

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

A Bill

HOUSE BILL 1111

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE DEPARTMENT OF
10 CORRECTION FOR THE FISCAL YEAR ENDING JUNE 30, 2017;
11 AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF CORRECTION
15 APPROPRIATION FOR THE 2016-2017 FISCAL
16 YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Department of Correction for the 2016-2017 fiscal year, the following maximum
24 number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
30	(1) U035U	ADC DIRECTOR	1	\$149,017
31	(2) U062U	ADC CHIEF DEPUTY DIRECTOR	1	\$116,637
32	(3) N039N	ADC DEPUTY DIRECTOR	3	GRADE N909
33	(4) N048N	ADC ASSISTANT DIRECTOR	3	GRADE N908
34	(5) T001N	ADC SUPERINTENDENT	7	GRADE N906
35	(6) G014N	ADC COMPLIANCE ATTORNEY	1	GRADE N904
36	(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 COORDINATOR	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 COORDINATOR	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	886	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 SPECIALIST	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	2,388	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	4,752	

25

26 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
 27 of Correction for the 2016-2017 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.

33

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

1 services and operating expenses of the Department of Correction - Inmate Care
 2 & Custody for the fiscal year ending June 30, 2017, the following:

3

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2016-2017</u>
6 (01) REGULAR SALARIES	\$171,217,279
7 (02) EXTRA HELP	100,000
8 (03) PERSONAL SERVICES MATCHING	65,773,449
9 (04) OVERTIME	1,550,000
10 (05) MAINT. & GEN. OPERATION	
11 (A) OPER. EXPENSE	56,980,708
12 (B) CONF. & TRAVEL	155,398
13 (C) PROF. FEES	65,401,253
14 (D) CAP. OUTLAY	1,934,428
15 (E) DATA PROC.	0
16 (06) JAIL CONTRACTS	1,533,000
17 (07) OUT-OF-STATE BEDS	<u>4,427,136</u>
18 TOTAL AMOUNT APPROPRIATED	<u>\$369,072,651</u>

19

20 SECTION 4. APPROPRIATION - INMATE WELFARE PROGRAM. There is hereby
 21 appropriated, to the Department of Correction, to be payable from the cash
 22 fund deposited in the State Treasury as determined by the Chief Fiscal
 23 Officer of the State, for personal services and operating expenses of the
 24 Department of Correction - Inmate Welfare Program for the fiscal year ending
 25 June 30, 2017, the following:

26

27 ITEM	FISCAL YEAR
28 <u>NO.</u>	<u>2016-2017</u>
29 (01) REGULAR SALARIES	\$795,228
30 (02) PERSONAL SERVICES MATCHING	337,144
31 (03) MAINT. & GEN. OPERATION	
32 (A) OPER. EXPENSE	11,778,960
33 (B) CONF. & TRAVEL	0
34 (C) PROF. FEES	0
35 (D) CAP. OUTLAY	500,000
36 (E) DATA PROC.	<u>0</u>

1 TOTAL AMOUNT APPROPRIATED \$13,411,332

2

3 SECTION 5. APPROPRIATION - WORK RELEASE PROGRAM. There is hereby
 4 appropriated, to the Department of Correction, to be payable from the cash
 5 fund deposited in the State Treasury as determined by the Chief Fiscal
 6 Officer of the State, for operating expenses and debt service of the
 7 Department of Correction - Work Release Program for the fiscal year ending
 8 June 30, 2017, the following:

9

10 ITEM	FISCAL YEAR
11 <u>NO.</u>	<u>2016-2017</u>
12 (01) MAINT. & GEN. OPERATION	
13 (A) OPER. EXPENSE	\$5,091,770
14 (B) CONF. & TRAVEL	104,150
15 (C) PROF. FEES	500,000
16 (D) CAP. OUTLAY	1,543,000
17 (E) DATA PROC.	0
18 (02) DEBT SERVICE	<u>0</u>
19 TOTAL AMOUNT APPROPRIATED	<u>\$7,238,920</u>

