

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 1194

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, 2018;
11 AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF CORRECTION
15 APPROPRIATION FOR THE 2017-2018 FISCAL
16 YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES. There is hereby established for the
23 Department of Correction for the 2017-2018 fiscal year, the following maximum
24 number of regular employees.
25

26				Maximum Annual
27				Salary Rate
28	Item	Class	Maximum	Fiscal Year
29	No.	Code	No. of	2017-2018
	No.	Code	Employees	
30	(1)	U035U	ADC DIRECTOR	1 \$150,508
31	(2)	U062U	ADC CHIEF DEPUTY DIRECTOR	1 \$117,804
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)	L001C	PSYCHOLOGIST SUPERVISOR	3	GRADE C129
7	(14)	L097C	ADC PSYCHOLOGIST	12	GRADE C128
8	(15)	D007C	INFORMATION SYSTEMS MANAGER	2	GRADE C128
9	(16)	T006C	ADC HEAD FARM MANAGER II	4	GRADE C127
10	(17)	T005C	ADC/DCC CORRECTIONAL WARDEN	10	GRADE C127
11	(18)	G025C	ATTORNEY SUPERVISOR	2	GRADE C127
12	(19)	L003C	PSYCHOLOGIST	1	GRADE C127
13	(20)	A021C	AGENCY CONTROLLER I	1	GRADE C126
14	(21)	G047C	ATTORNEY SPECIALIST	2	GRADE C126
15	(22)	R006C	HUMAN RESOURCES ADMINISTRATOR	1	GRADE C126
16	(23)	D017C	INFORMATION SYSTEMS SECURITY SPEC	1	GRADE C126
17	(24)	S094C	ADC CONSTRUCTION/MAINTENANCE COORD	3	GRADE C124
18	(25)	T015C	ADC/DCC DEPUTY WARDEN	24	GRADE C124
19	(26)	D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE C124
20	(27)	R013C	AGENCY HUMAN RESOURCES MANAGER	1	GRADE C123
21	(28)	A038C	FISCAL SUPPORT MANAGER	2	GRADE C123
22	(29)	D038C	SENIOR SOFTWARE SUPPORT ANALYST	2	GRADE C123
23	(30)	T021C	ADC HEAD FARM MANAGER I	3	GRADE C122
24	(31)	G099C	DHS PROGRAM ADMINISTRATOR	1	GRADE C122
25	(32)	D046C	STATE PRODUCTION CONTROL SUPERVISOR	1	GRADE C122
26	(33)	B040C	ADC AGRICULTURE PRODUCTION SUPERVISOR	2	GRADE C121
27	(34)	G222C	ADC/DCC INTERNAL AFFAIRS ADMIN	1	GRADE C121
28	(35)	A050C	AGENCY FISCAL MANAGER	1	GRADE C121
29	(36)	B042C	ENGINEER	1	GRADE C121
30	(37)	M009C	LICENSED CERTIFIED SOCIAL WORKER	19	GRADE C121
31	(38)	L033C	PSYCHOLOGICAL EXAMINER	5	GRADE C121
32	(39)	D052C	SOFTWARE SUPPORT ANALYST	6	GRADE C121
33	(40)	L041C	ADC ASST MEDICAL PROGRAM MANAGER	1	GRADE C120
34	(41)	G142C	ADC CLASSIFICATION ADMINISTRATOR	1	GRADE C120
35	(42)	G141C	ADC INDUSTRY ASSISTANT ADMR	3	GRADE C120
36	(43)	T033C	ADC/DCC MAJOR	28	GRADE C120

