

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

HOUSE BILL 1176

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 CORRECTIONS - DIVISION OF CORRECTION FOR THE FISCAL
11 YEAR ENDING JUNE 30, 2024; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF CORRECTIONS
15 - DIVISION OF CORRECTION APPROPRIATION
16 FOR THE 2023-2024 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 2023-2024 fiscal year,
24 the following maximum number of regular employees.
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2023-2024
30	(1) SC003	SECRETARY OF CORRECTIONS	1	GRADE SE05
31	(2) D140C	DOC CHIEF INFORMATION OFFICER	1	GRADE IT11
32	(3) D012C	DATABASE SPECIALIST	1	GRADE IT08
33	(4) D094C	DCC PROJ & ENTERPRISE PROGRAM MGMT ADMIN	1	GRADE IT08
34	(5) D007C	INFORMATION SYSTEMS MANAGER	1	GRADE IT08
35	(6) D030C	INFORMATION SYSTEMS COORDINATOR	2	GRADE IT07
36	(7) D017C	INFORMATION SYSTEMS SECURITY SPECIALIST	1	GRADE IT07



1	(8)	D038C SENIOR SOFTWARE SUPPORT ANALYST	5	GRADE IT06
2	(9)	D061C INFORMATION SYSTEMS COORDINATION SPEC	1	GRADE IT05
3	(10)	D052C SOFTWARE SUPPORT ANALYST	10	GRADE IT05
4	(11)	D071C COMPUTER SUPPORT ANALYST	5	GRADE IT03
5	(12)	D079C COMPUTER SUPPORT TECHNICIAN	20	GRADE IT02
6	(13)	N039N ADC DEPUTY DIRECTOR	2	GRADE GS15
7	(14)	N048N ADC ASSISTANT DIRECTOR	1	GRADE GS14
8	(15)	N130N DOC SHARED SERVICES CHIEF	2	GRADE GS14
9	(16)	A108C ADC ASST CHIEF FINANCIAL OFFICER (CFO)	1	GRADE GS13
10	(17)	G024N ADC GENERAL COUNSEL	2	GRADE GS13
11	(18)	G019C GENERAL COUNSEL	1	GRADE GS13
12	(19)	P003N ADC PUBLIC INFORMATION OFFICER	1	GRADE GS12
13	(20)	A021C AGENCY CONTROLLER I	1	GRADE GS12
14	(21)	G025C ATTORNEY SUPERVISOR	1	GRADE GS12
15	(22)	R006C HUMAN RESOURCES ADMINISTRATOR	1	GRADE GS12
16	(23)	A027C ACCOUNTING OPERATIONS MANAGER	2	GRADE GS11
17	(24)	R013C AGENCY HUMAN RESOURCES MANAGER	2	GRADE GS11
18	(25)	C112C ADC POLICY & RESEARCH COORDINATOR	1	GRADE GS10
19	(26)	V036C AGENCY PROCUREMENT ADMINISTRATOR	1	GRADE GS10
20	(27)	T015C DOC DEPUTY WARDEN	1	GRADE GS10
21	(28)	A050C AGENCY FISCAL MANAGER	1	GRADE GS09
22	(29)	G222C DOC INTERNAL AFFAIRS ADMINISTRATOR	1	GRADE GS09
23	(30)	T027C DOC TRAINING 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)	T104C DOC TRAINING ACADEMY SUPERVISOR	2	GRADE GS08
29	(36)	A066C INTERNAL AUDITOR	1	GRADE GS08
30	(37)	M088C LICENSED MASTER SOCIAL WORKER	1	GRADE GS08
31	(38)	R014C PERSONNEL MANAGER	2	GRADE GS08
32	(39)	V007C PROCUREMENT COORDINATOR	2	GRADE GS08
33	(40)	A062C RETIREMENT COORDINATOR	1	GRADE GS08
34	(41)	A089C ACCOUNTANT I	1	GRADE GS07
35	(42)	R024C ASSISTANT PERSONNEL MANAGER	2	GRADE GS07
36	(43)	A081C AUDITOR	1	GRADE GS07

1	(44)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE GS07
2	(45)	X053C INTERNAL AFFAIRS MANAGER	1	GRADE GS07
3	(46)	A063C RESEARCH & STATISTICS SUPERVISOR	1	GRADE GS07
4	(47)	S011C ADC COMMODITY & FOOD SVC ADMR	1	GRADE GS06
5	(48)	C037C ADMINISTRATIVE ANALYST	4	GRADE GS06
6	(49)	X133C DOC INTERNAL AFFAIRS INVESTIGATOR	1	GRADE GS06
7	(50)	T065C DOC CORRECTIONAL SERGEANT	8	GRADE GS06
8	(51)	R030C EEO/GRIEVANCE OFFICER	1	GRADE GS06
9	(52)	A074C FISCAL SUPPORT SUPERVISOR	6	GRADE GS06
10	(53)	G180C GRANTS ANALYST	1	GRADE GS06
11	(54)	T103C LAW ENFORCEMENT TRAINING INSTRUCTOR	12	GRADE GS06
12	(55)	P027C PUBLIC INFORMATION SPECIALIST	1	GRADE GS06
13	(56)	M048C SUBSTANCE ABUSE PROGRAM LEADER	1	GRADE GS06
14	(57)	R033C BENEFITS ANALYST	1	GRADE GS05
15	(58)	V014C BUYER	6	GRADE GS05
16	(59)	V013C CENTRAL WAREHOUSE OPERATIONS MGR	1	GRADE GS05
17	(60)	X128C CORRECTIONAL UNIT ACCREDITATION SPEC	1	GRADE GS05
18	(61)	T075C DOC CORPORAL	2	GRADE GS05
19	(62)	C024C DOC RECORDS SUPERVISOR	1	GRADE GS05
20	(63)	A091C FISCAL SUPPORT ANALYST	10	GRADE GS05
21	(64)	R031C INSTITUTION HUMAN RESOURCES COORD	1	GRADE GS05
22	(65)	A090C PAYROLL SERVICES SPECIALIST	1	GRADE GS05
23	(66)	V015C PURCHASING SPECIALIST	6	GRADE GS05
24	(67)	E051C STAFF DEVELOPMENT SPECIALIST	2	GRADE GS05
25	(68)	C056C ADMINISTRATIVE SPECIALIST III	10	GRADE GS04
26	(69)	R037C BENEFITS TECHNICIAN	1	GRADE GS04
27	(70)	A098C FISCAL SUPPORT SPECIALIST	22	GRADE GS04
28	(71)	R038C HUMAN RESOURCES ASSISTANT	1	GRADE GS04
29	(72)	R036C HUMAN RESOURCES SPECIALIST	5	GRADE GS04
30	(73)	V020C INVENTORY CONTROL MANAGER	2	GRADE GS04
31	(74)	C046C LEGAL SUPPORT SPECIALIST	1	GRADE GS04
32	(75)	A097C PAYROLL TECHNICIAN	2	GRADE GS04
33	(76)	V022C PURCHASING TECHNICIAN	2	GRADE GS04
34	(77)	C073C ADMINISTRATIVE SPECIALIST II	7	GRADE GS03
35	(78)	C087C ADMINISTRATIVE SPECIALIST I	1	GRADE GS02
36	(79)	V030C SHIPPING & RECEIVING CLERK	<u>1</u>	GRADE GS02

