

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

State of Arkansas  
91st General Assembly  
Regular Session, 2017

As Engrossed: H2/8/17 H2/24/17  
**A Bill**

HOUSE BILL 1214

By: Joint Budget Committee

**For An Act To Be Entitled**

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
AND OPERATING EXPENSES FOR THE DEPARTMENT OF  
COMMUNITY CORRECTION FOR THE FISCAL YEAR ENDING JUNE  
30, 2018; AND FOR OTHER PURPOSES.

**Subtitle**

AN ACT FOR THE DEPARTMENT OF COMMUNITY  
CORRECTION APPROPRIATION FOR THE 2017-  
2018 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES. There is hereby established for the  
Department of Community Correction for the 2017-2018 fiscal year, the  
following maximum number of regular employees.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
(1)	U084U	DCC DIRECTOR	1	\$117,179
(2)	U083U	DCC CHIEF DEPUTY DIRECTOR	1	\$96,754
(3)	N130N	DCC DEPUTY DIR ADMINISTRATIVE SERVICES	2	GRADE N904
(4)	N129N	DCC DEPUTY DIR PAROLE/PROBATION SVCS	1	GRADE N904
(5)	N114N	DCC DEPUTY DIR RESIDENTIAL SERVICES	1	GRADE N904
(6)	A010C	AGENCY CONTROLLER II	1	GRADE C128
(7)	T004C	DCC PROG ADMR PAROLE & PROBATION SVCS	4	GRADE C128



(8)	D094C	DCC PROJ & ENTERPRISE PROG MGMT ADMIN	1	GRADE C128
(9)	M001C	DCC TREATMENT ADMINISTRATOR	2	GRADE C128
(10)	D007C	INFORMATION SYSTEMS MANAGER	1	GRADE C128
(11)	T005C	ADC/DCC CORRECTIONAL WARDEN	6	GRADE C127
(12)	G025C	ATTORNEY SUPERVISOR	1	GRADE C127
(13)	G047C	ATTORNEY SPECIALIST	1	GRADE C126
(14)	G046C	DCC PLANNING & MGMT SVCS ADMINISTRATOR	1	GRADE C126
(15)	R006C	HUMAN RESOURCES ADMINISTRATOR	1	GRADE C126
(16)	S094C	ADC CONSTRUCTION/MAINTENANCE COORD	1	GRADE C124
(17)	T015C	ADC/DCC DEPUTY WARDEN	7	GRADE C124
(18)	D030C	INFORMATION SYSTEMS COORDINATOR	1	GRADE C124
(19)	R013C	AGENCY HUMAN RESOURCES MANAGER	1	GRADE C123
(20)	V036C	AGENCY PROCUREMENT ADMINISTRATOR	1	GRADE C123
(21)	X025C	DCC PAROLE/PROBATION AREA MANAGER	16	GRADE C123
(22)	P004C	PUBLIC INFORMATION MANAGER	1	GRADE C123
(23)	D038C	SENIOR SOFTWARE SUPPORT ANALYST	2	GRADE C123
(24)	M007C	DCC ASST TREATMENT PROGRAM MGR	5	GRADE C122
(25)	G222C	ADC/DCC INTERNAL AFFAIRS ADMINISTRATOR	1	GRADE C121
(26)	T027C	ADC/DCC TRAINING ADMINISTRATOR	1	GRADE C121
(27)	X042C	DCC PAROLE/PROBATION ASST AREA MGR	45	GRADE C121
(28)	D052C	SOFTWARE SUPPORT ANALYST	6	GRADE C121
(29)	T033C	ADC/DCC MAJOR	3	GRADE C120
(30)	T104C	ADC/DCC TRAINING ACADEMY SUPERVISOR	1	GRADE C120
(31)	R021C	BUDGET ANALYST	1	GRADE C119
(32)	G154C	DCC PROGRAM COORDINATOR	6	GRADE C119
(33)	M021C	DCC TREATMENT SUPERVISOR	7	GRADE C119
(34)	D061C	INFORMATION SYSTEMS COORDINATION SPEC	1	GRADE C119
(35)	V007C	PROCUREMENT COORDINATOR	2	GRADE C119
(36)	T048C	ADC/DCC CAPTAIN	6	GRADE C118
(37)	T045C	DCC PAROLE/PROBATION OFFICER	499	GRADE C118
(38)	C010C	EXECUTIVE ASSISTANT TO THE DIRECTOR	1	GRADE C118
(39)	A074C	FISCAL SUPPORT SUPERVISOR	3	GRADE C118
(40)	T103C	LAW ENFORCEMENT TRAINING INSTRUCTOR	5	GRADE C118
(41)	M026C	LICENSED SOCIAL WORKER	1	GRADE C118
(42)	T054C	ADC/DCC LIEUTENANT	31	GRADE C117
(43)	M046C	ADC/DCC TREATMENT COORDINATOR	18	GRADE C117