1	(44)	T104C	ADC/DCC TRAINING ACADEMY SUPERVISOR	1	GRADE C120
2	(45)	M088C	LICENSED MASTER SOCIAL WORKER	7	GRADE C120
3	(46)	L038C	REGISTERED NURSE	1	GRADE C120
4	(47)	G121C	REHAB PROGRAM MANAGER	9	GRADE C120
5	(48)	T040C	ADC ASSISTANT HEAD FARM MANAGER	5	GRADE C119
6	(49)	S011C	ADC COMMODITY & FOOD SVC ADMR	1	GRADE C119
7	(50)	S095C	ADC CONSTRUCTION PROJECT SPECIALIST	9	GRADE C119
8	(51)	S096C	ADC CONSTRUCTION PROJECT SUPERVISOR	15	GRADE C119
9	(52)	S010C	ADC INDUSTRY PROGRAM MANAGER	8	GRADE C119
10	(53)	T039C	ADC INMATE TRANSPORTATION COORD	1	GRADE C119
11	(54)	R021C	BUDGET ANALYST	1	GRADE C119
12	(55)	G159C	DEPARTMENT BUSINESS COORDINATOR	1	GRADE C119
13	(56)	A066C	INTERNAL AUDITOR	3	GRADE C119
14	(57)	M020C	LICENSED PROFESSIONAL COUNSELOR	74	GRADE C119
15	(58)	V007C	PROCUREMENT COORDINATOR	2	GRADE C119
16	(59)	A060C	SENIOR AUDITOR	1	GRADE C119
17	(60)	T034C	WORK RELEASE CENTER SUPERVISOR	4	GRADE C119
18	(61)	T048C	ADC/DCC CAPTAIN	53	GRADE C118
19	(62)	M031C	ADMINISTRATOR OF CHAPLAINCY SVCS	1	GRADE C118
20	(63)	R024C	ASSISTANT PERSONNEL MANAGER	2	GRADE C118
21	(64)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE C118
22	(65)	A074C	FISCAL SUPPORT SUPERVISOR	5	GRADE C118
23	(66)	T103C	LAW ENFORCEMENT TRAINING INSTRUCTOR	7	GRADE C118
24	(67)	M026C	LICENSED SOCIAL WORKER	1	GRADE C118
25	(68)	M023C	SUBSTANCE ABUSE PROGRAM COORD	4	GRADE C118
26	(69)	T041C	WORK RELEASE PROGRAM SUPERVISOR	4	GRADE C118
27	(70)	X133C	ADC/DCC INTERNAL AFFAIRS INVESTIGATOR	9	GRADE C117
28	(71)	T054C	ADC/DCC LIEUTENANT	158	GRADE C117
29	(72)	T053C	AGRICULTURE UNIT SUPERVISOR II	31	GRADE C117
30	(73)	M044C	ASSOCIATE PROFESSIONAL COUNSELOR	14	GRADE C117
31	(74)	A081C	AUDITOR	1	GRADE C117
32	(75)	D071C	COMPUTER SUPPORT ANALYST	4	GRADE C117
33	(76)	S019C	DIRECTOR MAINTENANCE	10	GRADE C117
34	(77)	G178C	POLICY DEVELOPMENT COORDINATOR	1	GRADE C117
35	(78)	L052C	REHAB FACILITY SUPERVISOR	6	GRADE C117
36	(79)	E041C	SENIOR LIBRARIAN	1	GRADE C117

1	(80)	S016C	SKILLED TRADES FOREMAN	1	GRADE C117
2	(81)	S027C	ADC INDUSTRIAL SUPERVISOR II	23	GRADE C116
3	(82)	S026C	ADC/DCC ASST MAINTENANCE SUPERVISOR	14	GRADE C116
4	(83)	T059C	ADC/DCC FOOD PREPARATION MANAGER	21	GRADE C116
5	(84)	C024C	ADC/DCC RECORDS SUPERVISOR	26	GRADE C116
6	(85)	T058C	AGRICULTURE UNIT SUPERVISOR I	3	GRADE C116
7	(86)	C022C	BUSINESS OPERATIONS SPECIALIST	18	GRADE C116
8	(87)	V014C	BUYER	2	GRADE C116
9	(88)	G200C	CLASSIFICATION & ASSIGNMENT OFFICER	20	GRADE C116
10	(89)	X128C	CORRECTIONAL UNIT ACCREDITATION SPEC	14	GRADE C116
11	(90)	X127C	DISCIPLINARY HEARING OFFICER	7	GRADE C116
12	(91)	L058C	DISEASE INTERVENTION SPECIALIST	4	GRADE C116
13	(92)	E048C	EDUCATION & INSTRUCTION SPECIALIST	1	GRADE C116
14	(93)	R030C	EEO/GRIEVANCE OFFICER	1	GRADE C116
15	(94)	R029C	HUMAN RESOURCES RECRUITER	1	GRADE C116
16	(95)	M049C	SENIOR CHAPLAIN	6	GRADE C116
17	(96)	S022C	SKILLED TRADES SUPERVISOR	1	GRADE C116
18	(97)	M048C	SUBSTANCE ABUSE PROGRAM LEADER	38	GRADE C116
19	(98)	E046C	TRAINING INSTRUCTOR	1	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	14	GRADE C115
24	(103)	M057C	CHAPLAIN	17	GRADE C115
25	(104)	D079C	COMPUTER SUPPORT TECHNICIAN	16	GRADE C115
26	(105)	A091C	FISCAL SUPPORT ANALYST	12	GRADE C115
27	(106)	R032C	HUMAN RESOURCES PROG REPRESENTATIVE	1	GRADE C115
28	(107)	R031C	INSTITUTION HUMAN RESOURCES COORD	16	GRADE C115
29	(108)	A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115
30	(109)	V015C	PURCHASING SPECIALIST	6	GRADE C115
31	(110)	C026C	RECORDS/INTAKE SUPERVISOR	1	GRADE C115
32	(111)	T061C	SENIOR INTELLIGENCE ANALYST	1	GRADE C115
33	(112)	S043C	ADC INDUSTRIAL SUPERVISOR I	7	GRADE C114
34	(113)	G216C	ADC INMATE GRIEVANCE COORDINATOR	22	GRADE C114
35	(114)	P044C	ADC SALES REPRESENTATIVE	3	GRADE C114
36	(115)	T071C	ADC UNIT TRAINING SUPERVISOR	17	GRADE C114

