

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

1 State of Arkansas *As Engrossed: H2/22/22 H3/2/22*

2 93rd General Assembly

A Bill

3 Fiscal Session, 2022

HOUSE BILL 1034

4

5 By: Joint Budget Committee

6

7

For An Act To Be Entitled

8

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES

9

AND OPERATING EXPENSES FOR THE DEPARTMENT OF

10

CORRECTIONS - DIVISION OF CORRECTION FOR THE FISCAL

11

YEAR ENDING JUNE 30, 2023; AND FOR OTHER PURPOSES.

12

13

14

Subtitle

15

AN ACT FOR THE DEPARTMENT OF CORRECTIONS

16

- DIVISION OF CORRECTION APPROPRIATION

17

FOR THE 2022-2023 FISCAL YEAR.

18

19

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

21

22 SECTION 1. REGULAR SALARIES - SHARED SERVICES. There is hereby
23 established for the Department of Corrections for the 2022-2023 fiscal year,
24 the following maximum number of regular employees.

25

26

Maximum Annual

27

Maximum

Salary Rate

28

Item Class

No. of

Fiscal Year

29

No. Code Title

Employees

2022-2023

30

(1) SC003 SECRETARY OF CORRECTIONS

1

GRADE SE05

31

(2) U083U DOC CHIEF FISCAL OFFICER

1

GRADE SE01

32

(3) D140C DOC CHIEF INFORMATION OFFICER

1

GRADE IT11

33

(4) D012C DATABASE SPECIALIST

1

GRADE IT08

34

(5) D094C DCC PROJ & ENTERPRISE PROGRAM MGMT ADMIN

1

GRADE IT08

35

(6) D007C INFORMATION SYSTEMS MANAGER

1

GRADE IT08

36

(7) D030C INFORMATION SYSTEMS COORDINATOR

2

GRADE IT07



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

1	(44)	C037C ADMINISTRATIVE ANALYST	4	GRADE GS06
2	(45)	X133C DOC INTERNAL AFFAIRS INVESTIGATOR	7	GRADE GS06
3	(46)	T065C DOC CORRECTIONAL SERGEANT	1	GRADE GS06
4	(47)	R030C EEO/GRIEVANCE OFFICER	1	GRADE GS06
5	(48)	A074C FISCAL SUPPORT SUPERVISOR	6	GRADE GS06
6	(49)	G180C GRANTS ANALYST	1	GRADE GS06
7	(50)	R029C HUMAN RESOURCES RECRUITER	1	GRADE GS06
8	(51)	T103C LAW ENFORCEMENT TRAINING INSTRUCTOR	1	GRADE GS06
9	(52)	P027C PUBLIC INFORMATION SPECIALIST	1	GRADE GS06
10	(53)	M048C SUBSTANCE ABUSE PROGRAM LEADER	1	GRADE GS06
11	(54)	C050C ADMINISTRATIVE SUPPORT SUPERVISOR	1	GRADE GS05
12	(55)	R033C BENEFITS ANALYST	1	GRADE GS05
13	(56)	V014C BUYER	6	GRADE GS05
14	(57)	V013C CENTRAL WAREHOUSE OPERATIONS MGR	1	GRADE GS05
15	(58)	X128C CORRECTIONAL UNIT ACCREDITATION SPEC	1	GRADE GS05
16	(59)	T075C DOC CORPORAL	2	GRADE GS05
17	(60)	C024C DOC RECORDS SUPERVISOR	1	GRADE GS05
18	(61)	A091C FISCAL SUPPORT ANALYST	11	GRADE GS05
19	(62)	R031C INSTITUTION HUMAN RESOURCES COORD	1	GRADE GS05
20	(63)	A090C PAYROLL SERVICES SPECIALIST	1	GRADE GS05
21	(64)	V015C PURCHASING SPECIALIST	6	GRADE GS05
22	(65)	E051C STAFF DEVELOPMENT SPECIALIST	2	GRADE GS05
23	(66)	C056C ADMINISTRATIVE SPECIALIST III	10	GRADE GS04
24	(67)	R037C BENEFITS TECHNICIAN	1	GRADE GS04
25	(68)	A098C FISCAL SUPPORT SPECIALIST	24	GRADE GS04
26	(69)	R038C HUMAN RESOURCES ASSISTANT	1	GRADE GS04
27	(70)	R036C HUMAN RESOURCES SPECIALIST	5	GRADE GS04
28	(71)	V020C INVENTORY CONTROL MANAGER	1	GRADE GS04
29	(72)	A097C PAYROLL TECHNICIAN	2	GRADE GS04
30	(73)	V022C PURCHASING TECHNICIAN	2	GRADE GS04
31	(74)	C073C ADMINISTRATIVE SPECIALIST II	5	GRADE GS03
32	(75)	C087C ADMINISTRATIVE SPECIALIST I	1	GRADE GS02
33	(76)	V030C SHIPPING & RECEIVING CLERK	<u>1</u>	GRADE GS02
34		MAX. NO. OF EMPLOYEES	197	

35

36 SECTION 2. APPROPRIATION - SHARED SERVICES PAYING ACCOUNT. There is

1 hereby appropriated, to the Department of Corrections, to be payable from the
 2 paying account as determined by the Chief Fiscal Officer of the State, for
 3 personal services and operating expenses of the Department of Corrections -
 4 Shared Services for the fiscal year ending June 30, 2023, the following:

6 ITEM	FISCAL YEAR
7 <u>NO.</u>	<u>2022-2023</u>
8 (01) REGULAR SALARIES	\$9,237,504
9 (02) PERSONAL SERVICES MATCHING	3,216,894
10 (03) OVERTIME	100,000
11 (04) MAINT. & GEN. OPERATION	
12 (A) OPER. EXPENSE	7,817,723
13 (B) CONF. & TRAVEL	0
14 (C) PROF. FEES	84,956,941
15 (D) CAP. OUTLAY	0
16 (E) DATA PROC.	0
17 (05) PANDEMIC RELATED EXPENSES	5,000,000
18 (06) REGIONAL JAIL	<u>8,704,940</u>
19 TOTAL AMOUNT APPROPRIATED	<u>\$119,034,002</u>

20
 21 SECTION 3. APPROPRIATION - COUNTY JAIL REIMBURSEMENT. There is hereby
 22 appropriated, to the Department of Corrections, to be payable from the County
 23 Jail Reimbursement Fund, for reimbursement to counties housing state inmates
 24 of the Department of Corrections - County Jail Reimbursement for the fiscal
 25 year ending June 30, 2023, the following:

27 ITEM	FISCAL YEAR
28 <u>NO.</u>	<u>2022-2023</u>
29 (01) REFUNDS/REIMBURSEMENTS	<u>\$26,853,607</u>

30
 31 SECTION 4. APPROPRIATION - CRIMINAL DETENTION FACILITY REVIEW. There
 32 is hereby appropriated, to the Department of Corrections, to be payable from
 33 the State Central Services Fund, for personal services and operating expenses
 34 of the Department of Corrections - Criminal Detention Facility Review for the
 35 fiscal year ending June 30, 2023, the following:

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2022-2023</u>
3	(01) REGULAR SALARIES	\$99,366
4	(02) PERSONAL SERVICES MATCHING	33,625
5	(03) MAINT. & GEN. OPERATION	
6	(A) OPER. EXPENSE	14,950
7	(B) CONF. & TRAVEL	1,300
8	(C) PROF. FEES	0
9	(D) CAP. OUTLAY	0
10	(E) DATA PROC.	<u>0</u>
11	TOTAL AMOUNT APPROPRIATED	<u><u>\$149,241</u></u>

12

13 SECTION 5. APPROPRIATION - CRIMINAL DETENTION COMMITTEE EXPENSES.

14 There is hereby appropriated, to the Department of Corrections, to be payable
 15 from the Miscellaneous Agencies Fund Account, for operating expenses of the
 16 Department of Corrections - Criminal Detention Committee Expenses for the
 17 fiscal year ending June 30, 2023, the following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2022-2023</u>
21	(01) MAINT. & GEN. OPERATION	
22	(A) OPER. EXPENSE	\$18,639
23	(B) CONF. & TRAVEL	0
24	(C) PROF. FEES	0
25	(D) CAP. OUTLAY	0
26	(E) DATA PROC.	<u>0</u>
27	TOTAL AMOUNT APPROPRIATED	<u><u>\$18,639</u></u>

28

29 SECTION 6. APPROPRIATION - TRANSPORTATION OF JUVENILE OFFENDERS. There
 30 is hereby appropriated, to the Department of Corrections, to be payable from
 31 the Miscellaneous Agencies Fund Account, for miscellaneous grants and aid of
 32 the Department of Corrections - Transportation of Juvenile Offenders for the
 33 fiscal year ending June 30, 2023, the following:

34

35	ITEM	FISCAL YEAR
36	<u>NO.</u>	<u>2022-2023</u>

1	(27)	T021C ADC HEAD FARM MANAGER I	3	GRADE GS08
2	(28)	S010C ADC INDUSTRY PROGRAM MANAGER	7	GRADE GS08
3	(29)	M031C ADMINISTRATOR OF CHAPLAINCY SVCS	1	GRADE GS08
4	(30)	T048C DOC CAPTAIN	55	GRADE GS08
5	(31)	T104C DOC TRAINING ACADEMY SUPERVISOR	1	GRADE GS08
6	(32)	A066C INTERNAL AUDITOR	2	GRADE GS08
7	(33)	M088C LICENSED MASTER SOCIAL WORKER	7	GRADE GS08
8	(34)	M020C LICENSED PROFESSIONAL COUNSELOR	74	GRADE GS08
9	(35)	V007C PROCUREMENT COORDINATOR	2	GRADE GS08
10	(36)	G121C REHAB PROGRAM MANAGER	9	GRADE GS08
11	(37)	A060C SENIOR AUDITOR	1	GRADE GS08
12	(38)	T034C WORK RELEASE CENTER SUPERVISOR	3	GRADE GS08
13	(39)	G142C ADC CLASSIFICATION ADMINISTRATOR	1	GRADE GS07
14	(40)	S096C ADC CONSTRUCTION PROJECT SUPERVISOR	15	GRADE GS07
15	(41)	A081C AUDITOR	1	GRADE GS07
16	(42)	G159C DEPARTMENT BUSINESS COORDINATOR	1	GRADE GS07
17	(43)	S019C DIRECTOR OF MAINTENANCE	10	GRADE GS07
18	(44)	T059C DOC FOOD PREPARATION MANAGER	20	GRADE GS07
19	(45)	T054C DOC LIEUTENANT	159	GRADE GS07
20	(46)	C010C EXECUTIVE ASSISTANT TO THE DIRECTOR	2	GRADE GS07
21	(47)	M026C LICENSED SOCIAL WORKER	1	GRADE GS07
22	(48)	L052C REHAB FACILITY SUPERVISOR	5	GRADE GS07
23	(49)	M049C SENIOR CHAPLAIN	7	GRADE GS07
24	(50)	E041C SENIOR LIBRARIAN	1	GRADE GS07
25	(51)	M023C SUBSTANCE ABUSE PROGRAM COORD	4	GRADE GS07
26	(52)	B040C ADC AGRICULTURE PRODUCTION SUPERVISOR	1	GRADE GS06
27	(53)	T040C ADC ASSISTANT HEAD FARM MANAGER	4	GRADE GS06
28	(54)	S095C ADC CONSTRUCTION PROJECT SPECIALIST	9	GRADE GS06
29	(55)	S027C ADC INDUSTRIAL SUPERVISOR II	19	GRADE GS06
30	(56)	S105C ADC INDUSTRY PROGRAM SPECIALIST	1	GRADE GS06
31	(57)	T039C ADC INMATE TRANSPORTATION COORD	1	GRADE GS06
32	(58)	C037C ADMINISTRATIVE ANALYST	13	GRADE GS06
33	(59)	T053C AGRICULTURE UNIT SUPERVISOR II	31	GRADE GS06
34	(60)	M044C ASSOCIATE PROFESSIONAL COUNSELOR	14	GRADE GS06
35	(61)	M057C CHAPLAIN	18	GRADE GS06
36	(62)	L058C DISEASE INTERVENTION SPECIALIST	3	GRADE GS06

