Budget Committee is not a severable part of this section.
21 If the requirement of approval by the Legislative Council or Joint Budget
22 Committee is ruled unconstitutional by a court jurisdiction, this entire
23 section is void.

24 The provisions of this section shall be in effect only from July 1, ~~2014~~
25 2015 through June 30, ~~2015~~ 2016.

26
27 SECTION 19. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOLIDAY
29 COMPENSATION. The Department of Correction is authorized to pay employees for
30 hours of unused holidays in the employee's holiday account following the end
31 of the calendar year. Payments of unused Holiday hours must be processed on
32 or before June 1st in each fiscal year. Employees terminating employment from
33 the Department of Correction will be eligible for all holiday pay accrued.
34 This request is contingent on approval by the Chief Fiscal Officer of the
35 State after the Director of the Department of Correction has verified that
36 sufficient revenues are available to make such payments to employees who have

served in the following classifications, with the exception that those employees wishing to accrue banked hours be allowed the option to bank unused holiday hours in the employee's holiday account, not to exceed one-hundred fifty (150) hours:

Class

Code	Title	Grade
T033C	ADC/DCC MAJOR	GRADE C120
T048C	ADC/DCC CAPTAIN	GRADE C118
T054C	ADC/DCC LIEUTENANT	GRADE C117
T065C	ADC/DCC CORRECTIONAL SERGEANT	GRADE C115
S044C	FOOD PREPARATION MANAGER	GRADE C114
T075C	ADC/DCC CORPORAL	GRADE C113
T083C	ADC/DCC CORRECTIONAL OFFICER I	GRADE C112
S056C	FOOD PREPARATION SUPERVISOR	GRADE C111

The provisions of this section shall be in effect only from July 1, ~~2014~~ 2015 through June 30, ~~2015-2016~~.

SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EMPLOYEE COMPENSATION REPORT. The Department of Finance and Administration Office of Budget shall prepare and submit to the Arkansas Legislative Council or Joint Budget Committee a report reflecting the amount of appropriation and funding necessary for the Department of Correction to sufficiently budget for the expenditure of payments to employees for all Holiday Liability, Straight Time Liability, Overtime, and Hazardous Duty Compensation incurred, including the current balances of said liabilities. This report shall be included in the summary budget information manual submitted during the biennial budget process.

The provisions of this section shall be in effect only from July 1, 2015 through June 30, 2016.

SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADC SEX OFFENDER ASSESSMENT. The Arkansas Department of Correction is authorized to enter into a cooperative agreement with a qualified state treatment and

1 assessment agency to conduct assessments of juvenile sex or child offenders
2 as required by provisions of ACA 12-12-901 et. seq. and pay for services upon
3 receipt of invoice.

4 The provisions of this section shall be in effect only from July 1, ~~2014~~
5 2015 through June 30, ~~2015~~ 2016.

6
7 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INMATE
9 COST REPORTING – STATE FACILITIES.

10 (a) Within 90 days of the close of each state fiscal year, the Arkansas
11 Department of Correction (ADC) shall submit to the Arkansas Legislative
12 Council a report of all direct and indirect costs incurred by the State of
13 Arkansas in housing and caring for inmates incarcerated in the State's
14 facilities. Such costs shall be calculated and reported in total for the
15 Department and in total by each facility. The report shall also reflect
16 overall cost per inmate per day, cost per inmate per day for each facility,
17 overall cost per bed per day, and cost per bed per day for each facility.

18 (b) In compiling costs and reporting to the Arkansas Legislative Council in
19 accordance with subsection (a) of this section of this Act, the Department of
20 Correction shall:

21 (1) Record all expenditures in a manner that provides for the association
22 of costs with each facility. Costs not directly attributable to a particular
23 facility (overhead, administration, treatment, etc.) shall be allocated to
24 each facility on the basis of inmate population.