1	(116)	T070C	ADC/DCC FOOD PREPARATION SUPERVISOR	86	GRADE C114
2	(117)	G215C	CAREER PLANNING & PLACEMENT SPEC	1	GRADE C114
3	(118)	M065C	RECREATIONAL ACTIVITY SUPERVISOR	20	GRADE C114
4	(119)	X151C	SAFETY SUPERVISOR	1	GRADE C114
5	(120)	T077C	ADC MAILROOM SERVICES COORDINATOR	15	GRADE C113
6	(121)	T076C	ADC/DCC ADMIN REVIEW OFFICER	6	GRADE C113
7	(122)	T075C	ADC/DCC CORPORAL	2,387	GRADE C113
8	(123)	R036C	HUMAN RESOURCES SPECIALIST	5	GRADE C113
9	(124)	V020C	INVENTORY CONTROL MANAGER	3	GRADE C113
10	(125)	C046C	LEGAL SUPPORT SPECIALIST	2	GRADE C113
11	(126)	S046C	MAINTENANCE TECHNICIAN	26	GRADE C113
12	(127)	P045C	PUBLIC INFORMATION TECHNICIAN	1	GRADE C113
13	(128)	T083C	ADC/DCC CORRECTIONAL OFFICER I	2	GRADE C112
14	(129)	C056C	ADMINISTRATIVE SPECIALIST III	35	GRADE C112
15	(130)	R037C	BENEFITS TECHNICIAN	1	GRADE C112
16	(131)	T081C	COMMISSARY MANAGER	29	GRADE C112
17	(132)	A098C	FISCAL SUPPORT SPECIALIST	32	GRADE C112
18	(133)	S051C	INSTRUMENTATION TECHNICIAN	1	GRADE C112
19	(134)	A097C	PAYROLL TECHNICIAN	2	GRADE C112
20	(135)	V024C	ADC PROPERTY OFFICER	2	GRADE C111
21	(136)	R038C	HUMAN RESOURCES ASSISTANT	21	GRADE C110
22	(137)	C073C	ADMINISTRATIVE SPECIALIST II	78	GRADE C109
23	(138)	C087C	ADMINISTRATIVE SPECIALIST I	100	GRADE C106
24	(139)	V030C	SHIPPING & RECEIVING CLERK	<u>1</u>	GRADE C105
25			MAX. NO. OF EMPLOYEES	4,729	

26

27 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department
 28 of Correction for the 2017-2018 fiscal year, the following maximum number of
 29 part-time or temporary employees, to be known as "Extra Help", payable from
 30 funds appropriated herein for such purposes: one hundred seventy (170)
 31 temporary or part-time employees, when needed, at rates of pay not to exceed
 32 those provided in the Uniform Classification and Compensation Act, or its
 33 successor, or this act for the appropriate classification.

34

35 SECTION 3. APPROPRIATION - INMATE CARE & CUSTODY. There is hereby
 36 appropriated, to the Department of Correction, to be payable from the

1 Department of Correction Inmate Care and Custody Fund Account, for personal
 2 services and operating expenses of the Department of Correction - Inmate Care
 3 & Custody for the fiscal year ending June 30, 2018, the following:

4

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2017-2018</u>
7 (01) REGULAR SALARIES	\$161,466,435
8 (02) EXTRA HELP	100,000
9 (03) PERSONAL SERVICES MATCHING	62,486,562
10 (04) OVERTIME	1,550,000
11 (05) MAINT. & GEN. OPERATION	
12 (A) OPER. EXPENSE	57,175,542
13 (B) CONF. & TRAVEL	155,398
14 (C) PROF. FEES	69,028,375
15 (D) CAP. OUTLAY	1,759,347
16 (E) DATA PROC.	0
17 (06) JAIL CONTRACTS	1,533,000
18 (07) OUT-OF-STATE BEDS	<u>4,427,136</u>
19 TOTAL AMOUNT APPROPRIATED	<u>\$359,681,795</u>

20

21 SECTION 4. APPROPRIATION - INMATE WELFARE PROGRAM. There is hereby
 22 appropriated, to the Department of Correction, to be payable from the cash
 23 fund deposited in the State Treasury as determined by the Chief Fiscal
 24 Officer of the State, for personal services and operating expenses of the
 25 Department of Correction - Inmate Welfare Program for the fiscal year ending
 26 June 30, 2018, the following:

27

28 ITEM	FISCAL YEAR
29 <u>NO.</u>	<u>2017-2018</u>
30 (01) REGULAR SALARIES	\$809,927
31 (02) PERSONAL SERVICES MATCHING	341,918
32 (03) MAINT. & GEN. OPERATION	
33 (A) OPER. EXPENSE	12,778,960
34 (B) CONF. & TRAVEL	0
35 (C) PROF. FEES	0
36 (D) CAP. OUTLAY	500,000

1	(E) DATA PROC.	<u>0</u>
2	TOTAL AMOUNT APPROPRIATED	<u><u>\$14,430,805</u></u>

3

4 SECTION 5. APPROPRIATION - WORK RELEASE PROGRAM. There is hereby

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

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

7 Officer of the State, for operating expenses and debt service of the

8 Department of Correction - Work Release Program for the fiscal year ending

9 June 30, 2018, the following:

10	ITEM	FISCAL YEAR
11	NO.	2017-2018
12	(01) MAINT. & GEN. OPERATION	
13	(A) OPER. EXPENSE	\$5,311,670
14	(B) CONF. & TRAVEL	104,150
15	(C) PROF. FEES	1,000,000
16	(D) CAP. OUTLAY	1,630,342
17	(E) DATA PROC.	0
18	(02) DEBT SERVICE	<u>0</u>
19	TOTAL AMOUNT APPROPRIATED	<u><u>\$8,046,162</u></u>

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21

22 SECTION 6. APPROPRIATION - PRISON INDUSTRY PROGRAM. There is hereby

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

24 Department of Correction Prison Industry Fund, for personal services and

25 operating expenses of the Department of Correction - Prison Industry Program

26 for the fiscal year ending June 30, 2018, the following:

27	ITEM	FISCAL YEAR
28	NO.	2017-2018
29	(01) REGULAR SALARIES	\$2,023,019
30	(02) EXTRA HELP	10,000
31	(03) PERSONAL SERVICES MATCHING	784,133
32	(04) OVERTIME	8,000
33	(05) MAINT. & GEN. OPERATION	
34	(A) OPER. EXPENSE	7,005,213
35	(B) CONF. & TRAVEL	41,280

1	(C) PROF. FEES	0
2	(D) CAP. OUTLAY	126,895
3	(E) DATA PROC.	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u><u>\$9,998,540</u></u>

5
 6 SECTION 7. APPROPRIATION - FARM OPERATIONS PROGRAM. There is hereby
 7 appropriated, to the Department of Correction, to be payable from the
 8 Department of Correction Farm Fund, for personal services and operating
 9 expenses of the Department of Correction - Farm Operations Program for the
 10 fiscal year ending June 30, 2018, the following:

11	ITEM	FISCAL YEAR
12	NO.	2017-2018
13	(01) REGULAR SALARIES	\$2,591,807
14	(02) EXTRA HELP	10,000
15	(03) PERSONAL SERVICES MATCHING	944,882
16	(04) MAINT. & GEN. OPERATION	
17	(A) OPER. EXPENSE	14,495,257
18	(B) CONF. & TRAVEL	53,010
19	(C) PROF. FEES	128,354
20	(D) CAP. OUTLAY	610,000
21	(E) DATA PROC.	0
22	(05) PURCHASE CATTLE/MEAT	<u>650,000</u>
23	TOTAL AMOUNT APPROPRIATED	<u><u>\$19,483,310</u></u>

24
 25
 26 SECTION 8. APPROPRIATION - NON-TAX REVENUE RECEIPTS. There is hereby
 27 appropriated, to the Department of Correction, to be payable from the cash
 28 fund deposited in the State Treasury as determined by the Chief Fiscal
 29 Officer of the State, for operating expenses of the Department of Correction
 30 - Non-Tax Revenue Receipts for the fiscal year ending June 30, 2018, the
 31 following:

32	ITEM	FISCAL YEAR
33	NO.	2017-2018
34	(01) MAINT. & GEN. OPERATION	
35	(A) OPER. EXPENSE	\$601,000

1	(B) CONF. & TRAVEL	0
2	(C) PROF. FEES	30,000
3	(D) CAP. OUTLAY	0
4	(E) DATA PROC.	0
5	(02) CONSTRUCTION	<u>1,870,200</u>
6	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,501,200</u></u>

7
 8 SECTION 9. APPROPRIATION - COUNTY JAIL REIMBURSEMENT. There is hereby
 9 appropriated, to the Department of Correction, to be payable from the County
 10 Jail Reimbursement Fund, for reimbursement to counties housing state inmates
 11 of the Department of Correction - County Jail Reimbursement for the fiscal
 12 year ending June 30, 2018, the following:

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2017-2018</u>
16	(01) REIMBURSEMENTS TO COUNTIES HOUSING	
17	STATE INMATES	<u>\$13,453,607</u>