(44)	G180C	GRANTS ANALYST	2	GRADE C117
(45)	S026C	ADC/DCC ASST MAINTENANCE SUPERVISOR	9	GRADE C116
(46)	T059C	ADC/DCC FOOD PREPARATION MANAGER	11	GRADE C116
(47)	C024C	ADC/DCC RECORDS SUPERVISOR	8	GRADE C116
(48)	C022C	BUSINESS OPERATIONS SPECIALIST	6	GRADE C116
(49)	V014C	BUYER	4	GRADE C116
(50)	G200C	CLASSIFICATION & ASSIGNMENT OFFICER	4	GRADE C116
(51)	X128C	CORRECTIONAL UNIT ACCREDITATION SPEC	2	GRADE C116
(52)	T092C	DCC PAROLE/PROBATION OFFICER I	1	GRADE C116
(53)	R030C	EEO/GRIEVANCE OFFICER	1	GRADE C116
(54)	M048C	SUBSTANCE ABUSE PROGRAM LEADER	56	GRADE C116
(55)	M059C	ADC/DCC ADVISOR	110	GRADE C115
(56)	T065C	ADC/DCC CORRECTIONAL SERGEANT	68	GRADE C115
(57)	M058C	ADC/DCC PROGRAM SPECIALIST	9	GRADE C115
(58)	C037C	ADMINISTRATIVE ANALYST	8	GRADE C115
(59)	R033C	BENEFITS ANALYST	1	GRADE C115
(60)	M057C	CHAPLAIN	6	GRADE C115
(61)	D079C	COMPUTER SUPPORT TECHNICIAN	3	GRADE C115
(62)	A091C	FISCAL SUPPORT ANALYST	1	GRADE C115
(63)	R031C	INSTITUTION HUMAN RESOURCES COORD	6	GRADE C115
(64)	A090C	PAYROLL SERVICES SPECIALIST	1	GRADE C115
(65)	T070C	ADC/DCC FOOD PREPARATION SUPERVISOR	19	GRADE C114
(66)	G215C	CAREER PLANNING & PLACEMENT SPEC	13	GRADE C114
(67)	E051C	STAFF DEVELOPMENT SPECIALIST	1	GRADE C114
(68)	T076C	ADC/DCC ADMIN REVIEW OFFICER	7	GRADE C113
(69)	T075C	ADC/DCC CORPORAL	217	GRADE C113
(70)	R036C	HUMAN RESOURCES SPECIALIST	1	GRADE C113
(71)	T083C	ADC/DCC CORRECTIONAL OFFICER I	1	GRADE C112
(72)	C056C	ADMINISTRATIVE SPECIALIST III	91	GRADE C112
(73)	T081C	COMMISSARY MANAGER	6	GRADE C112
(74)	A098C	FISCAL SUPPORT SPECIALIST	11	GRADE C112
(75)	A097C	PAYROLL TECHNICIAN	1	GRADE C112
(76)	V022C	PURCHASING TECHNICIAN	1	GRADE C112
(77)	C073C	ADMINISTRATIVE SPECIALIST II	<u>71</u>	GRADE C109
		MAX. NO. OF EMPLOYEES	1,455	

SECTION 2. EXTRA HELP. There is hereby authorized, for the Department of Community Correction for the 2017-2018 fiscal year, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: ten (10) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - STATE OPERATIONS. There is hereby appropriated, to the Department of Community Correction, to be payable from the Department of Community Correction Fund Account, for personal services and operating expenses of the Department of Community Correction - State Operations for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) REGULAR SALARIES	\$48,322,586
(02) EXTRA HELP	100,000
(03) PERSONAL SERVICES MATCHING	18,281,863
(04) OVERTIME	10,000
(05) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	15,752,479
(B) CONF. & TRAVEL	2,000
(C) PROF. FEES	6,222,027
(D) CAP. OUTLAY	500,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$89,190,955</u></u>

