

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003

# A Bill

HOUSE BILL 1574

4  
5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE  
11 DEPARTMENT OF CORRECTION FOR THE BIENNIAL PERIOD  
12 ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.  
13

## Subtitle

14  
15 AN ACT FOR THE DEPARTMENT OF CORRECTION  
16 APPROPRIATION FOR THE 2003-2005  
17 BIENNIUM.  
18  
19  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. REGULAR SALARIES. There is hereby established for the  
24 Department of Correction for the 2003-2005 biennium, the following maximum  
25 number of regular employees whose salaries shall be governed by the  
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
28 Provided, however, that any position to which a specific maximum annual  
29 salary is set out herein in dollars, shall be exempt from the provisions of  
30 said Uniform Classification and Compensation Act. All persons occupying  
31 positions authorized herein are hereby governed by the provisions of the  
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
33 or its successor.  
34

35 Maximum Annual  
36 Maximum Salary Rate



02172003KCA1301.KCA560

Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	2003-2004	2004-2005
3	(1) 6617	PSYCHIATRIC SPECIALIST	5	\$138,118	\$140,902
4	(2) 9933	COR DIRECTOR	1	\$116,223	\$118,700
5	(3) 9257	COR CHIEF DEPUTY DIRECTOR	1	\$87,401	\$89,462
6	(4) 8904	CORRECTION DEPUTY DIRECTOR	2	\$85,831	\$87,862
7	(5) 9822	COR ASST DIRECTOR	3	\$82,690	\$84,661
8	(6) 9823	CORRECTIONAL SUPERINTENDENT	1	\$78,259	\$80,146
9	(7) 8055	COR INDUSTRY ADMINISTRATOR	1	\$74,480	\$76,295
10	(8) 9935	COR FARM ADMINISTRATOR	1	\$74,479	\$76,294
11	(9) 7353	COR MENTAL HLTH SVCS ADMR	2	\$68,367	\$70,066
12	(10) 9876	CORRECTION COMPLIANCE ATTORNEY	1	\$66,814	\$68,484
13	(11) 056Z	COR HEAD FARM MANAGER II	4	GRADE 26	
14	(12) 102Z	CORRECTIONAL WARDEN	14	GRADE 26	
15	(13) 827Z	DP CENTER MANAGER	2	GRADE 26	
16	(14) L134	PSYCHOLOGIST SUPERVISOR	3	GRADE 26	
17	(15) 019Z	DCP ADMIN SVCS MGR	1	GRADE 25	
18	(16) 054Z	COR HEAD FARM MANAGER I	2	GRADE 25	
19	(17) L124	PSYCHOLOGIST	10	GRADE 25	
20	(18) R170	ATTORNEY SPECIALIST	6	GRADE 25	
21	(19) 044Z	COR CONSTRUCTION/MAINTENANCE COORD	3	GRADE 24	
22	(20) 115Z	COR WARDEN I	1	GRADE 24	
23	(21) 962Z	CC/COR ACCOUNTING SUPERVISOR	2	GRADE 24	
24	(22) 091Z	ASST WARDEN	22	GRADE 23	
25	(23) 108Z	COR MEDICAL/DENTAL ADMR	1	GRADE 23	
26	(24) 117Z	COR AGRI PRODUCTION SUPERVISOR	2	GRADE 23	
27	(25) 196Z	COR BOOT CAMP ADMINISTRATOR	1	GRADE 23	
28	(26) D100	DP SENIOR PROJECT LEADER	1	GRADE 23	
29	(27) N334	COR ASST TO THE DIR/PUB RELATIONS	1	GRADE 23	
30	(28) T064	WORK RELEASE CENTER SUPV III	1	GRADE 23	
31	(29) 114Z	COR CLASSIFICATION ADMINISTRATOR	1	GRADE 22	
32	(30) 119Z	CC/COR PERSONNEL MANAGER	1	GRADE 22	
33	(31) 904Z	REHAB PROGRAM ADMINISTRATOR	8	GRADE 22	
34	(32) A032	AGENCY FISCAL MANAGER	2	GRADE 22	
35	(33) D106	DP OPERATIONS MANAGER	1	GRADE 22	
36	(34) D124	LEAD PROGRAMMER/ANALYST	3	GRADE 22	

1	(35)	E010	COR TRAINING ADMINISTRATOR	1	GRADE 22
2	(36)	R033	COR INTERNAL AFFAIRS ADMINISTRATOR	1	GRADE 22
3	(37)	T014	CHIEF SECURITY OFFICER	25	GRADE 22
4	(38)	T072	COR INMATE TRANSPORTATION COORD	1	GRADE 22
5	(39)	Y026	COR CONSTRUCTION/MAINT SUPV II	16	GRADE 22
6	(40)	949Z	COR INDUSTRY PRGM TRADE SPEC SUPV	3	GRADE 21
7	(41)	A008	ACCOUNTING SUPERVISOR II	4	GRADE 21
8	(42)	A251	SR AUDITOR	4	GRADE 21
9	(43)	D036	SR PROGRAMMER/ANALYST	3	GRADE 21
10	(44)	D123	APPLICATIONS & SYSTEMS ANALYST	5	GRADE 21
11	(45)	H001	COR COMMODITY & FOOD SVC ADMR	1	GRADE 21
12	(46)	L122	PSYCHOLOGICAL EXAMINER II	20	GRADE 21
13	(47)	M014	ADMINISTRATOR OF CHAPLAINCY SVCS	1	GRADE 21
14	(48)	R298	AGENCY PROGRAM COORDINATOR	1	GRADE 21
15	(49)	T008	CC/COR OFFICER IV	45	GRADE 21
16	(50)	T066	WORK RELEASE CENTER SUPV II	3	GRADE 21
17	(51)	V016	COR PROCUREMENT & PROPERTY MANAGER	1	GRADE 21
18	(52)	Y018	COR ASST HEAD FARM MANAGER	4	GRADE 21
19	(53)	Y020	COR INDUSTRY PRGM MANAGER	9	GRADE 21
20	(54)	A056	INTERNAL AUDITOR	2	GRADE 20
21	(55)	A186	COR BUDGET MANAGER	1	GRADE 20
22	(56)	E012	COR INDUSTRIAL SUPV II	35	GRADE 20
23	(57)	E100	COR TRAINING ACADEMY SUPERVISOR	2	GRADE 20
24	(58)	E114	STAFF DEVELOPMENT COORDINATOR	1	GRADE 20
25	(59)	L070	NURSE II	1	GRADE 20
26	(60)	M016	SR CHAPLAIN	5	GRADE 20
27	(61)	M045	COR REHAB FACILITY SUPERVISOR	4	GRADE 20
28	(62)	M088	SOCIAL WORKER II	27	GRADE 20
29	(63)	M115	SUBSTANCE ABUSE PROGRAM COORD	39	GRADE 20
30	(64)	R266	MANAGEMENT PROJECT ANALYST II	30	GRADE 20
31	(65)	T006	CC/COR OFFICER III	148	GRADE 20
32	(66)	T016	AGRI UNIT SUPERVISOR II	30	GRADE 20
33	(67)	Y123	COR CONSTRUCTION ELECTRICAL SUPV	3	GRADE 20
34	(68)	Y125	COR CONSTRUCTION PLUMBER SUPV	3	GRADE 20
35	(69)	Y127	COR CONSTRUCTION REFRIGERATION SUPV	4	GRADE 20
36	(70)	H030	CC/COR FOOD PRODUCTION MGR II	21	GRADE 19