18
 19 SECTION 10. APPROPRIATION - ADC SEX OFFENDER ASSESSMENT. There is
 20 hereby appropriated, to the Department of Correction, to be payable from the
 21 Sex and Child Offenders Registration Fund, for operating expenses of the
 22 Department of Correction - ADC Sex Offender Assessment for the fiscal year
 23 ending June 30, 2018, the following:

25	ITEM	FISCAL YEAR
26	<u>NO.</u>	<u>2017-2018</u>
27	(01) MAINT. & GEN. OPERATION	
28	(A) OPER. EXPENSE	\$25,000
29	(B) CONF. & TRAVEL	0
30	(C) PROF. FEES	0
31	(D) CAP. OUTLAY	0
32	(E) DATA PROC.	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u><u>\$25,000</u></u>

34
 35 SECTION 11. APPROPRIATION - FIRE STATION - PROTECTION. There is hereby
 36 appropriated, to the Department of Correction, to be payable from the cash

1 fund deposited in the State Treasury as determined by the Chief Fiscal
 2 Officer of the State, for operations of the Department of Correction - Fire
 3 Station - Protection for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$25,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$25,000</u></u>

14
 15 SECTION 12. APPROPRIATION - PAWS IN PRISON. There is hereby
 16 appropriated, to the Department of Correction, to be payable from the cash
 17 fund deposited in the State Treasury as determined by the Chief Fiscal
 18 Officer of the State, for operating expenses of the Department of Correction
 19 - Paws in Prison for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) PAWS IN PRISON	<u><u>\$150,000</u></u>

24
 25 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REGULAR
 27 SALARIES - CONTINGENT POSITIONS. There is hereby established for the
 28 Department of Correction - Contingent Positions for the ~~2016-2017~~2017-2018
 29 fiscal year, the following maximum number of regular employees.

30
 31 CONTINGENT POSITIONS - MEDICAL SERVICES

ITEM	CLASS	TITLE	MAXIMUM NO. OF EMPLOYEES	MAXIMUM ANNUAL SALARY RATE FISCAL YEAR
<u>NO.</u>	<u>CODE</u>	<u>TITLE</u>	<u>EMPLOYEES</u>	<u>2016-20172017-2018</u>
(01)		CHIEF OF MEDICAL SERVICES	1	\$225,000

1	(02)	CHIEF OF DENTAL SERVICES	1	175,000
2	(03)	PHYSICIANS SPECIALIST	15	170,000
3	(04)	CHIEF OF PHARMACY	1	125,000
4	(05)	CHIEF OF NURSING SERVICES	1	90,000
5	(06)	UNIT/FACILITY MEDICAL MGR	15	90,000
6	(07)	RNP/PA	13	85,000
7	(08)	DIR OF MEDICAL RECORDS	1	75,000
8	PATIENT CARE -			
9	(09) L011N	DENTIST	15	GRADE N916
10	(10) L016N	REGISTERED PHARMACIST	3	GRADE N911
11	(11) L019C	REGISTERED NURSE COORD	13	GRADE C123
12	(12) L027C	REGISTERED NURSE SUPV	45	GRADE C122
13	(13) L064C	RADIOLOGY TECHNICIAN	8	GRADE C114
14	(14) L069C	LICENSED PRACTICAL NURSE	180	GRADE C113
15	(15) B111C	LABORATORY TECHNICIAN	3	GRADE C110
16	PATIENT CARE - CLASSIFIED POSITIONS			
17	(16) L071C	DENTAL HYGIENIST	8	GRADE C113
18	(17) C056C	ADMINISTRATIVE SPEC III	11	GRADE C112
19	(18) C053C	MEDICAL RECORDS TECH	26	GRADE C112
20	(19) C073C	ADMINISTRATIVE SPEC II	9	GRADE C109
21	(20) L081C	DENTAL ASSISTANT	14	GRADE C109
22	CLASSIFIED - NON-PATIENT CARE			
23	(21)	CHIEF PSYCHIATRIC SERV.	1	\$400,000
24	(22)	VP OPERATIONS	1	\$200,000
25	(23)	REGIONAL MANAGER	3	\$120,000
26	(24)	PSYCHIATRIC SPECIALIST	6	GRADE N919
27	(25)	FISCAL DIVISION MANAGER	1	GRADE C127
28	(26)	INFO SYSTEMS COORDINATOR	1	GRADE C124
29	(27)	POLICY DEVELOP. COORDINATOR	1	GRADE C117
30	(28)	ACCOUNTANT I	1	GRADE C116
31	(29)	BUYER	2	GRADE C116
32	(30)	COMPUTER SUPPORT TECH	1	GRADE C115
33	(31)	INSTITUTIONAL HR COORDINATOR	1	GRADE C115
34	(32)	HR SPECIALIST	1	GRADE C113
35	(33)	FISCAL SUPPORT SPECIALIST	1	GRADE C112
36	(34)	NURSING ASSISTANT	53	GRADE C110

