

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

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001

A Bill

Act 349 of 2001
HOUSE BILL 1648

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5 By: Joint Budget Committee
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE OFFICIAL COURT
11 REPORTERS OF THE CIRCUIT COURTS FOR THE BIENNIAL
12 PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE AUDITOR OF STATE -
16 OFFICIAL COURT REPORTERS APPROPRIATION
17 FOR THE 2001-2003 BIENNIUM.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REGULAR SALARIES. There is hereby established for the official
24 court reporters of the Circuit Courts for the 2001-2003 biennium, the
25 following maximum number of regular employees whose salaries shall be governed
26 by the provisions of the Uniform Classification and Compensation Act (Arkansas
27 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
28 Provided, however, that any position to which a specific maximum annual salary
29 is set out herein in dollars, shall be exempt from the provisions of said
30 Uniform Classification and Compensation Act. All persons occupying positions
31 authorized herein are hereby governed by the provisions of the Regular
32 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
33 successor.
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Maximum Annual
Maximum Salary Rate

Item	No. of Employees	Fiscal Years
No.	Title	2001-2002 2002-2003
(1)	COURT REPORTER	114 GRADE 19
	MAX. NO. OF EMPLOYEES	114

SECTION 2. APPROPRIATION. There is hereby appropriated, to the Auditor of State, to be payable from the Court Reporter's Fund, for personal services and operating expenses of the official court reporters of the Circuit Courts for the biennial period ending June 30, 2003, the following:

ITEM	FISCAL YEARS	
NO.	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 5,125,154	\$ 5,258,408
(02) PERSONAL SERV MATCHING	1,249,020	1,272,710
(03) EXPENSE ALLOWANCE	225,000	225,000
(04) INDIGENT TRANSCRIPTS	475,000	475,000
(05) COURT REPORTER SUBSTITUTES	175,000	175,000
TOTAL AMOUNT APPROPRIATED	<u>\$ 7,249,174</u>	<u>\$ 7,406,118</u>

SECTION 3. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all appropriations as provided in this Act, the agency disbursing officer shall monitor the level of fund balances in relation to expenditures on a monthly basis. If any proposed expenditures would cause a fund balance to decline to less than fifty percent (50%) of the balance available on July 1, 2001, the disbursing officer shall immediately notify the executive head of the agency. Prior to any obligations being made under these circumstances, the agency head shall file written documentation with the Chief Fiscal Officer of the State requesting approval of the expenditures. Such documentation shall provide sufficient financial data to justify the expenditures and shall include the following:

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

1 or one-time purchase of capitalized items.

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

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

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 9 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
 10 this act shall be limited to the appropriation for such agency and funds made
 11 available by law for the support of such appropriations; and the restrictions
 12 of the State Purchasing Law, the General Accounting and Budgetary Procedures
 13 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
 14 Restrictions Act, or their successors, and other fiscal control laws of this
 15 State, where applicable, and regulations promulgated by the Department of
 16 Finance and Administration, as authorized by law, shall be strictly complied
 17 with in disbursement of said funds.

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 19 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
 20 that any funds disbursed under the authority of the appropriations contained
 21 in this act shall be in compliance with the stated reasons for which this act
 22 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 23 and Legislative Recommendations contained in the budget manuals prepared by
 24 the Department of Finance and Administration, letters, or summarized oral
 25 testimony in the official minutes of the Arkansas Legislative Council or Joint
 26 Budget Committee which relate to its passage and adoption.

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 28 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
 29 Assembly, that the Constitution of the State of Arkansas prohibits the
 30 appropriation of funds for more than a two (2) year period; that the
 31 effectiveness of this Act on July 1, 2001 is essential to the operation of the
 32 agency for which the appropriations in this Act are provided, and that in the
 33 event of an extension of the Regular Session, the delay in the effective date
 34 of this Act beyond July 1, 2001 could work irreparable harm upon the proper
 35 administration and provision of essential governmental programs. Therefore, an
 36 emergency is hereby declared to exist and this Act being necessary for the

1 immediate preservation of the public peace, health and safety shall be in full
2 force and effect from and after July 1, 2001.

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5 APPROVED: 2/21/2001
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