20

21 SECTION 6. APPROPRIATION - PRISON INDUSTRY PROGRAM. There is hereby
 22 appropriated, to the Department of Correction, to be payable from the
 23 Department of Correction Prison Industry Fund, for personal services and
 24 operating expenses of the Department of Correction - Prison Industry Program
 25 for the fiscal year ending June 30, 2017, the following:

26

27 ITEM	FISCAL YEAR
28 <u>NO.</u>	<u>2016-2017</u>
29 (01) REGULAR SALARIES	\$2,151,641
30 (02) EXTRA HELP	10,000
31 (03) PERSONAL SERVICES MATCHING	835,739
32 (04) OVERTIME	8,000
33 (05) MAINT. & GEN. OPERATION	
34 (A) OPER. EXPENSE	8,220,213
35 (B) CONF. & TRAVEL	41,280
36 (C) PROF. FEES	0

1	(D) CAP. OUTLAY	305,000
2	(E) DATA PROC.	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$11,571,873</u>

4

5 SECTION 7. APPROPRIATION - FARM OPERATIONS PROGRAM. There is hereby
 6 appropriated, to the Department of Correction, to be payable from the
 7 Department of Correction Farm Fund, for personal services and operating
 8 expenses of the Department of Correction - Farm Operations Program for the
 9 fiscal year ending June 30, 2017, the following:

11	ITEM	FISCAL YEAR
12	<u>NO.</u>	<u>2016-2017</u>
13	(01) REGULAR SALARIES	\$2,597,733
14	(02) EXTRA HELP	10,000
15	(03) PERSONAL SERVICES MATCHING	963,889
16	(04) MAINT. & GEN. OPERATION	
17	(A) OPER. EXPENSE	14,500,209
18	(B) CONF. & TRAVEL	53,010
19	(C) PROF. FEES	128,354
20	(D) CAP. OUTLAY	1,336,000
21	(E) DATA PROC.	0
22	(05) PURCHASE CATTLE/MEAT	<u>650,000</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$20,239,195</u>

24

25 SECTION 8. APPROPRIATION - NON-TAX REVENUE RECEIPTS. There is hereby
 26 appropriated, to the Department of Correction, to be payable from the cash
 27 fund deposited in the State Treasury as determined by the Chief Fiscal
 28 Officer of the State, for operating expenses of the Department of Correction
 29 - Non-Tax Revenue Receipts for the fiscal year ending June 30, 2017, the
 30 following:

32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2016-2017</u>
34	(01) MAINT. & GEN. OPERATION	
35	(A) OPER. EXPENSE	\$1,480,500
36	(B) CONF. & TRAVEL	0

1	(C) PROF. FEES	200,000
2	(D) CAP. OUTLAY	300,000
3	(E) DATA PROC.	0
4	(02) CONSTRUCTION	<u>1,992,000</u>
5	TOTAL AMOUNT APPROPRIATED	<u><u>\$3,972,500</u></u>

6

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

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

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

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

11 year ending June 30, 2017, the following:

12		
13	ITEM	FISCAL YEAR
14	<u>NO.</u>	<u>2016-2017</u>
15	(01) REIMBURSEMENTS TO COUNTIES HOUSING	
16	STATE INMATES	<u>\$19,661,227</u>

17

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

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

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

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

22 ending June 30, 2017, the following:

23		
24	ITEM	FISCAL YEAR
25	<u>NO.</u>	<u>2016-2017</u>
26	(01) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	\$25,000
28	(B) CONF. & TRAVEL	0
29	(C) PROF. FEES	0
30	(D) CAP. OUTLAY	0
31	(E) DATA PROC.	<u>0</u>
32	TOTAL AMOUNT APPROPRIATED	<u><u>\$25,000</u></u>

33

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

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

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

1 Officer of the State, for operations of the Department of Correction - Fire
 2 Station - Protection for the fiscal year ending June 30, 2017, the following:

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2016-2017</u>
6 (01) MAINT. & GEN. OPERATION	
7 (A) OPER. EXPENSE	\$25,000
8 (B) CONF. & TRAVEL	0
9 (C) PROF. FEES	0
10 (D) CAP. OUTLAY	0
11 (E) DATA PROC.	<u>0</u>
12 TOTAL AMOUNT APPROPRIATED	<u><u>\$25,000</u></u>

13
 14 SECTION 12. APPROPRIATION - PAWS IN PRISON. There is hereby
 15 appropriated, to the Department of Correction, to be payable from the cash
 16 fund deposited in the State Treasury as determined by the Chief Fiscal
 17 Officer of the State, for operating expenses of the Department of Correction
 18 - Paws in Prison for the fiscal year ending June 30, 2017, the following:

20 ITEM	FISCAL YEAR
21 <u>NO.</u>	<u>2016-2017</u>
22 (01) PAWS IN PRISON	<u><u>\$150,000</u></u>

23
 24 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REGULAR
 26 SALARIES - CONTINGENT POSITIONS. There is hereby established for the
 27 Department of Correction - Contingent Positions for the ~~2015-2016~~2016-2017
 28 fiscal year, the following maximum number of regular employees.

29
 30 CONTINGENT POSITIONS - MEDICAL SERVICES

		MAXIMUM ANNUAL	
		MAXIMUM	SALARY RATE
33 ITEM	CLASS	NO. OF	FISCAL YEAR
34 <u>NO.</u>	<u>CODE</u>	<u>TITLE</u>	<u>EMPLOYEES</u>
		<u>2015-2016</u> <u>2016-2017</u>	
35 (01)		CHIEF OF MEDICAL SERVICES	1
			\$225,000
36 (02)		CHIEF OF DENTAL SERVICES	1
			175,000

1	(03)	PHYSICIANS SPECIALIST	15	170,000
2	(04)	CHIEF OF PHARMACY	1	125,000
3	(05)	CHIEF OF NURSING SERVICES	1	90,000
4	(06)	UNIT/FACILITY MEDICAL MGR	15	90,000
5	(07)	RNP/PA	13	85,000
6	(08)	DIR OF MEDICAL RECORDS	1	75,000
7	PATIENT CARE -			
8	(09) L011N	DENTIST	15	GRADE N916
9	(10) L016N	REGISTERED PHARMACIST	3	GRADE N911
10	(11) L019C	REGISTERED NURSE COORD	13	GRADE C123
11	(12) L027C	REGISTERED NURSE SUPV	45	GRADE C122
12	(13) L064C	RADIOLOGY TECHNICIAN	8	GRADE C114
13	(14) L069C	LICENSED PRACTICAL NURSE	180	GRADE C113
14	(15) B111C	LABORATORY TECHNICIAN	3	GRADE C110
15	PATIENT CARE - CLASSIFIED POSITIONS			
16	(16) L071C	DENTAL HYGIENIST	8	GRADE C113
17	(17) C056C	ADMINISTRATIVE SPEC III	11	GRADE C112
18	(18) C053C	MEDICAL RECORDS TECH	26	GRADE C112
19	(19) C073C	ADMINISTRATIVE SPEC II	9	GRADE C109
20	(20) L081C	DENTAL ASSISTANT	14	GRADE C109
21	CLASSIFIED - NON-PATIENT CARE			
22	(21)	CHIEF PSYCHIATRIC SERV.	1	\$400,000
23	(22)	VP OPERATIONS	1	\$200,000
24	(23)	REGIONAL MANAGER	3	\$120,000
25	(24)	PSYCHIATRIC SPECIALIST	6	GRADE N919
26	(25)	FISCAL DIVISION MANAGER	1	GRADE C127
27	(26)	INFO SYSTEMS COORDINATOR	1	GRADE C124
28	(27)	POLICY DEVELOP. COORDINATOR	1	GRADE C117
29	(28)	ACCOUNTANT I	1	GRADE C116
30	(29)	BUYER	2	GRADE C116
31	(30)	COMPUTER SUPPORT TECH	1	GRADE C115
32	(31)	INSTITUTIONAL HR COORDINATOR	1	GRADE C115
33	(32)	HR SPECIALIST	1	GRADE C113
34	(33)	FISCAL SUPPORT SPECIALIST	1	GRADE C112
35	(34)	NURSING ASSISTANT	53	GRADE C110
36	(35)	ACCOUNTING TECH	4	GRADE C109