1 MAX. NO. OF EMPLOYEES 215

2

3 SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is
 4 hereby appropriated, to the Department of Corrections, to be payable from the
 5 paying account as determined by the Chief Fiscal Officer of the State, for
 6 personal services and operating expenses of the Department of Corrections -
 7 Shared Services for the fiscal year ending June 30, 2024, the following:

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9 ITEM	FISCAL YEAR
10 NO.	2023-2024
11 (01) REGULAR SALARIES	\$10,880,138
12 (02) PERSONAL SERVICES MATCHING	4,010,299
13 (03) OVERTIME	100,000
14 (04) MAINT. & GEN. OPERATION	
15 (A) OPER. EXPENSE	15,544,723
16 (B) CONF. & TRAVEL	0
17 (C) PROF. FEES	191,384
18 (D) CAP. OUTLAY	0
19 (E) DATA PROC.	0
20 (05) PANDEMIC RELATED EXPENSES	5,000,000
21 (06) REGIONAL JAILS	8,704,940
22 (07) MEDICAL CONTRACTS	<u>95,197,321</u>
23 TOTAL AMOUNT APPROPRIATED	<u>\$139,628,805</u>

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25 SECTION 3. APPROPRIATION - COUNTY JAIL REIMBURSEMENT. There is hereby
 26 appropriated, to the Department of Corrections, to be payable from the County
 27 Jail Reimbursement Fund, for reimbursement to counties housing state inmates
 28 of the Department of Corrections - County Jail Reimbursement for the fiscal
 29 year ending June 30, 2024, the following:

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31 ITEM	FISCAL YEAR
32 NO.	2023-2024
33 (01) REFUNDS/REIMBURSEMENTS	<u>\$26,853,607</u>

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35 SECTION 4. REGULAR SALARIES - CRIMINAL DETENTION FACILITY REVIEW.
 36 There is hereby established for the Department of Corrections - Criminal

1 Detention Facility Review for the 2023-2024 fiscal year, the following
 2 maximum number of regular employees.

Item	Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2023-2024
(1)	X026C CRIMINAL DETENTION FACILITIES COORD	1	GRADE GS08
(2)	C056C ADMINISTRATIVE SPECIALIST III	<u>1</u>	GRADE GS04
MAX. NO. OF EMPLOYEES		2	

11
 12 SECTION 5. APPROPRIATION - CRIMINAL DETENTION FACILITY REVIEW. There
 13 is hereby appropriated, to the Department of Corrections, to be payable from
 14 the State Central Services Fund, for personal services and operating expenses
 15 of the Department of Corrections - Criminal Detention Facility Review for the
 16 fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) REGULAR SALARIES	\$107,632
(02) PERSONAL SERVICES MATCHING	38,583
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	16,450
(B) CONF. & TRAVEL	1,300
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$163,965</u></u>

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 30 SECTION 6. APPROPRIATION - CRIMINAL DETENTION COMMITTEE EXPENSES.
 31 There is hereby appropriated, to the Department of Corrections, to be payable
 32 from the Miscellaneous Agencies Fund Account, for operating expenses of the
 33 Department of Corrections - Criminal Detention Committee Expenses for the
 34 fiscal year ending June 30, 2024, the following:

ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2023-2024</u>
2	(01) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	\$18,639
4	(B) CONF. & TRAVEL	0
5	(C) PROF. FEES	0
6	(D) CAP. OUTLAY	0
7	(E) DATA PROC.	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u><u>\$18,639</u></u>

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10 SECTION 7. APPROPRIATION - TRANSPORTATION OF JUVENILE OFFENDERS. There
 11 is hereby appropriated, to the Department of Corrections, to be payable from
 12 the Miscellaneous Agencies Fund Account, for miscellaneous grants and aid of
 13 the Department of Corrections - Transportation of Juvenile Offenders for the
 14 fiscal year ending June 30, 2024, the following:

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16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2023-2024</u>
18	(01) GRANTS AND AID - TRANSPORTATION OF	
19	JUVENILE OFFENDERS	<u><u>\$187,000</u></u>

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21 SECTION 8. REGULAR SALARIES. There is hereby established for the
 22 Department of Corrections - Division of Correction for the 2023-2024 fiscal
 23 year, the following maximum number of regular employees.

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25			Maximum Annual
26			Salary Rate
27	Item Class	No. of	Fiscal Year
28	<u>No. Code Title</u>	<u>Employees</u>	<u>2023-2024</u>
29	(1) U035U ADC DIRECTOR	1	GRADE SE04
30	(2) U062U ADC CHIEF DEPUTY DIRECTOR	1	GRADE SE02
31	(3) L001C PSYCHOLOGIST SUPERVISOR	3	GRADE MP04
32	(4) L097C ADC PSYCHOLOGIST	12	GRADE MP03
33	(5) L003C PSYCHOLOGIST	1	GRADE MP03
34	(6) L038C REGISTERED NURSE	1	GRADE MP01
35	(7) N039N ADC DEPUTY DIRECTOR	2	GRADE GS15
36	(8) N048N ADC ASSISTANT DIRECTOR	1	GRADE GS14

