

Stricken language will be deleted and underlined language will be added.

1 State of Arkansas As Engrossed: H2/4/21 H3/18/21 H4/14/21

2 93rd General Assembly

A Bill

3 Regular Session, 2021

HOUSE BILL 1206

4

5 By: Joint Budget Committee

6

7

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

CORRECTIONS - DIVISION OF CORRECTION FOR THE FISCAL

11

YEAR ENDING JUNE 30, 2022; AND FOR OTHER PURPOSES.

12

13

14

Subtitle

15

AN ACT FOR THE DEPARTMENT OF CORRECTIONS

16

- DIVISION OF CORRECTION APPROPRIATION

17

FOR THE 2021-2022 FISCAL 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 - SHARED SERVICES. There is hereby

23

established for the Department of Corrections for the 2021-2022 fiscal year,

24

the following maximum number of regular employees.

25

26

Maximum Annual

27

Maximum

Salary Rate

28

Item Class

No. of

Fiscal Year

29

No. Code Title

Employees

2021-2022

30

(1) SC003 SECRETARY OF CORRECTIONS

1

GRADE SE05

31

(2) U083U DOC CHIEF DEPUTY DIRECTOR

1

GRADE SE01

32

(3) D140C DOC CHIEF INFORMATION OFFICER

1

GRADE IT11

33

(4) D012C DATABASE SPECIALIST

1

GRADE IT08

34

(5) D094C DCC PROJ & ENTERPRISE PROGRAM MGMT ADMIN

1

GRADE IT08

35

(6) D007C INFORMATION SYSTEMS MANAGER

1

GRADE IT08

36

(7) D030C INFORMATION SYSTEMS COORDINATOR

2

GRADE IT07



1	(8)	D017C INFORMATION SYSTEMS SECURITY SPECIALIST	1	GRADE IT07
2	(9)	D038C SENIOR SOFTWARE SUPPORT ANALYST	5	GRADE IT06
3	(10)	D061C INFORMATION SYSTEMS COORDINATION SPEC	1	GRADE IT05
4	(11)	D052C SOFTWARE SUPPORT ANALYST	10	GRADE IT05
5	(12)	D071C COMPUTER SUPPORT ANALYST	4	GRADE IT03
6	(13)	D079C COMPUTER SUPPORT TECHNICIAN	20	GRADE IT02
7	(14)	N039N ADC DEPUTY DIRECTOR	1	GRADE GS15
8	(15)	N048N ADC ASSISTANT DIRECTOR	2	GRADE GS14
9	(16)	N130N DOC SHARED SERVICES CHIEF	2	GRADE GS14
10	(17)	A108C ADC ASST CHIEF FINANCIAL OFFICER(CFO)	1	GRADE GS13
11	(18)	G024N ADC GENERAL COUNSEL	1	GRADE GS13
12	(19)	A010C AGENCY CONTROLLER II	1	GRADE GS13
13	(20)	G019C GENERAL COUNSEL	1	GRADE GS13
14	(21)	P003N ADC PUBLIC INFORMATION OFFICER	1	GRADE GS12
15	(22)	A021C AGENCY CONTROLLER I	1	GRADE GS12
16	(23)	G025C ATTORNEY SUPERVISOR	1	GRADE GS12
17	(24)	R006C HUMAN RESOURCES ADMINISTRATOR	2	GRADE GS12
18	(25)	A027C ACCOUNTING OPERATIONS MANAGER	1	GRADE GS11
19	(26)	R013C AGENCY HUMAN RESOURCES MANAGER	2	GRADE GS11
20	(27)	C112C ADC POLICY & RESEARCH COORDINATOR	1	GRADE GS10
21	(28)	V036C AGENCY PROCUREMENT ADMINISTRATOR	1	GRADE GS10
22	(29)	A050C AGENCY FISCAL MANAGER	1	GRADE GS09
23	(30)	G222C DOC INTERNAL AFFAIRS ADMINISTRATOR	1	GRADE GS09
24	(31)	E022C EDUCATION & INSTRUCTION MANAGER	1	GRADE GS09
25	(32)	A038C FISCAL SUPPORT MANAGER	1	GRADE GS09
26	(33)	P004C PUBLIC INFORMATION MANAGER	1	GRADE GS09
27	(34)	R021C BUDGET ANALYST	1	GRADE GS08
28	(35)	R014C PERSONNEL MANAGER	2	GRADE GS08
29	(36)	V007C PROCUREMENT COORDINATOR	2	GRADE GS08
30	(37)	X026C CRIMINAL DETENTION FACILITIES COORD	1	GRADE GS08
31	(38)	A062C RETIREMENT COORDINATOR	1	GRADE GS08
32	(39)	A089C ACCOUNTANT I	1	GRADE GS07
33	(40)	R024C ASSISTANT PERSONNEL MANAGER	2	GRADE GS07
34	(41)	G154C DCC PROGRAM COORDINATOR	1	GRADE GS07
35	(42)	A063C RESEARCH & STATISTICS SUPERVISOR	1	GRADE GS07
36	(43)	S011C ADC COMMODITY & FOOD SVC ADMR	1	GRADE GS06

1	(44)	S027C ADC INDUSTRIAL SUPERVISOR II	1	GRADE GS06
2	(45)	C037C ADMINISTRATIVE ANALYST	5	GRADE GS06
3	(46)	X133C DOC INTERNAL AFFAIRS INVESTIGATOR	7	GRADE GS06
4	(47)	T065C DOC CORRECTIONAL SERGEANT	1	GRADE GS06
5	(48)	R030C EEO/GRIEVANCE OFFICER	1	GRADE GS06
6	(49)	A074C FISCAL SUPPORT SUPERVISOR	6	GRADE GS06
7	(50)	G180C GRANTS ANALYST	1	GRADE GS06
8	(51)	R029C HUMAN RESOURCES RECRUITER	1	GRADE GS06
9	(52)	T103C LAW ENFORCEMENT TRAINING INSTRUCTOR	1	GRADE GS06
10	(53)	P027C PUBLIC INFORMATION SPECIALIST	1	GRADE GS06
11	(54)	M048C SUBSTANCE ABUSE PROGRAM LEADER	1	GRADE GS06
12	(55)	C050C ADMINISTRATIVE SUPPORT SUPERVISOR	1	GRADE GS05
13	(56)	R033C BENEFITS ANALYST	1	GRADE GS05
14	(57)	V014C BUYER	6	GRADE GS05
15	(58)	V013C CENTRAL WAREHOUSE OPERATIONS MGR	1	GRADE GS05
16	(59)	X128C CORRECTIONAL UNIT ACCREDITATION SPEC	1	GRADE GS05
17	(60)	T075C DOC CORPORAL	2	GRADE GS05
18	(61)	C024C DOC RECORDS SUPERVISOR	1	GRADE GS05
19	(62)	A091C FISCAL SUPPORT ANALYST	11	GRADE GS05
20	(63)	R031C INSTITUTION HUMAN RESOURCES COORD	1	GRADE GS05
21	(64)	A090C PAYROLL SERVICES SPECIALIST	1	GRADE GS05
22	(65)	V015C PURCHASING SPECIALIST	6	GRADE GS05
23	(66)	E051C STAFF DEVELOPMENT SPECIALIST	2	GRADE GS05
24	(67)	C056C ADMINISTRATIVE SPECIALIST III	10	GRADE GS04
25	(68)	R037C BENEFITS TECHNICIAN	1	GRADE GS04
26	(69)	A098C FISCAL SUPPORT SPECIALIST	25	GRADE GS04
27	(70)	R038C HUMAN RESOURCES ASSISTANT	1	GRADE GS04
28	(71)	R036C HUMAN RESOURCES SPECIALIST	5	GRADE GS04
29	(72)	V020C INVENTORY CONTROL MANAGER	1	GRADE GS04
30	(73)	A097C PAYROLL TECHNICIAN	2	GRADE GS04
31	(74)	V022C PURCHASING TECHNICIAN	2	GRADE GS04
32	(75)	C073C ADMINISTRATIVE SPECIALIST II	5	GRADE GS03
33	(76)	C087C ADMINISTRATIVE SPECIALIST I	2	GRADE GS02
34	(77)	V030C SHIPPING & RECEIVING CLERK	<u>1</u>	GRADE GS02
35		MAX. NO. OF EMPLOYEES	201	