1 (36) PURCHASING ASSISTANT 1 GRADE C106
 2 GRAND TOTAL CONTINGENT EMPLOYEES 462

3 If the agency requests continuation of a "Growth Pool" position(s) as
 4 established herein during the next fiscal year, the position(s) must be
 5 requested as a new position(s) in the agency's budget request.
 6 The provisions of this section shall be in effect only from July 1, ~~2015~~ 2016
 7 through June 30, ~~2016~~ 2017.

8
 9 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 11 MEDICAL/MENTAL HEALTH SERVICES - CONTINGENCY POSITIONS. If it has been
 12 determined by the Board of Corrections that the Department cannot continue a
 13 medical contract with a private provider and the Board deems it necessary to
 14 utilize Department staff to provide the required services, the Department is
 15 allowed, upon notification of the Chief Fiscal Officer of the State and after
 16 seeking prior review by the Arkansas Legislative Council or Joint Budget
 17 Committee, to utilize the contingent positions for medical services contained
 18 in this Act and make the appropriate transfers from the Professional Fees and
 19 Services line item contained in Section 3 of this Act to Regular Salaries,
 20 Personal Services Matching and various Maintenance and General Operations
 21 classifications. Further, the Department may utilize the service(s) of a
 22 state-based or national-based Professional Recruitment Service, or network,
 23 as may be necessary to recruit, fill, or maintain the occupancy of the
 24 positions stated herein.

25 The provisions of this section shall be in effect only from July 1, ~~2015~~
 26 2016 through June 30, ~~2016~~ 2017.

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

36 The provisions of this section shall be in effect only from July 1, ~~2015~~

1 2016 through June 30, ~~2016~~ 2017.

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

14 The provisions of this section shall be in effect only from July 1, ~~2015~~
15 2016 through June 30, ~~2016~~ 2017.

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

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

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

8 The provisions of this section shall be in effect only from July 1, ~~2015~~
9 2016 through June 30, ~~2016~~ 2017.

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

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

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

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

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

25 The provisions of this section shall be in effect only from July 1, ~~2015~~
26 2016 through June 30, ~~2016~~ 2017.

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

1 sufficient revenues are available to make such payments to employees who have
 2 served in the following classifications, with the exception that those
 3 employees wishing to accrue banked hours be allowed the option to bank unused
 4 holiday hours in the employee's holiday account, not to exceed one-hundred
 5 fifty (150) hours:

6
 7 Class

8	<u>Code</u>	<u>Title</u>	<u>Grade</u>
9	T033C	ADC/DCC MAJOR	GRADE C120
10	T048C	ADC/DCC CAPTAIN	GRADE C118
11	T054C	ADC/DCC LIEUTENANT	GRADE C117
12	T065C	ADC/DCC CORRECTIONAL SERGEANT	GRADE C115
13	S044C	FOOD PREPARATION MANAGER	GRADE C114
14	T075C	ADC/DCC CORPORAL	GRADE C113
15	T083C	ADC/DCC CORRECTIONAL OFFICER I	GRADE C112
16	S056C	FOOD PREPARATION SUPERVISOR	GRADE C111

17 The provisions of this section shall be in effect only from July 1, ~~2015~~
 18 2016 through June 30, ~~2016~~ 2017.

19
 20 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EMPLOYEE
 22 COMPENSATION REPORT. The Department of Finance and Administration Office of
 23 Budget shall prepare and submit to the Arkansas Legislative Council or Joint
 24 Budget Committee a report reflecting the amount of appropriation and funding
 25 necessary for the Department of Correction to sufficiently budget for the
 26 expenditure of payments to employees for all Holiday Liability, Straight Time
 27 Liability, Overtime, and Hazardous Duty Compensation incurred, including the
 28 current balances of said liabilities. This report shall be included in the
 29 summary budget information manual submitted during the biennial budget
 30 process.

