

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

State of Arkansas
90th General Assembly
Fiscal Session, 2016

A Bill

HOUSE BILL 1012

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
CORRECTION; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF CORRECTION
REAPPROPRIATION.

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

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

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
(1)	D017C	INFO SYSTEMS SECURITY SPECIALIST	1	GRADE C126
(2)	T015C	ADC/DCC DEPUTY WARDEN	1	GRADE C124
(3)	M009C	LICENSED CERTIFIED SOCIAL WORKER	1	GRADE C121
(4)	T033	ADC/DCC MAJOR	1	GRADE C120
(5)	T048C	ADC/DCC CAPTAIN	2	GRADE C118
(6)	T054C	ADC/DCC LIEUTENANT	4	GRADE C117
(7)	T059C	ADC/DCC FOOD PREPARATION MANAGER	1	GRADE C116
(8)	C024C	ADC/DCC RECORDS SUPERVISOR	1	GRADE C116
(9)	C022C	BUSINESS OPERATIONS SPECIALIST	1	GRADE C116



(10)	G200C	CLASSIFICATION & ASSIGNMENT OFFICER	1	GRADE C116
(11)	T065C	ADC/DCC CORRECTIONAL SERGEANT	12	GRADE C115
(12)	M058C	ADC/DCC PROGRAM SPECIALIST	1	GRADE C115
(13)	M057C	CHAPLAIN	1	GRADE C115
(14)	R031C	INSTITUTION HUMAN RESOURCES COORDINATOR	1	GRADE C115
(15)	G216C	ADC INMATE GRIEVANCE COORDINATOR	1	GRADE C114
(16)	T070C	ADC/DCC FOOD PREPARATION SUPERVISOR	3	GRADE C114
(17)	T071C	ADC UNIT TRAINING SUPERVISOR	1	GRADE C114
(18)	M065C	RECREATIONAL ACTIVITY SUPERVISOR	1	GRADE C114
(19)	T075C	ADC/DCC CORPORAL	37	GRADE C113
(20)	T077C	ADC MAILROOM SERVICES COORDINATOR	1	GRADE C113
(21)	T081C	COMMISSARY MANAGER	1	GRADE C112
(22)	C073C	ADMINISTRATIVE SPECIALIST II	1	GRADE C109
(23)	C087C	ADMINISTRATIVE SPECIALIST I	<u>2</u>	GRADE C106
		MAX. NO. OF EMPLOYEES	77	

SECTION 2. REAPPROPRIATION - GENERAL IMPROVEMENT PROJECTS. There is hereby appropriated, to the Department of Correction, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Correction the following:

(A) Effective July 1, 2016, the balance of the appropriation provided in Section 2 of Act 822 of 2015, for personal services and operating expenses of the Department of Correction - Ester Unit, in a sum not to exceed\$6,968,256.

(B) Effective July 1, 2016, the balance of the appropriation provided in Section 3 of Act 822 of 2015, for personal services and operating expenses of the Department of Correction - Female Work Release - Pine Bluff, in a sum not to exceed.....\$1,286,909.

(C) Effective July 1, 2016, the balance of the appropriation provided in Section 4 of Act 822 of 2015, for operating expenses of the Department of Correction - Ouachita River Unit, in a sum not to exceed.....\$574,113.

(D) Effective July 1, 2016, the balance of the appropriation provided in Section 5 of Act 822 of 2015, for operating expenses of the Department of Correction - Tucker Unit, in a sum not to exceed.....\$534,853.

(E) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 6 of Act 822 of 2015, for a transfer to the County Jail

Reimbursement Fund for the reimbursement to Regional County Detention Facilities housing state inmates of the Department of Correction - Regional County Detention Facility, in a sum not to exceed.....\$4,380,000.

(F) Effective July 1, 2016, the balance of the appropriation provided in Section 8 of Act 822 of 2015, for maintenance, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement and upgrade of existing facilities of the Department of Correction, in a sum not to exceed.....\$10,000,000.

(G) Effective July 1, 2016, the balance of the appropriation provided in Section 2 of Act 539 of 2015, for operating expenses and professional fees associated with leasing bed space from out-of-state facilities, in a sum not to exceed.....\$2,851,200.