SECTION 4. APPROPRIATION - OPERATIONS - SPECIAL REVENUE. There is hereby appropriated, to the Department of Community Correction, to be payable from the Community Correction Revolving Fund, for personal services and operating expenses of the Department of Community Correction - Operations - Special Revenue for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>

(01)	REGULAR SALARIES	\$2,501,289
(02)	PERSONAL SERVICES MATCHING	912,895
(03)	MAINT. & GEN. OPERATION	
	(A) OPER. EXPENSE	4,200,000
	(B) CONF. & TRAVEL	100,000
	(C) PROF. FEES	1,000,000
	(D) CAP. OUTLAY	1,200,000
	(E) DATA PROC.	0
(04)	WAR MEMORIAL STADIUM COMMISSION	
	PARKING SERVICES FROM FEES	10,000
(05)	COMMUNITY CORRECTION PROGRAMS	<u>5,408,576</u>
	TOTAL AMOUNT APPROPRIATED	<u><u>\$15,332,760</u></u>

SECTION 5. APPROPRIATION - FEDERAL PROGRAMS. There is hereby appropriated, to the Department of Community 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 Community Correction - Federal Programs for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR	
<u>NO.</u>	<u>2017-2018</u>	
(01)	REGULAR SALARIES	\$211,028
(02)	PERSONAL SERVICES MATCHING	81,326
(03)	MAINT. & GEN. OPERATION	
	(A) OPER. EXPENSE	1,270,246
	(B) CONF. & TRAVEL	28,313
	(C) PROF. FEES	309,439
	(D) CAP. OUTLAY	0
	(E) DATA PROC.	<u>0</u>
	TOTAL AMOUNT APPROPRIATED	<u><u>\$1,900,352</u></u>

SECTION 6. APPROPRIATION - RESIDENTS SERVICES - CASH. There is hereby appropriated, to the Department of Community Correction, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses of the Department of

Community Correction - Residents Services - Cash for the fiscal year ending June 30, 2018, the following:

ITEM NO.	FISCAL YEAR 2017-2018
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$2,557,846
(B) CONF. & TRAVEL	0
(C) PROF. FEES	101,800
(D) CAP. OUTLAY	500,000
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$3,159,646</u></u>

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

ITEM NO.	FISCAL YEAR 2017-2018
(01) REIMBURSEMENT TO COUNTIES HOUSING STATE INMATES	
	<u><u>\$3,000,000</u></u>

SECTION 8. APPROPRIATION - BEST PRACTICES. There is hereby appropriated, to the Department of Community Correction, to be payable from the Best Practices Fund, for operating expenses of the Department of Community Correction - Best Practices for the fiscal year ending June 30, 2018, the following:

ITEM NO.	FISCAL YEAR 2017-2018
(01) COMMUNITY CORRECTION PROGRAM	
	<u><u>\$8,000,000</u></u>

SECTION 9. APPROPRIATION - COURT ACCOUNTABILITY GRANTS. There is hereby appropriated, to the Department of Community Correction, to be payable

from the Accountability Court Fund, for Court Accountability grants for personal services and operating expenses of the Department of Community Correction - Court Accountability Grants for the fiscal year ending June 30, 2018, the following:

ITEM NO.	FISCAL YEAR 2017-2018
(01) COURT ACCOUNTABILITY GRANTS	<u>\$1,400,000</u>

SECTION 10. APPROPRIATION - PAY-FOR-SUCCESS PROGRAM. There is hereby appropriated, to the Department of Community Correction, to be payable from the Social Innovation Fund, for payments for intervention services on a pay-for-success basis of the Department of Community Correction for the fiscal year ending June 30, 2018, the following:

ITEM NO.	FISCAL YEAR 2017-2018
(01) PAY-FOR-SUCCESS PROGRAM	<u>\$3,000,000</u>

*SECTION 11. APPROPRIATION - PAY-FOR-SUCCESS - SOCIAL INNOVATION ASSURANCE. There is hereby appropriated, to the Department of Community Correction, to be payable from the Social Innovation Fund, for payment of debt service as authorized by the Pay for Success Act, §12-27-201 et. seq., for the fiscal year ending June 30, 2018, the following:*

ITEM NO.	FISCAL YEAR 2017-2018
(01) DEBT SERVICE	<u>\$1,000,000</u>

SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING TRANSFER. Upon approval of the Board of Corrections and the Chief Fiscal Officer of the State, the Arkansas Department of Community Correction may transfer from the Community Correction Revolving Fund and/or the Best Practices Fund an amount not to exceed one million dollars (\$1,000,000) to the Social Innovation Fund there to be used for debt service payments and

other costs associated with the issuance of bonds.