36

SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is hereby appropriated, to the Department of Corrections, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Corrections - Shared Services for the fiscal year ending June 30, 2022, the following:

ITEM NO.	FISCAL YEAR
	2021-2022
(01) REGULAR SALARIES	\$9,229,204
(02) PERSONAL SERVICES MATCHING	3,214,987
(03) OVERTIME	100,000
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	7,617,723
(B) CONF. & TRAVEL	0
(C) PROF. FEES	82,925,152
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(05) PANDEMIC RELATED EXPENSES	5,000,000
(06) REGIONAL JAIL	<u>4,352,470</u>
TOTAL AMOUNT APPROPRIATED	<u>\$112,439,536</u>

SECTION 3. APPROPRIATION - COUNTY JAIL REIMBURSEMENT. There is hereby appropriated, to the Department of Corrections, to be payable from the County Jail Reimbursement Fund, for reimbursement to counties housing state inmates of the Department of Corrections - County Jail Reimbursement for the fiscal year ending June 30, 2022, the following:

ITEM NO.	FISCAL YEAR
	2021-2022
(01) REFUNDS/REIMBURSEMENTS	<u>\$20,453,607</u>

SECTION 4. APPROPRIATION - CRIMINAL DETENTION FACILITY REVIEW. There is hereby appropriated, to the Department of Corrections, to be payable from the State Central Services Fund, for personal services and operating expenses of the Department of Corrections - Criminal Detention Facility Review for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) REGULAR SALARIES	\$99,366
(02) PERSONAL SERVICES MATCHING	33,625
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	14,950
(B) CONF. & TRAVEL	1,300
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$149,241</u></u>

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14 SECTION 5. APPROPRIATION - CRIMINAL DETENTION COMMITTEE EXPENSES.

15 There is hereby appropriated, to the Department of Corrections, to be payable
 16 from the Miscellaneous Agencies Fund Account, for operating expenses of the
 17 Department of Corrections - Criminal Detention Committee Expenses for the
 18 fiscal year ending June 30, 2022, the following:

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ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</u>
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$18,639
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$18,639</u></u>

29

30 SECTION 6. APPROPRIATION - TRANSPORTATION OF JUVENILE OFFENDERS. There
 31 is hereby appropriated, to the Department of Corrections, to be payable from
 32 the Miscellaneous Agencies Fund Account, for miscellaneous grants and aid of
 33 the Department of Corrections - Transportation of Juvenile Offenders for the
 34 fiscal year ending June 30, 2022, the following:

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ITEM	FISCAL YEAR
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36

1 NO. 2021-2022
 2 (01) GRANTS AND AID - TRANSPORTATION OF JUVENILE OFFENDERS \$187,000

3

4 SECTION 7. REGULAR SALARIES. There is hereby established for the
 5 Department of Corrections - Division of Correction for the 2021-2022 fiscal
 6 year, the following maximum number of regular employees.

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8 Maximum Annual
 9 Maximum Salary Rate
 10 Item Class No. of Fiscal Year
 11 No. Code Title Employees 2021-2022

12	(1)	U035U	ADC DIRECTOR	1	GRADE SE04
13	(2)	U062U	ADC CHIEF DEPUTY DIRECTOR	1	GRADE SE02
14	(3)	L001C	PSYCHOLOGIST SUPERVISOR	3	GRADE MP04
15	(4)	L097C	ADC PSYCHOLOGIST	12	GRADE MP03
16	(5)	L003C	PSYCHOLOGIST	1	GRADE MP03
17	(6)	L038C	REGISTERED NURSE	1	GRADE MP01
18	(7)	N039N	ADC DEPUTY DIRECTOR	2	GRADE GS15
19	(8)	N048N	ADC ASSISTANT DIRECTOR	1	GRADE GS14
20	(9)	G014N	ADC COMPLIANCE ATTORNEY	1	GRADE GS13
21	(10)	T001N	ADC SUPERINTENDENT	7	GRADE GS13
22	(11)	N120N	ADC FARM ADMINISTRATOR	1	GRADE GS12
23	(12)	N136N	ADC HEALTH SERVICE ADMINISTRATOR	2	GRADE GS12
24	(13)	N119N	ADC INDUSTRY ADMINISTRATOR	1	GRADE GS12
25	(14)	G025C	ATTORNEY SUPERVISOR	1	GRADE GS12
26	(15)	T005C	DOC CORRECTIONAL WARDEN	10	GRADE GS12
27	(16)	T109C	SEX OFFENDER COMM NOTIFCATION ASMT ADMIN	1	GRADE GS12
28	(17)	G047C	ATTORNEY SPECIALIST	2	GRADE GS11
29	(18)	T015C	DOC DEPUTY WARDEN	22	GRADE GS10
30	(19)	T006C	ADC HEAD FARM MANAGER II	3	GRADE GS09
31	(20)	T033C	DOC MAJOR	26	GRADE GS09
32	(21)	E022C	EDUCATION & INSTRUCTION MANAGER	2	GRADE GS09
33	(22)	B042C	ENGINEER	1	GRADE GS09
34	(23)	A038C	FISCAL SUPPORT MANAGER	1	GRADE GS09
35	(24)	M009C	LICENSED CERTIFIED SOCIAL WORKER	27	GRADE GS09
36	(25)	L033C	PSYCHOLOGICAL EXAMINER	4	GRADE GS09