(H) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 1 of Act 213 of 2015, for lease payments associated with debt service on a 948-bed institution at Malvern, a 400-bed addition at the Grimes Unit at Newport, and 862-bed Special Needs Unit and addition to the Ouachita River Unit at Malvern, in a sum not to exceed.....\$13,000,000.

(I) Effective July 1, 2016, the balance of the appropriation provided in Item (B) Section 1 of Act 213 of 2015, for diagnostic building renovation, improvement, upgrade, equipping and construction of the Diagnostic Unit in Pine Bluff, in a sum not to exceed.....\$10,000,000.

(J) Effective July 1, 2016, the balance of the appropriation provided in Item (C) Section 1 of Act 213 of 2015, for critical infrastructure needs including the upgrade, replacement, or repair of microwave fence systems used to detect movement on facility grounds, in a sum not to exceed\$625,000.

(K) Effective July 1, 2016, the balance of the appropriation provided in Item (D) Section 1 of Act 213 of 2015, for purchase of a vertical pressure water filtration system at the Tucker Unit, in a sum not to exceed\$80,000.

(L) Effective July 1, 2016, the balance of the appropriation provided in Item (E) Section 1 of Act 213 of 2015, for replacement, upgrade, and addition to the current camera security systems and recorders utilized at each correctional facility, in a sum not to exceed.....\$2,000,000.

(M) Effective July 1, 2016, the balance of the appropriation provided in Item (F) Section 1 of Act 213 of 2015, for maintenance, replacement,

repair, expansion, construction, equipping, renovation, purchase, improvement and upgrade of existing facilities, in a sum not to exceed.....\$3,000,000.

(N) Effective July 1, 2016, the balance of the appropriation provided in Item (G) Section 1 of Act 213 of 2015, for drainage maintenance at the East Arkansas Unit, in a sum not to exceed.....\$300,000.

(O) Effective July 1, 2016, the balance of the appropriation provided in Item (H) Section 1 of Act 213 of 2015, for remodel of an existing structure at the Cummins Farm to accommodate a rice and grist mill, in a sum not to exceed.....\$604,830.

SECTION 3. REAPPROPRIATION - VARIOUS INDUSTRY PROJECTS. There is hereby appropriated, to the Department of Correction, to be payable from the Department of Correction Prison Industry Fund, for the Department of Correction the following:

(A) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 2 of Act 204 of 2015, for maintenance, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement and upgrade of the Department of Correction - Various Industry Projects, in a sum not to exceed.....\$108,950.

SECTION 4. REAPPROPRIATION - VARIOUS FARM PROJECTS. There is hereby appropriated, to the Department of Correction, to be payable from the Department of Correction Farm Fund, for the Department of Correction the following:

(A) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 3 of Act 204 of 2015, for maintenance, replacement, repair, expansion, construction, equipping, renovation, purchase, improvement, and upgrade of the Department of Correction - Various Farm Projects, in a sum not to exceed.....\$140,535.

(B) Effective July 1, 2016, the balance of the appropriation provided in Item (A) Section 2 of Act 213 of 2015, for construction of grain storage bins at the East Arkansas Unit, in a sum not to exceed.....\$200,000.

(C) Effective July 1, 2016, the balance of the appropriation provided in Item (B) Section 2 of Act 213 of 2015, for construction of grain storage bins at the Tucker Unit, in a sum not to exceed.....\$200,000.

(D) Effective July 1, 2016, the balance of the appropriation provided

in Item (C) Section 2 of Act 213 of 2015, for renovation of the current Dairy facility and replacement of equipment, in a sum not to exceed\$2,799,800.

SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor obligations otherwise incurred in relation to the project or projects described herein in excess of the State Treasury funds actually available therefor as provided by law. Provided, however, that institutions and agencies listed herein shall have the authority to accept and use grants and donations including Federal funds, and to use its unobligated cash income or funds, or both available to it, for the purpose of supplementing the State Treasury funds for financing the entire costs of the project or projects enumerated herein. Provided further, that the appropriations and funds otherwise provided by the General Assembly for Maintenance and General Operations of the agency or institutions receiving appropriation herein shall not be used for any of the purposes as appropriated in this act.

(B) The restrictions of any applicable provisions of the State Purchasing Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law and any other applicable fiscal control laws of this State and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of any funds provided by this act unless specifically provided otherwise by law.

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

SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the

effectiveness of this Act on July 1, 2016 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2016 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2016.