25 (2) Maintain documentation to support all elements of costs and cost
26 reimbursement both in total and by facility;

27 (3) Exclude capital outlay disbursements. However, depreciation expense
28 for all ADC fixed assets shall be included. Depreciation expense not
29 directly associated with the fixed assets of a particular facility shall be
30 allocated to each facility on the basis of inmate population.

31 (4) Include any interest expense incurred by ADC or another state
32 governmental entity as a result of prison construction;

33 (5) Exclude all payments to local governments for care of inmates housed in
34 local government facilities;

35 (6) Exclude all payments to local governments for Act 309 prisoners;

36 (7) Include the state matching requirements associated with federal grant

1 expenditures. Documentation shall be maintained sufficient to identify such
2 costs by grant.

3 (8) Deduct reimbursements for costs incurred. The amount of the
4 reimbursement deducted shall be equal to or less than the cost with which the
5 reimbursement is associated.

6 (9) Include all ancillary costs. These costs shall include, but are not
7 limited to:

8 (A) ADC expenses incurred through fund transfers;

9 (B) Retirement costs;

10 (C) Audit costs;

11 (D) ADC cost for shared employees paid by another state governmental
12 entity;

13 (E) Inmate educational and rehabilitation costs;

14 (F) Inmate related expenses incurred by the Attorney General; however;
15 expenses shall not include costs of defending Habeas Corpus cases.

16 (c) In determining costs per inmate per day for reporting to the Arkansas
17 Legislative Council in accordance with subsection (a) of this section, ADC
18 shall:

19 (1) Accumulate the number of inmates housed at each ADC facility each day
20 throughout the state fiscal year for which costs are being reported. This
21 accumulation shall result in total inmate days and shall be divided into
22 total direct and indirect costs compiled in accordance with subsections (a)
23 and (b) of this section.

24 (2) Exclude those ADC inmates housed in local governmental facilities and
25 Act 309 prisoners from the number of inmates housed at ADC facilities.

26 (3) Maintain documentation supporting the number of inmates housed at ADC
27 facilities.

28 The provisions of this section shall be in effect only from July 1,
29 2015 through June 30, 2016.

30
31 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
33 JAIL REIMBURSEMENT FUND YEAR-END FUND BALANCE CARRY FORWARD. Notwithstanding
34 any law pertaining to the transfer of year-end fund balances or any law to
35 the contrary, any funds which remain in the County Jail Reimbursement Fund at
36 the end of a fiscal year shall remain in the County Jail Reimbursement Fund

1 and made available to fund appropriations authorized by law payable from the
2 County Jail Reimbursement Fund for the following fiscal year.

3 Any carry forward of unexpended balance of funding as authorized herein, may
4 be carried forward under the following conditions:

5 (1) Prior to June 30, ~~2015~~ 2016 the Agency shall by written statement set
6 forth its reason(s) for the need to carry forward said funding to the
7 Department of Finance and Administration Office of Budget;

8 (2) The Department of Finance and Administration Office of Budget shall
9 report to the Arkansas Legislative Council all amounts carried forward from
10 the first fiscal year to the second fiscal year by the September Arkansas
11 Legislative Council or Joint Budget Committee meeting which report shall
12 include the name of the Agency, Board, Commission or Institution and the
13 amount of the funding carried forward from the first fiscal year to the
14 second fiscal year, the program name or line item, the funding source of that
15 appropriation and a copy of the written request set forth in (1) above;

16 (3) Each Agency, Board, Commission or Institution shall provide a written
17 report to the Arkansas Legislative Council or Joint Budget Committee
18 containing all information set forth in item (2) above, along with a written
19 statement as to the current status of the project, contract, purpose etc. for
20 which the carry forward was originally requested no later than thirty (30)
21 days prior to the time the Agency, Board, Commission or Institution presents
22 its budget request to the Arkansas Legislative Council/Joint Budget
23 Committee; and

24 (4) Thereupon, the Department of Finance and Administration shall include
25 all information obtained in item (3) above in the budget manuals and/or a
26 statement of non-compliance by the Agency, Board, Commission or Institution.