1	(9)	G014N ADC COMPLIANCE ATTORNEY	1	GRADE GS13
2	(10)	T001N ADC SUPERINTENDENT	7	GRADE GS13
3	(11)	N120N ADC FARM ADMINISTRATOR	1	GRADE GS12
4	(12)	N136N ADC HEALTH SERVICE ADMINISTRATOR	2	GRADE GS12
5	(13)	N119N ADC INDUSTRY ADMINISTRATOR	1	GRADE GS12
6	(14)	T005C DOC CORRECTIONAL WARDEN	10	GRADE GS12
7	(15)	T109C SEX OFFENDER COMM NOTIFCTN ASMNT ADMIN	1	GRADE GS12
8	(16)	G047C ATTORNEY SPECIALIST	2	GRADE GS11
9	(17)	S108C DOC CONSTRUCTION DIVISION MANAGER	1	GRADE GS11
10	(18)	T015C DOC DEPUTY WARDEN	24	GRADE GS10
11	(19)	T006C ADC HEAD FARM MANAGER II	3	GRADE GS09
12	(20)	T033C DOC MAJOR	25	GRADE GS09
13	(21)	E022C EDUCATION & INSTRUCTION MANAGER	2	GRADE GS09
14	(22)	B042C ENGINEER	1	GRADE GS09
15	(23)	A038C FISCAL SUPPORT MANAGER	1	GRADE GS09
16	(24)	M009C LICENSED CERTIFIED SOCIAL WORKER	27	GRADE GS09
17	(25)	L033C PSYCHOLOGICAL EXAMINER	4	GRADE GS09
18	(26)	L041C ADC ASST MEDICAL PROGRAM MANAGER	1	GRADE GS08
19	(27)	S094C ADC CONSTRUCTION/MAINTENANCE COORD	4	GRADE GS08
20	(28)	T021C ADC HEAD FARM MANAGER I	3	GRADE GS08
21	(29)	S010C ADC INDUSTRY PROGRAM MANAGER	7	GRADE GS08
22	(30)	M031C ADMINISTRATOR OF CHAPLAINCY SVCS	1	GRADE GS08
23	(31)	T048C DOC CAPTAIN	55	GRADE GS08
24	(32)	A066C INTERNAL AUDITOR	1	GRADE GS08
25	(33)	M088C LICENSED MASTER SOCIAL WORKER	7	GRADE GS08
26	(34)	M020C LICENSED PROFESSIONAL COUNSELOR	74	GRADE GS08
27	(35)	V007C PROCUREMENT COORDINATOR	2	GRADE GS08
28	(36)	G121C REHAB PROGRAM MANAGER	9	GRADE GS08
29	(37)	A060C SENIOR AUDITOR	1	GRADE GS08
30	(38)	G142C ADC CLASSIFICATION ADMINISTRATOR	1	GRADE GS07
31	(39)	S096C ADC CONSTRUCTION PROJECT SUPERVISOR	15	GRADE GS07
32	(40)	G159C DEPARTMENT BUSINESS COORDINATOR	1	GRADE GS07
33	(41)	S019C DIRECTOR MAINTENANCE	10	GRADE GS07
34	(42)	T059C DOC FOOD PREPARATION MANAGER	20	GRADE GS07
35	(43)	T054C DOC LIEUTENANT	159	GRADE GS07
36	(44)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE GS07

1	(45)	M026C LICENSED SOCIAL WORKER	1	GRADE GS07
2	(46)	L052C REHAB FACILITY SUPERVISOR	5	GRADE GS07
3	(47)	M049C SENIOR CHAPLAIN	7	GRADE GS07
4	(48)	E041C SENIOR LIBRARIAN	1	GRADE GS07
5	(49)	M023C SUBSTANCE ABUSE PROGRAM COORD	4	GRADE GS07
6	(50)	B040C ADC AGRICULTURE PRODUCTION SUPERVISOR	1	GRADE GS06
7	(51)	T040C ADC ASSISTANT HEAD FARM MANAGER	4	GRADE GS06
8	(52)	S095C ADC CONSTRUCTION PROJECT SPECIALIST	9	GRADE GS06
9	(53)	S027C ADC INDUSTRIAL SUPERVISOR II	19	GRADE GS06
10	(54)	S105C ADC INDUSTRY PROGRAM SPECIALIST	1	GRADE GS06
11	(55)	T039C ADC INMATE TRANSPORTATION COORD	1	GRADE GS06
12	(56)	C037C ADMINISTRATIVE ANALYST	13	GRADE GS06
13	(57)	T053C AGRICULTURE UNIT SUPERVISOR II	31	GRADE GS06
14	(58)	M044C ASSOCIATE PROFESSIONAL COUNSELOR	14	GRADE GS06
15	(59)	M057C CHAPLAIN	18	GRADE GS06
16	(60)	L058C DISEASE INTERVENTION SPECIALIST	3	GRADE GS06
17	(61)	X133C DOC INTERNAL AFFAIRS INVESTIGATOR	2	GRADE GS06
18	(62)	T065C DOC CORRECTIONAL SERGEANT	886	GRADE GS06
19	(63)	T070C DOC FOOD PREPARATION SUPERVISOR	86	GRADE GS06
20	(64)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
21	(65)	C026C RECORDS/INTAKE SUPERVISOR	1	GRADE GS06
22	(66)	B076C RESEARCH PROJECT ANALYST	1	GRADE GS06
23	(67)	T061C SENIOR IA	1	GRADE GS06
24	(68)	S016C SKILLED TRADES FOREMAN	1	GRADE GS06
25	(69)	S022C SKILLED TRADES SUPERVISOR	1	GRADE GS06
26	(70)	M048C SUBSTANCE ABUSE PROGRAM LEADER	46	GRADE GS06
27	(71)	T041C WORK RELEASE PROGRAM SUPERVISOR	4	GRADE GS06
28	(72)	G216C ADC INMATE GRIEVANCE COORDINATOR	23	GRADE GS05
29	(73)	P044C ADC SALES REPRESENTATIVE	5	GRADE GS05
30	(74)	T071C ADC UNIT TRAINING SUPERVISOR	17	GRADE GS05
31	(75)	T058C AGRICULTURE UNIT SUPERVISOR I	3	GRADE GS05
32	(76)	C022C BUSINESS OPERATIONS SPECIALIST	17	GRADE GS05
33	(77)	G215C CAREER PLANNING & PLACEMENT SPECIALIST	2	GRADE GS05
34	(78)	G200C CLASSIFICATION & ASSIGNMENT OFFICER	20	GRADE GS05
35	(79)	X128C CORRECTIONAL UNIT ACCREDITATION SPEC	12	GRADE GS05
36	(80)	X127C DISCIPLINARY HEARING OFFICER	5	GRADE GS05

1	(81)	T076C DOC ADMIN REVIEW OFFICER	6	GRADE GS05
2	(82)	M059C DOC ADVISOR	14	GRADE GS05
3	(83)	S026C DOC ASST MAINTENANCE SUPERVISOR	14	GRADE GS05
4	(84)	T075C DOC CORPORAL	2,316	GRADE GS05
5	(85)	M058C DOC PROGRAM SPECIALIST	14	GRADE GS05
6	(86)	C024C DOC RECORDS SUPERVISOR	23	GRADE GS05
7	(87)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
8	(88)	R031C INSTITUTION HUMAN RESOURCES COORD	15	GRADE GS05
9	(89)	V015C PURCHASING SPECIALIST	1	GRADE GS05
10	(90)	M065C RECREATIONAL ACTIVITY SUPERVISOR	20	GRADE GS05
11	(91)	S043C ADC INDUSTRIAL SUPERVISOR I	7	GRADE GS04
12	(92)	T077C ADC MAILROOM SERVICES COORDINATOR	15	GRADE GS04
13	(93)	C056C ADMINISTRATIVE SPECIALIST III	35	GRADE GS04
14	(94)	T083C DOC CORRECTIONAL OFFICER I	2	GRADE GS04
15	(95)	A098C FISCAL SUPPORT SPECIALIST	13	GRADE GS04
16	(96)	R038C HUMAN RESOURCES ASSISTANT	22	GRADE GS04
17	(97)	R036C HUMAN RESOURCES SPECIALIST	2	GRADE GS04
18	(98)	S051C INSTRUMENTATION TECHNICIAN	1	GRADE GS04
19	(99)	V020C INVENTORY CONTROL MANAGER	2	GRADE GS04
20	(100)	C046C LEGAL SUPPORT SPECIALIST	2	GRADE GS04
21	(101)	S046C MAINTENANCE TECHNICIAN	25	GRADE GS04
22	(102)	V024C ADC PROPERTY OFFICER	2	GRADE GS03
23	(103)	C073C ADMINISTRATIVE SPECIALIST II	67	GRADE GS03
24	(104)	T081C COMMISSARY MANAGER	29	GRADE GS03
25	(105)	C087C ADMINISTRATIVE SPECIALIST I	<u>104</u>	GRADE GS02
26		MAX. NO. OF EMPLOYEES	4,527	