1	(71)	L120	PSYCHOLOGICAL EXAMINER I	1	GRADE 19
2	(72)	M019	CHAPLAIN	18	GRADE 19
3	(73)	M086	SOCIAL WORKER I	2	GRADE 19
4	(74)	M107	COR COUNSELING PROGRAM LEADER	87	GRADE 19
5	(75)	M114	SUBSTANCE ABUSE PROGRAM LEADER	5	GRADE 19
6	(76)	Q068	PUB HLTH INVESTIGATOR II	5	GRADE 19
7	(77)	R030	ASST PERSONNEL MANAGER	17	GRADE 19
8	(78)	R048	BUDGET SPECIALIST	1	GRADE 19
9	(79)	R068	EEO/GRIEVANCE OFFICER	4	GRADE 19
10	(80)	R070	COR MARKETING SPECIALIST	1	GRADE 19
11	(81)	R150	RESEARCH PROJECT ANALYST	1	GRADE 19
12	(82)	T010	CC/COR SERGEANT	827	GRADE 19
13	(83)	T068	WORK RELEASE CENTER SUPV I	6	GRADE 19
14	(84)	T075	RECORDS/INTAKE SUPV	4	GRADE 19
15	(85)	V008	BUYER III	1	GRADE 19
16	(86)	A111	ACCOUNTANT	14	GRADE 18
17	(87)	A114	CC/COR BUSINESS MANAGER	16	GRADE 18
18	(88)	D128	P C SUPPORT SPECIALIST	2	GRADE 18
19	(89)	E011	COR INDUSTRIAL SUPV	4	GRADE 18
20	(90)	E053	COR UNIT TRAINING SUPERVISOR	3	GRADE 18
21	(91)	E072	TRAINING INSTRUCTOR	17	GRADE 18
22	(92)	M050	RECREATIONAL ACTIVITY LEADER SUPV	13	GRADE 18
23	(93)	M096	CC/COR PROGRAM COORD	8	GRADE 18
24	(94)	M105	CC/COR COUNSELOR	5	GRADE 18
25	(95)	R072	COR SALES REPRESENTATIVE	2	GRADE 18
26	(96)	R264	MANAGEMENT PROJECT ANALYST I	1	GRADE 18
27	(97)	R322	CC/COR UNIT PERS & TRNG OFFICER	3	GRADE 18
28	(98)	T005	CC/COR OFFICER II	2,094	GRADE 18
29	(99)	T012	DISCIPLINARY HEARING OFFICER	10	GRADE 18
30	(100)	T062	PAROLE/PROBATION OFFICER	5	GRADE 18
31	(101)	V040	PURCHASE AGENT II/PURCHASE AGENT	7	GRADE 18
32	(102)	W009	CC/COR RECORDS SUPERVISOR	19	GRADE 18
33	(103)	X450	CC/COR INTERNAL AFFAIRS INVESTGTR	12	GRADE 18
34	(104)	Y005	AUTO/DIESEL MECHANIC SUPERVISOR	1	GRADE 18
35	(105)	Y131	CC/COR CONSTR/MAINT SUPV I	41	GRADE 18
36	(106)	E055	CC/COR UNIT TRAINER	4	GRADE 17

1	(107)	H029	CC/COR FOOD PRODUCTION MANAGER I	80	GRADE 17
2	(108)	L004	COR HIV/AIDS EDUCATOR	1	GRADE 17
3	(109)	M144	COR VOLUNTEER SERVICE COORDINATOR	1	GRADE 17
4	(110)	R010	ADMINISTRATIVE ASSISTANT II	7	GRADE 17
5	(111)	R049	CLASSIFICATION & ASSIGNMENT OFFICER	14	GRADE 17
6	(112)	R190	PERSONNEL OFFICER II	3	GRADE 17
7	(113)	R321	COR GRIEVANCE OFFICER	9	GRADE 17
8	(114)	V030	INVENTORY CONTROL MANAGER	4	GRADE 17
9	(115)	A053	INSURANCE SPECIALIST II	1	GRADE 16
10	(116)	R105	MANAGER OF MAILING SERVICES	1	GRADE 16
11	(117)	V076	COR PROPERTY OFFICER	3	GRADE 16
12	(118)	X318	CC/COR ADMIN REVIEW OFFICER	11	GRADE 16
13	(119)	A063	PAYROLL OFFICER	3	GRADE 15
14	(120)	A108	ACCOUNTING TECHNICIAN II	38	GRADE 15
15	(121)	K011	ADMINISTRATIVE OFFICE SUPERVISOR	1	GRADE 15
16	(122)	M048	RECREATIONAL ACTIVITY LEADER II	2	GRADE 15
17	(123)	R009	ADMINISTRATIVE ASSISTANT I	1	GRADE 15
18	(124)	H023	COMMISSARY MANAGER	21	GRADE 14
19	(125)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	5	GRADE 14
20	(126)	K117	MEDICAL OR LEGAL SECRETARY	1	GRADE 14
21	(127)	K153	SECRETARY II	93	GRADE 13
22	(128)	R125	PERSONNEL OFFICER	4	GRADE 13
23	(129)	A106	ACCOUNTING TECHNICIAN I	4	GRADE 12
24	(130)	K039	DOCUMENT EXAMINER II	48	GRADE 12
25	(131)	K181	MAILROOM SUPERVISOR	1	GRADE 12
26	(132)	K155	SECRETARY I	33	GRADE 11
27	(133)	V043	SHIPPING & RECEIVING CLERK	1	GRADE 11
28	(134)	K023	CLERICAL ASSISTANT	<u>3</u>	GRADE 10
29			MAX. NO. OF EMPLOYEES	4,270	

30

31 SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of  
 32 Correction for the 2003-2005 biennium, the following maximum number of part-  
 33 time or temporary employees, to be known as "Extra Help", payable from funds  
 34 appropriated herein for such purposes: one hundred twenty (120) temporary or  
 35 part-time employees, when needed, at rates of pay not to exceed those  
 36 provided in the Uniform Classification and Compensation Act, or its

1 successor, or this act for the appropriate classification.