1	(26)	L041C ADC ASST MEDICAL PROGRAM MANAGER	1	GRADE GS08
2	(27)	S094C ADC CONSTRUCTION/MAINTENANCE COORD	4	GRADE GS08
3	(28)	T021C ADC HEAD FARM MANAGER I	3	GRADE GS08
4	(29)	S010C ADC INDUSTRY PROGRAM MANAGER	8	GRADE GS08
5	(30)	M031C ADMINISTRATOR OF CHAPLAINCY SVCS	1	GRADE GS08
6	(31)	T048C DOC CAPTAIN	55	GRADE GS08
7	(32)	T104C DOC TRAINING ACADEMY SUPERVISOR	1	GRADE GS08
8	(33)	A066C INTERNAL AUDITOR	2	GRADE GS08
9	(34)	M088C LICENSED MASTER SOCIAL WORKER	7	GRADE GS08
10	(35)	M020C LICENSED PROFESSIONAL COUNSELOR	74	GRADE GS08
11	(36)	V007C PROCUREMENT COORDINATOR	2	GRADE GS08
12	(37)	G121C REHAB PROGRAM MANAGER	9	GRADE GS08
13	(38)	A060C SENIOR AUDITOR	1	GRADE GS08
14	(39)	T034C WORK RELEASE CENTER SUPERVISOR	3	GRADE GS08
15	(40)	G142C ADC CLASSIFICATION ADMINISTRATOR	1	GRADE GS07
16	(41)	S096C ADC CONSTRUCTION PROJECT SUPERVISOR	15	GRADE GS07
17	(42)	A081C AUDITOR	1	GRADE GS07
18	(43)	G159C DEPARTMENT BUSINESS COORDINATOR	1	GRADE GS07
19	(44)	S019C DIRECTOR OF MAINTENANCE	10	GRADE GS07
20	(45)	T059C DOC FOOD PREPARATION MANAGER	20	GRADE GS07
21	(46)	T054C DOC LIEUTENANT	159	GRADE GS07
22	(47)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE GS07
23	(48)	M026C LICENSED SOCIAL WORKER	1	GRADE GS07
24	(49)	L052C REHAB FACILITY SUPERVISOR	6	GRADE GS07
25	(50)	M049C SENIOR CHAPLAIN	7	GRADE GS07
26	(51)	E041C SENIOR LIBRARIAN	1	GRADE GS07
27	(52)	M023C SUBSTANCE ABUSE PROGRAM COORD	4	GRADE GS07
28	(53)	B040C ADC AGRICULTURE PRODUCTION SUPERVISOR	2	GRADE GS06
29	(54)	T040C ADC ASSISTANT HEAD FARM MANAGER	5	GRADE GS06
30	(55)	S095C ADC CONSTRUCTION PROJECT SPECIALIST	9	GRADE GS06
31	(56)	S027C ADC INDUSTRIAL SUPERVISOR II	19	GRADE GS06
32	(57)	G141C ADC INDUSTRY ASSISTANT ADMR	1	GRADE GS06
33	(58)	S105C ADC INDUSTRY PROGRAM SPECIALIST	2	GRADE GS06
34	(59)	T039C ADC INMATE TRANSPORTATION COORD	1	GRADE GS06
35	(60)	C037C ADMINISTRATIVE ANALYST	15	GRADE GS06
36	(61)	T053C AGRICULTURE UNIT SUPERVISOR II	31	GRADE GS06

1	(62)	M044C ASSOCIATE PROFESSIONAL COUNSELOR	14	GRADE GS06
2	(63)	M057C CHAPLAIN	18	GRADE GS06
3	(64)	L058C DISEASE INTERVENTION SPECIALIST	3	GRADE GS06
4	(65)	X133C DOC INTERNAL AFFAIRS INVESTIGATOR	2	GRADE GS06
5	(66)	T065C DOC CORRECTIONAL SERGEANT	886	GRADE GS06
6	(67)	T070C DOC FOOD PREPARATION SUPERVISOR	86	GRADE GS06
7	(68)	T103C LAW ENFORCEMENT TRAINING INSTRUCTOR	6	GRADE GS06
8	(69)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
9	(70)	C026C RECORDS/INTAKE SUPERVISOR	1	GRADE GS06
10	(71)	B076C RESEARCH PROJECT ANALYST	1	GRADE GS06
11	(72)	T061C SENIOR INTELLIGENCE ANALYST	1	GRADE GS06
12	(73)	S016C SKILLED TRADES FOREMAN	1	GRADE GS06
13	(74)	S022C SKILLED TRADES SUPERVISOR	1	GRADE GS06
14	(75)	M048C SUBSTANCE ABUSE PROGRAM LEADER	46	GRADE GS06
15	(76)	T041C WORK RELEASE PROGRAM SUPERVISOR	4	GRADE GS06
16	(77)	G216C ADC INMATE GRIEVANCE COORDINATOR	23	GRADE GS05
17	(78)	P044C ADC SALES REPRESENTATIVE	5	GRADE GS05
18	(79)	T071C ADC UNIT TRAINING SUPERVISOR	17	GRADE GS05
19	(80)	T058C AGRICULTURE UNIT SUPERVISOR I	3	GRADE GS05
20	(81)	C022C BUSINESS OPERATIONS SPECIALIST	17	GRADE GS05
21	(82)	G215C CAREER PLANNING & PLACEMENT SPECIALIST	2	GRADE GS05
22	(83)	G200C CLASSIFICATION & ASSIGNMENT OFFICER	20	GRADE GS05
23	(84)	X128C CORRECTIONAL UNIT ACCREDITATION SPEC	12	GRADE GS05
24	(85)	X127C DISCIPLINARY HEARING OFFICER	6	GRADE GS05
25	(86)	T076C DOC ADMIN REVIEW OFFICER	6	GRADE GS05
26	(87)	M059C DOC ADVISOR	14	GRADE GS05
27	(88)	S026C DOC ASST MAINTENANCE SUPERVISOR	14	GRADE GS05
28	(89)	T075C DOC CORPORAL	2,376	GRADE GS05
29	(90)	M058C DOC PROGRAM SPECIALIST	15	GRADE GS05
30	(91)	C024C DOC RECORDS SUPERVISOR	23	GRADE GS05
31	(92)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
32	(93)	R031C INSTITUTION HUMAN RESOURCES COORD	15	GRADE GS05
33	(94)	V015C PURCHASING SPECIALIST	1	GRADE GS05
34	(95)	M065C RECREATIONAL ACTIVITY SUPERVISOR	20	GRADE GS05
35	(96)	S043C ADC INDUSTRIAL SUPERVISOR I	7	GRADE GS04
36	(97)	T077C ADC MAILROOM SERVICES COORDINATOR	15	GRADE GS04

1	(98)	C056C ADMINISTRATIVE SPECIALIST III	30	GRADE GS04
2	(99)	T083C DOC CORRECTIONAL OFFICER I	5	GRADE GS04
3	(100)	A098C FISCAL SUPPORT SPECIALIST	13	GRADE GS04
4	(101)	R038C HUMAN RESOURCES ASSISTANT	22	GRADE GS04
5	(102)	R036C HUMAN RESOURCES SPECIALIST	2	GRADE GS04
6	(103)	S051C INSTRUMENTATION TECHNICIAN	1	GRADE GS04
7	(104)	V020C INVENTORY CONTROL MANAGER	3	GRADE GS04
8	(105)	C046C LEGAL SUPPORT SPECIALIST	2	GRADE GS04
9	(106)	S046C MAINTENANCE TECHNICIAN	26	GRADE GS04
10	(107)	V024C ADC PROPERTY OFFICER	2	GRADE GS03
11	(108)	C073C ADMINISTRATIVE SPECIALIST II	73	GRADE GS03
12	(109)	T081C COMMISSARY MANAGER	29	GRADE GS03
13	(110)	C087C ADMINISTRATIVE SPECIALIST I	<u>106</u>	GRADE GS02
14		MAX. NO. OF EMPLOYEES	4,616	

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16 SECTION 8. EXTRA HELP. There is hereby authorized, for the Department
 17 of Corrections - Division of Correction for the 2021-2022 fiscal year, the
 18 following maximum number of part-time or temporary employees, to be known as
 19 "Extra Help", payable from funds appropriated herein for such purposes: one
 20 hundred seventy (170) temporary or part-time employees, when needed, at rates
 21 of pay not to exceed those provided in the Uniform Classification and
 22 Compensation Act, or its successor, or this act for the appropriate
 23 classification.