1	(35)	ACCOUNTING TECH	4	GRADE C109
2	(36)	PURCHASING ASSISTANT	<u>1</u>	GRADE C106
3	GRAND TOTAL CONTINGENT EMPLOYEES		462	

4 If the agency requests continuation of a "Growth Pool" position(s) as
 5 established herein during the next fiscal year, the position(s) must be
 6 requested as a new position(s) in the agency's budget request.
 7 The provisions of this section shall be in effect only from July 1, ~~2016~~ 2017
 8 through June 30, ~~2017~~ 2018.

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

26 The provisions of this section shall be in effect only from July 1, ~~2016~~
 27 2017 through June 30, ~~2017~~ 2018.

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

1 The provisions of this section shall be in effect only from July 1, ~~2016~~
2 2017 through June 30, ~~2017~~ 2018.

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

16 The provisions of this section shall be in effect only from July 1, ~~2016~~
17 2017 through June 30, ~~2017~~ 2018.

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

30 Determining the maximum number of employees and the maximum amount of
31 appropriation and general revenue funding for a state agency each fiscal year
32 is the prerogative of the General Assembly. This is usually accomplished by
33 delineating such maximums in the appropriation act(s) for a state agency and
34 the general revenue allocations authorized for each fund and fund account by
35 amendment to the Revenue Stabilization law. Further, the General Assembly
36 has determined that the Department of Correction may operate more efficiently

1 if some flexibility is provided to the Department of Correction authorizing
2 broad powers under this Section. Therefore, it is both necessary and
3 appropriate that the General Assembly maintain oversight by requiring prior
4 approval of the Legislative Council or Joint Budget Committee as provided by
5 this section. The requirement of approval by the Legislative Council or
6 Joint Budget Committee is not a severable part of this section. If the
7 requirement of approval by the Legislative Council or Joint Budget Committee
8 is ruled unconstitutional by a court of competent jurisdiction, this entire
9 section is void.

10 The provisions of this section shall be in effect only from July 1, ~~2016~~
11 2017 through June 30, ~~2017~~ 2018.

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

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

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

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 and the Department of
17 Community Correction may operate more efficiently if some flexibility is
18 provided to the Board of Corrections authorizing broad powers under the
19 Reallocation of Resources provisions herein. Therefore, it is both necessary
20 and appropriate that the General Assembly maintain oversight by requiring
21 prior approval of the Legislative Council or Joint Budget Committee as
22 provided by this section. The requirement of approval by the Legislative
23 Council or Joint Budget Committee is not a severable part of this section.
24 If the requirement of approval by the Legislative Council or Joint Budget
25 Committee is ruled unconstitutional by a court jurisdiction, this entire
26 section is void.

27 The provisions of this section shall be in effect only from July 1, ~~2016~~
28 2017 through June 30, ~~2017~~ 2018.

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

1 This request is contingent on approval by the Chief Fiscal Officer of the
 2 State after the Director of the Department of Correction has verified that
 3 sufficient revenues are available to make such payments to employees who have
 4 served in the following classifications, with the exception that those
 5 employees wishing to accrue banked hours be allowed the option to bank unused
 6 holiday hours in the employee's holiday account, not to exceed one-hundred
 7 fifty (150) hours:

8
 9 Class

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

19 The provisions of this section shall be in effect only from July 1, ~~2016~~
 20 2017 through June 30, ~~2017~~ 2018.

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

33 The provisions of this section shall be in effect only from July 1, ~~2016~~
 34 2017 through June 30, ~~2017~~ 2018.

35
 36 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADC SEX
2 OFFENDER ASSESSMENT. The Arkansas Department of Correction is authorized to
3 enter into a cooperative agreement with a qualified state treatment and
4 assessment agency to conduct assessments of juvenile sex or child offenders
5 as required by provisions of ACA 12-12-901 et. seq. and pay for services upon
6 receipt of invoice.

7 The provisions of this section shall be in effect only from July 1, ~~2016~~
8 2017 through June 30, ~~2017~~ 2018.

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

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

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

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

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

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

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

36 (5) Exclude all payments to local governments for care of inmates housed in

1 local government facilities;

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

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

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

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

11 (A) ADC expenses incurred through fund transfers;

12 (B) Retirement costs;

13 (C) Audit costs;

14 (D) ADC cost for shared employees paid by another state governmental
15 entity;

16 (E) Inmate educational and rehabilitation costs;

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

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

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

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

29 (3) Maintain documentation supporting the number of inmates housed at ADC
30 facilities.