2

3 SECTION 3. APPROPRIATION - INMATE CARE & CUSTODY. There is hereby  
 4 appropriated, to the Department of Correction, to be payable from the  
 5 Department of Correction Inmate Care and Custody Fund Account, for personal  
 6 services and operating expenses of the Department of Correction - Inmate Care  
 7 & Custody for the biennial period ending June 30, 2005, the following:

8

9 ITEM	FISCAL YEARS	
10 NO.	2003-2004	2004-2005
11 (01) REGULAR SALARIES	\$ 96,049,159	\$ 96,049,159
12 (02) EXTRA HELP	90,000	90,000
13 (03) PERSONAL SERVICE MATCH	30,249,842	30,249,842
14 (04) OVERTIME	550,000	550,000
15 (05) EXTRA SALARY	13,522	13,522
16 (06) MAINT. & GEN. OPERATION		
17 (A) OPER. EXPENSE	25,214,451	25,214,451
18 (B) CONF. & TRAVEL	136,000	136,000
19 (C) PROF. FEES	27,577,216	27,577,216
20 (D) CAP. OUTLAY	110,966	110,966
21 (E) DATA PROC.	831,494	831,494
22 (07) CORRECTIONAL SCHOOL DISTRICT AID	70,448	70,448
23 (08) JAIL CONTRACTS/REIMBURSEMENT	<u>4,339,592</u>	<u>4,339,592</u>
24 TOTAL AMOUNT APPROPRIATED	<u>\$ 185,232,690</u>	<u>\$ 185,232,690</u>

25

26 SECTION 4. APPROPRIATIONS - INMATE WELFARE PROGRAM. There is hereby  
 27 appropriated, to the Department of Correction, to be payable from cash funds  
 28 as defined by Arkansas Code 19-4-801 of the Department of Correction, for  
 29 personal services and operating expenses of the Department of Correction -  
 30 Inmate Welfare Program for the biennial period ending June 30, 2005, the  
 31 following:

32

33 ITEM	FISCAL YEARS	
34 NO.	2003-2004	2004-2005
35 (01) REGULAR SALARIES	\$ 876,794	\$ 900,468
36 (02) PERSONAL SERVICE MATCH	318,204	323,076

1	(03) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	7,864,789	8,841,789
3	(B) CONF. & TRAVEL	0	0
4	(C) PROF. FEES	0	0
5	(D) CAP. OUTLAY	100,000	100,000
6	(E) DATA PROC.	<u>0</u>	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 9,159,787</u>	<u>\$ 10,165,333</u>

8

9 SECTION 5. APPROPRIATIONS - WORK RELEASE PROGRAM. There is hereby

10 appropriated, to the Department of Correction, to be payable from cash funds

11 as defined by Arkansas Code 19-4-801 of the Department of Correction, for

12 operating expenses and debt service of the Department of Correction - Work

13 Release Program for the biennial period ending June 30, 2005, the following:

15	ITEM	FISCAL YEARS	
16	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
17	(01) MAINT. & GEN. OPERATION		
18	(A) OPER. EXPENSE	\$ 2,513,321	\$ 2,506,042
19	(B) CONF. & TRAVEL	40,000	40,000
20	(C) PROF. FEES	1,000,000	1,000,000
21	(D) CAP. OUTLAY	1,510,247	1,562,334
22	(E) DATA PROC.	225,000	225,000
23	(02) DEBT SERVICE	<u>500,000</u>	<u>500,000</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 5,788,568</u>	<u>\$ 5,833,376</u>

25

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

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

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

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

30 for the biennial period ending June 30, 2005, the following:

32	ITEM	FISCAL YEARS	
33	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
34	(01) REGULAR SALARIES	\$ 1,871,689	\$ 1,922,225
35	(02) EXTRA HELP	10,000	10,000
36	(03) PERSONAL SERVICE MATCH	587,852	598,251

1	(04) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	5,548,856	5,551,856
3	(B) CONF. & TRAVEL	25,000	25,000
4	(C) PROF. FEES	0	0
5	(D) CAP. OUTLAY	120,000	57,500
6	(E) DATA PROC.	<u>0</u>	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 8,163,397</u>	<u>\$ 8,164,832</u>

8

9 SECTION 7. EXTRA HELP - PRISON INDUSTRY PROGRAM. There is hereby

10 authorized, for the Department of Correction - Prison Industry Program for

11 the 2003-2005 biennium, the following maximum number of part-time or

12 temporary employees, to be known as "Extra Help", payable from funds

13 appropriated herein for such purposes: twenty five (25) temporary or part-

14 time employees, when needed, at rates of pay not to exceed those provided in

15 the Uniform Classification and Compensation Act, or its successor, or this

16 act for the appropriate classification.

17

18 SECTION 8. APPROPRIATION - FARM OPERATIONS PROGRAM. There is hereby

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

20 Department of Correction Farm Fund, for personal services and operating

21 expenses of the Department of Correction - Farm Operations Program for the

22 biennial period ending June 30, 2005, the following:

24	ITEM	FISCAL YEARS	
25	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
26	(01) REGULAR SALARIES	\$ 1,891,011	\$ 1,942,068
27	(02) EXTRA HELP	10,000	10,000
28	(03) PERSONAL SERVICE MATCH	581,748	592,256
29	(04) MAINT. & GEN. OPERATION		
30	(A) OPER. EXPENSE	6,532,188	6,537,188
31	(B) CONF. & TRAVEL	21,750	21,750
32	(C) PROF. FEES	149,994	149,994
33	(D) CAP. OUTLAY	1,140,000	732,500
34	(E) DATA PROC.	0	0
35	(05) PURCHASE CATTLE/MEAT	<u>300,000</u>	<u>300,000</u>
36	TOTAL AMOUNT APPROPRIATED	<u>\$ 10,626,691</u>	<u>\$ 10,285,756</u>



1 SECTION 9. EXTRA HELP - FARM OPERATIONS PROGRAM. There is hereby  
 2 authorized, for the Department of Correction - Farm Operations Program for  
 3 the 2003-2005 biennium, the following maximum number of part-time or  
 4 temporary employees, to be known as "Extra Help", payable from funds  
 5 appropriated herein for such purposes: twenty five (25) temporary or part-  
 6 time employees, when needed, at rates of pay not to exceed those provided in  
 7 the Uniform Classification and Compensation Act, or its successor, or this  
 8 act for the appropriate classification.