27

28 SECTION 9. EXTRA HELP. There is hereby authorized, for the Department
 29 of Corrections - Division of Correction for the 2023-2024 fiscal year, the
 30 following maximum number of part-time or temporary employees, to be known as
 31 "Extra Help", payable from funds appropriated herein for such purposes: one
 32 hundred seventy (170) temporary or part-time employees, when needed, at rates
 33 of pay not to exceed those provided in the Uniform Classification and
 34 Compensation Act, or its successor, or this act for the appropriate
 35 classification.

36

SECTION 10. APPROPRIATION - INMATE CARE & CUSTODY. There is hereby appropriated, to the Department of Corrections, to be payable from the Division of Correction Inmate Care and Custody Fund Account, for personal services and operating expenses of the Department of Corrections - Division of Correction - Inmate Care & Custody for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) REGULAR SALARIES	\$189,638,950
(02) EXTRA HELP	100,000
(03) PERSONAL SERVICES MATCHING	82,746,694
(04) OVERTIME	7,050,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	55,825,403
(B) CONF. & TRAVEL	155,398
(C) PROF. FEES	655,724
(D) CAP. OUTLAY	1,275,186
(E) DATA PROC.	0
(06) JAIL CONTRACTS	1,533,000
(07) ENERGY SAVINGS & EFFICIENCIES	<u>1,431,465</u>
TOTAL AMOUNT APPROPRIATED	<u>\$340,411,820</u>

SECTION 11. APPROPRIATION - INMATE WELFARE PROGRAM. 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 personal services and operating expenses of the Department of Corrections - Division of Correction - Inmate Welfare Program for the fiscal year ending June 30, 2024, the following:

ITEM NO.	FISCAL YEAR 2023-2024
(01) REGULAR SALARIES	\$968,948
(02) PERSONAL SERVICES MATCHING	445,100
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	14,028,560

1	(B) CONF. & TRAVEL	0
2	(C) PROF. FEES	0
3	(D) CAP. OUTLAY	1,750,000
4	(E) DATA PROC.	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$17,192,608</u>

6

7 SECTION 12. APPROPRIATION - WORK RELEASE PROGRAM. There is hereby

8 appropriated, to the Department of Corrections, to be payable from the cash

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

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

11 Department of Corrections - Division of Correction - Work Release Program for

12 the fiscal year ending June 30, 2024, the following:

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2023-2024</u>
16	(01) MAINT. & GEN. OPERATION	
17	(A) OPER. EXPENSE	\$5,394,120
18	(B) CONF. & TRAVEL	104,150
19	(C) PROF. FEES	100,000
20	(D) CAP. OUTLAY	2,427,590
21	(E) DATA PROC.	0
22	(02) DEBT SERVICE	<u>0</u>
23	TOTAL AMOUNT APPROPRIATED	<u>\$8,025,860</u>

24

25 SECTION 13. APPROPRIATION - PRISON INDUSTRY PROGRAM. There is hereby

26 appropriated, to the Department of Corrections, to be payable from the

27 Division of Correction Prison Industry Fund, for personal services and

28 operating expenses of the Department of Corrections - Division of Correction

29 - Prison Industry Program for the fiscal year ending June 30, 2024, the

30 following:

32	ITEM	FISCAL YEAR
33	<u>NO.</u>	<u>2023-2024</u>
34	(01) REGULAR SALARIES	\$2,349,087
35	(02) EXTRA HELP	10,000
36	(03) PERSONAL SERVICES MATCHING	992,931

1	(04) OVERTIME	8,000
2	(05) MAINT. & GEN. OPERATION	
3	(A) OPER. EXPENSE	7,905,213
4	(B) CONF. & TRAVEL	41,280
5	(C) PROF. FEES	100,000
6	(D) CAP. OUTLAY	751,500
7	(E) DATA PROC.	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$12,158,011</u>

9

10 SECTION 14. APPROPRIATION - FARM OPERATIONS PROGRAM. There is hereby

11 appropriated, to the Department of Corrections, to be payable from the

12 Division of Correction Farm Fund, for personal services and operating

13 expenses of the Department of Corrections - Division of Correction - Farm

14 Operations Program for the fiscal year ending June 30, 2024, the following:

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2023-2024</u>
18	(01) REGULAR SALARIES	\$2,871,466
19	(02) EXTRA HELP	10,000
20	(03) PERSONAL SERVICES MATCHING	1,112,347
21	(04) MAINT. & GEN. OPERATION	
22	(A) OPER. EXPENSE	12,900,000
23	(B) CONF. & TRAVEL	53,010
24	(C) PROF. FEES	138,354
25	(D) CAP. OUTLAY	900,000
26	(E) DATA PROC.	0
27	(05) PURCHASE CATTLE/MEAT	<u>650,000</u>
28	TOTAL AMOUNT APPROPRIATED	<u>\$18,635,177</u>

29

30 SECTION 15. APPROPRIATION - NON-TAX REVENUE RECEIPTS. There is hereby

31 appropriated, to the Department of Corrections, to be payable from the cash

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

33 Officer of the State, for operating expenses of the Department of Corrections

34 - Division of Correction - Non-Tax Revenue Receipts for the fiscal year

35 ending June 30, 2024, the following:

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2023-2024</u>
3	(01) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	\$341,000
5	(B) CONF. & TRAVEL	0
6	(C) PROF. FEES	30,000
7	(D) CAP. OUTLAY	0
8	(E) DATA PROC.	0
9	(02) CONSTRUCTION	<u>1,870,200</u>
10	TOTAL AMOUNT APPROPRIATED	<u><u>\$2,241,200</u></u>

11

12 SECTION 16. APPROPRIATION - ADC SEX OFFENDER ASSESSMENT. There is
 13 hereby appropriated, to the Department of Corrections, to be payable from the
 14 Sex and Child Offenders Registration Fund, for operating expenses of the
 15 Department of Corrections - Division of Correction - ADC Sex Offender
 16 Assessment for the fiscal year ending June 30, 2024, the following:

17

18	ITEM	FISCAL YEAR
19	<u>NO.</u>	<u>2023-2024</u>
20	(01) MAINT. & GEN. OPERATION	
21	(A) OPER. EXPENSE	\$50,000
22	(B) CONF. & TRAVEL	0
23	(C) PROF. FEES	0
24	(D) CAP. OUTLAY	0
25	(E) DATA PROC.	<u>0</u>
26	TOTAL AMOUNT APPROPRIATED	<u><u>\$50,000</u></u>

27

28 SECTION 17. APPROPRIATION - FIRE STATION - PROTECTION. There is hereby
 29 appropriated, to the Department of Corrections, to be payable from the cash
 30 fund deposited in the State Treasury as determined by the Chief Fiscal
 31 Officer of the State, for operating expenses of the Department of Corrections
 32 - Division of Correction - Fire Station - Protection for the fiscal year
 33 ending June 30, 2024, the following:

34

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2023-2024</u>

1	(01) MAINT. & GEN. OPERATION	
2	(A) OPER. EXPENSE	\$25,000
3	(B) CONF. & TRAVEL	0
4	(C) PROF. FEES	0
5	(D) CAP. OUTLAY	0
6	(E) DATA PROC.	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u><u>\$25,000</u></u>

8

9 SECTION 18. APPROPRIATION - PAWS IN PRISON. There is hereby

10 appropriated, to the Department of Corrections, to be payable from the cash

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

12 Officer of the State, for operating expenses of the Department of Corrections

13 - Division of Correction - Paws In Prison for the fiscal year ending June 30,

14 2024, the following:

16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2023-2024</u>
18	(01) PAWS IN PRISON	<u><u>\$150,000</u></u>

19

20 SECTION 19. APPROPRIATION - MEDICAL MONETARY SANCTIONS. There is

21 hereby appropriated, to the Department of Corrections, to be payable from the

22 cash fund deposited in the State Treasury as determined by the Chief Fiscal

23 Officer of the State, for comprehensive inmate/offender health services of

24 the Department of Corrections - Division of Correction - Medical Monetary

25 Sanctions for the fiscal year ending June 30, 2024, the following:

27	ITEM	FISCAL YEAR
28	<u>NO.</u>	<u>2023-2024</u>
29	(01) MEDICAL MONETARY SANCTIONS	<u><u>\$1,700,000</u></u>

30

31 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

33 MEDICAL/MENTAL HEALTH SERVICES - CONTINGENCY POSITIONS. If it has been

34 determined by the Board of Corrections that the Department of Corrections

35 cannot continue a medical contract with a private provider and the Board

36 deems it necessary to utilize Department staff to provide the required

1 services, the Department is allowed, upon notification of the Chief Fiscal
2 Officer of the State and after seeking prior review by the Arkansas
3 Legislative Council or Joint Budget Committee, to utilize the contingent
4 positions for medical services contained in this Act and make the appropriate
5 transfers from the Professional Fees and Services line item contained in the
6 Inmate Care & Custody appropriation of this Act to Regular Salaries, Personal
7 Services Matching and various Maintenance and General Operations
8 classifications. Further, the Department may utilize the service(s) of a
9 state-based or national-based Professional Recruitment Service, or network,
10 as may be necessary to recruit, fill, or maintain the occupancy of the
11 positions stated herein.

12 The provisions of this section shall be in effect only from July 1,
13 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

14

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

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,
7 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

8
9 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

11 REALLOCATION OF RESOURCES. Upon determination by the Board of Corrections
12 that a reallocation of resources within the Division of Community Correction
13 and Division of Correction is necessary for the efficient and effective
14 operation of the divisions, the Board, with approval of the Governor and
15 approval by the Arkansas Legislative Council or Joint Budget Committee, shall
16 have the authority to instruct the division directors, to request from the
17 Chief Fiscal Officer of the State, a transfer of positions, programs, funds,
18 appropriations, and line-item appropriations within or between existing and
19 newly created divisions, offices, sections, or units of the divisions. If it
20 is determined that the requested transfer should be made, the Chief Fiscal
21 Officer of the State shall then initiate the necessary transfer documents to
22 reflect the transfers upon the fiscal records of the State Treasurer, the
23 State Auditor, the Chief Fiscal Officer of the State, and the Divisions of
24 Correction and Community Correction. Provided, however, that the Board shall
25 be limited to submitting no more than two requests, encompassing a single
26 purpose listed in this section, during any fiscal year per division.

27 Transfer authority shall further be limited to no more than five percent (5%)
28 of the total General Revenue and Special Revenue appropriation, funding, and
29 positions specific to each agency. However, there shall be no fund transfers
30 to or from the County Jail Reimbursement Fund. A Reallocation of Resources
31 Transfer shall be limited to the following specific purposes:

- 32 a) Costs to open and operate temporary beds;
- 33 b) Payment of Debt Service;
- 34 c) Payment of Overtime Expenses;
- 35 d) Unanticipated increases for medical or private prison contracts;
- 36 e) Construction/renovation/equipping of new beds;

- 1 f) Deficits in Farm or Industry Program;
2 g) Losses not covered by insurance proceeds;
3 h) Costs of personnel for critical services necessary to carry out the
4 mission of the agency.

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

21 The provisions of this section shall be in effect only from July 1,
22 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

23
24 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOLIDAY
26 COMPENSATION. The Department of Corrections is authorized to pay employees
27 for hours of unused holidays in the employee's holiday account. Payments of
28 unused Holiday hours must be processed on or before June 1st in each fiscal
29 year. Employees terminating employment from the Department of Corrections
30 will be eligible for all holiday pay accrued. This request is contingent on
31 approval by the Chief Fiscal Officer of the State after the Secretary of the
32 Department of Corrections has verified that sufficient revenues are available
33 to make such payments to employees who have served in the following
34 classifications, with the exception that those employees wishing to accrue
35 banked hours be allowed the option to bank unused holiday hours in the
36 employee's holiday account, not to exceed one-hundred fifty (150) hours:

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Class

Code	Title	Grade
T033C	ADC/DCC MAJOR	GRADE GS09
T048C	ADC/DCC CAPTAIN	GRADE GS08
T054C	ADC/DCC LIEUTENANT	GRADE GS07
T059C	ADC/DCC FOOD PREPARATION MANAGER	GRADE GS07
T065C	ADC/DCC CORRECTIONAL SERGEANT	GRADE GS06
T070C	ADC/DCC FOOD PREPARATION SUPERVISOR	GRADE GS06
T075C	ADC/DCC CORPORAL	GRADE GS05
T083C	ADC/DCC CORRECTIONAL OFFICER I	GRADE GS04

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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

The provisions of this section shall be in effect only from July 1, ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

SECTION 25. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code Title 12, Chapter 27, Subchapter 1, is amended to codify special language in appropriation acts and to add an additional section to read as follows:

12-27-150. Juvenile sex offender assessments.