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25 SECTION 9. APPROPRIATION - INMATE CARE & CUSTODY. There is hereby
 26 appropriated, to the Department of Corrections, to be payable from the
 27 Division of Correction Inmate Care and Custody Fund Account, for personal
 28 services and operating expenses of the Department of Corrections - Division
 29 of Correction - Inmate Care & Custody for the fiscal year ending June 30,
 30 2022, the following:

31

32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2021-2022</u>
34	(01) REGULAR SALARIES	\$174,497,617
35	(02) EXTRA HELP	100,000
36	(03) PERSONAL SERVICES MATCHING	66,605,896

1	(04) OVERTIME	2,550,000
2	(05) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	53,137,879
4	(B) CONF. & TRAVEL	155,398
5	(C) PROF. FEES	683,785
6	(D) CAP. OUTLAY	1,380,412
7	(E) DATA PROC.	0
8	(06) JAIL CONTRACTS	1,533,000
9	(07) OUT-OF-STATE-BEDS	2,213,568
10	(08) HOLIDAY COMPENSATION	5,500,000
11	(09) ENERGY SAVINGS & EFFICIENCIES	<u>1,431,465</u>
12	TOTAL AMOUNT APPROPRIATED	<u>\$309,789,020</u>

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14 SECTION 10. APPROPRIATION - INMATE WELFARE PROGRAM. There is hereby
 15 appropriated, to the Department of Corrections, 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 personal services and operating expenses of the
 18 Department of Corrections - Division of Correction - Inmate Welfare Program
 19 for the fiscal year ending June 30, 2022, the following:

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21	ITEM	FISCAL YEAR
22	<u>NO.</u>	<u>2021-2022</u>
23	(01) REGULAR SALARIES	\$836,333
24	(02) PERSONAL SERVICES MATCHING	356,016
25	(03) MAINT. & GEN. OPERATION	
26	(A) OPER. EXPENSE	13,028,560
27	(B) CONF. & TRAVEL	0
28	(C) PROF. FEES	0
29	(D) CAP. OUTLAY	0
30	(E) DATA PROC.	<u>0</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$14,220,909</u>

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33 SECTION 11. APPROPRIATION - WORK RELEASE PROGRAM. There is hereby
 34 appropriated, to the Department of Corrections, to be payable from the cash
 35 fund deposited in the State Treasury as determined by the Chief Fiscal
 36 Officer of the State, for operating expenses and debt service of the

1 Department of Corrections - Division of Correction - Work Release Program for
 2 the fiscal year ending June 30, 2022, the following:

3

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2021-2022</u>
6 (01) MAINT. & GEN. OPERATION	
7 (A) OPER. EXPENSE	\$5,394,120
8 (B) CONF. & TRAVEL	104,150
9 (C) PROF. FEES	100,000
10 (D) CAP. OUTLAY	2,427,590
11 (E) DATA PROC.	0
12 (02) DEBT SERVICE	<u>0</u>
13 TOTAL AMOUNT APPROPRIATED	<u><u>\$8,025,860</u></u>

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15 SECTION 12. APPROPRIATION - PRISON INDUSTRY PROGRAM. There is hereby
 16 appropriated, to the Department of Corrections, to be payable from the
 17 Division of Correction Prison Industry Fund, for personal services and
 18 operating expenses of the Department of Corrections - Division of Correction
 19 - Prison Industry Program for the fiscal year ending June 30, 2022, the
 20 following:

21

22 ITEM	FISCAL YEAR
23 <u>NO.</u>	<u>2021-2022</u>
24 (01) REGULAR SALARIES	\$2,190,740
25 (02) EXTRA HELP	10,000
26 (03) PERSONAL SERVICES MATCHING	818,790
27 (04) OVERTIME	8,000
28 (05) MAINT. & GEN. OPERATION	
29 (A) OPER. EXPENSE	6,905,213
30 (B) CONF. & TRAVEL	41,280
31 (C) PROF. FEES	100,000
32 (D) CAP. OUTLAY	170,000
33 (E) DATA PROC.	<u>0</u>
34 TOTAL AMOUNT APPROPRIATED	<u><u>\$10,244,023</u></u>

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36 SECTION 13. APPROPRIATION - FARM OPERATIONS PROGRAM. There is hereby

1 appropriated, to the Department of Corrections, to be payable from the
 2 Division of Correction Farm Fund, for personal services and operating
 3 expenses of the Department of Corrections - Division of Correction - Farm
 4 Operations Program for the fiscal year ending June 30, 2022, the following:

6	ITEM	FISCAL YEAR
7	<u>NO.</u>	<u>2021-2022</u>
8	(01) REGULAR SALARIES	\$2,871,466
9	(02) EXTRA HELP	10,000
10	(03) PERSONAL SERVICES MATCHING	1,032,042
11	(04) MAINT. & GEN. OPERATION	
12	(A) OPER. EXPENSE	11,900,000
13	(B) CONF. & TRAVEL	53,010
14	(C) PROF. FEES	138,354
15	(D) CAP. OUTLAY	490,000
16	(E) DATA PROC.	0
17	(05) PURCHASE CATTLE/MEAT	<u>650,000</u>
18	TOTAL AMOUNT APPROPRIATED	<u><u>\$17,144,872</u></u>

19
 20 SECTION 14. APPROPRIATION - NON-TAX REVENUE RECEIPTS. There is hereby
 21 appropriated, to the Department of Corrections, 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 operating expenses of the Department of Corrections
 24 - Division of Correction - Non-Tax Revenue Receipts for the fiscal year
 25 ending June 30, 2022, the following:

27	ITEM	FISCAL YEAR
28	<u>NO.</u>	<u>2021-2022</u>
29	(01) MAINT. & GEN. OPERATION	
30	(A) OPER. EXPENSE	\$601,000
31	(B) CONF. & TRAVEL	0
32	(C) PROF. FEES	30,000
33	(D) CAP. OUTLAY	0
34	(E) DATA PROC.	0
35	(02) CONSTRUCTION	<u>1,870,200</u>
36	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,501,200</u></u>

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SECTION 15. APPROPRIATION - ADC SEX OFFENDER ASSESSMENT. There is hereby appropriated, to the Department of Corrections, to be payable from the Sex and Child Offenders Registration Fund, for operating expenses of the Department of Corrections - Division of Correction - ADC Sex Offender Assessment for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</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>

SECTION 16. APPROPRIATION - FIRE STATION - PROTECTION. There is hereby appropriated, to the Department of Corrections, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operations of the Department of Corrections - Division of Correction - Fire Station - Protection for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2021-2022</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>

SECTION 17. APPROPRIATION - PAWS IN PRISON. There is hereby appropriated, to the Department of Corrections, 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 operating expenses of the Department of Corrections
 3 - Division of Correction - Paws In Prison for the fiscal year ending June 30,
 4 2022, the following:

ITEM	FISCAL YEAR
NO.	2021-2022
(01) PAWS IN PRISON	<u>\$150,000</u>

9
 10 SECTION 18. APPROPRIATION - MEDICAL MONETARY SANCTIONS. There is
 11 hereby appropriated, to the Department of Corrections, to be payable from the
 12 cash fund deposited in the State Treasury as determined by the Chief Fiscal
 13 Officer of the State, for comprehensive inmate/offender health services of
 14 the Department of Corrections - Division of Correction - Medical Monetary
 15 Sanctions for the fiscal year ending June 30, 2022, the following:

ITEM	FISCAL YEAR
NO.	2021-2022
(01) MEDICAL MONETARY SANCTIONS	<u>\$1,700,000</u>

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 22 SECTION 19. SPECIAL LANGUAGE. REGULAR SALARIES - CONTINGENT POSITIONS.
 23 There is hereby established for the ~~Department~~ Division of Corrections
 24 Contingent Positions for the ~~2020-2021~~ 2021-2022 fiscal year, the following
 25 maximum number of regular employees.