9  
 10 SECTION 10. APPROPRIATIONS - REGIONAL FACILITIES OPERATIONS ACCOUNT.  
 11 There is hereby appropriated, to the Department of Correction, to be payable  
 12 from cash funds as defined by Arkansas Code 19-4-801 of the Department of  
 13 Correction, for Debt Service of the Department of Correction - Regional  
 14 Facilities Operations Account for the biennial period ending June 30, 2005,  
 15 the following:

16

17 ITEM	FISCAL YEARS	
18 <u>NO.</u>	2003-2004	2004-2005
19 (01) DEBT SERVICE	<u>\$ 800,000</u>	<u>\$ 800,000</u>

20  
 21 SECTION 11. APPROPRIATIONS - PRISONER HOUSING CONTRACT ACCOUNT. There is  
 22 hereby appropriated, to the Department of Correction, to be payable from cash  
 23 funds as defined by Arkansas Code 19-4-801 of the Department of Correction,  
 24 for Debt Service of the Department of Correction - Prisoner Housing Contract  
 25 Account for the biennial period ending June 30, 2005, the following:

26

27 ITEM	FISCAL YEARS	
28 <u>NO.</u>	2003-2004	2004-2005
29 (01) DEBT SERVICE	<u>\$ 200,000</u>	<u>\$ 200,000</u>

30  
 31 SECTION 12. APPROPRIATIONS - CONSTRUCTION FUND DEFICIENCY ACCOUNT. There  
 32 is hereby appropriated, to the Department of Correction, to be payable from  
 33 cash funds as defined by Arkansas Code 19-4-801 of the Department of  
 34 Correction, for Debt Service of the Department of Correction - Construction  
 35 Fund Deficiency Account for the biennial period ending June 30, 2005, the  
 36 following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) DEBT SERVICE	\$ 500,000	\$ 500,000

SECTION 13. APPROPRIATIONS - NON-TAX REVENUE RECEIPTS PROGRAM. There is hereby appropriated, to the Department of Correction, to be payable from cash funds as defined by Arkansas Code 19-4-801 of the Department of Correction, for operating expenses of the Department of Correction - Non-Tax Revenue Receipts Program for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 3,820,399	\$ 3,705,027
(B) CONF. & TRAVEL	20,000	20,000
(C) PROF. FEES	120,610	120,610
(D) CAP. OUTLAY	1,053,091	1,100,530
(E) DATA PROC.	250,000	250,000
(02) CONSTRUCTION	<u>500,000</u>	<u>500,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 5,764,100</u>	<u>\$ 5,696,167</u>

SECTION 14. APPROPRIATION - SUBSTANCE ABUSE TREATMENT PROGRAM - FEDERAL. There is hereby appropriated, to the Department of Correction, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Department of Correction - Substance Abuse Treatment Program for the biennial period ending June 30, 2005, the following:

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 590,398	\$ 606,341
(02) PERSONAL SERVICE MATCH	192,064	195,345
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	62,750	62,750
(B) CONF. & TRAVEL	13,000	13,000
(C) PROF. FEES	198,000	198,000

1	(D) CAP. OUTLAY	0	0
2	(E) DATA PROC.	<u>0</u>	<u>0</u>
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,056,212</u>	<u>\$ 1,075,436</u>

SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REGULAR SALARIES - CONTINGENT POSITIONS. There is hereby established for the Department of Correction - Contingent Positions for the ~~2001-2003~~ 2003-2005 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code 21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code 21-5-101), or its successor.

CONTINGENT POSITIONS - MEDICAL SERVICES

ITEM CLASS		MAXIMUM	MAXIMUM ANNUAL SALARY RATE	
NO.	CODE	TITLE	NO. OF EMPLOYEES	FISCAL YEARS
				<del>2001-02</del> <del>2002-03</del>
				<u>2003-04</u> <u>2004-05</u>
GEN ADMIN / NON-CLASSIFIED POSITION				
27	(01)	COR CHIEF OF MED SVCS	1	<del>140,291</del> <u>148,113</u> <del>144,219</del> <u>152,112</u>
28	(02)	COR CHIEF OF DENTAL SVCS	1	<del>128,470</del> <u>135,634</u> <del>132,068</del> <u>139,296</u>
29	(03)	COR CHIEF OF PHARM SVCS	1	<del>90,442</del> <u>95,485</u> <del>92,975</del> <u>98,063</u>
30	(04)	COR HEALTH SVCS ADM	1	<del>88,173</del> <u>93,089</u> <del>90,642</del> <u>95,603</u>
31	(05)	COR ASST HEALTH SVCS ADM	3	<del>76,457</del> <u>80,719</u> <del>78,597</del> <u>82,899</u>
32	(06)	COR CHIEF OF NURSING SVCS	1	<del>79,479</del> <u>83,911</u> <del>81,705</del> <u>86,177</u>
33	(07)	COR DIR OF MED RECORDS	1	<del>76,823</del> <u>81,107</u> <del>78,975</del> <u>83,297</u>
34	(08)	COR UNIT/FACILITY MED MGR	11	<del>64,019</del> <u>67,588</u> <del>65,811</del> <u>69,413</u>
35	(09)	COR UNIT/FACILITY MED SUPV	7	<del>48,655</del> <u>51,368</u> <del>50,018</del> <u>52,755</u>
36	(10)	COR MED SVC SPEC	8	<del>65,340</del> <u>68,984</u> <del>67,170</del> <u>70,846</u>

1

2 PATIENT CARE/NON-CLASSIFIED POSITIONS

3	(11)	6603	COR STAFF PHYSICIAN	17	<del>128,470</del>	<u>135,634</u>	<del>132,068</del>	<u>139,296</u>
4	(12)	6601	COR STAFF DENTIST	15	<del>101,150</del>	<u>106,998</u>	<del>104,185</del>	<u>109,887</u>
5	(13)		COR STAFF PHARM	3	<del>88,576</del>	<u>93,515</u>	<del>91,056</del>	<u>96,039</u>
6	(14)		COR NURSE PRAC/PHYS. ASST	13	<del>65,340</del>	<u>68,984</u>	<del>67,170</del>	<u>70,846</u>
7	(15)		COR HEAD NURSE- HOSPITAL	1	<del>70,593</del>	<u>74,530</u>	<del>72,571</del>	<u>76,543</u>
8	(16)		COR REGISTERED NURSE SUPV	40	<del>67,123</del>	<u>70,865</u>	<del>69,002</del>	<u>72,778</u>
9	(17)		COR LICENSED PRAC NURSE	172	<del>43,555</del>	<u>45,983</u>	<del>44,774</del>	<u>47,224</u>
10	(18)		COR LABORATORY SPECIALIST	5	<del>37,466</del>	<u>39,554</u>	<del>38,514</del>	<u>40,622</u>
11	(19)		COR RADIOLOGY SPECIALIST	5	<del>36,940</del>	<u>38,999</u>	<del>37,974</del>	<u>40,052</u>

12

13 PATIENT CARE - CLASSIFIED POSITIONS

14	(20)	L124	PSYCHOLOGIST	2	GRADE 25
15	(21)	L122	PSYCH. EXAMINER II	2	GRADE 21
16	(22)	M088	SOCIAL WORKER II	3	GRADE 20
17	(23)	M107	COR. COUNSELOR PRO LDR	7	GRADE 19
18	(24)	R010	ADMINISTRATIVE ASST II	4	GRADE 17
19	(25)	L026	DENTAL HYGIENIST	8	GRADE 16
20	(26)	W015	MEDICAL RECORDS TECH	24	GRADE 15
21	(27)	K041	EXECUTIVE SECRETARY	4	GRADE 14
22	(28)	K117	MEDICAL SECRETARY	15	GRADE 14
23	(29)	K155	SECRETARY I	10	GRADE 11
24	(30)	L025	DENTAL ASST	12	GRADE 11