31 The provisions of this section shall be in effect only from July 1, ~~2015~~
 32 2016 through June 30, ~~2016~~ 2017.

33
 34 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADC SEX
 36 OFFENDER ASSESSMENT. The Arkansas Department of Correction is authorized to

1 enter into a cooperative agreement with a qualified state treatment and
2 assessment agency to conduct assessments of juvenile sex or child offenders
3 as required by provisions of ACA 12-12-901 et. seq. and pay for services upon
4 receipt of invoice.

5 The provisions of this section shall be in effect only from July 1, ~~2015~~
6 2016 through June 30, ~~2016~~ 2017.

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

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

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

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

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

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

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

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

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

1 (7) Include the state matching requirements associated with federal grant
2 expenditures. Documentation shall be maintained sufficient to identify such
3 costs by grant.

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

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

9 (A) ADC expenses incurred through fund transfers;

10 (B) Retirement costs;

11 (C) Audit costs;

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

14 (E) Inmate educational and rehabilitation costs;

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

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

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

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

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

29 The provisions of this section shall be in effect only from July 1, ~~2015~~
30 2016 through June 30, ~~2016~~ 2017.

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

1 the end of a fiscal year shall remain in the County Jail Reimbursement Fund
2 and made available to fund appropriations authorized by law payable from the
3 County Jail Reimbursement Fund for the following fiscal year.

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

6 (1) Prior to June 30, ~~2016~~ 2017 the Agency shall by written statement set
7 forth its reason(s) for the need to carry forward said funding to the
8 Department of Finance and Administration Office of Budget;

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

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

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

28 The provisions of this section shall be in effect only from July 1, ~~2015~~
29 2016 through June 30, ~~2016~~ 2017.

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

1 The provisions of this section shall be in effect only from July 1, ~~2015~~
2 2016 through June 30, ~~2016~~ 2017.

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

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

32 The provisions of this section shall be in effect only from July 1, ~~2015~~
33 2016 through June 30, ~~2016~~ 2017.

34
35 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UTILITY

1 RATE INCREASE TRANSFER. In the event of a ten percent (10%) increase in
2 utility rates and fuel rates, the Department of Correction is authorized to
3 transfer any line item appropriation in this Act to the Maintenance and
4 Operation line item for support of the increase after receiving approval of
5 the Chief Fiscal Officer of the State. Prior to the utilization of the
6 transfer authority, a report shall be made to the Arkansas Legislative
7 Council or Joint Budget Committee including justification for the transfer
8 and the amount of the transfer.

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

25 The provisions of this section shall be in effect only from July 1, ~~2015~~
26 2016 through June 30, ~~2016~~ 2017.

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

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

17 The provisions of this section shall be in effect only from July 1, ~~2015~~
18 2016 through June 30, ~~2016~~ 2017.

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

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

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

8 The provisions of this section shall be in effect only from July 1, ~~2015~~
9 2016 through June 30, ~~2016~~ 2017.

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

36 The provisions of this section shall be in effect only from July 1, ~~2015~~

1 2016 through June 30, ~~2016~~ 2017.

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

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

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

28 The provisions of this section shall be in effect only from July 1, ~~2015~~
29 2016 through June 30, ~~2016~~ 2017.

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

1 verification by the Departments and for payment from the County Jail
2 Reimbursement Fund. In addition, the report shall include a summary of
3 invoices returned by each county for payment for previous months within the
4 fiscal year, the amounts paid, and any balances owed. Each fiscal year-end
5 report shall be maintained on the web sites for a period of no less than
6 three (3) years.