26
 27 CONTINGENT POSITIONS - MEDICAL SERVICES

ITEM	CLASS	TITLE	MAXIMUM NO. OF EMPLOYEES	MAXIMUM ANNUAL
				SALARY RATE FISCAL YEAR
NO.	CODE			2020-2021 2021-2022
(01)		CHIEF OF MEDICAL SERVICES	1	\$225,000
(02)		CHIEF OF DENTAL SERVICES	1	175,000
(03)		PHYSICIANS SPECIALIST	15	170,000
(04)		CHIEF OF PHARMACY	1	125,000
(05)		CHIEF OF NURSING SERVICES	1	90,000

1	(06)	UNIT/FACILITY MEDICAL MGR	15	90,000
2	(07)	RNP/PA	13	85,000
3	(08)	DIR OF MEDICAL RECORDS	1	75,000
4	PATIENT CARE -			
5	(09) L011N	DENTIST	15	GRADE MP06
6	(10) L016N	REGISTERED PHARMACIST	3	GRADE MP05
7	(11) L019C	REGISTERED NURSE COORD	13	GRADE MP02
8	(12) L027C	REGISTERED NURSE SUPV	45	GRADE MP02
9	(13) L064C	RADIOLOGY TECHNICIAN	8	GRADE GS07
10	(14) L069C	LICENSED PRACTICAL NURSE	180	GRADE GS06
11	(15) B111C	LABORATORY TECHNICIAN	3	GRADE GS04
12	PATIENT CARE - CLASSIFIED POSITIONS			
13	(16) L071C	DENTAL HYGIENIST	8	GRADE GS05
14	(17) C056C	ADMINISTRATIVE SPEC III	11	GRADE GS04
15	(18) C053C	MEDICAL RECORDS TECH	26	GRADE GS03
16	(19) C073C	ADMINISTRATIVE SPEC II	9	GRADE GS03
17	(20) L081C	DENTAL ASSISTANT	14	GRADE GS04
18	CLASSIFIED - NON-PATIENT CARE			
19	(21)	CHIEF PSYCHIATRIC SERV.	1	\$400,000
20	(22)	VP OPERATIONS	1	\$200,000
21	(23)	REGIONAL MANAGER	3	\$120,000
22	(24)	PSYCHIATRIC SPECIALIST	6	GRADE MP08
23	(25) A014C	FISCAL DIVISION MANAGER	1	GRADE GS12
24	(26) D030C	INFO SYSTEMS COORDINATOR	1	GRADE IT07
25	(27) G178C	POLICY DEVELOP. COORDINATOR	1	GRADE GS06
26	(28) A089C	ACCOUNTANT I	1	GRADE GS07
27	(29) V014C	BUYER	2	GRADE GS05
28	(30) D079C	COMPUTER SUPPORT TECH	1	GRADE IT02
29	(31)	INSTITUTIONAL HR COORDINATOR	1	GRADE C115 <u>GS05</u>
30	(32)	HR SPECIALIST	1	GRADE C113 <u>GS04</u>
31	(33) A098C	FISCAL SUPPORT SPECIALIST	1	GRADE GS04
32	(34)	NURSING ASSISTANT	53	GRADE C110
33	(35) A101C	ACCOUNTING TECH	4	GRADE GS04
34	(36) V029C	PURCHASING ASSISTANT	<u>1</u>	GRADE GS01
35	GRAND TOTAL CONTINGENT EMPLOYEES		462	

36 If the agency requests continuation of a "Growth Pool" position(s) as

1 established herein during the next fiscal year, the position(s) must be
2 requested as a new position(s) in the agency's budget request.

3 The provisions of this section shall be in effect only from July 1, ~~2020~~
4 2021 through June 30, ~~2021~~ 2022.

5

6 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

22 The provisions of this section shall be in effect only from July 1, ~~2020~~
23 2021 through June 30, ~~2021~~ 2022.

24

25 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

27 OF APPROPRIATION WITHIN CAPITAL IMPROVEMENT PROJECTS. The Department of
28 Corrections is hereby authorized to transfer appropriation between and/or
29 among the various capital improvements/construction projects authorized by
30 the General Assembly. Such transfers may be made only after approval by the
31 Governor and after prior approval by the Arkansas Legislative Council or
32 Joint Budget Committee. Such authorization shall in no way mean that the
33 total amount of funds or appropriations for capital improvement/construction
34 projects be greater than that provided by the General Assembly for the
35 Department of Corrections.

36 Determining the maximum number of employees and the maximum amount of

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

16 The provisions of this section shall be in effect only from July 1, ~~2020~~
17 2021 through June 30, ~~2021~~ 2022.

18
19 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

21 REALLOCATION OF RESOURCES. Upon determination by the Board of Corrections
22 that a reallocation of resources within the ~~Department~~ Division of Community
23 Correction and ~~Department~~ Division of Correction is necessary for the
24 efficient and effective operation of the ~~department~~ divisions, the Board,
25 with approval of the Governor and approval by the Arkansas Legislative
26 Council or Joint Budget Committee, shall have the authority to instruct the
27 ~~department~~ division directors, to request from the Chief Fiscal Officer of
28 the State, a transfer of positions, programs, funds, appropriations, and
29 line-item appropriations within or between existing and newly created
30 divisions, offices, sections, or units of the ~~departments~~ divisions. If it
31 is determined that the requested transfer should be made, the Chief Fiscal
32 Officer of the State shall then initiate the necessary transfer documents to
33 reflect the transfers upon the fiscal records of the State Treasurer, the
34 State Auditor, the Chief Fiscal Officer of the State, and the ~~Department~~
35 Divisions of Correction and Community Correction. Provided, however, that
36 the Board shall be limited to submitting no more than two requests,

1 encompassing a single purpose listed in this section, during any fiscal year
2 per ~~department~~ division. Transfer authority shall further be limited to no
3 more than five percent (5%) of the total General Revenue and Special Revenue
4 appropriation, funding, and positions specific to each agency. However,
5 there shall be no fund transfers to or from the County Jail Reimbursement
6 Fund. A Reallocation of Resources Transfer shall be limited to the following
7 specific purposes:

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

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

33 The provisions of this section shall be in effect only from July 1, ~~2020~~
34 2021 through June 30, ~~2021~~ 2022.

35
36 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOLIDAY
 2 COMPENSATION. The Department of Corrections is authorized to pay employees
 3 for hours of unused holidays in the employee's holiday account ~~following the~~
 4 ~~end of the calendar year~~. Payments of unused Holiday hours must be processed
 5 on or before June 1st in each fiscal year. Employees terminating employment
 6 from the Department of Corrections will be eligible for all holiday pay
 7 accrued. This request is contingent on approval by the Chief Fiscal Officer
 8 of the State after the ~~Director~~ Secretary of the Department of Corrections
 9 has verified that sufficient revenues are available to make such payments to
 10 employees who have served in the following classifications, with the
 11 exception that those employees wishing to accrue banked hours be allowed the
 12 option to bank unused holiday hours in the employee's holiday account, not to
 13 exceed one-hundred fifty (150) hours:

14

15 Class

16	<u>Code</u>	<u>Title</u>	<u>Grade</u>
17	T033C	ADC/DCC MAJOR	GRADE GS09
18	T048C	ADC/DCC CAPTAIN	GRADE GS08
19	T054C	ADC/DCC LIEUTENANT	GRADE GS07
20	T065C	ADC/DCC CORRECTIONAL SERGEANT	GRADE GS06
21	T059C	ADC/DCC FOOD PREPARATION MANAGER	GRADE GS05 <u>GS07</u>
22	T075C	ADC/DCC CORPORAL	GRADE GS05
23	T083C	ADC/DCC CORRECTIONAL OFFICER I	GRADE GS04
24	T070C	ADC/DCC FOOD PREPARATION SUPERVISOR	GRADE GS04 <u>GS06</u>

25 The provisions of this section shall be in effect only from July 1, ~~2020~~
 26 2021 through June 30, ~~2021~~ 2022.

27

28 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EMPLOYEE
 30 COMPENSATION REPORT. The Department of Finance and Administration Office of
 31 Budget shall prepare and submit to the Arkansas Legislative Council or Joint
 32 Budget Committee a report reflecting the amount of appropriation and funding
 33 necessary for the Department of Corrections to sufficiently budget for the
 34 expenditure of payments to employees for all Holiday Liability, ~~Straight~~GAP
 35 Time Liability, Overtime, and Hazardous Duty Compensation incurred, including
 36 the current balances of said liabilities. This report shall be included in

1 the summary budget information manual submitted during the biennial budget
2 process.

3 The provisions of this section shall be in effect only from July 1, ~~2020~~
4 2021 through June 30, ~~2021~~ 2022.

5

6 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADC SEX
8 OFFENDER ASSESSMENT. The Arkansas Department of Corrections - Division of
9 Correction is authorized to enter into a cooperative agreement with a
10 qualified state treatment and assessment agency to conduct assessments of
11 juvenile sex or child offenders as required by provisions of ACA 12-12-901
12 et. seq. and pay for services upon receipt of invoice.

13 The provisions of this section shall be in effect only from July 1, ~~2020~~
14 2021 through June 30, ~~2021~~ 2022.

15

16 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INMATE
18 COST REPORTING – STATE FACILITIES.

19 (a) Within 90 days of the close of each state fiscal year, the Arkansas
20 Department of Corrections - Division of Correction shall submit to the
21 Arkansas Legislative Council a report of all direct and indirect costs
22 incurred by the State of Arkansas in housing and caring for inmates
23 incarcerated in the State's facilities. Such costs shall be calculated and
24 reported in total for the ~~Department~~Division and in total by each facility.
25 The report shall also reflect overall cost per inmate per day, cost per
26 inmate per day for each facility, overall cost per bed per day, and cost per
27 bed per day for each facility.

28 (b) In compiling costs and reporting to the Arkansas Legislative Council in
29 accordance with subsection (a) of this section of this Act, the Department of
30 Corrections - Division of Correction shall:

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

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

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

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

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

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

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

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

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

18 (A) ADC expenses incurred through fund transfers;

19 (B) Retirement costs;

20 (C) Audit costs;

21 (D) ADC cost for shared employees paid by another state governmental
22 entity;

23 (E) Inmate educational and rehabilitation costs;

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

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

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

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

36 (3) Maintain documentation supporting the number of inmates housed at ADC

1 facilities.

2 The provisions of this section shall be in effect only from July 1, ~~2020~~
3 2021 through June 30, ~~2021~~ 2022.

4
5 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
7 JAIL REIMBURSEMENT FUND YEAR-END FUND BALANCE CARRY FORWARD. Notwithstanding
8 any law pertaining to the transfer of year-end fund balances or any law to
9 the contrary, any funds which remain in the County Jail Reimbursement Fund at
10 the end of a fiscal year shall remain in the County Jail Reimbursement Fund
11 and made available to fund appropriations authorized by law payable from the
12 County Jail Reimbursement Fund for the following fiscal year.

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

15 (1) Prior to June 30, ~~2020~~ 2021 the Agency shall by written statement set
16 forth its reason(s) for the need to carry forward said funding to the
17 Department of Finance and Administration Office of Budget;

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

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

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

1 The provisions of this section shall be in effect only from July 1, ~~2020~~
2 2021 through June 30, ~~2021~~ 2022.

3
4 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO
6 EXPENDITURE. The proceeds from the sale of feeder cattle by the Department
7 of Corrections - Division of Correction shall be deposited into the State
8 Treasury as a refund to expenditure to the credit of the appropriation
9 available to the Department of Corrections - Division of Correction for the
10 "Purchase Cattle/Meat" line item.

11 The provisions of this section shall be in effect only from July 1, ~~2020~~
12 2021 through June 30, ~~2021~~ 2022.

13
14 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF
16 MAINTENANCE AND OPERATION APPROPRIATION AND SALVAGED MATERIALS CONSTRUCTION.
17 The Department of Corrections - Division of Correction is hereby authorized
18 to utilize Maintenance and General Operation Appropriation in conjunction
19 with surplus and/or salvageable materials for the purpose of implementing
20 construction projects to benefit the Department and its various programs.
21 Before such projects may be undertaken, a Method of Finance must be submitted
22 for prior review and approval by the Arkansas Legislative Council or Joint
23 Budget Committee, and review and approval by the Department of Finance and
24 Administration and the Building Authority Division of the Department of
25 Finance and Administration.

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

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

6 The provisions of this section shall be in effect only from July 1, ~~2020~~
7 2021 through June 30, ~~2021~~ 2022.

8

9 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UTILITY
11 RATE INCREASE TRANSFER. In the event of a ten percent (10%) increase in
12 utility rates and fuel rates, the Department of Corrections is authorized to
13 transfer any line item appropriation in this Act to the Maintenance and
14 Operation line item for support of the increase after receiving approval of
15 the Chief Fiscal Officer of the State. Prior to the utilization of the
16 transfer authority, a report shall be made to the Arkansas Legislative
17 Council or Joint Budget Committee including justification for the transfer
18 and the amount of the transfer.

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

35 The provisions of this section shall be in effect only from July 1, ~~2020~~
36 2021 through June 30, ~~2021~~ 2022.

1
2 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MENTAL
4 HEALTH SERVICES. In the event the Department determines to enter into a
5 professional contract for mental health services, the Department may, upon
6 approval of the Chief Fiscal Officer of the State and after prior review and
7 approval by the Arkansas Legislative Council or Joint Budget Committee, make
8 appropriate transfers from regular salaries, personal services matching and
9 various maintenance and operation classifications to the professional fees
10 and services classification for payment of the contractual amount.
11 Determining the maximum number of employees and the maximum amount of
12 appropriation and general revenue funding for a state agency each fiscal year
13 is the prerogative of the General Assembly. This is usually accomplished by
14 delineating such maximums in the appropriation act(s) for a state agency and
15 the general revenue allocations authorized for each fund and fund account by
16 amendment to the Revenue Stabilization law. Further, the General Assembly
17 has determined that the Department of Corrections may operate more
18 efficiently if some flexibility is provided to the Department of Corrections
19 authorizing broad powers under this Section. 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 of competent jurisdiction,
26 this entire section is void.