25

26 CLASSIFIED NON-PATIENT CARE

27	(31)		ACCTG TECHS	3	GRADE 15
28	(32)		PAYROLL OFFICER	2	GRADE 15
29	(33)		BUYERS	2	GRADE 18
30	(34)		PURCHASING ASSISTANT	1	GRADE 15
31	(35)		ACCOUNTING TECH	1	GRADE 15
32	(36)		ACCOUNTANT	1	GRADE 18
33	(37)		PERS TRNG OFF	1	GRADE 18
34	(38)		PERS OFFICER II	1	GRADE 17
35	(39)		PAYROLL OFFICER	1	GRADE 15
36	(40)		PC SUPPORT	<u>1</u>	GRADE 18

1 MAX NUMBER CONTINGENT EMPLOYEES-MEDICAL SERVICES <u>411</u>					
2					
3 <del>CONT POS</del> <del>CORRECTIONAL FACILITIES</del>					
4 <span style="float: right;">MAXIMUM ANNUAL</span>					
5 <span style="float: right;">MAXIMUM SALARY RATE</span>					
6 <del>ITEM CLASS</del> <span style="float: right;">NO. OF FISCAL YEARS</span>					
7 <del>NO. CODE TITLE</del> <span style="float: right;">EMPLOYEES 2001-02 2002-03</span>					
8	<del>(01)</del>	<del>102Z</del>	<del>Corr. Warden II</del>	<del>2</del>	<del>Grade 26</del>
9	<del>(02)</del>	<del>091Z</del>	<del>Corr. Asst. Warden</del>	<del>2</del>	<del>Grade 23</del>
10	<del>(03)</del>	<del>T014</del>	<del>Chief Security Off</del>	<del>2</del>	<del>Grade 22</del>
11	<del>(04)</del>	<del>T008</del>	<del>Corr. Officer IV</del>	<del>10</del>	<del>Grade 21</del>
12	<del>(05)</del>	<del>L122</del>	<del>Psych. Examiner II</del>	<del>2</del>	<del>Grade 21</del>
13	<del>(06)</del>	<del>T006</del>	<del>Corr. Officer III</del>	<del>22</del>	<del>Grade 20</del>
14	<del>(07)</del>	<del>M088</del>	<del>Social Worker II</del>	<del>6</del>	<del>Grade 20</del>
15	<del>(08)</del>	<del>T010</del>	<del>Corr. Sergeant</del>	<del>62</del>	<del>Grade 19</del>
16	<del>(09)</del>	<del>M107</del>	<del>Corr. Couns. Prog. Ldr.</del>	<del>2</del>	<del>Grade 19</del>
17	<del>(10)</del>	<del>M086</del>	<del>Social Worker I</del>	<del>2</del>	<del>Grade 19</del>
18	<del>(11)</del>	<del>T068</del>	<del>Work Rel. Ctr. Supv. I</del>	<del>2</del>	<del>Grade 19</del>
19	<del>(12)</del>	<del>H030</del>	<del>Food Production Mgr.</del>	<del>2</del>	<del>Grade 19</del>
20	<del>(13)</del>	<del>M019</del>	<del>Chaplain</del>	<del>2</del>	<del>Grade 19</del>
21	<del>(14)</del>	<del>M114</del>	<del>Subst. Abuse Prog. Ldr.</del>	<del>2</del>	<del>Grade 19</del>
22	<del>(15)</del>	<del>T005</del>	<del>Corr. Officer II</del>	<del>276</del>	<del>Grade 18</del>
23	<del>(16)</del>	<del>Y131</del>	<del>Const. Maint. Supv. I</del>	<del>2</del>	<del>Grade 18</del>
24	<del>(17)</del>	<del>R322</del>	<del>Personnel &amp; Trng. Off.</del>	<del>2</del>	<del>Grade 18</del>
25	<del>(18)</del>	<del>M105</del>	<del>Corr. Counselor</del>	<del>4</del>	<del>Grade 18</del>
26	<del>(19)</del>	<del>T062</del>	<del>Inst. Parole Officer</del>	<del>2</del>	<del>Grade 18</del>
27	<del>(20)</del>	<del>M050</del>	<del>Rec. &amp; Activity Ldr.</del>	<del>2</del>	<del>Grade 18</del>
28	<del>(21)</del>	<del>M096</del>	<del>Treatment Prog. Coord.</del>	<del>2</del>	<del>Grade 18</del>
29	<del>(22)</del>	<del>T012</del>	<del>Disc. Hearing Off</del>	<del>2</del>	<del>Grade 18</del>
30	<del>(23)</del>	<del>X450</del>	<del>Int. Affairs Invest.</del>	<del>2</del>	<del>Grade 18</del>
31	<del>(24)</del>	<del>A114</del>	<del>Bus Mg</del>	<del>2</del>	<del>Grade 18</del>
32	<del>(25)</del>	<del>W009</del>	<del>CP/COR Records Supv.</del>	<del>2</del>	<del>Grade 18</del>
33	<del>(26)</del>	<del>H029</del>	<del>Food Prod. Mgr. I</del>	<del>8</del>	<del>Grade 17</del>
34	<del>(27)</del>	<del>E055</del>	<del>Unit Trnrs</del>	<del>4</del>	<del>Grade 17</del>
35	<del>(28)</del>	<del>R049</del>	<del>Class/Assign. Officer</del>	<del>2</del>	<del>Grade 17</del>
36	<del>(29)</del>	<del>X318</del>	<del>Admin. Review Officer</del>	<del>2</del>	<del>Grade 16</del>

1	<del>(30)</del>	H023	Commissary Manager	2	Grade 14
2	<del>(31)</del>	K153	Secretary II	2	Grade 13
3	<del>(32)</del>	A106	Accounting Tech I	3	Grade 12
4	<del>(33)</del>	K155	Secretary I	8	Grade 11
5	<del>(34)</del>	K023	Clerk Typist II	8	Grade 10

6					
7			Max. No. Contingent Employees		
8			————— Correctional Facilities	457	
9			GRAND TOTAL CONTINGENT EMPLOYEES	<u>868</u>	<u>411</u>

10 If the agency requests continuation of a "Growth Pool" position(s) as  
 11 established herein during the next biennium, the position(s) must be  
 12 requested as a new position(s) in the agencies biennial budget request.  
 13 The provisions of this section shall be in effect only from ~~July 1, 2001~~ July  
 14 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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

32 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 33 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

34  
 35 SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO

1 EXPENDITURE. The proceeds from the sale of feeder cattle by the Department  
 2 of Correction shall be deposited into the State Treasury as a refund to  
 3 expenditure to the credit of the appropriation available to the Department of  
 4 Correction for the "Purchase Cattle/Meat" line item.