The Division of Correction may enter into a cooperative agreement with a qualified state treatment and assessment agency to conduct assessments of juveniles in the custody of the division who are required to register as sex offenders under § 9-27-356 and pay for services upon receipt of invoice.

1
2 SECTION 26. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code Title
3 12, Chapter 28, Subchapter 1, is amended to codify special language in
4 appropriation acts and to add an additional section to read as follows:

5 12-28-108. Inmate cost report.

6 (a)(1) Within ninety (90) days of the end of each state fiscal year,
7 the Director of the Division of Correction shall submit to the Legislative
8 Council a report of all direct and indirect costs incurred for housing and
9 caring for inmates incarcerated in the division's facilities.

10 (2) Costs shall be calculated and reported in total for the
11 division and in total by each division facility.

12 (3) The report submitted under subdivision (a)(1) of this
13 section shall also include:

14 (A) Overall cost per-inmate per-day;

15 (B) Cost per-inmate per-day for each division facility;

16 (C) Overall cost per-bed per-day; and

17 (D) Cost per-bed per-day for each division facility.

18 (b) In compiling costs and drafting the report under subsection (a) of
19 this section, the director shall:

20 (1)(A) Record all expenditures in a manner that provides for the
21 association of costs with each division facility.

22 (B) Costs not directly attributable to a particular
23 division facility such as overhead, administration, and inmate treatment
24 shall be allocated to each division facility on the basis of inmate
25 population.

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

28 (3)(A) Exclude capital outlay disbursements.

29 (B) However, depreciation expenses for all fixed
30 assets within a specific division facility shall be included.

31 (C) Depreciation expenses not directly associated
32 with the fixed assets of a particular division facility shall be allocated to
33 each division facility on the basis of inmate population;

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

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

1 inmates housed in local government facilities;

2 (6) Exclude all payments to local governments for inmates held
3 under § 12-30-401 et seq.;

4 (7)(A) Include the state matching requirements associated with
5 federal grant expenditures.

6 (B) Documentation shall be sufficiently maintained to
7 identify state matching costs by grant;

8 (8)(A) Deduct reimbursements for costs incurred.

9 (B) The amount of a reimbursement deducted shall be equal
10 to or less than the cost with which the reimbursement is associated; and

11 (9) Include all ancillary costs, including without limitation:

12 (A) Division expenses incurred through fund transfers;

13 (B) Retirement costs;

14 (C) Audit costs;

15 (D) Division costs for shared employees paid by another
16 state governmental entity;

17 (E) Inmate educational and rehabilitation costs; and

18 (F) Inmate related expenses incurred by the Attorney
19 General except for expenses resulting from the defense of habeas corpus
20 cases.

21 (c)(1) The division shall enumerate the number of inmates housed at
22 each division facility statewide each day throughout the fiscal year for
23 which costs are being reported.

24 (2) The enumeration described under subdivision (c)(1) of this
25 section shall be calculated in total inmate days and shall be categorized
26 into total direct and indirect costs compiled as required by this section.

27 (3) Inmates housed in local governmental facilities and being
28 held as inmates under § 12-30-401 et seq. shall be excluded from the
29 enumeration of inmates housed at division facilities.

30 (d) The division shall maintain documentation supporting the number of
31 inmates housed at division facilities.

32
33 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
35 JAIL REIMBURSEMENT FUND YEAR-END FUND BALANCE CARRY FORWARD. Notwithstanding
36 any law pertaining to the transfer of year-end fund balances or any law to

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

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

7 (1) Prior to June 30, ~~2022~~ 2023 the Agency shall by written statement set
8 forth its reason(s) for the need to carry forward said funding to the
9 Department of Finance and Administration Office of Budget;

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

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

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

29 The provisions of this section shall be in effect only from July 1,
30 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

31
32 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO
34 EXPENDITURE. The proceeds from the sale of feeder cattle by the Department
35 of Corrections - Division of Correction shall be deposited into the State
36 Treasury as a refund to expenditure to the credit of the appropriation

1 available to the Department of Corrections - Division of Correction for the
2 "Purchase Cattle/Meat" line item.

3 The provisions of this section shall be in effect only from July 1,
4 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

5
6 SECTION 29. 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 Corrections - Division of Correction is hereby authorized
10 to utilize Maintenance and General Operation Appropriation in conjunction
11 with surplus and/or salvageable materials for the purpose of implementing
12 construction projects to benefit the Department and its various programs.
13 Before such projects may be undertaken, a Method of Finance must be submitted
14 for prior review and approval by the Arkansas Legislative Council or Joint
15 Budget Committee, and review and approval by the Department of Finance and
16 Administration and the Building Authority Division of the Department of
17 Finance and Administration.

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

34 The provisions of this section shall be in effect only from July 1,
35 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

36

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

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,
28 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

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

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

19 The provisions of this section shall be in effect only from July 1,
20 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

21

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

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 Corrections may operate more

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

10 The provisions of this section shall be in effect only from July 1,
11 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

12
13 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NEW
15 FACILITIES. If it is found that contracting for the operation of new
16 facilities is economically beneficial to the State of Arkansas, the
17 Department of Corrections may, after receiving approval of the Chief Fiscal
18 Officer, and seeking prior review and approval by the Arkansas Legislative
19 Council or Joint Budget Committee, transfer from any line item appropriation
20 contained in the Inmate Care & Custody appropriation of this Act into the
21 Professional Fees and Services line item contained in the Inmate Care &
22 Custody appropriation of this Act to operate new facilities.
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,
4 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

5
6 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

15 Determining the maximum number of employees and the maximum amount of
16 appropriation and general revenue funding for a state agency each fiscal year
17 is the prerogative of the General Assembly. This is usually accomplished by
18 delineating such maximums in the appropriation act(s) for a state agency and
19 the general revenue allocations authorized for each fund and fund account by
20 amendment to the Revenue Stabilization law. Further, the General Assembly
21 has determined that the Department of Corrections may operate more
22 efficiently if some flexibility is provided to the Department of Corrections
23 authorizing broad powers under this Section. Therefore, it is both necessary
24 and appropriate that the General Assembly maintain oversight by requiring
25 prior approval of the Legislative Council or 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 The provisions of this section shall be in effect only from July 1,
32 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

33
34 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
36 OF APPROPRIATION TO THE COUNTY JAIL REIMBURSEMENT FUND. If any savings of

1 general revenue appropriation and funds accrue during the ~~2022-2023~~ 2023-2024
2 fiscal year in the operations of the Department of Corrections - Division of
3 Correction & Community Correction, the Secretary of the Department of
4 Corrections may request a transfer of appropriation from any line item
5 appropriation to the County Jail Reimbursement Fund in order to meet
6 obligations to counties for housing state inmates. Such transfer request
7 shall be made upon the approval of the Chief Fiscal Officer of the State and
8 prior review and approval by the Arkansas Legislative Council or Joint Budget
9 Committee.