27 The provisions of this section shall be in effect only from July 1,
28 2015 through June 30, 2016.

29
30 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO
32 EXPENDITURE. The proceeds from the sale of feeder cattle by the Department
33 of Correction shall be deposited into the State Treasury as a refund to
34 expenditure to the credit of the appropriation available to the Department of
35 Correction for the "Purchase Cattle/Meat" line item.

36 The provisions of this section shall be in effect only from July 1, ~~2014~~

1 2015 through June 30, ~~2015~~ 2016.

2
3 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF
5 MAINTENANCE AND OPERATION APPROPRIATION AND SALVAGED MATERIALS CONSTRUCTION.
6 The Department of Correction is hereby authorized to utilize Maintenance and
7 General Operation Appropriation in conjunction with surplus and/or
8 salvageable materials for the purpose of implementing construction projects
9 to benefit the Department and its various programs. Before such projects may
10 be undertaken, a Method of Finance must be submitted for prior review and
11 approval by the Arkansas Legislative Council or Joint Budget Committee, and
12 review and approval by the Department of Finance and Administration and the
13 Arkansas Building Authority.

14 Determining the maximum number of employees and the maximum amount of
15 appropriation and general revenue funding for a state agency each fiscal year
16 is the prerogative of the General Assembly. This is usually accomplished by
17 delineating such maximums in the appropriation act(s) for a state agency and
18 the general revenue allocations authorized for each fund and fund account by
19 amendment to the Revenue Stabilization law. Further, the General Assembly
20 has determined that the Department of Correction may operate more efficiently
21 if some flexibility is provided to the Department of Correction authorizing
22 broad powers under this Section. Therefore, it is both necessary and
23 appropriate that the General Assembly maintain oversight by requiring prior
24 approval of the Legislative Council or Joint Budget Committee as provided by
25 this section. The requirement of approval by the Legislative Council or
26 Joint Budget Committee is not a severable part of this section. If the
27 requirement of approval by the Legislative Council or Joint Budget Committee
28 is ruled unconstitutional by a court of competent jurisdiction, this entire
29 section is void.

30 The provisions of this section shall be in effect only from July 1, ~~2014~~
31 2015 through June 30, ~~2015~~ 2016.

32
33 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UTILITY
35 RATE INCREASE TRANSFER. In the event of a ten percent (10%) increase in
36 utility rates and fuel rates, the Department of Correction is authorized to

1 transfer any line item appropriation in this Act to the Maintenance and
2 Operation line item for support of the increase after receiving approval of
3 the Chief Fiscal Officer of the State. Prior to the utilization of the
4 transfer authority, a report shall be made to the Arkansas Legislative
5 Council or Joint Budget Committee including justification for the transfer
6 and the amount of the transfer.

7 Determining the maximum number of employees and the maximum amount of
8 appropriation and general revenue funding for a state agency each fiscal year
9 is the prerogative of the General Assembly. This is usually accomplished by
10 delineating such maximums in the appropriation act(s) for a state agency and
11 the general revenue allocations authorized for each fund and fund account by
12 amendment to the Revenue Stabilization law. Further, the General Assembly
13 has determined that the Department of Correction may operate more efficiently
14 if some flexibility is provided to the Department of Correction authorizing
15 broad powers under this Section. Therefore, it is both necessary and
16 appropriate that the General Assembly maintain oversight by requiring prior
17 approval of the Legislative Council or Joint Budget Committee as provided by
18 this section. The requirement of approval by the Legislative Council or
19 Joint Budget Committee is not a severable part of this section. If the
20 requirement of approval by the Legislative Council or Joint Budget Committee
21 is ruled unconstitutional by a court of competent jurisdiction, this entire
22 section is void.