5 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 6 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

7  
 8 SECTION 18. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY  
 10 REIMBURSEMENT RATE RESTRICTION. Notwithstanding any other provision of law or  
 11 departmental commitment which may exist to the contrary, the Board of  
 12 Corrections shall not increase any reimbursement rate for payments made to  
 13 any county for the purpose of reimbursing the expenses of the care and  
 14 custody of state inmates, without first seeking and receiving the approval of  
 15 the Governor and the Chief Fiscal Officer of the State.

16 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 17 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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

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

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

10 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 11 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

12  
 13 SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EXTRA  
 15 SALARIES. There is hereby authorized, for the Department of Correction, for  
 16 the ~~2001-03~~ 2003-05 biennium, the following increases in salaries for certain  
 17 positions provided in the Regular Salary schedule in this Act, and to be in  
 18 addition to the annual amounts as established by the Uniform Classification  
 19 and Compensation Act, as amended, for full-time physicians who are certified  
 20 by the American Specialty Boards at rates of pay not to exceed an additional  
 21 \$4,500 per year. If certified in forensic psychiatry, an additional \$2,500  
 22 per year will be allowed. Total extra salaries may not exceed \$7,000 per year  
 23 per position. In the event the physician is not a full time employee, the  
 24 amount specified herein shall be adjusted proportionately to the amount of  
 25 time worked for the Department of Correction by that physician.

26 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 27 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

28  
 29 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY  
 31 JAIL REIMBURSEMENT. In the event the Department of Correction cannot accept  
 32 inmates from county jails due to insufficient bed space, the Department shall  
 33 reimburse the counties at a rate determined by the Board of Corrections until  
 34 the appropriation provided for such purpose is exhausted. The prevailing  
 35 rate of the county jail will be considered by the Board in determining the  
 36 rate to be reimbursed. The appropriation provided by Item (08) of Section 3



1 may also be used for contracts with county jails for pre-release inmates.

2 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 3 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

4  
 5 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UTILITY  
 7 RATE INCREASE TRANSFER. In the event of a substantial increase in utility  
 8 rates, the Department of Correction is authorized to transfer any line item  
 9 appropriation in this Act to the Maintenance and Operation line item for  
 10 support of the increase after receiving approval of the Chief Fiscal Officer  
 11 of the State.

12 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 13 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

14  
 15 SECTION 23. 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 Correction 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 review by the Arkansas Legislative Council or Joint  
 22 Budget Committee. Such authorization shall in no way mean that the total  
 23 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 Correction.

26 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 27 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

28  
 29 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MENTAL  
 31 HEALTH SERVICES. In the event the Department determines to enter into a  
 32 professional contract for mental health services, the Department may, upon  
 33 approval of the Chief Fiscal Officer of the State and after prior review and  
 34 approval by the Arkansas Legislative Council or Joint Budget Committee, make  
 35 appropriate transfers from regular salaries, personal services matching and  
 36 various maintenance and operation classifications to the professional fees

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

18 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 19 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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

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

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

9 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 10 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

11  
 12 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NEW  
 14 FACILITIES. If it is found that contracting for the operation of new  
 15 facilities is economically beneficial to the State of Arkansas, the  
 16 Department of Correction may, after receiving approval of the Chief Fiscal  
 17 Officer, and seeking prior review and approval by the Arkansas Legislative  
 18 Council or Joint Budget Committee, transfer from any line item appropriation  
 19 contained in Section 3 of this Act into the Professional Fees and Services  
 20 line item contained in Section 3 of this Act to operate new facilities opened  
 21 during the biennium.

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

1 section is void.

2 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 3 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

4

5 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 6 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

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

30 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 31 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

32

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

35 REALLOCATION OF RESOURCES. Upon determination by the Board of Corrections  
 36 that a reallocation of resources within the Department of Community

1 Correction and Department of Correction is necessary for the efficient and  
 2 effective operation of the departments, the Board, with approval of the  
 3 Governor and approval by the Arkansas Legislative Council or Joint Budget  
 4 Committee, shall have the authority to instruct the department directors, to  
 5 request from the Chief Fiscal Officer of the State, a transfer of positions,  
 6 programs, funds, appropriations, and line-item appropriations within or  
 7 between existing and newly created divisions, offices, sections, or units of  
 8 the departments. If it is determined that the requested transfer should be  
 9 made, the Chief Fiscal Officer of the State shall then initiate the necessary  
 10 transfer documents to reflect the transfers upon the fiscal records of the  
 11 State Treasurer, the State Auditor, the Chief Fiscal Officer of the State,  
 12 and the Departments of Correction and Community Correction. Provided,  
 13 however, that the Board shall be limited to submitting no more than  
 14 Four requests during any fiscal year. Transfer authority for unforeseen  
 15 purposes shall further be limited to no more than five percent (5%) of the  
 16 total appropriation, funding, and positions specific to each agency. Other  
 17 than for unforeseen purposes, transfers shall be limited to the following  
 18 specific purposes:

- 19 a) Payment of County Jail Reimbursement expenses;
- 20 b) Costs to open and operate temporary beds;
- 21 c) Payment of Debt Service;
- 22 d) Payment of Overtime Expenses;
- 23 e) Unanticipated increases for medical or private prison contracts;
- 24 f) Construction/renovation/equipping of new beds;
- 25 g) Deficits in Farm or Industry Program;
- 26 h) Losses not covered by insurance proceeds;
- 27 i) Costs of personnel for critical services or necessary to carry out the  
 28 mission of the agency.

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

1 provided to the Board of Corrections authorizing broad powers under the  
2 Reallocation of Resources provisions herein. 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 jurisdiction, this entire  
9 section is void.

10 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
11 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

12

13 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HAZARDOUS  
15 DUTY PAY. The Department of Correction is hereby authorized to pay hazardous  
16 duty pay to provide special compensation to eligible security personnel to  
17 compensate for the increased risk of personal injury. The hazardous duty pay  
18 authorized herein shall not exceed an amount equal to five and one-half  
19 percent (5.5%) of the annual salary authorized by law to any eligible  
20 employee and shall only be made available to the personnel occupying the  
21 following positions.

22

23	Class Code	Title	Grade
24	T003	CP/COR Officer	16
25	H029	CP/COR Food Prod Mgr I	17
26	T005	CP/COR Officer II	18
27	H030	CP/COR Food Production Mgr II	19
28	T010	CP/COR Sergeant	19
29	T006	CP/COR Officer III	20
30	T008	CP/COR Officer IV	21
31	T014	Chief Security Officer	22

32 Employees assigned to these classifications may be eligible for hazardous  
33 duty pay if the Director of the Department of Correction certifies to the  
34 Chief Fiscal Officer that employees in these positions have been assigned  
35 direct supervision of inmates which requires these positions to be exposed to  
36 increased risk of personal injury.