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

SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMMUNITY CORRECTION PROGRAMS LINE ITEM USES. After seeking and receiving approval of the Governor and Chief Fiscal Officer of the State and upon approval by the Arkansas Legislative Council or Joint Budget Committee, the Director of the Department of Community Correction, as authorized by the Board of Corrections, is authorized to use funds appropriated for "Community Correction Programs" line item of the Operations - Special Revenue appropriation provided in this Act to construct new or renovate existing facilities to support the development of community correction facilities in the state.

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

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

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

FEES. On July 1, of each year the Department of Community Correction shall pay from the appropriation provided herein from non-general revenue, the total amount appropriated for War Memorial Stadium Commission Parking Services from Fees to the War Memorial Stadium Commission.

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

SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION. Upon seeking and receiving approval from the Chief Fiscal Officer of the State and review and approval by the Arkansas Legislative Council or Joint Budget Committee, the Director of the Department of Community Correction is authorized to transfer appropriation from any line item authorized in the State Operations and Operations - Special Revenue Appropriations of this Act to any other line item authorized in the State Operations and Operations - Special Revenue Appropriations of this Act. Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Department of Community Correction may operate more efficiently if some flexibility is provided to the Department of Community Correction authorizing broad powers under this Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

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

SECTION 16. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
REALLOCATION OF RESOURCES. Upon determination by the Board of Corrections that a reallocation of resources within the Department of Community Correction and Department of Correction is necessary for the efficient and effective operation of the departments, the Board, with approval of the Governor and approval by the Arkansas Legislative Council or Joint Budget Committee, shall have the authority to instruct the department directors, to request from the Chief Fiscal Officer of the State, a transfer of positions, programs, funds, appropriations, and line-item appropriations within or between existing and newly created divisions, offices, sections, or units of the departments. If it is determined that the requested transfer should be made, the Chief Fiscal Officer of the State shall then initiate the necessary transfer documents to reflect the transfers upon the fiscal records of the State Treasurer, the State Auditor, the Chief Fiscal Officer of the State, and the Departments of Correction and Community Correction. Provided, however, that the Board shall be limited to submitting no more than two requests, encompassing a single purpose listed in this section, during any fiscal year per department. Transfer authority shall further be limited to no more than five percent (5%) of the total General Revenue and Special Revenue appropriation, funding, and positions specific to each agency. However, there shall be no transfers to or from the County Jail Reimbursement Fund. A Reallocation of Resources Transfer shall be limited to the following specific purposes:

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

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and

the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Department of Correction and the Department of Community Correction may operate more efficiently if some flexibility is provided to the Board of Corrections authorizing broad powers under the Reallocation of Resources provisions herein. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court jurisdiction, this entire section is void.

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

SECTION 17. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOLIDAY COMPENSATION. The Department of Community Correction is authorized to pay employees for up to ninety-six (96) hours of unused holidays exceeding a balance in the employee's holiday account of one-hundred fifty (150) hours following the end of the calendar year. Payments of unused holiday hours must be processed on or before June 1st in each fiscal year. Employees terminating employment from the Department of Community Correction will be eligible for all holiday pay accrued during the years of service. This request is contingent on approval by the Chief Fiscal Officer of the State after the Director of the Department of Community Correction has verified that sufficient revenues are available to make such payments to employees in the following classifications:

Class	Maximum Annual Salary Rate
Code Title	Fiscal Year
	<del>2016-2017</del> 2017-2018
T033C ADC/DCC MAJOR	GRADE C120
T048C ADC/DCC CAPTAIN	GRADE C118

T054C ADC/DCC LIEUTENANT	GRADE C117
T065C ADC/DCC CORRECTIONAL SERGEANT	GRADE C115
T075C ADC/DCC CORPORAL	GRADE C113
T083C ADC/DCC CORRECTIONAL OFFICER I	GRADE C112

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

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

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

SECTION 19. 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 Community Correction - Contingent Positions for the ~~2016-2017~~ 2017-2018 fiscal year, the following maximum number of regular employees.