31 The provisions of this section shall be in effect only from July 1, ~~2016~~
32 2017 through June 30, ~~2017~~ 2018.

33
34 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
36 JAIL REIMBURSEMENT FUND YEAR-END FUND BALANCE CARRY FORWARD. Notwithstanding

1 any law pertaining to the transfer of year-end fund balances or any law to
2 the contrary, any funds which remain in the County Jail Reimbursement Fund at
3 the end of a fiscal year shall remain in the County Jail Reimbursement Fund
4 and made available to fund appropriations authorized by law payable from the
5 County Jail Reimbursement Fund for the following fiscal year.

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

8 (1) Prior to June 30, ~~2017~~2018 the Agency shall by written statement set
9 forth its reason(s) for the need to carry forward said funding to the
10 Department of Finance and Administration Office of Budget;

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

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

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

30 The provisions of this section shall be in effect only from July 1, ~~2016~~
31 2017 through June 30, ~~2017~~ 2018.

32
33 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO
35 EXPENDITURE. The proceeds from the sale of feeder cattle by the Department
36 of Correction shall be deposited into the State Treasury as a refund to

1 expenditure to the credit of the appropriation available to the Department of
2 Correction for the "Purchase Cattle/Meat" line item.

3 The provisions of this section shall be in effect only from July 1, ~~2016~~
4 2017 through June 30, ~~2017~~ 2018.

5
6 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF
8 MAINTENANCE AND OPERATION APPROPRIATION AND SALVAGED MATERIALS CONSTRUCTION.
9 The Department of Correction is hereby authorized to utilize Maintenance and
10 General Operation Appropriation in conjunction with surplus and/or
11 salvageable materials for the purpose of implementing construction projects
12 to benefit the Department and its various programs. Before such projects may
13 be undertaken, a Method of Finance must be submitted for prior review and
14 approval by the Arkansas Legislative Council or Joint Budget Committee, and
15 review and approval by the Department of Finance and Administration and the
16 Building Authority Division of the Department of Finance and Administration.
17 Determining the maximum number of employees and the maximum amount of
18 appropriation and general revenue funding for a state agency each fiscal year
19 is the prerogative of the General Assembly. This is usually accomplished by
20 delineating such maximums in the appropriation act(s) for a state agency and
21 the general revenue allocations authorized for each fund and fund account by
22 amendment to the Revenue Stabilization law. Further, the General Assembly
23 has determined that the Department of Correction may operate more efficiently
24 if some flexibility is provided to the Department of Correction authorizing
25 broad powers under this Section. Therefore, it is both necessary and
26 appropriate that the General Assembly maintain oversight by requiring prior
27 approval of the Legislative Council or Joint Budget Committee as provided by
28 this section. The requirement of approval by the Legislative Council or
29 Joint Budget Committee is not a severable part of this section. If the
30 requirement of approval by the Legislative Council or Joint Budget Committee
31 is ruled unconstitutional by a court of competent jurisdiction, this entire
32 section is void.

33 The provisions of this section shall be in effect only from July 1, ~~2016~~
34 2017 through June 30, ~~2017~~ 2018.

35
36 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UTILITY
2 RATE INCREASE TRANSFER. In the event of a ten percent (10%) increase in
3 utility rates and fuel rates, the Department of Correction is authorized to
4 transfer any line item appropriation in this Act to the Maintenance and
5 Operation line item for support of the increase after receiving approval of
6 the Chief Fiscal Officer of the State. Prior to the utilization of the
7 transfer authority, a report shall be made to the Arkansas Legislative
8 Council or Joint Budget Committee including justification for the transfer
9 and the amount of the transfer.

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, ~~2016~~
27 2017 through June 30, ~~2017~~ 2018.

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

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

18 The provisions of this section shall be in effect only from July 1, ~~2016~~
19 2017 through June 30, ~~2017~~ 2018.

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

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

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

9 The provisions of this section shall be in effect only from July 1, ~~2016~~
10 2017 through June 30, ~~2017~~ 2018.

11
12 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NEW
14 FACILITIES. If it is found that contracting for the operation of new
15 facilities is economically beneficial to the State of Arkansas, the
16 Department of Correction may, after receiving approval of the Chief Fiscal
17 Officer, and seeking prior review and approval by the Arkansas Legislative
18 Council or Joint Budget Committee, transfer from any line item appropriation
19 contained in the Inmate Care & Custody appropriation of this Act into the
20 Professional Fees and Services line item contained in the Inmate Care &
21 Custody appropriation of this Act to operate new facilities.

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

1 section is void.

2 The provisions of this section shall be in effect only from July 1, ~~2016~~
3 2017 through June 30, ~~2017~~ 2018.

4
5 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
7 APPROPRIATION TRANSFER FOR CONSTRUCTING AND EQUIPPING. The Department of
8 Correction is hereby authorized to transfer appropriations between any line
9 items authorized herein but only for the purpose of financing construction or
10 equipment for a facility of the department. Any transfers authorized by this
11 section shall require the approval of the Chief Fiscal Officer of the State
12 after prior review and approval by the Legislative Council or Joint Budget
13 Committee.