1 Employees in the above classifications who are assigned to maximum security  
 2 lockup areas, i.e. administrative, segregation, punitive isolation and death  
 3 row at the maximum security unit, Varner Unit, Cummins Unit, and East  
 4 Arkansas Regional Unit, are authorized to receive the hazardous duty pay  
 5 allowance and an additional amount of maximum security incentive pay to five  
 6 and one-half percent of the annual salary authorized by law. This pay will  
 7 only be paid while the employee continues to work in the maximum security  
 8 lockup areas and pay will be discontinued should the employee terminate work  
 9 in this area.

10 The amounts received under the provisions of this section shall not be  
 11 considered as exceeding the maximum authorized annual salary allowance for  
 12 employees in receipt of such amounts. Such amounts shall be considered as  
 13 Regular Salary and the Department of Finance and Administration shall adopt  
 14 the necessary rules and regulations for the administration of this provision.  
 15 Employees covered by the provisions of this Section shall be eligible for  
 16 special compensation for hazardous duty and additional compensation for  
 17 maximum security assignment only upon a determination by the Chief Fiscal  
 18 Officer of the State that sufficient general revenues are available to  
 19 sustain payment of the additional compensation levels herein authorized. It  
 20 is the intent of this section that such payments shall be optional, at the  
 21 discretion of the Chief Fiscal Officer of the State and the Director of the  
 22 Department of Correction, dependent upon sufficient revenues and shall not be  
 23 implemented using funds specifically set aside for other programs within the  
 24 Department.

25 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 26 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

27  
 28 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FOOD  
 30 SERVICE CONTRACT. In the event the Department is able to contract with a  
 31 private provider for food services at a unit(s), transfers may be made from  
 32 Regular Salaries, Personal Services Matching, and Maintenance and Operations  
 33 line items to Professional Fees and Services upon approval by the Chief  
 34 Fiscal Officer of the State and after receiving prior review by the  
 35 Legislative Council or Joint Budget Committee.

36 The provisions of this section shall be in effect only from ~~July 1, 2001~~

1 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

2

3 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOLIDAY  
5 COMPENSATION. The Department of Correction is authorized to pay employees for  
6 up to ninety-six (96) hours of unused holidays exceeding a balance in the  
7 employee's holiday account of one-hundred fifty (150) hours following the end  
8 of the calendar year. Employees terminating employment from the Department of  
9 Correction will be eligible for all holiday pay accrued during the years of  
10 service. This request is contingent on approval by the Chief Fiscal Officer  
11 of the State after the Director of the Department of Correction has verified  
12 that sufficient revenues are available to make such payments to employees in  
13 the following classifications:

14 Class

15	Code Title	Grade
16	T003 CP/COR Officer	16
17	H029 CP/COR Food Prod Mgr I	17
18	T005 CP/COR Officer II	18
19	H030 CP/COR Food Prod Mgr II	19
20	T010 CP/COR Sergeant	19
21	T006 CP/COR Officer III	20
22	T008 CP/COR Officer IV	21
23	T014 CP/COR Security Officer	22

24 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
25 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

26

27 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
28 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MEDICAL  
29 SERVICES - SPECIAL PROVISIONS FOR CERTAIN CLASSIFIED POSITIONS. The following  
30 patient care classified positions, L026 Dental Hygienist and L025 Dental  
31 Assistant, identified within Section 15 of this Act, may upon prior approval  
32 of the Chief Fiscal Officer of the State, be compensated at a rate up to Pay  
33 Level IV of the respective position classification.

34 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
35 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

36



1 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. OFFENDER  
 3 MANAGEMENT INFORMATION SYSTEM MONITOR. The Executive Chief Information  
 4 Officer shall have the authority to monitor the integrated electronic  
 5 offender management information system under development by the Department of  
 6 Correction and the Department of Community Correction.

7 The provisions of this section shall be in effect only from July 1, 2003  
 8 through June 30, 2005.

9  
 10 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INMATE  
 12 COST STUDY.

13 (a) The Department of Correction, with the cooperation of the  
 14 administrators of the several county jails, shall conduct a study of the  
 15 various costs involved in the operation of county jails for the purpose of  
 16 determining actual daily costs, by category of inmate, for housing state  
 17 inmates in county jails and facilities operated by the department.

18 (b) The costs shall be identified individually and shall include but not  
 19 be limited to the following: OFFICERS SALARIES; RESIDENT WAGES; OTHER  
 20 SALARIES & WAGES; 401K CONTRIBUTIONS; FICA EXPENSE; STAFF TRAINING; MEDICAL  
 21 INSURANCE ; UNEMPLOYMENT CONTRIBUTIONS; WORKERS' COMPENSATION INSURANCE;  
 22 DENTAL INSURANCE; PROPERTY INSURANCE; LIABILITY INSURANCE; TELEPHONE;  
 23 POSTAGE; GAS AND ELECTRICITY; WATER AND SEWER; REFUSE SERVICE; PEST CONTROL;  
 24 DUES, SUBSCRIPTIONS, PUBLICATIONS; PRINTING; AUDIT AND FISCAL; LEGAL;  
 25 CLERICAL; TRAVEL EXPENSES FOR MEALS, LODGING AND OTHER; EXCISE TAXES,  
 26 FRANCHISE TAXES; OTHER TAXES, FEES, PERMITS AND LICENSES; LAWSUITS/EEOC  
 27 SETTLEMENTS; MEDICAL SERVICES; OTHER SERVICES; EMPLOYEE CLOTHING; RESIDENT  
 28 CLOTHING; OFFICE SUPPLIES; MEDICAL SUPPLIES; PERSONAL SUPPLIES; LAUNDRY  
 29 SUPPLIES; FOOD SUPPLIES; FOOD SERVICE SUPPLIES; EDUCATION SUPPLIES; LAW  
 30 ENFORCEMENT SUPPLIES; RECREATIONAL SUPPLIES; JANITORIAL SUPPLIES; HOUSEHOLD  
 31 SUPPLIES; REPAIR AND MAINTENANCE SUPPLIES; MISCELLANEOUS SUPPLIES; REPAIR AND  
 32 MAINTENANCE OF VEHICLES; REPAIR AND MAINTENANCE OF OTHER EQUIPMENT; REPAIR  
 33 AND MAINTENANCE CONTRACT COSTS; LEASE EXPENSE - STRAIGHT-LINE; FURNITURE AND  
 34 EQUIPMENT RENT EXPENSE; AMORTIZED FACILITY RENT EXPENSE; GENERAL AND  
 35 ADMINISTRATIVE EXPENSE; DEPRECIATION EXPENSE;

36 (c) The study shall be completed by June 30, 2002, and reported to the

1 Legislative Council so that the statistics will be available to legislators  
 2 to assist them in making the necessary decisions regarding the reimbursement  
 3 rates to the various county jails during the pre-session budget hearings of  
 4 2002.