CONTINGENT POSITIONS - MEDICAL SERVICES

ITEM CLASS	MAXIMUM NO. OF	MAXIMUM ANNUAL
		SALARY RATE FISCAL YEAR
	12	01-18-2017 07:55:10 ALB014

NO.	CODE	TITLE	EMPLOYEES	<del>2016-2017</del> 2017-2018
(1)	L009C	NURSE MANAGER	1	GRADE C125
(2)	L033C	PSYCH. EXAMINER	1	GRADE C121
(3)	M026C	LICENSED SOCIAL WORKER	6	GRADE C118
(4)	L032C	REGISTERED NURSE HOSPITAL	7	GRADE C121
(5)	L069C	LIC PRACT NURSE	25	GRADE C113
(6)	C056C	ADMIN SPECIALIST III	2	GRADE C112
(7)	G238C	ADMINISTRATOR	1	GRADE C123
(8)	L081C	DENTAL ASSISTANT	1	GRADE C109
(9)	L013N	DENTAL DIRECTOR	1	GRADE N916
(10)	L071C	DENTAL HYGIENIST	1	GRADE C113
(11)	L011N	DENTIST	1	GRADE N916
(12)	Q109C	MEDICAL RECORDS DIRECTOR	1	GRADE C118
(13)	L008N	PHYSICIAN - STAFF	1	GRADE N917
(14)	L024N	PSYCHIATRIC DIRECTOR	1	GRADE N919
(15)	L005N	PSYCHIATRIST	1	GRADE N919
(16)	L003C	PSYCHOLOGIST - PT	1	GRADE C127
(17)	C019C	REGIONAL MANAGER	1	GRADE C117
(18)	C056C	SECRETARY/ADMIN ASST	<u>1</u>	GRADE C112
		MAXIMUM NUMBER OF CONTINGENT EMPLOYEES - MEDICAL SERVICES	54	

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

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

SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COMMUNITY CORRECTION PROGRAM LINE ITEM USES. After seeking and receiving approval of the Governor and Chief Fiscal Officer of the State and upon approval by the Arkansas Legislative Council or Joint Budget Committee, the Director of the Department of Community Correction, as authorized by the Board of Corrections, is authorized to use the appropriations authorized under the line item established herein for "Community Correction Program" are to be used by the Department of Community Correction for establishment and

operation of, to include construction, renovation, and contracting for establishment and operation of, residential and non-residential community correction programs such as, but not limited to, community correction centers, drug, alcohol, and mental health treatments, intensive supervision, restitution, and others as established and approved by the Board of Corrections and as may be provided by law.

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

SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER AUTHORITY FOR UTILITY AND FUEL RATE INCREASE. In the event of a ten percent (10%) increase in utility and fuel rates, the Department of Community Correction is authorized to transfer from any line item in the State Operations Appropriation to the Operating Expense line item in the State Operations Appropriation for support of the increase after receiving approval of the Chief Fiscal Officer of the State. Prior to the utilization of the transfer authority a report shall be made to the Arkansas Legislative Council or Joint Budget Committee including justification for the transfer and the amount of transfer.

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

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

SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY JAIL INVOICE SUMMARY. The Departments of Correction and Community Correction, shall at a minimum and on a fiscal year basis, prepare and post on the applicable agency web site, a monthly summary of county jail reimbursement invoices prepared and forwarded to each county sheriff for verification by the Departments and for payment from the County Jail Reimbursement Fund. In addition, the report shall include a summary of invoices returned by each county for payment for previous months within the fiscal year, the amounts paid, and any balances owed. Each fiscal year-end report shall be maintained on the web sites for a period of no less than three (3) years.

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

*SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MOTOR VEHICLE PURCHASE PROVISION. The Department of Community Correction is hereby authorized to purchase motor vehicles from the appropriations authorized for Capital Outlay in the State Operations and Special Revenue Operations appropriations in this Act.*

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

*SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PAROLE/PROBATION OFFICERS HIRING. The Department of Community Correction shall report quarterly to the Arkansas Legislative Council or Joint Budget Committee the number of vacant Parole/Probation Officer, Parole/Probation Area Manager, Parole/Probation Assistant Area Manager positions and average case load per Parole/Probation Officer.*

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

SECTION 25. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and the restrictions of the State Procurement Law, the General Accounting and Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures and Restrictions Act, or their successors, and other fiscal control laws of this State, where applicable, and regulations promulgated by the Department of Finance and Administration, as authorized by law, shall be strictly complied with in disbursement of said funds.

SECTION 26. 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 27. 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, 2017 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, 2017 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, 2017.

*/s/ Joint Budget Committee*