7 The provisions of this section shall be in effect only from July 1, ~~2015~~
8 2016 through June 30, ~~2016~~ 2017.

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

16 The provisions of this section shall be in effect only from July 1, ~~2015~~
17 2016 through June 30, ~~2016~~ 2017.

18
19 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
21 OF APPROPRIATION TO THE COUNTY JAIL REIMBURSEMENT FUND. If any savings of
22 general revenue appropriation and funds accrue during the ~~2015-2016~~2016-2017
23 fiscal year in the operations of the Department of Correction, the Director
24 of the Department of Correction may request a transfer of appropriation from
25 any line item appropriation in the Inmate Care and Custody Fund Account to
26 the County Jail Reimbursement Fund in order to meet obligations to counties
27 for housing state inmates. Such transfer request shall be made upon the
28 approval of the Chief Fiscal Officer of the State and prior review and
29 approval by the Arkansas Legislative Council or Joint Budget Committee.

30 The provisions of this section shall be in effect only from July 1, ~~2015~~
31 2016 through June 30, ~~2016~~ 2017.

32
33 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LOCAL
35 GOVERNMENT INMATE COST REPORT. Each calendar year, the Association of
36 Arkansas Counties shall compile and submit a report to the Arkansas

1 Legislative Council, of all costs incurred, excluding construction costs, by
2 local government units housing inmates sentenced to the Department of
3 Correction and Department of Community Correction. The cost report shall be
4 a representative sample of all counties housing and caring for state inmates.
5 The report shall be submitted no later than July 1 of the calendar year
6 immediately following the reporting year.

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

16 The provisions of this section shall be in effect only from July 1, ~~2015~~
17 2016 through June 30, ~~2016~~ 2017.

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

26 The provisions of this section shall be in effect only from July 1, ~~2015~~
27 2016 through June 30, ~~2016~~ 2017.

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

36 The provisions of this section shall be in effect only from July 1, ~~2015~~

1 2016 through June 30, ~~2016~~ 2017.

2
3 SECTION 37. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
4 authorized by this act shall be limited to the appropriation for such agency
5 and funds made available by law for the support of such appropriations; and
6 the restrictions of the State Procurement Law, the General Accounting and
7 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
8 Procedures and Restrictions Act, or their successors, and other fiscal
9 control laws of this State, where applicable, and regulations promulgated by
10 the Department of Finance and Administration, as authorized by law, shall be
11 strictly complied with in disbursement of said funds.
12

13 SECTION 38. LEGISLATIVE INTENT. It is the intent of the General
14 Assembly that any funds disbursed under the authority of the appropriations
15 contained in this act shall be in compliance with the stated reasons for
16 which this act was adopted, as evidenced by the Agency Requests, Executive
17 Recommendations and Legislative Recommendations contained in the budget
18 manuals prepared by the Department of Finance and Administration, letters, or
19 summarized oral testimony in the official minutes of the Arkansas Legislative
20 Council or Joint Budget Committee which relate to its passage and adoption.
21

22 SECTION 39. EMERGENCY CLAUSE. It is found and determined by the
23 General Assembly, that the Constitution of the State of Arkansas prohibits
24 the appropriation of funds for more than a one (1) year period; that the
25 effectiveness of this Act on July 1, 2016 is essential to the operation of
26 the agency for which the appropriations in this Act are provided, and that in
27 the event of an extension of the legislative session, the delay in the
28 effective date of this Act beyond July 1, 2016 could work irreparable harm
29 upon the proper administration and provision of essential governmental
30 programs. Therefore, an emergency is hereby declared to exist and this Act
31 being necessary for the immediate preservation of the public peace, health
32 and safety shall be in full force and effect from and after July 1, 2016.
33
34
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36