27 The provisions of this section shall be in effect only from July 1, ~~2020~~
28 2021 through June 30, ~~2021~~ 2022.

29
30 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
31 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
32 REVENUE/CASH FUNDS TRANSFER. The Department of Corrections is authorized to
33 transfer funds from various Special Revenue and Cash Funds into the Inmate
34 Care and Custody Fund Account in order to adjust to the budget needs upon
35 prior approval by the Arkansas Legislative Council or Joint Budget Committee
36 and approval of the Board of Corrections and the Chief Fiscal Officer of the

1 State.
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 Corrections may operate more
9 efficiently if some flexibility is provided to the Department of Corrections
10 authorizing broad powers under this Section. Therefore, it is both necessary
11 and appropriate that the General Assembly maintain oversight by requiring
12 prior approval of the Legislative Council or Joint Budget Committee as
13 provided by this section. The requirement of approval by the Legislative
14 Council or Joint Budget Committee is not a severable part of this section.
15 If the requirement of approval by the Legislative Council or Joint Budget
16 Committee is ruled unconstitutional by a court of competent jurisdiction,
17 this entire section is void.

18 The provisions of this section shall be in effect only from July 1, ~~2020~~
19 2021 through June 30, ~~2021~~ 2022.

20

21 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NEW
23 FACILITIES. If it is found that contracting for the operation of new
24 facilities is economically beneficial to the State of Arkansas, the
25 Department of Corrections may, after receiving approval of the Chief Fiscal
26 Officer, and seeking prior review and approval by the Arkansas Legislative
27 Council or Joint Budget Committee, transfer from any line item appropriation
28 contained in the Inmate Care & Custody appropriation of this Act *into the*
29 *Professional Fees and Services line item contained in the Inmate Care &*
30 *Custody appropriation of this Act to operate new facilities.*

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

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

11 The provisions of this section shall be in effect only from July 1, ~~2020~~
12 2021 through June 30, ~~2021~~ 2022.

13
14 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

16 APPROPRIATION TRANSFER FOR CONSTRUCTING AND EQUIPPING. The Department of
17 Corrections is hereby authorized to transfer appropriations between any line
18 items authorized herein but only for the purpose of financing construction or
19 equipment for a facility of the department. Any transfers authorized by this
20 section shall require the approval of the Chief Fiscal Officer of the State
21 after prior review and approval by the Legislative Council or Joint Budget
22 Committee.

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

1 Committee is ruled unconstitutional by a court of competent jurisdiction,
2 this entire section is void.

3 The provisions of this section shall be in effect only from July 1, ~~2020~~
4 2021 through June 30, ~~2021~~ 2022.

5

6 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
8 JAIL INVOICE SUMMARY. The Department of Corrections - Division of Correction
9 and ~~Department~~Division of Community Correction, shall at a minimum and on a
10 fiscal year basis, prepare and post on the applicable agency web site, a
11 monthly summary of county jail reimbursement invoices prepared and forwarded
12 to each county sheriff for verification by the ~~Departments~~Divisions and for
13 payment from the County Jail Reimbursement Fund. In addition, the report
14 shall include a summary of invoices returned by each county for payment for
15 previous months within the fiscal year, the amounts paid, and any balances
16 owed. Each fiscal year-end report shall be maintained on the web sites for a
17 period of no less than three (3) years.

18 The provisions of this section shall be in effect only from July 1, ~~2020~~
19 2021 through June 30, ~~2021~~ 2022.

20

21 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
23 OF APPROPRIATION TO THE COUNTY JAIL REIMBURSEMENT FUND. If any savings of
24 general revenue appropriation and funds accrue during the ~~2020-2021~~ 2021-2022
25 fiscal year in the operations of the Department of Corrections - Division of
26 Correction & Community Correction, the ~~Director~~Secretary of the Department of
27 Corrections may request a transfer of appropriation from any line item
28 appropriation ~~in the Inmate Care and Custody Fund Account~~ to the County Jail
29 Reimbursement Fund in order to meet obligations to counties for housing state
30 inmates. Such transfer request shall be made upon the approval of the Chief
31 Fiscal Officer of the State and prior review and approval by the Arkansas
32 Legislative Council or Joint Budget Committee.

33 The provisions of this section shall be in effect only from July 1, ~~2020~~
34 2021 through June 30, ~~2021~~ 2022.

35

36 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LOCAL
2 GOVERNMENT INMATE COST REPORT. Each calendar year, the Association of
3 Arkansas Counties shall compile and submit a report to the Arkansas
4 Legislative Council, of all costs incurred, excluding construction costs, by
5 local government units housing inmates sentenced to the Department of
6 Corrections - Divisions of Correction and ~~Department of~~ Community Correction.
7 The cost report shall be a representative sample of all counties housing and
8 caring for state inmates. The report shall be submitted no later than July 1
9 of the calendar year immediately following the reporting year.

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

19 The provisions of this section shall be in effect only from July 1, ~~2020~~
20 2021 through June 30, ~~2021~~ 2022.

21

22 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ESSENTIAL
24 SERVICES STIPEND. The Arkansas Department of Corrections - Division of
25 Correction (ADC) may award additional compensation to those exempt employees
26 who are members of the emergency response unit. These employees are eligible
27 to receive up to 3% per hour additional compensation for the actual number of
28 hours that an employee spends on an emergency response action.

29 The provisions of this section shall be in effect only from July 1, ~~2020~~
30 2021 through June 30, ~~2021~~ 2022.

31

32 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MARKETING
34 AND REDISTRIBUTION PROCEEDS FROM SALE OF STATE PROPERTY. The proceeds from
35 the sale of state property through the Marketing and Redistribution Section
36 of the Department of Finance and Administration, may be deposited into the

1 Cash in State Treasury fund in an amount not to exceed \$100,000 there to be
2 used for operating expenses for the Paws in Prison program.

3 The provisions of this section shall be in effect only from July 1, ~~2020~~
4 2021 through June 30, ~~2021~~ 2022.

5

6 SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

8 PROMOTIONAL ITEMS. The Department of Corrections - Division of Correction is
9 hereby authorized to purchase from Maintenance & General Operations
10 Classifications in the Industry Program (SDD0100) appropriation provided by
11 this act, up to an amount not to exceed \$5,000 each fiscal year for
12 promotional items produced by its prison industry division, to meet the
13 Agency's employee recruitment needs; subject to the authorization of the
14 Director of the Agency, and with the approval of the Chief Fiscal Officer of
15 the State. The Director of the Agency shall report quarterly to the Board of
16 Corrections the amount and type of promotional items purchased under this
17 Section.

18 The provisions of this section shall be in effect only from July 1,
19 ~~2020~~ 2021 through June 30, ~~2021~~ 2022.

20

21 SECTION 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUVENILE
23 TRANSPORTATION. Funds appropriated for Transportation of Juveniles in the
24 Transportation of Juvenile Offenders Section of this Act shall be used to
25 provide grants/reimbursements to counties and cities for transportation of
26 juvenile offenders to appropriate care or custody facilities or any other
27 licensed juvenile facility approved by the court or as may be provided by
28 law, in those counties which have juvenile detention facilities. Such
29 grants/reimbursements for juvenile transportation costs shall be made in
30 accordance with procedures and criteria developed and administered by the
31 Office of Criminal Detention Facilities Review Coordinator.