1	(63)	X133C DOC INTERNAL AFFAIRS INVESTIGATOR	2	GRADE GS06
2	(64)	T065C DOC CORRECTIONAL SERGEANT	886	GRADE GS06
3	(65)	T070C DOC FOOD PREPARATION SUPERVISOR	86	GRADE GS06
4	(66)	T103C LAW ENFORCEMENT TRAINING INSTRUCTOR	6	GRADE GS06
5	(67)	G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE GS06
6	(68)	C026C RECORDS/INTAKE SUPERVISOR	1	GRADE GS06
7	(69)	B076C RESEARCH PROJECT ANALYST	1	GRADE GS06
8	(70)	T061C SENIOR INTELLIGENCE ANALYST	1	GRADE GS06
9	(71)	S016C SKILLED TRADES FOREMAN	1	GRADE GS06
10	(72)	S022C SKILLED TRADES SUPERVISOR	1	GRADE GS06
11	(73)	M048C SUBSTANCE ABUSE PROGRAM LEADER	46	GRADE GS06
12	(74)	T041C WORK RELEASE PROGRAM SUPERVISOR	4	GRADE GS06
13	(75)	G216C ADC INMATE GRIEVANCE COORDINATOR	23	GRADE GS05
14	(76)	P044C ADC SALES REPRESENTATIVE	5	GRADE GS05
15	(77)	T071C ADC UNIT TRAINING SUPERVISOR	17	GRADE GS05
16	(78)	T058C AGRICULTURE UNIT SUPERVISOR I	3	GRADE GS05
17	(79)	C022C BUSINESS OPERATIONS SPECIALIST	17	GRADE GS05
18	(80)	G215C CAREER PLANNING & PLACEMENT SPECIALIST	2	GRADE GS05
19	(81)	G200C CLASSIFICATION & ASSIGNMENT OFFICER	20	GRADE GS05
20	(82)	X128C CORRECTIONAL UNIT ACCREDITATION SPEC	12	GRADE GS05
21	(83)	X127C DISCIPLINARY HEARING OFFICER	5	GRADE GS05
22	(84)	T076C DOC ADMIN REVIEW OFFICER	6	GRADE GS05
23	(85)	M059C DOC ADVISOR	14	GRADE GS05
24	(86)	S026C DOC ASST MAINTENANCE SUPERVISOR	14	GRADE GS05
25	(87)	T075C DOC CORPORAL	2,376	GRADE GS05
26	(88)	M058C DOC PROGRAM SPECIALIST	14	GRADE GS05
27	(89)	C024C DOC RECORDS SUPERVISOR	23	GRADE GS05
28	(90)	A091C FISCAL SUPPORT ANALYST	2	GRADE GS05
29	(91)	R031C INSTITUTION HUMAN RESOURCES COORD	15	GRADE GS05
30	(92)	V015C PURCHASING SPECIALIST	1	GRADE GS05
31	(93)	M065C RECREATIONAL ACTIVITY SUPERVISOR	20	GRADE GS05
32	(94)	S043C ADC INDUSTRIAL SUPERVISOR I	7	GRADE GS04
33	(95)	T077C ADC MAILROOM SERVICES COORDINATOR	15	GRADE GS04
34	(96)	C056C ADMINISTRATIVE SPECIALIST III	30	GRADE GS04
35	(97)	T083C DOC CORRECTIONAL OFFICER I	5	GRADE GS04
36	(98)	A098C FISCAL SUPPORT SPECIALIST	13	GRADE GS04

1	(99)	R038C HUMAN RESOURCES ASSISTANT	22	GRADE GS04
2	(100)	R036C HUMAN RESOURCES SPECIALIST	2	GRADE GS04
3	(101)	S051C INSTRUMENTATION TECHNICIAN	1	GRADE GS04
4	(102)	V020C INVENTORY CONTROL MANAGER	3	GRADE GS04
5	(103)	C046C LEGAL SUPPORT SPECIALIST	2	GRADE GS04
6	(104)	S046C MAINTENANCE TECHNICIAN	26	GRADE GS04
7	(105)	V024C ADC PROPERTY OFFICER	2	GRADE GS03
8	(106)	C073C ADMINISTRATIVE SPECIALIST II	73	GRADE GS03
9	(107)	T081C COMMISSARY MANAGER	29	GRADE GS03
10	(108)	C087C ADMINISTRATIVE SPECIALIST I	<u>106</u>	GRADE GS02
11		MAX. NO. OF EMPLOYEES	4,605	

12

13 SECTION 8. EXTRA HELP. There is hereby authorized, for the Department
 14 of Corrections - Division of Correction for the 2022-2023 fiscal year, the
 15 following maximum number of part-time or temporary employees, to be known as
 16 "Extra Help", payable from funds appropriated herein for such purposes: one
 17 hundred seventy (170) temporary or part-time employees, when needed, at rates
 18 of pay not to exceed those provided in the Uniform Classification and
 19 Compensation Act, or its successor, or this act for the appropriate
 20 classification.

21

22 SECTION 9. APPROPRIATION - INMATE CARE & CUSTODY. There is hereby
 23 appropriated, to the Department of Corrections, to be payable from the
 24 Division of Correction Inmate Care and Custody Fund Account, for personal
 25 services and operating expenses of the Department of Corrections - Division
 26 of Correction - Inmate Care & Custody for the fiscal year ending June 30,
 27 2023, the following:

28

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2022-2023</u>
31	(01) REGULAR SALARIES	\$174,508,817
32	(02) EXTRA HELP	100,000
33	(03) PERSONAL SERVICES MATCHING	66,608,638
34	(04) OVERTIME	\$7,050,000
35	(05) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	53,137,879

1	(B) CONF. & TRAVEL	155,398
2	(C) PROF. FEES	743,084
3	(D) CAP. OUTLAY	972,098
4	(E) DATA PROC.	0
5	(06) JAIL CONTRACTS	1,533,000
6	(07) OUT-OF-STATE-BEDS	0
7	(08) HOLIDAY COMPENSATION	5,500,000
8	(09) ENERGY SAVINGS & EFFICIENCIES	<u>1,431,465</u>
9	TOTAL AMOUNT APPROPRIATED	<u><u>\$311,740,379</u></u>

10

11 SECTION 10. APPROPRIATION - INMATE WELFARE PROGRAM. There is hereby
 12 appropriated, to the Department of Corrections, to be payable from the cash
 13 fund deposited in the State Treasury as determined by the Chief Fiscal
 14 Officer of the State, for personal services and operating expenses of the
 15 Department of Corrections - Division of Correction - Inmate Welfare Program
 16 for the fiscal year ending June 30, 2023, the following:

17

18	ITEM	FISCAL YEAR
19	<u>NO.</u>	<u>2022-2023</u>
20	(01) REGULAR SALARIES	\$837,333
21	(02) PERSONAL SERVICES MATCHING	356,262
22	(03) MAINT. & GEN. OPERATION	
23	(A) OPER. EXPENSE	13,028,560
24	(B) CONF. & TRAVEL	0
25	(C) PROF. FEES	0
26	(D) CAP. OUTLAY	0
27	(E) DATA PROC.	<u>0</u>
28	TOTAL AMOUNT APPROPRIATED	<u><u>\$14,222,155</u></u>

29

30 SECTION 11. APPROPRIATION - WORK RELEASE PROGRAM. There is hereby
 31 appropriated, to the Department of Corrections, to be payable from the cash
 32 fund deposited in the State Treasury as determined by the Chief Fiscal
 33 Officer of the State, for operating expenses and debt service of the
 34 Department of Corrections - Division of Correction - Work Release Program for
 35 the fiscal year ending June 30, 2023, the following:

36

1	ITEM	FISCAL YEAR
2	<u>NO.</u>	<u>2022-2023</u>
3	(01) MAINT. & GEN. OPERATION	
4	(A) OPER. EXPENSE	\$5,394,120
5	(B) CONF. & TRAVEL	104,150
6	(C) PROF. FEES	100,000
7	(D) CAP. OUTLAY	2,427,590
8	(E) DATA PROC.	0
9	(02) DEBT SERVICE	<u>0</u>
10	TOTAL AMOUNT APPROPRIATED	<u>\$8,025,860</u>

11

12 SECTION 12. APPROPRIATION - PRISON INDUSTRY PROGRAM. There is hereby
 13 appropriated, to the Department of Corrections, to be payable from the
 14 Division of Correction Prison Industry Fund, for personal services and
 15 operating expenses of the Department of Corrections - Division of Correction
 16 - Prison Industry Program for the fiscal year ending June 30, 2023, the
 17 following:

18

19	ITEM	FISCAL YEAR
20	<u>NO.</u>	<u>2022-2023</u>
21	(01) REGULAR SALARIES	\$2,189,940
22	(02) EXTRA HELP	10,000
23	(03) PERSONAL SERVICES MATCHING	818,591
24	(04) OVERTIME	8,000
25	(05) MAINT. & GEN. OPERATION	
26	(A) OPER. EXPENSE	6,905,213
27	(B) CONF. & TRAVEL	41,280
28	(C) PROF. FEES	100,000
29	(D) CAP. OUTLAY	200,000
30	(E) DATA PROC.	<u>0</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$10,273,024</u>

32

33 SECTION 13. APPROPRIATION - FARM OPERATIONS PROGRAM. There is hereby
 34 appropriated, to the Department of Corrections, to be payable from the
 35 Division of Correction Farm Fund, for personal services and operating
 36 expenses of the Department of Corrections - Division of Correction - Farm

1 Operations Program for the fiscal year ending June 30, 2023, the following:

2		
3	ITEM	FISCAL YEAR
4	<u>NO.</u>	<u>2022-2023</u>
5	(01) REGULAR SALARIES	\$2,871,466
6	(02) EXTRA HELP	10,000
7	(03) PERSONAL SERVICES MATCHING	1,032,042
8	(04) MAINT. & GEN. OPERATION	
9	(A) OPER. EXPENSE	11,900,000
10	(B) CONF. & TRAVEL	53,010
11	(C) PROF. FEES	138,354
12	(D) CAP. OUTLAY	555,000
13	(E) DATA PROC.	0
14	(05) PURCHASE CATTLE/MEAT	<u>650,000</u>
15	TOTAL AMOUNT APPROPRIATED	<u>\$17,209,872</u>

16

17 SECTION 14. APPROPRIATION - NON-TAX REVENUE RECEIPTS. There is hereby
 18 appropriated, to the Department of Corrections, to be payable from the cash
 19 fund deposited in the State Treasury as determined by the Chief Fiscal
 20 Officer of the State, for operating expenses of the Department of Corrections
 21 - Division of Correction - Non-Tax Revenue Receipts for the fiscal year
 22 ending June 30, 2023, the following:

23

24	ITEM	FISCAL YEAR
25	<u>NO.</u>	<u>2022-2023</u>
26	(01) MAINT. & GEN. OPERATION	
27	(A) OPER. EXPENSE	\$601,000
28	(B) CONF. & TRAVEL	0
29	(C) PROF. FEES	30,000
30	(D) CAP. OUTLAY	0
31	(E) DATA PROC.	0
32	(02) CONSTRUCTION	<u>1,870,200</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$2,501,200</u>

34

35 SECTION 15. APPROPRIATION - ADC SEX OFFENDER ASSESSMENT. There is
 36 hereby appropriated, to the Department of Corrections, to be payable from the

1 Sex and Child Offenders Registration Fund, for operating expenses of the
 2 Department of Corrections - Division of Correction - ADC Sex Offender
 3 Assessment for the fiscal year ending June 30, 2023, the following:

5 ITEM	FISCAL YEAR
6 <u>NO.</u>	<u>2022-2023</u>
7 (01) MAINT. & GEN. OPERATION	
8 (A) OPER. EXPENSE	\$25,000
9 (B) CONF. & TRAVEL	0
10 (C) PROF. FEES	0
11 (D) CAP. OUTLAY	0
12 (E) DATA PROC.	<u>0</u>
13 TOTAL AMOUNT APPROPRIATED	<u><u>\$25,000</u></u>

14

15 SECTION 16. APPROPRIATION - FIRE STATION - PROTECTION. There is hereby
 16 appropriated, to the Department of Corrections, to be payable from the cash
 17 fund deposited in the State Treasury as determined by the Chief Fiscal
 18 Officer of the State, for operations of the Department of Corrections -
 19 Division of Correction - Fire Station - Protection for the fiscal year ending
 20 June 30, 2023, the following:

21

22 ITEM	FISCAL YEAR
23 <u>NO.</u>	<u>2022-2023</u>
24 (01) MAINT. & GEN. OPERATION	
25 (A) OPER. EXPENSE	\$25,000
26 (B) CONF. & TRAVEL	0
27 (C) PROF. FEES	0
28 (D) CAP. OUTLAY	0
29 (E) DATA PROC.	<u>0</u>
30 TOTAL AMOUNT APPROPRIATED	<u><u>\$25,000</u></u>

31

32 SECTION 17. APPROPRIATION - PAWS IN PRISON. There is hereby
 33 appropriated, to the Department of Corrections, to be payable from the cash
 34 fund deposited in the State Treasury as determined by the Chief Fiscal
 35 Officer of the State, for operating expenses of the Department of Corrections
 36 - Division of Correction - Paws In Prison for the fiscal year ending June 30,

1 2023, the following:

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2022-2023</u>
5 (01) PAWS IN PRISON	<u>\$150,000</u>

6

7 SECTION 18. APPROPRIATION - MEDICAL MONETARY SANCTIONS. There is
8 hereby appropriated, to the Department of Corrections, to be payable from the
9 cash fund deposited in the State Treasury as determined by the Chief Fiscal
10 Officer of the State, for comprehensive inmate/offender health services of
11 the Department of Corrections - Division of Correction - Medical Monetary
12 Sanctions for the fiscal year ending June 30, 2023, the following:

13

14 ITEM	FISCAL YEAR
15 <u>NO.</u>	<u>2022-2023</u>
16 (01) MEDICAL MONETARY SANCTIONS	<u>\$1,700,000</u>

17

18 SECTION 19. APPROPRIATION - PRISON EXPANSION. There is hereby
19 appropriated, to the Department of Corrections - Division of Correction, to
20 be payable from the Development and Enhancement Fund, the following:
21 (A) for costs associated with prison expansion, in a sum not to
22 exceed.....\$75,000,000.