5 The provisions of this section shall be in effect only from July 1, 2003  
 6 through June 30, 2005.

7  
 8 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The  
 10 Arkansas Department of Correction is authorized to enter into a cooperative  
 11 agreement with the UAMS Family Treatment Program to conduct assessments of  
 12 juvenile sex or child offenders as required by provisions of ACA12-12-901 et.  
 13 seq. and pay for services upon receipt of invoice.

14 The provisions of this section shall be in effect only from July 1, 2003  
 15 through June 30, 2005.

16  
 17 SECTION 36. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
 18 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES – NON-TAX  
 19 REVENUE RECEIPTS CASH FUND. (A) For all appropriations as provided in this  
 20 Act, the agency disbursing officer shall monitor the level of fund balances  
 21 in relation to expenditures on a monthly basis. If any proposed expenditures  
 22 would cause the Non-Tax Revenue Receipts Cash Fund to decline below seven  
 23 hundred seventy thousand thirty four dollars (\$770,034) a fund balance to  
 24 decline to less than fifty percent (50%) of the balance available on July 1,  
 25 2001, the disbursing officer shall immediately notify the executive head of  
 26 the agency. Prior to any obligations being made under these circumstances,  
 27 the agency head shall file written documentation with the Chief Fiscal  
 28 Officer of the State requesting approval of the expenditures. Such  
 29 documentation shall provide sufficient financial data to justify the  
 30 expenditures and shall include the following:

- 31 1) a plan that clearly indicates the specific fiscal impact of such
- 32 expenditures on the fund balance.
- 33 2) information clearly indicating and explaining what programs would be cut
- 34 or any other measures to be taken by the agency to restore the fund balance.
- 35 3) the extent to which any of the planned expenditures are for one-time costs
- 36 or one-time purchase of capitalized items.

1 4) a statement certifying that the expenditure of fund balances will not  
 2 jeopardize the financial health of the agency, nor result in a permanent  
 3 depletion of the fund balance.

4 (B) The Chief Fiscal Officer of the State shall review the request and  
 5 approve or disapprove all or any part of the request, after having sought  
 6 prior review by the Legislative Council.

7 The provisions of this section shall be in effect only from July 1, 2003  
 8 through June 30, 2005.

9  
 10 SECTION 37. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
 11 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES – INMATE  
 12 WELFARE CASH FUND. (A) For all appropriations as provided in this Act, the  
 13 agency disbursing officer shall monitor the level of fund balances in  
 14 relation to expenditures on a monthly basis. If any proposed expenditures  
 15 would cause the Inmate Welfare Cash Fund to decline below ten million seven  
 16 hundred sixty six thousand five hundred seventy six dollars (\$10,766,576) a  
 17 ~~fund balance to decline to less than fifty percent (50%) of the balance~~  
 18 ~~available on July 1, 2001~~, the disbursing officer shall immediately notify  
 19 the executive head of the agency. Prior to any obligations being made under  
 20 these circumstances, the agency head shall file written documentation with  
 21 the Chief Fiscal Officer of the State requesting approval of the  
 22 expenditures. Such documentation shall provide sufficient financial data to  
 23 justify the expenditures and shall include the following:

- 24 1) a plan that clearly indicates the specific fiscal impact of such
- 25 expenditures on the fund balance.
- 26 2) information clearly indicating and explaining what programs would be cut
- 27 or any other measures to be taken by the agency to restore the fund balance.
- 28 3) the extent to which any of the planned expenditures are for one-time costs
- 29 or one-time purchase of capitalized items.
- 30 4) a statement certifying that the expenditure of fund balances will not
- 31 jeopardize the financial health of the agency, nor result in a permanent
- 32 depletion of the fund balance.

33 (B) The Chief Fiscal Officer of the State shall review the request and  
 34 approve or disapprove all or any part of the request, after having sought  
 35 prior review by the Legislative Council.

36 The provisions of this section shall be in effect only from July 1, 2003

1 through June 30, 2005.

2  
 3 SECTION 38. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
 4 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES – DEPARTMENT  
 5 OF CORRECTION FARM FUND. (A) For all appropriations as provided in this  
 6 Act, the agency disbursing officer shall monitor the level of fund balances  
 7 in relation to expenditures on a monthly basis. If any proposed expenditures  
 8 would cause the Department of Correction Farm Fund to decline below one  
 9 hundred eight thousand three hundred eighty one dollars (\$108,381) a fund  
 10 balance to decline to less than fifty percent (50%) of the balance available  
 11 on July 1, 2001, the disbursing officer shall immediately notify the  
 12 executive head of the agency. Prior to any obligations being made under  
 13 these circumstances, the agency head shall file written documentation with  
 14 the Chief Fiscal Officer of the State requesting approval of the  
 15 expenditures. Such documentation shall provide sufficient financial data to  
 16 justify the expenditures and shall include the following:

- 17 1) a plan that clearly indicates the specific fiscal impact of such
- 18 expenditures on the fund balance.
- 19 2) information clearly indicating and explaining what programs would be cut
- 20 or any other measures to be taken by the agency to restore the fund balance.
- 21 3) the extent to which any of the planned expenditures are for one-time costs
- 22 or one-time purchase of capitalized items.
- 23 4) a statement certifying that the expenditure of fund balances will not
- 24 jeopardize the financial health of the agency, nor result in a permanent
- 25 depletion of the fund balance.

26 (B) The Chief Fiscal Officer of the State shall review the request and  
 27 approve or disapprove all or any part of the request, after having sought  
 28 prior review by the Legislative Council.

29 The provisions of this section shall be in effect only from July 1, 2003  
 30 through June 30, 2005.

31  
 32 SECTION 39. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by  
 33 this act shall be limited to the appropriation for such agency and funds made  
 34 available by law for the support of such appropriations; and the restrictions  
 35 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
 36 Law, the Revenue Stabilization Law, the Regular Salary Procedures and

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

5  
6 SECTION 40. LEGISLATIVE INTENT. It is the intent of the General Assembly  
7 that any funds disbursed under the authority of the appropriations contained  
8 in this act shall be in compliance with the stated reasons for which this act  
9 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
10 and Legislative Recommendations contained in the budget manuals prepared by  
11 the Department of Finance and Administration, letters, or summarized oral  
12 testimony in the official minutes of the Arkansas Legislative Council or  
13 Joint Budget Committee which relate to its passage and adoption.

14  
15 SECTION 41. EMERGENCY CLAUSE. It is found and determined by the General  
16 Assembly, that the Constitution of the State of Arkansas prohibits the  
17 appropriation of funds for more than a two (2) year period; that the  
18 effectiveness of this Act on July 1, 2003 is essential to the operation of  
19 the agency for which the appropriations in this Act are provided, and that in  
20 the event of an extension of the Regular Session, the delay in the effective  
21 date of this Act beyond July 1, 2003 could work irreparable harm upon the  
22 proper administration and provision of essential governmental programs.  
23 Therefore, an emergency is hereby declared to exist and this Act being  
24 necessary for the immediate preservation of the public peace, health and  
25 safety shall be in full force and effect from and after July 1, 2003.