23 The provisions of this section shall be in effect only from July 1, ~~2014~~
24 2015 through June 30, ~~2015~~ 2016.

25
26 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MENTAL
28 HEALTH SERVICES. In the event the Department determines to enter into a
29 professional contract for mental health services, the Department may, upon
30 approval of the Chief Fiscal Officer of the State and after prior review and
31 approval by the Arkansas Legislative Council or Joint Budget Committee, make
32 appropriate transfers from regular salaries, personal services matching and
33 various maintenance and operation classifications to the professional fees
34 and services classification for payment of the contractual amount.
35 Determining the maximum number of employees and the maximum amount of
36 appropriation and general revenue funding for a state agency each fiscal year

1 is the prerogative of the General Assembly. This is usually accomplished by
2 delineating such maximums in the appropriation act(s) for a state agency and
3 the general revenue allocations authorized for each fund and fund account by
4 amendment to the Revenue Stabilization law. Further, the General Assembly
5 has determined that the Department of Correction may operate more efficiently
6 if some flexibility is provided to the Department of Correction authorizing
7 broad powers under this Section. Therefore, it is both necessary and
8 appropriate that the General Assembly maintain oversight by requiring prior
9 approval of the Legislative Council or Joint Budget Committee as provided by
10 this section. The requirement of approval by the Legislative Council or
11 Joint Budget Committee is not a severable part of this section. If the
12 requirement of approval by the Legislative Council or Joint Budget Committee
13 is ruled unconstitutional by a court of competent jurisdiction, this entire
14 section is void.

15 The provisions of this section shall be in effect only from July 1, ~~2014~~
16 2015 through June 30, ~~2015~~ 2016.

17
18 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
20 REVENUE/CASH FUNDS TRANSFER. The Department of Correction is authorized to
21 transfer funds from various Special Revenue and Cash Funds into the Inmate
22 Care and Custody Fund Account in order to adjust to the budget needs upon
23 prior approval by the Arkansas Legislative Council or Joint Budget Committee
24 and approval of the Board of Corrections and the Chief Fiscal Officer of the
25 State.

26 Determining the maximum number of employees and the maximum amount of
27 appropriation and general revenue funding for a state agency each fiscal year
28 is the prerogative of the General Assembly. This is usually accomplished by
29 delineating such maximums in the appropriation act(s) for a state agency and
30 the general revenue allocations authorized for each fund and fund account by
31 amendment to the Revenue Stabilization law. Further, the General Assembly
32 has determined that the Department of Correction may operate more efficiently
33 if some flexibility is provided to the Department of Correction authorizing
34 broad powers under this Section. Therefore, it is both necessary and
35 appropriate that the General Assembly maintain oversight by requiring prior
36 approval of the Legislative Council or Joint Budget Committee as provided by

1 this section. The requirement of approval by the Legislative Council or
2 Joint Budget Committee is not a severable part of this section. If the
3 requirement of approval by the Legislative Council or Joint Budget Committee
4 is ruled unconstitutional by a court of competent jurisdiction, this entire
5 section is void.

6 The provisions of this section shall be in effect only from July 1, ~~2014~~
7 2015 through June 30, ~~2015~~ 2016.

8
9 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NEW
11 FACILITIES. If it is found that contracting for the operation of new
12 facilities is economically beneficial to the State of Arkansas, the
13 Department of Correction may, after receiving approval of the Chief Fiscal
14 Officer, and seeking prior review and approval by the Arkansas Legislative
15 Council or Joint Budget Committee, transfer from any line item appropriation
16 contained in Section 3 of this Act into the Professional Fees and Services
17 line item contained in Section 3 of this Act to operate new facilities.
18 Determining the maximum number of employees and the maximum amount of
19 appropriation and general revenue funding for a state agency each fiscal year
20 is the prerogative of the General Assembly. This is usually accomplished by
21 delineating such maximums in the appropriation act(s) for a state agency and
22 the general revenue allocations authorized for each fund and fund account by
23 amendment to the Revenue Stabilization law. Further, the General Assembly
24 has determined that the Department of Correction may operate more efficiently
25 if some flexibility is provided to the Department of Correction authorizing
26 broad powers under this Section. Therefore, it is both necessary and
27 appropriate that the General Assembly maintain oversight by requiring prior
28 approval of the Legislative Council or Joint Budget Committee as provided by
29 this section. The requirement of approval by the Legislative Council or
30 Joint Budget Committee is not a severable part of this section. If the
31 requirement of approval by the Legislative Council or Joint Budget Committee
32 is ruled unconstitutional by a court of competent jurisdiction, this entire
33 section is void.