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, ~~2016~~
31 2017 through June 30, ~~2017~~ 2018.

32
33 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
35 JAIL INVOICE SUMMARY. The Departments of Correction and Community
36 Correction, shall at a minimum and on a fiscal year basis, prepare and post

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

9 The provisions of this section shall be in effect only from July 1, ~~2016~~
10 2017 through June 30, ~~2017~~ 2018.

11
12 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
14 OF APPROPRIATION TO THE COUNTY JAIL REIMBURSEMENT FUND. If any savings of
15 general revenue appropriation and funds accrue during the ~~2016-2017~~2017-2018
16 fiscal year in the operations of the Department of Correction, the Director
17 of the Department of Correction may request a transfer of appropriation from
18 any line item appropriation in the Inmate Care and Custody Fund Account to
19 the County Jail Reimbursement Fund in order to meet obligations to counties
20 for housing state inmates. Such transfer request shall be made upon the
21 approval of the Chief Fiscal Officer of the State and prior review and
22 approval by the Arkansas Legislative Council or Joint Budget Committee.

23 The provisions of this section shall be in effect only from July 1, ~~2016~~
24 2017 through June 30, ~~2017~~ 2018.

25
26 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LOCAL
28 GOVERNMENT INMATE COST REPORT. Each calendar year, the Association of
29 Arkansas Counties shall compile and submit a report to the Arkansas
30 Legislative Council, of all costs incurred, excluding construction costs, by
31 local government units housing inmates sentenced to the Department of
32 Correction and Department of Community Correction. The cost report shall be
33 a representative sample of all counties housing and caring for state inmates.
34 The report shall be submitted no later than July 1 of the calendar year
35 immediately following the reporting year.

36 The Association of Arkansas Counties in coordination with Legislative

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

9 The provisions of this section shall be in effect only from July 1, ~~2016~~
10 2017 through June 30, ~~2017~~ 2018.

11
12 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ESSENTIAL
14 SERVICES STIPEND. The Arkansas Department of Correction (ADC) may award
15 additional compensation to those exempt employees who are members of the
16 emergency response unit. These employees are eligible to receive up to 3% per
17 hour additional compensation for the actual number of hours that an employee
18 spends on an emergency response action.

19 The provisions of this section shall be in effect only from July 1, ~~2016~~
20 2017 through June 30, ~~2017~~ 2018.

21
22 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MARKETING
24 AND REDISTRIBUTION PROCEEDS FROM SALE OF STATE PROPERTY. The proceeds from
25 the sale of state property through the Marketing and Redistribution Section
26 of the Department of Finance and Administration, may be deposited into the
27 Cash in State Treasury fund in an amount not to exceed \$100,000 there to be
28 used for operating expenses for the Paws in Prison program.

29 The provisions of this section shall be in effect only from July 1, ~~2016~~
30 2017 through June 30, ~~2017~~ 2018.

31
32 SECTION 36. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
33 authorized by this act shall be limited to the appropriation for such agency
34 and funds made available by law for the support of such appropriations; and
35 the restrictions of the State Procurement Law, the General Accounting and
36 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

1 Procedures and Restrictions Act, or their successors, and other fiscal
2 control laws of this State, where applicable, and regulations promulgated by
3 the Department of Finance and Administration, as authorized by law, shall be
4 strictly complied with in disbursement of said funds.

5
6 SECTION 37. LEGISLATIVE INTENT. It is the intent of the General
7 Assembly that any funds disbursed under the authority of the appropriations
8 contained in this act shall be in compliance with the stated reasons for
9 which this act was adopted, as evidenced by the Agency Requests, Executive
10 Recommendations and Legislative Recommendations contained in the budget
11 manuals prepared by the Department of Finance and Administration, letters, or
12 summarized oral testimony in the official minutes of the Arkansas Legislative
13 Council or Joint Budget Committee which relate to its passage and adoption.

14
15 SECTION 38. EMERGENCY CLAUSE. It is found and determined by the
16 General Assembly, that the Constitution of the State of Arkansas prohibits
17 the appropriation of funds for more than a one (1) year period; that the
18 effectiveness of this Act on July 1, 2017 is essential to the operation of
19 the agency for which the appropriations in this Act are provided, and that in
20 the event of an extension of the legislative session, the delay in the
21 effective date of this Act beyond July 1, 2017 could work irreparable harm
22 upon the proper administration and provision of essential governmental
23 programs. Therefore, an emergency is hereby declared to exist and this Act
24 being necessary for the immediate preservation of the public peace, health
25 and safety shall be in full force and effect from and after July 1, 2017.