23

24 SECTION 20. SPECIAL LANGUAGE. Arkansas Code Title 12, Chapter 28,
25 Subchapter 1, is amended to read as follows:

26 12-28-108. Audit of firearms and ammunition.

27 (a) The Department of Corrections shall conduct an audit of the number
28 and types of firearms and number and types of ammunition owned by and in the
29 possession of the correctional facilities of the department annually and
30 shall send a copy of the audit to the Secretary of the Department of
31 Corrections for review.

32 (b) The audit under subsection (a) of this section is exempt from
33 disclosure under the Freedom of Information Act of 1967, § 25-19-101 et seq.

34

35 SECTION 21. SPECIAL LANGUAGE. REGULAR SALARIES - CONTINGENT POSITIONS.
36 There is hereby established for the Division of Corrections Contingent

1 Positions for the ~~2021-2022~~2022-2023 fiscal year, the following maximum
2 number of regular employees.

3

4 CONTINGENT POSITIONS - MEDICAL SERVICES

5				MAXIMUM ANNUAL
6				SALARY RATE
7	ITEM CLASS		NO. OF	FISCAL YEAR
8	<u>NO.</u>	<u>CODE</u>	<u>TITLE</u>	<u>EMPLOYEES</u>
9				<u>2021-2022</u> <u>2022-2023</u>
9	(01)		CHIEF OF MEDICAL SERVICES	1 \$225,000
10	(02)		CHIEF OF DENTAL SERVICES	1 175,000
11	(03)		PHYSICIANS SPECIALIST	15 170,000
12	(04)		CHIEF OF PHARMACY	1 125,000
13	(05)		CHIEF OF NURSING SERVICES	1 90,000
14	(06)		UNIT/FACILITY MEDICAL MGR	15 90,000
15	(07)		RNP/PA	13 85,000
16	(08)		DIR OF MEDICAL RECORDS	1 75,000
17	PATIENT CARE -			
18	(09)	L011N	DENTIST	15 GRADE MP06
19	(10)	L016N	REGISTERED PHARMACIST	3 GRADE MP05
20	(11)	L019C	REGISTERED NURSE COORD	13 GRADE MP02
21	(12)	L027C	REGISTERED NURSE SUPV	45 GRADE MP02
22	(13)	L064C	RADIOLOGY TECHNICIAN	8 GRADE GS07
23	(14)	L069C	LICENSED PRACTICAL NURSE	180 GRADE GS06
24	(15)	B111C	LABORATORY TECHNICIAN	3 GRADE GS04
25	PATIENT CARE - CLASSIFIED POSITIONS			
26	(16)	L071C	DENTAL HYGIENIST	8 GRADE GS05
27	(17)	C056C	ADMINISTRATIVE SPEC III	11 GRADE GS04
28	(18)	C053C	MEDICAL RECORDS TECH	26 GRADE GS03
29	(19)	C073C	ADMINISTRATIVE SPEC II	9 GRADE GS03
30	(20)	L081C	DENTAL ASSISTANT	14 GRADE GS04
31	CLASSIFIED - NON-PATIENT CARE			
32	(21)		CHIEF PSYCHIATRIC SERV.	1 \$400,000
33	(22)		VP OPERATIONS	1 \$200,000
34	(23)		REGIONAL MANAGER	3 \$120,000
35	(24)		PSYCHIATRIC SPECIALIST	6 GRADE MP08
36	(25)	A014C	FISCAL DIVISION MANAGER	1 GRADE GS12

1	(26) D030C	INFO SYSTEMS COORDINATOR	1	GRADE IT07
2	(27) G178C	POLICY DEVELOP. COORDINATOR	1	GRADE GS06
3	(28) A089C	ACCOUNTANT I	1	GRADE GS07
4	(29) V014C	BUYER	2	GRADE GS05
5	(30) D079C	COMPUTER SUPPORT TECH	1	GRADE IT02
6	(31)	INSTITUTIONAL HR COORDINATOR	1	GRADE C115 GS05
7	(32)	HR SPECIALIST	1	GRADE C113 GS04
8	(33) A098C	FISCAL SUPPORT SPECIALIST	1	GRADE GS04
9	(34)	NURSING ASSISTANT	53	GRADE C110
10	(35) A101C	ACCOUNTING TECH	4	GRADE GS04
11	(36) V029C	PURCHASING ASSISTANT	<u>1</u>	GRADE GS01
12	GRAND TOTAL	CONTINGENT EMPLOYEES	462	

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

16 The provisions of this section shall be in effect only from July 1, ~~2021~~
 17 2022 through June 30, ~~2022~~ 2023.

18

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

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

35 The provisions of this section shall be in effect only from July 1, ~~2021~~
 36 2022 through June 30, ~~2022~~ 2023.

1
2 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
4 OF APPROPRIATION WITHIN CAPITAL IMPROVEMENT PROJECTS. The Department of
5 Corrections is hereby authorized to transfer appropriation between and/or
6 among the various capital improvements/construction projects authorized by
7 the General Assembly. Such transfers may be made only after approval by the
8 Governor and after prior approval by the Arkansas Legislative Council or
9 Joint Budget Committee. Such authorization shall in no way mean that the
10 total amount of funds or appropriations for capital improvement/construction
11 projects be greater than that provided by the General Assembly for the
12 Department of Corrections.

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

29 The provisions of this section shall be in effect only from July 1, ~~2021~~
30 2022 through June 30, ~~2022~~ 2023.

31
32 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
34 REALLOCATION OF RESOURCES. Upon determination by the Board of Corrections
35 that a reallocation of resources within the Division of Community Correction
36 and Division of Correction is necessary for the efficient and effective

1 operation of the divisions, the Board, with approval of the Governor and
2 approval by the Arkansas Legislative Council or Joint Budget Committee, shall
3 have the authority to instruct the division directors, to request from the
4 Chief Fiscal Officer of the State, a transfer of positions, programs, funds,
5 appropriations, and line-item appropriations within or between existing and
6 newly created divisions, offices, sections, or units of the divisions. If it
7 is determined that the requested transfer should be made, the Chief Fiscal
8 Officer of the State shall then initiate the necessary transfer documents to
9 reflect the transfers upon the fiscal records of the State Treasurer, the
10 State Auditor, the Chief Fiscal Officer of the State, and the Divisions of
11 Correction and Community Correction. Provided, however, that the Board shall
12 be limited to submitting no more than two requests, encompassing a single
13 purpose listed in this section, during any fiscal year per division.
14 Transfer authority shall further be limited to no more than five percent (5%)
15 of the total General Revenue and Special Revenue appropriation, funding, and
16 positions specific to each agency. However, there shall be no fund transfers
17 to or from the County Jail Reimbursement Fund. A Reallocation of Resources
18 Transfer shall be limited to the following specific purposes:
19 a) Costs to open and operate temporary beds;
20 b) Payment of Debt Service;
21 c) Payment of Overtime Expenses;
22 d) Unanticipated increases for medical or private prison contracts;
23 e) Construction/renovation/equipping of new beds;
24 f) Deficits in Farm or Industry Program;
25 g) Losses not covered by insurance proceeds;
26 h) Costs of personnel for critical services necessary to carry out the
27 mission of the agency.