10 The provisions of this section shall be in effect only from July 1,
11 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

12
13 SECTION 36. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code Title
14 12, Chapter 41, Subchapter 1, is amended to codify special language in
15 appropriation acts and to add an additional section to read as follows:

16 12-41-110. Cost report for state inmates housed in local facilities.

17 (a)(1) The Association of Arkansas Counties shall compile and submit
18 an annual report to the Legislative Council outlining all costs incurred,
19 excluding construction costs, by local government units that house state
20 inmates sentenced to the Division of Correction and the Division of Community
21 Correction.

22 (2) The annual report under subdivision (a)(1) of this section
23 shall be a representative sample of all counties housing state inmates and
24 shall be submitted no later than July 1 of the calendar year immediately
25 following the reporting year.

26 (b) The association in coordination with Arkansas Legislative Audit
27 shall determine which counties shall be included in the sample and shall
28 include a sufficient number of counties based upon varying population sizes
29 and representing each congressional district to ensure a fair representation
30 of costs incurred.

31 (c)(1) Guidelines for preparing the annual report under subdivision
32 (a)(1) of this section shall be developed by the Arkansas Legislative Audit
33 in coordination with the association.

34 (2) Arkansas Legislative Audit shall test the accuracy of the
35 information submitted in the routine audit of an applicable county.

36

1 SECTION 37. SPECIAL LANGUAGE. SPECIAL LANGUAGE – CODE AMENDMENT.

2 Arkansas Code § 12-27-123 is amended to codify special language in
3 appropriation acts to read as follows:

4 12-27-123. Supervision and transfer of employees – Additional
5 compensation.

6 (a) All employees of the Department of Corrections shall be under the
7 direct supervision and control of the Secretary of the Department of
8 Corrections, who shall report directly to the Board of Corrections.

9 (b) The Compliance Division, which consists of but is not limited to a
10 compliance attorney and an auditor, shall be under the direct authority of
11 the board.

12 (c)(1) The Department of Corrections may award additional compensation
13 to exempt employees who are members of the emergency response unit.

14 (2) These employees are eligible to receive up to three percent
15 (3%) per hour additional compensation for the actual number of hours that an
16 employee spends on an emergency response action.

17
18 SECTION 38. SPECIAL LANGUAGE. SPECIAL LANGUAGE – CODE AMENDMENT.

19 Arkansas Code § 12-27-103(b), concerning the powers and duties of the
20 Division of Correction, is amended to add an additional subdivision to read
21 as follows:

22 (19) The Division of Correction may deposit the proceeds from
23 the sale of state property through the Marketing and Redistribution Section
24 as cash funds deposited in the State Treasury as determined by the Chief
25 Fiscal Officer of the State in an amount not to exceed one hundred thousand
26 dollars (\$100,000) to be used for the operating expenses of the Paws in
27 Prison program.

28
29 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

31 PROMOTIONAL ITEMS. The Department of Corrections - Division of Correction is
32 hereby authorized to purchase from Maintenance & General Operations
33 Classifications in the Industry Program (SDD0100) appropriation provided by
34 this act, up to an amount not to exceed \$5,000 each fiscal year for
35 promotional items produced by its prison industry division, to meet the
36 Agency's employee recruitment needs; subject to the authorization of the

1 Director of the Agency, and with the approval of the Chief Fiscal Officer of
2 the State. The Director of the Agency shall report quarterly to the Board of
3 Corrections the amount and type of promotional items purchased under this
4 Section.

5 The provisions of this section shall be in effect only from July 1,
6 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

7
8 SECTION 40. SPECIAL LANGUAGE – CODE AMENDMENT. Arkansas Code Title
9 12, Chapter 41, Subchapter 8, is amended to add an additional section to
10 codify special language in appropriation acts to read as follows:

11 12-41-810. Juvenile offender transportation.

12 (a) Funds appropriated to the Department of Corrections for the
13 transportation of juveniles shall be used to provide grants and
14 reimbursements to local government units that have juvenile detention
15 facilities for the transportation of juvenile offenders to the appropriate
16 care or custody facilities or any other licensed juvenile facility approved
17 by the court or as may be provided by law.

18 (b) A grant or reimbursement for juvenile offender transportation
19 costs under subsection (a) of this section shall be made in accordance with
20 the procedures and criteria developed and administered by the Office of
21 Criminal Detention Facilities Review Coordinator.

22
23 SECTION 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
25 FORWARD - ENERGY, MAINTENANCE & OPERATIONAL SAVINGS. Any unexpended balance
26 of funds authorized in this Act for guaranteed energy, maintenance, and
27 operational savings generated through energy usage, solar power, waste
28 management, water conservation, and similar efficiency efforts on June 30
29 ~~2023~~ 2024 shall be carried forward and made available for the same purpose
30 for the fiscal year ending June 30, ~~2024~~ 2025. Any realized savings and
31 expenditures shall be reported to the Arkansas Legislative Council or Joint
32 Budget Committee no later than thirty (30) days prior to the time the Agency
33 presents its budget request to the Legislative Council/Joint Budget
34 Committee. This authority authorizes the reinvestment of guaranteed savings
35 for future and existing energy conservation projects.

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

1 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

2
3 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
5 OF FUNDS. The Arkansas Department of Corrections shall provide funding each
6 year in an amount not to exceed \$100,000 for a Deputy Prosecuting Attorney
7 who will be assigned to handle the prosecution of offenses occurring at the
8 Arkansas Department of Corrections. Upon request by the Auditor of the State,
9 the Chief Fiscal Officer of the State shall transfer an amount not to exceed
10 \$100,000 from an account designated by the Secretary of the Department of
11 Corrections to the State Central Services Fund as a direct revenue to fund a
12 Deputy Prosecuting Attorney who will be assigned to handle the prosecution of
13 offenses occurring at the Arkansas Department of Corrections.

14 The provisions of this section shall be in effect only from July 1,
15 ~~2022~~ 2023 through June 30, ~~2023~~ 2024.

16
17 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED
19 SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared
20 Services paying account on his or her books and on the books of the Treasurer
21 of State and the Auditor of State for the payment of personal services and
22 operating expenses in the Shared Services Paying Account Appropriation by the
23 Department of Corrections.

24 (2) The Chief Fiscal Officer of the State shall direct the transfer
25 of funds and appropriations to the Shared Services Paying Account
26 appropriation section of this act on the books of the Treasurer of State, the
27 Auditor of State, and the Chief Fiscal Officer of the State.

28 (3) The transfer authority provided to the department in
29 subdivision (a)(2) of this section may be used to make transfers only within
30 the department's appropriation act or between other appropriation acts
31 authorized for the department.