34 The provisions of this section shall be in effect only from July 1, ~~2014~~
35 2015 through June 30, ~~2015~~ 2016.

1 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

10 Determining the maximum number of employees and the maximum amount of
11 appropriation and general revenue funding for a state agency each fiscal year
12 is the prerogative of the General Assembly. This is usually accomplished by
13 delineating such maximums in the appropriation act(s) for a state agency and
14 the general revenue allocations authorized for each fund and fund account by
15 amendment to the Revenue Stabilization law. Further, the General Assembly
16 has determined that the Department of Correction may operate more efficiently
17 if some flexibility is provided to the Department of Correction authorizing
18 broad powers under this Section. Therefore, it is both necessary and
19 appropriate that the General Assembly maintain oversight by requiring prior
20 approval of the Legislative Council or Joint Budget Committee as provided by
21 this section. The requirement of approval by the Legislative Council or
22 Joint Budget Committee is not a severable part of this section. If the
23 requirement of approval by the Legislative Council or Joint Budget Committee
24 is ruled unconstitutional by a court of competent jurisdiction, this entire
25 section is void.

26 The provisions of this section shall be in effect only from July 1, ~~2014~~
27 2015 through June 30, ~~2015~~ 2016.

28
29 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
31 JAIL INVOICE SUMMARY. The Departments of Correction and Community
32 Correction, shall at a minimum and on a fiscal year basis, prepare and post
33 on the applicable agency web site, a monthly summary of county jail
34 reimbursement invoices prepared and forwarded to each county sheriff for
35 verification by the Departments and for payment from the County Jail
36 Reimbursement Fund. In addition, the report shall include a summary of

1 invoices returned by each county for payment for previous months within the
 2 fiscal year, the amounts paid, and any balances owed. Each fiscal year-end
 3 report shall be maintained on the web sites for a period of no less than
 4 three (3) years.

5 The provisions of this section shall be in effect only from July 1,
 6 2015 through June 30, 2016.

7
 8 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MOTOR
 10 VEHICLE PURCHASE PROVISION. The Department of Correction is hereby
 11 authorized to purchase motor vehicles as may be approved for the purpose of
 12 equipping new bed additions at the various institutions from the
 13 appropriations authorized for Capital Outlay in Section 3 of this Act.

14 The provisions of this section shall be in effect only from July 1, ~~2014~~
 15 2015 through June 30, ~~2015~~ 2016.

16
 17 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
 19 OF APPROPRIATION TO THE COUNTY JAIL REIMBURSEMENT FUND. If any savings of
 20 general revenue appropriation and funds accrue during the ~~2014-2015~~ 2015-2016
 21 fiscal year in the operations of the Department of Correction, the Director
 22 of the Department of Correction may request a transfer of appropriation from
 23 any line item appropriation in the Inmate Care and Custody Fund Account to
 24 the County Jail Reimbursement Fund in order to meet obligations to counties
 25 for housing state inmates. Such transfer request shall be made upon the
 26 approval of the Chief Fiscal Officer of the State and prior review and
 27 approval by the Arkansas Legislative Council or Joint Budget Committee.