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

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

8 The provisions of this section shall be in effect only from July 1, ~~2021~~
 9 2022 through June 30, ~~2022~~ 2023.

10
 11 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. HOLIDAY
 13 COMPENSATION. The Department of Corrections is authorized to pay employees
 14 for hours of unused holidays in the employee's holiday account. Payments of
 15 unused Holiday hours must be processed on or before June 1st in each fiscal
 16 year. Employees terminating employment from the Department of Corrections
 17 will be eligible for all holiday pay accrued. This request is contingent on
 18 approval by the Chief Fiscal Officer of the State after the Secretary of the
 19 Department of Corrections has verified that sufficient revenues are available
 20 to make such payments to employees who have served in the following
 21 classifications, with the exception that those employees wishing to accrue
 22 banked hours be allowed the option to bank unused holiday hours in the
 23 employee's holiday account, not to exceed one-hundred fifty (150) hours:

24
 25 Class

26	Code	Title	Grade
27	T033C	ADC/DCC MAJOR	GRADE GS09
28	T048C	ADC/DCC CAPTAIN	GRADE GS08
29	T054C	ADC/DCC LIEUTENANT	GRADE GS07
30	T065C	ADC/DCC CORRECTIONAL SERGEANT	GRADE GS06
31	T059C	ADC/DCC FOOD PREPARATION MANAGER	GRADE GS07
32	T075C	ADC/DCC CORPORAL	GRADE GS05
33	T083C	ADC/DCC CORRECTIONAL OFFICER I	GRADE GS04
34	T070C	ADC/DCC FOOD PREPARATION SUPERVISOR	GRADE GS06

35 The provisions of this section shall be in effect only from July 1, ~~2021~~
 36 2022 through June 30, ~~2022~~ 2023.

1
2 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. EMPLOYEE
4 COMPENSATION REPORT. The Department of Finance and Administration Office of
5 Budget shall prepare and submit to the Arkansas Legislative Council or Joint
6 Budget Committee a report reflecting the amount of appropriation and funding
7 necessary for the Department of Corrections to sufficiently budget for the
8 expenditure of payments to employees for all Holiday Liability, GAP Time
9 Liability, Overtime, and Hazardous Duty Compensation incurred, including the
10 current balances of said liabilities. This report shall be included in the
11 summary budget information manual submitted during the biennial budget
12 process.

13 The provisions of this section shall be in effect only from July 1, ~~2021~~
14 2022 through June 30, ~~2022~~ 2023.

15
16 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ADC SEX
18 OFFENDER ASSESSMENT. The Arkansas Department of Corrections - Division of
19 Correction is authorized to enter into a cooperative agreement with a
20 qualified state treatment and assessment agency to conduct assessments of
21 juvenile sex or child offenders as required by provisions of ACA 12-12-901
22 et. seq. and pay for services upon receipt of invoice.

23 The provisions of this section shall be in effect only from July 1, ~~2021~~
24 2022 through June 30, ~~2022~~ 2023.

25
26 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INMATE
28 COST REPORTING – STATE FACILITIES.

29 (a) Within 90 days of the close of each state fiscal year, the Arkansas
30 Department of Corrections - Division of Correction shall submit to the
31 Arkansas Legislative Council a report of all direct and indirect costs
32 incurred by the State of Arkansas in housing and caring for inmates
33 incarcerated in the State's facilities. Such costs shall be calculated and
34 reported in total for the Division and in total by each facility. The report
35 shall also reflect overall cost per inmate per day, cost per inmate per day
36 for each facility, overall cost per bed per day, and cost per bed per day for

1 each facility.

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

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

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

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

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

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

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

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

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

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

28 (A) ADC expenses incurred through fund transfers;

29 (B) Retirement costs;

30 (C) Audit costs;

31 (D) ADC cost for shared employees paid by another state governmental
32 entity;

33 (E) Inmate educational and rehabilitation costs;

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

36 (c) In determining costs per inmate per day for reporting to the Arkansas

1 Legislative Council in accordance with subsection (a) of this section, ADC
2 shall:

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

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

10 (3) Maintain documentation supporting the number of inmates housed at ADC
11 facilities.

12 The provisions of this section shall be in effect only from July 1, ~~2021~~
13 2022 through June 30, ~~2022~~ 2023.

14

15 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
17 JAIL REIMBURSEMENT FUND YEAR-END FUND BALANCE CARRY FORWARD. Notwithstanding
18 any law pertaining to the transfer of year-end fund balances or any law to
19 the contrary, any funds which remain in the County Jail Reimbursement Fund at
20 the end of a fiscal year shall remain in the County Jail Reimbursement Fund
21 and made available to fund appropriations authorized by law payable from the
22 County Jail Reimbursement Fund for the following fiscal year.

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

25 (1) Prior to June 30, ~~2021~~ 2022 the Agency shall by written statement set
26 forth its reason(s) for the need to carry forward said funding to the
27 Department of Finance and Administration Office of Budget;

28 (2) The Department of Finance and Administration Office of Budget shall
29 report to the Arkansas Legislative Council all amounts carried forward from
30 the first fiscal year to the second fiscal year by the September Arkansas
31 Legislative Council or Joint Budget Committee meeting which report shall
32 include the name of the Agency, Board, Commission or Institution and the
33 amount of the funding carried forward from the first fiscal year to the
34 second fiscal year, the program name or line item, the funding source of that
35 appropriation and a copy of the written request set forth in (1) above;

36 (3) Each Agency, Board, Commission or Institution shall provide a written

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

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

11 The provisions of this section shall be in effect only from July 1, ~~2021~~
12 2022 through June 30, ~~2022~~ 2023.

13
14 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO
16 EXPENDITURE. The proceeds from the sale of feeder cattle by the Department
17 of Corrections - Division of Correction shall be deposited into the State
18 Treasury as a refund to expenditure to the credit of the appropriation
19 available to the Department of Corrections - Division of Correction for the
20 "Purchase Cattle/Meat" line item.