32 (4) The provisions of this section shall be in effect from the
33 date of passage through June 30, ~~2023~~ 2024.

34
35 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REGULAR

SALARIES - CONTINGENT POSITIONS. There is hereby established for the Department of Corrections Contingent Positions for the 2023-2024 fiscal year, the following maximum number of regular employees.

CONTINGENT POSITIONS - MEDICAL SERVICES

<u>ITEM</u>	<u>CLASS</u>	<u>TITLE</u>	<u>MAXIMUM NO. OF EMPLOYEES</u>	<u>MAXIMUM ANNUAL SALARY RATE FISCAL YEAR 2023-2024</u>
(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
(06)		UNIT/FACILITY MEDICAL MGR	15	90,000
(07)		RNP/PA	13	85,000
(08)		DIR OF MEDICAL RECORDS	1	75,000

PATIENT CARE

(01)	L005N	PSYCHIATRIST	1	GRADE MP08
(02)	L008N	PHYSICIAN - STAFF	1	GRADE MP07
(03)	L013N	DENTAL DIRECTOR	1	GRADE MP06
(04)	L011N	DENTIST	16	GRADE MP06
(05)	L016N	REGISTERED PHARMACIST	3	GRADE MP05
(06)	L003C	PSYCHOLOGIST - PT	1	GRADE MP03
(07)	L009C	NURSE MANAGER	1	GRADE MP03
(08)	L019C	REGISTERED NURSE COORD	13	GRADE MP02
(09)	L027C	REGISTERED NURSE SUPERVISOR	45	GRADE MP02
(10)	L032C	REGISTERED NURSE HOSPITAL	7	GRADE MP01
(11)	L033C	PSYCH. EXAMINER	1	GRADE GS09
(12)	L024N	PSYCHIATRIC DIRECTOR	1	GRADE GS09
(13)	L064C	RADIOLOGY TECHNICIAN	8	GRADE GS07
(14)	M026C	LICENSED SOCIAL WORKER	6	GRADE GS07
(15)	L069C	LICENSED PRACTICAL NURSE	205	GRADE GS05
(16)	B111C	LABORATORY TECHNICIAN	3	GRADE GS04

1	<u>PATIENT CARE - CLASSIFIED POSITIONS</u>		
2	<u>(01) L071C</u>	<u>DENTAL HYGIENIST</u>	<u>9</u> <u>GRADE GS05</u>
3	<u>(02) L081C</u>	<u>DENTAL ASSISTANT</u>	<u>15</u> <u>GRADE GS04</u>
4	<u>(03) C056C</u>	<u>ADMINISTRATIVE SPEC III</u>	<u>13</u> <u>GRADE GS04</u>
5	<u>(04) C053C</u>	<u>MEDICAL RECORDS TECH</u>	<u>26</u> <u>GRADE GS03</u>
6	<u>(05) C073C</u>	<u>ADMINISTRATIVE SPEC II</u>	<u>9</u> <u>GRADE GS03</u>
7			
8	<u>NON-PATIENT CARE - CLASSIFIED POSITIONS</u>		
9	<u>(01)</u>	<u>CHIEF PSYCHIATRIC SERV.</u>	<u>1</u> <u>\$400,000</u>
10	<u>(02)</u>	<u>VP OPERATIONS</u>	<u>1</u> <u>200,000</u>
11	<u>(03)</u>	<u>REGIONAL MANAGER</u>	<u>3</u> <u>120,000</u>
12	<u>(04)</u>	<u>PSYCHIATRIC SPECIALIST</u>	<u>6</u> <u>GRADE MP08</u>
13	<u>(05) A014C</u>	<u>FISCAL DIVISION MANAGER</u>	<u>1</u> <u>GRADE GS12</u>
14	<u>(06) D030C</u>	<u>INFO SYSTEMS COORDINATOR</u>	<u>1</u> <u>GRADE IT07</u>
15	<u>(07) G238C</u>	<u>ADMINISTRATOR</u>	<u>1</u> <u>GRADE GS09</u>
16	<u>(08) A089C</u>	<u>ACCOUNTANT I</u>	<u>1</u> <u>GRADE GS07</u>
17	<u>(09) G178C</u>	<u>POLICY DEVELOPMENT COORDINATOR</u>	<u>1</u> <u>GRADE GS06</u>
18	<u>(10) V014C</u>	<u>BUYER</u>	<u>2</u> <u>GRADE GS05</u>
19	<u>(11) R031C</u>	<u>INSTITUTIONAL HR COORDINATOR</u>	<u>1</u> <u>GRADE GS05</u>
20	<u>(12) D079C</u>	<u>COMPUTER SUPPORT TECH</u>	<u>1</u> <u>GRADE IT02</u>
21	<u>(13) R036C</u>	<u>HR SPECIALIST</u>	<u>1</u> <u>GRADE GS04</u>
22	<u>(14) A098C</u>	<u>FISCAL SUPPORT SPECIALIST</u>	<u>1</u> <u>GRADE GS04</u>
23	<u>(15) A101C</u>	<u>ACCOUNTING TECH</u>	<u>4</u> <u>GRADE GS04</u>
24	<u>(16) C065C</u>	<u>SECRETARY/ADMIN ASSISTANT</u>	<u>1</u> <u>GRADE GS04</u>
25	<u>(17) L082C</u>	<u>NURSING ASSISTANT</u>	<u>53</u> <u>GRADE GS02</u>
26	<u>(18) V029C</u>	<u>PURCHASING ASSISTANT</u>	<u>1</u> <u>GRADE GS01</u>
27	<u>GRAND TOTAL</u>	<u>CONTINGENT EMPLOYEES</u>	<u>514</u>

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

31 The provisions of this section shall be in effect only from July 1,
 32 2023 through June 30, 2024.

33
 34 SECTION 45. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 35 authorized by this act shall be limited to the appropriation for such agency
 36 and funds made available by law for the support of such appropriations; and

1 the restrictions of the State Procurement Law, the General Accounting and
2 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
3 Procedures and Restrictions Act, or their successors, and other fiscal
4 control laws of this State, where applicable, and regulations promulgated by
5 the Department of Finance and Administration, as authorized by law, shall be
6 strictly complied with in disbursement of said funds.

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

16
17 SECTION 47. EMERGENCY CLAUSE. It is found and determined by the
18 General Assembly, that the Constitution of the State of Arkansas prohibits
19 the appropriation of funds for more than a one (1) year period; that the
20 effectiveness of this Act on July 1, 2023 is essential to the operation of
21 the agency for which the appropriations in this Act are provided, and that in
22 the event of an extension of the legislative session, the delay in the
23 effective date of this Act beyond July 1, 2023 could work irreparable harm
24 upon the proper administration and provision of essential governmental
25 programs. Therefore, an emergency is hereby declared to exist and this Act
26 being necessary for the immediate preservation of the public peace, health
27 and safety shall be in full force and effect from and after July 1, 2023.