28 The provisions of this section shall be in effect only from July 1, ~~2014~~
 29 2015 through June 30, ~~2015~~ 2016.

30
 31 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LOCAL
 33 GOVERNMENT INMATE COST REPORT. Each calendar year, the Association of
 34 Arkansas Counties shall compile and submit a report to the Arkansas
 35 Legislative Council, of all costs incurred, excluding construction costs, by
 36 local government units housing inmates sentenced to the Department of

1 Correction and Department of Community Correction. The cost report shall be
2 a representative sample of all counties housing and caring for state inmates.
3 The report shall be submitted no later than July 1 of the calendar year
4 immediately following the reporting year.

5 The Association of Arkansas Counties in coordination with Legislative
6 Audit shall determine which counties will be included in the sample and shall
7 include a sufficient number of counties from each classification based upon
8 population and each congressional district to ensure a fair representation of
9 costs incurred. Guidelines for preparing this cost report shall be developed
10 by the Division of Legislative Audit in coordination with the Association of
11 Arkansas Counties. The Division of Legislative Audit shall test the accuracy
12 of the information submitted during the routine audit of the applicable
13 county.

14 The provisions of this section shall be in effect only from July 1, ~~2014~~
15 2015 through June 30, ~~2015~~ 2016.

16
17 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ESSENTIAL
19 SERVICES STIPEND. The Arkansas Department of Correction (ADC) may award
20 additional compensation to those exempt employees who are members of the
21 emergency response unit. These employees are eligible to receive up to 3% per
22 hour additional compensation for the actual number of hours that an employee
23 spends on an emergency response action.

24 The provisions of this section shall be in effect only from July 1, ~~2014~~
25 2015 through June 30, ~~2015~~ 2016.

26
27 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF
29 MARKETING AND REDISTRIBUTION PROCEEDS FROM SALE OF STATE PROPERTY. The
30 proceeds from the sale of state property through the Marketing and
31 Redistribution Section of the Department of Finance and Administration, may
32 be deposited into the Cash in State Treasury fund in an amount not to exceed
33 \$100,000 there to be used for operating expenses for the Paws in Prison
34 program.

35 The provisions of this section shall be in effect only from July 1, ~~2014~~
36 2015 through June 30, ~~2015~~ 2016.

1
2 SECTION 37. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
3 authorized by this act shall be limited to the appropriation for such agency
4 and funds made available by law for the support of such appropriations; and
5 the restrictions of the State Procurement Law, the General Accounting and
6 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
7 Procedures and Restrictions Act, or their successors, and other fiscal
8 control laws of this State, where applicable, and regulations promulgated by
9 the Department of Finance and Administration, as authorized by law, shall be
10 strictly complied with in disbursement of said funds.
11

12 SECTION 38. LEGISLATIVE INTENT. It is the intent of the General
13 Assembly that any funds disbursed under the authority of the appropriations
14 contained in this act shall be in compliance with the stated reasons for
15 which this act was adopted, as evidenced by the Agency Requests, Executive
16 Recommendations and Legislative Recommendations contained in the budget
17 manuals prepared by the Department of Finance and Administration, letters, or
18 summarized oral testimony in the official minutes of the Arkansas Legislative
19 Council or Joint Budget Committee which relate to its passage and adoption.
20

21 SECTION 39. EMERGENCY CLAUSE. It is found and determined by the
22 General Assembly, that the Constitution of the State of Arkansas prohibits
23 the appropriation of funds for more than a one (1) year period; that the
24 effectiveness of this Act on July 1, 2015 is essential to the operation of
25 the agency for which the appropriations in this Act are provided, and that in
26 the event of an extension of the legislative session, the delay in the
27 effective date of this Act beyond July 1, 2015 could work irreparable harm
28 upon the proper administration and provision of essential governmental
29 programs. Therefore, an emergency is hereby declared to exist and this Act
30 being necessary for the immediate preservation of the public peace, health
31 and safety shall be in full force and effect from and after July 1, 2015.
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