21 The provisions of this section shall be in effect only from July 1, ~~2021~~
22 2022 through June 30, ~~2022~~ 2023.

23
24 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. USE OF
26 MAINTENANCE AND OPERATION APPROPRIATION AND SALVAGED MATERIALS CONSTRUCTION.
27 The Department of Corrections - Division of Correction is hereby authorized
28 to utilize Maintenance and General Operation Appropriation in conjunction
29 with surplus and/or salvageable materials for the purpose of implementing
30 construction projects to benefit the Department and its various programs.
31 Before such projects may be undertaken, a Method of Finance must be submitted
32 for prior review and approval by the Arkansas Legislative Council or Joint
33 Budget Committee, and review and approval by the Department of Finance and
34 Administration and the Building Authority Division of the Department of
35 Finance and Administration.

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

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

16 The provisions of this section shall be in effect only from July 1, ~~2021~~
17 2022 through June 30, ~~2022~~ 2023.

18
19 SECTION 32. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. UTILITY
21 RATE INCREASE TRANSFER. In the event of a ten percent (10%) increase in
22 utility rates and fuel rates, the Department of Corrections is authorized to
23 transfer any line item appropriation in this Act to the Maintenance and
24 Operation line item for support of the increase after receiving approval of
25 the Chief Fiscal Officer of the State. Prior to the utilization of the
26 transfer authority, a report shall be made to the Arkansas Legislative
27 Council or Joint Budget Committee including justification for the transfer
28 and the amount of the transfer.

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 Corrections may operate more
36 efficiently if some flexibility is provided to the Department of Corrections

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

9 The provisions of this section shall be in effect only from July 1, ~~2021~~
10 2022 through June 30, ~~2022~~ 2023.

11
12 SECTION 33. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MENTAL
14 HEALTH SERVICES. In the event the Department determines to enter into a
15 professional contract for mental health services, the Department may, upon
16 approval of the Chief Fiscal Officer of the State and after prior review and
17 approval by the Arkansas Legislative Council or Joint Budget Committee, make
18 appropriate transfers from regular salaries, personal services matching and
19 various maintenance and operation classifications to the professional fees
20 and services classification for payment of the contractual amount.
21 Determining the maximum number of employees and the maximum amount of
22 appropriation and general revenue funding for a state agency each fiscal year
23 is the prerogative of the General Assembly. This is usually accomplished by
24 delineating such maximums in the appropriation act(s) for a state agency and
25 the general revenue allocations authorized for each fund and fund account by
26 amendment to the Revenue Stabilization law. Further, the General Assembly
27 has determined that the Department of Corrections may operate more
28 efficiently if some flexibility is provided to the Department of Corrections
29 authorizing broad powers under this Section. Therefore, it is both necessary
30 and appropriate that the General Assembly maintain oversight by requiring
31 prior approval of the Legislative Council or Joint Budget Committee as
32 provided by this section. The requirement of approval by the Legislative
33 Council or Joint Budget Committee is not a severable part of this section.
34 If the requirement of approval by the Legislative Council or Joint Budget
35 Committee is ruled unconstitutional by a court of competent jurisdiction,
36 this entire section is void.

1 The provisions of this section shall be in effect only from July 1, ~~2021~~
2 2022 through June 30, ~~2022~~ 2023.

3
4 SECTION 34. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL
6 REVENUE/CASH FUNDS TRANSFER. The Department of Corrections is authorized to
7 transfer funds from various Special Revenue and Cash Funds into the Inmate
8 Care and Custody Fund Account in order to adjust to the budget needs upon
9 prior approval by the Arkansas Legislative Council or Joint Budget Committee
10 and approval of the Board of Corrections and the Chief Fiscal Officer of the
11 State.

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

28 The provisions of this section shall be in effect only from July 1, ~~2021~~
29 2022 through June 30, ~~2022~~ 2023.

30
31 SECTION 35. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NEW
33 FACILITIES. If it is found that contracting for the operation of new
34 facilities is economically beneficial to the State of Arkansas, the
35 Department of Corrections may, after receiving approval of the Chief Fiscal
36 Officer, and seeking prior review and approval by the Arkansas Legislative

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

21 The provisions of this section shall be in effect only from July 1, ~~2021~~
22 2022 through June 30, ~~2022~~ 2023.

23
24 SECTION 36. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
25 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

26 APPROPRIATION TRANSFER FOR CONSTRUCTING AND EQUIPPING. The Department of
27 Corrections is hereby authorized to transfer appropriations between any line
28 items authorized herein but only for the purpose of financing construction or
29 equipment for a facility of the department. Any transfers authorized by this
30 section shall require the approval of the Chief Fiscal Officer of the State
31 after prior review and approval by the Legislative Council or Joint Budget
32 Committee.

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

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

13 The provisions of this section shall be in effect only from July 1, ~~2021~~
14 2022 through June 30, ~~2022~~ 2023.

15

16 SECTION 37. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COUNTY
18 JAIL INVOICE SUMMARY. The Department of Corrections - Division of Correction
19 and Division of Community Correction, shall at a minimum and on a fiscal year
20 basis, prepare and post on the applicable agency web site, a monthly summary
21 of county jail reimbursement invoices prepared and forwarded to each county
22 sheriff for verification by the Divisions and for payment from the County
23 Jail Reimbursement Fund. In addition, the report shall include a summary of
24 invoices returned by each county for payment for previous months within the
25 fiscal year, the amounts paid, and any balances owed. Each fiscal year-end
26 report shall be maintained on the web sites for a period of no less than
27 three (3) years.

28 The provisions of this section shall be in effect only from July 1, ~~2021~~
29 2022 through June 30, ~~2022~~ 2023.

30

31 SECTION 38. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
33 OF APPROPRIATION TO THE COUNTY JAIL REIMBURSEMENT FUND. If any savings of
34 general revenue appropriation and funds accrue during the ~~2021-2022~~ 2022-2023
35 fiscal year in the operations of the Department of Corrections - Division of
36 Correction & Community Correction, the Secretary of the Department of

1 Corrections may request a transfer of appropriation from any line item
2 appropriation to the County Jail Reimbursement Fund in order to meet
3 obligations to counties for housing state inmates. Such transfer request
4 shall be made upon the approval of the Chief Fiscal Officer of the State and
5 prior review and approval by the Arkansas Legislative Council or Joint Budget
6 Committee.

7 The provisions of this section shall be in effect only from July 1, ~~2021~~
8 2022 through June 30, ~~2022~~ 2023.

9

10 SECTION 39. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LOCAL
12 GOVERNMENT INMATE COST REPORT. Each calendar year, the Association of
13 Arkansas Counties shall compile and submit a report to the Arkansas
14 Legislative Council, of all costs incurred, excluding construction costs, by
15 local government units housing inmates sentenced to the Department of
16 Corrections - Divisions of Correction and Community Correction. The cost
17 report shall be a representative sample of all counties housing and caring
18 for state inmates. The report shall be submitted no later than July 1 of the
19 calendar year immediately following the reporting year.