32 The provisions of this section shall be in effect only from July 1,
33 ~~2020~~ 2021 through June 30, ~~2021~~ 2022.

34

35 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED

1 SERVICES.

2 (a)(1)(A) The Chief Fiscal Officer of the State may create paying
3 accounts on his or her books and on the books of the Treasurer of State and
4 the Auditor of State for the payment of personal services and operating
5 expenses by the Department of Corrections —~~Division of Correction~~.

6 (B) Upon prior approval of the Arkansas Legislative Council, or
7 if meeting in Legislative Session the Joint Budget Committee, the Chief
8 Fiscal Officer of the State shall direct the transfer of funds and
9 appropriations to the Shared Services Paying Account appropriation section of
10 this act and the transfer of positions to the Regular Salaries – Shared
11 Services appropriation section of this act on the books of the Treasurer of
12 State, the Auditor of State, and the Chief Fiscal Officer of the State.

13 (2) The transfer authority provided in subdivision (a)(1) of
14 this section for efficiencies and to eliminate duplication of services are
15 limited only to those services that are provided for multiple divisions of a
16 department, including without limitation to administration, human resources,
17 procurement, communications, fleet operations, and information services.

18 (3) The transfer authority provided to the department in
19 subdivision (a)(1) of this section may be used to make transfers only within
20 the department's appropriation act or between other appropriation acts
21 authorized for the department.

22 (b)(1) Each department utilizing the Shared Services Paying Account
23 section or Regular Salaries – Shared Services section of this act shall
24 submit a report to be included in the Budget Manuals for hearings, conducted
25 by the General Assembly, listing all shared services transfers of positions,
26 funds, and appropriation under this section, which shall be submitted as
27 instructed by the Department of Finance and Administration - Office of Budget
28 for uniformity.

29 (2) A report submitted under subdivision (b)(1) of this section
30 shall include the following:

31 (A) The position number, authorized position title, class
32 code, grade, business area, and name of the division, section, or unit for
33 the position being transferred to the Regular Salaries – Shared Services
34 section of this act; and

35 (B) The fund center, appropriation, appropriation amount,
36 commitment item or items, business area, and name of the division, section,

1 or unit for the fund or appropriation being transferred to the Shared
2 Services Paying Account.

3 (c)(1) It is the intent of the Ninety-Second General Assembly that the
4 authority under this section to transfer positions is intended for use for
5 the time period prior to Fiscal Year ~~2022~~ 2023 to allow cabinet-level
6 departments to establish a centralized Regular Salaries - Shared Services
7 section, with the recommendation that the position transfer authority granted
8 under this section be discontinued after that time.

9 (2) The Bureau of Legislative Research shall bring the
10 recommendation in subdivision (c)(1) of this section to the attention of the
11 chairs conducting the ~~2021~~ 2023 Regular Fiscal Session pre-session budget
12 hearings, the chairs of the Special Language Subcommittee, and the members of
13 the Special Language Subcommittee during pre-session budget hearings.

14 (d) Determining the maximum number of employees and the maximum amount
15 of appropriation and general revenue funding for a cabinet-level department
16 each fiscal year is the prerogative of the General Assembly and is usually
17 accomplished by delineating the maximums in the appropriation act or acts and
18 establishing authorized positions and the general revenue allocations
19 authorized for each fund and fund account by amendment to the Revenue
20 Stabilization Law. Further, the General Assembly has determined that the
21 cabinet-level departments created under Acts 2019, No. 910, may operate more
22 efficiently if some flexibility is provided as authorized under this section.
23 Therefore, it is both necessary and appropriate that the General Assembly
24 maintain oversight by requiring prior approval of the Legislative Council or,
25 if the General Assembly is in session, the Joint Budget Committee, as
26 provided by this section. The requirement of approval by the Legislative
27 Council or Joint Budget Committee is not a severable part of this section.
28 If the requirement of approval by the Legislative Council or Joint Budget
29 Committee is ruled unconstitutional by a court of competent jurisdiction,
30 this entire section is void.

31 (e) The provisions of this section shall be in effect from the date of
32 passage through June 30, ~~2021~~ 2022.

33
34 *SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS*
35 *CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY*
36 *FORWARD - ENERGY, MAINTENANCE & OPERATIONAL SAVINGS. Any unexpended balance*

1 of funds authorized in this Act for guaranteed energy, maintenance, and
2 operational savings generated through energy usage, solar power, waste
3 management, water conservation, and similar efficiency efforts on June 30
4 2022 shall be carried forward and made available for the same purpose for the
5 fiscal year ending June 30, 2023. Any realized savings and expenditures
6 shall be reported to the Arkansas Legislative Council or Joint Budget
7 Committee no later than thirty (30) days prior to the time the Agency
8 presents its budget request to the Legislative Council/Joint Budget
9 Committee. This authority authorizes the reinvestment of guaranteed savings
10 for future and existing energy conservation projects.

11 The provisions of this section shall be in effect only from July 1,
12 2021 through June 30, 2022.

13
14 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE
15 ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
16 TRANSFER OF FUNDS. The Arkansas Department of Corrections shall provide
17 funding each year in an amount not to exceed \$100,000 for a Deputy
18 Prosecuting Attorney who will be assigned to handle the prosecution of
19 offenses occurring at the Arkansas Department of Corrections. Upon request by
20 the Auditor of the State, the Chief Fiscal Officer of the State shall
21 transfer an amount not to exceed \$100,000 from an account designated by the
22 Secretary of the Department of Corrections to the State Central Services Fund
23 as a direct revenue to fund a Deputy Prosecuting Attorney who will be
24 assigned to handle the prosecution of offenses occurring at the Arkansas
25 Department of Corrections.

26 The provisions of this section shall be in effect only from July 1,
27 2021 through June 30, 2022.

28
29 SECTION 45. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
30 authorized by this act shall be limited to the appropriation for such agency
31 and funds made available by law for the support of such appropriations; and
32 the restrictions of the State Procurement Law, the General Accounting and
33 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
34 Procedures and Restrictions Act, or their successors, and other fiscal
35 control laws of this State, where applicable, and regulations promulgated by
36 the Department of Finance and Administration, as authorized by law, shall be

1 strictly complied with in disbursement of said funds.

2

3 SECTION 46. LEGISLATIVE INTENT. It is the intent of the General
4 Assembly that any funds disbursed under the authority of the appropriations
5 contained in this act shall be in compliance with the stated reasons for
6 which this act was adopted, as evidenced by the Agency Requests, Executive
7 Recommendations and Legislative Recommendations contained in the budget
8 manuals prepared by the Department of Finance and Administration, letters, or
9 summarized oral testimony in the official minutes of the Arkansas Legislative
10 Council or Joint Budget Committee which relate to its passage and adoption.

11

12 SECTION 47. EMERGENCY CLAUSE. It is found and determined by the
13 General Assembly, that the Constitution of the State of Arkansas prohibits
14 the appropriation of funds for more than a one (1) year period; that the
15 effectiveness of this Act on July 1, 2021 is essential to the operation of
16 the agency for which the appropriations in this Act are provided, and that in
17 the event of an extension of the legislative session, the delay in the
18 effective date of this Act beyond July 1, 2021 could work irreparable harm
19 upon the proper administration and provision of essential governmental
20 programs. Therefore, an emergency is hereby declared to exist and this Act
21 being necessary for the immediate preservation of the public peace, health
22 and safety shall be in full force and effect from and after July 1, 2021.

23

24 /s/ Joint Budget Committee

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