20 The Association of Arkansas Counties in coordination with Legislative
21 Audit shall determine which counties will be included in the sample and shall
22 include a sufficient number of counties from each classification based upon
23 population and each congressional district to ensure a fair representation of
24 costs incurred. Guidelines for preparing this cost report shall be developed
25 by the Division of Legislative Audit in coordination with the Association of
26 Arkansas Counties. The Division of Legislative Audit shall test the accuracy
27 of the information submitted during the routine audit of the applicable
28 county.

29 The provisions of this section shall be in effect only from July 1, ~~2021~~
30 2022 through June 30, ~~2022~~ 2023.

31

32 SECTION 40. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ESSENTIAL
34 SERVICES STIPEND. The Arkansas Department of Corrections - Division of
35 Correction (ADC) may award additional compensation to those exempt employees
36 who are members of the emergency response unit. These employees are eligible

1 to receive up to 3% per hour additional compensation for the actual number of
2 hours that an employee spends on an emergency response action.

3 The provisions of this section shall be in effect only from July 1, ~~2021~~
4 2022 through June 30, ~~2022~~ 2023.

5

6 SECTION 41. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
7 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MARKETING
8 AND REDISTRIBUTION PROCEEDS FROM SALE OF STATE PROPERTY. The proceeds from
9 the sale of state property through the Marketing and Redistribution Section
10 of the Department of Finance and Administration, may be deposited into the
11 Cash in State Treasury fund in an amount not to exceed \$100,000 there to be
12 used for operating expenses for the Paws in Prison program.

13 The provisions of this section shall be in effect only from July 1, ~~2021~~
14 2022 through June 30, ~~2022~~ 2023.

15

16 SECTION 42. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
17 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
18 PROMOTIONAL ITEMS. The Department of Corrections - Division of Correction is
19 hereby authorized to purchase from Maintenance & General Operations
20 Classifications in the Industry Program (SDD0100) appropriation provided by
21 this act, up to an amount not to exceed \$5,000 each fiscal year for
22 promotional items produced by its prison industry division, to meet the
23 Agency's employee recruitment needs; subject to the authorization of the
24 Director of the Agency, and with the approval of the Chief Fiscal Officer of
25 the State. The Director of the Agency shall report quarterly to the Board of
26 Corrections the amount and type of promotional items purchased under this
27 Section.

28 The provisions of this section shall be in effect only from July 1,
29 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

30

31 SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUVENILE
33 TRANSPORTATION. Funds appropriated for Transportation of Juveniles in the
34 Transportation of Juvenile Offenders Section of this Act shall be used to
35 provide grants/reimbursements to counties and cities for transportation of
36 juvenile offenders to appropriate care or custody facilities or any other

1 licensed juvenile facility approved by the court or as may be provided by
2 law, in those counties which have juvenile detention facilities. Such
3 grants/reimbursements for juvenile transportation costs shall be made in
4 accordance with procedures and criteria developed and administered by the
5 Office of Criminal Detention Facilities Review Coordinator.

6 The provisions of this section shall be in effect only from July 1,
7 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

8

9 SECTION 44. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
11 FORWARD - ENERGY, MAINTENANCE & OPERATIONAL SAVINGS. Any unexpended balance
12 of funds authorized in this Act for guaranteed energy, maintenance, and
13 operational savings generated through energy usage, solar power, waste
14 management, water conservation, and similar efficiency efforts on June 30
15 ~~2022~~ 2023 shall be carried forward and made available for the same purpose
16 for the fiscal year ending June 30, ~~2023~~ 2024. Any realized savings and
17 expenditures shall be reported to the Arkansas Legislative Council or Joint
18 Budget Committee no later than thirty (30) days prior to the time the Agency
19 presents its budget request to the Legislative Council/Joint Budget
20 Committee. This authority authorizes the reinvestment of guaranteed savings
21 for future and existing energy conservation projects.

22 The provisions of this section shall be in effect only from July 1,
23 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

24

25 SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE
26 ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
27 TRANSFER OF FUNDS. The Arkansas Department of Corrections shall provide
28 funding each year in an amount not to exceed \$100,000 for a Deputy
29 Prosecuting Attorney who will be assigned to handle the prosecution of
30 offenses occurring at the Arkansas Department of Corrections. Upon request by
31 the Auditor of the State, the Chief Fiscal Officer of the State shall
32 transfer an amount not to exceed \$100,000 from an account designated by the
33 Secretary of the Department of Corrections to the State Central Services Fund
34 as a direct revenue to fund a Deputy Prosecuting Attorney who will be
35 assigned to handle the prosecution of offenses occurring at the Arkansas
36 Department of Corrections.

1 The provisions of this section shall be in effect only from July 1,
2 ~~2021~~ 2022 through June 30, ~~2022~~ 2023.

3
4 SECTION 46. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
5 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SHARED
6 SERVICES. (a)(1) The Chief Fiscal Officer of the State may create a Shared
7 Services paying accounts on his or her books and on the books of the
8 Treasurer of State and the Auditor of State for the payment of personal
9 services and operating expenses in the Shared Services Paying Account
10 Appropriation by the Department of Corrections.

11 (2) The Chief Fiscal Officer of the State shall direct the transfer
12 of funds and appropriations to the Shared Services Paying Account
13 appropriation section of this act on the books of the Treasurer of State, the
14 Auditor of State, and the Chief Fiscal Officer of the State.

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

19 (4) The provisions of this section shall be in effect from the
20 date of passage through June 30, 2023.

21
22 SECTION 47. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
23 authorized by this act shall be limited to the appropriation for such agency
24 and funds made available by law for the support of such appropriations; and
25 the restrictions of the State Procurement Law, the General Accounting and
26 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
27 Procedures and Restrictions Act, or their successors, and other fiscal
28 control laws of this State, where applicable, and regulations promulgated by
29 the Department of Finance and Administration, as authorized by law, shall be
30 strictly complied with in disbursement of said funds.

31
32 SECTION 48. LEGISLATIVE INTENT. It is the intent of the General
33 Assembly that any funds disbursed under the authority of the appropriations
34 contained in this act shall be in compliance with the stated reasons for
35 which this act was adopted, as evidenced by the Agency Requests, Executive
36 Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or
2 summarized oral testimony in the official minutes of the Arkansas Legislative
3 Council or Joint Budget Committee which relate to its passage and adoption.
4

5 SECTION 49. EFFECTIVE DATE. This act is effective on and after July 1,
6 2022.

7
8 */s/Joint Budget Committee*
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