

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Joint Budget Committee**

# A Bill

**HOUSE BILL 1620**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES FOR THE COURT OF APPEALS FOR THE  
10 BIENNIAL PERIOD ENDING JUNE 30, 1995; AND FOR OTHER  
11 PURPOSES."

## Subtitle

14 "AN ACT FOR THE COURT OF APPEALS APPROPRIATION."

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

18 SECTION 1. REGULAR SALARIES. There is hereby established for the Court  
19 of Appeals for the 1993-95 biennium, the following maximum number of regular  
20 employees, the grades to be assigned to the respective positions, and the  
21 maximum annual salaries for each such position. The maximum annual salary for  
22 the position assigned to grades shall be determined in accordance with, but  
23 shall not exceed the maximum annual amount, for the grade assigned herein, as  
24 established in Arkansas Code §§21-5-209. The maximum annual salary of the  
25 Chief Staff Attorney of said agency shall not exceed the maximum set forth  
26 herein. Except for the purpose of determining the maximum annual salary rate,  
27 which is to be applicable to each of the positions to which a salary grade is  
28 assigned hereinafter, in accordance with all provisions of Arkansas Code §§21-  
29 5-209, all positions set forth herein shall be exempt from other provisions of  
30 the Uniform Classification and Compensation Act, but shall not be exempt from  
31 the provisions of the Regular Salaries Procedures and Restrictions Act, or its  
32 successor.

33		Maximum Annual
34		Salary Rate
35	Item Class	No. of Fiscal Years

1	No.	Code	Title	Employees	1993-94	1994-95
2	(1)		Chief Staff Attorney	1	\$ 57,139	\$ 59,138
3	(2)		Chief Deputy Clerk	1	Grade 24	
4			Staff Attorney	3		
5	(3)		Law Clerk	12	Grade 21	
6	(4)		Administrative Assistant	1	Grade 19	
7	(5)		Deputy Clerk II	4	Grade 14	
8	(6)		Secretary	<u>7</u>	Grade 13	
9			Maximum No. of Employees	29		

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11 SECTION 2. EXTRA HELP. There is hereby authorized, for the Court of  
 12 Appeals for the 1993-95 biennium, the following maximum number of part-time or  
 13 temporary employees, to be known as "Extra Help", payable from funds  
 14 appropriated herein for such purposes: seven (7) temporary or part-time  
 15 employees, when needed, at rates of pay not to exceed those provided in the  
 16 Uniform Classification and Compensation Act, or its successor, or this act for  
 17 the appropriate classification.

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19 SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the Court  
 20 of Appeals, to be payable from the State Central Services Fund, for personal  
 21 services and operating expenses of the Court of Appeals for the biennial  
 22 period ending June 30, 1995, the following:

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24	<u>ITEM</u>	<u>FISCAL YEARS</u>	
25	NO.	1993-94	1994-95
26	(01) REGULAR SALARIES	\$ 1,025,481	\$ 1,061,521
27	(02) EXTRA HELP	25,000	25,000
28	(03) PERSONAL SERVICES MATCHING	256,370	265,380
29	(04) MAINT. & GEN. OPERATION		
30	(A) OPER. EXPENSES	\$ 91,041	\$ 93,318
31	(B) CONF. & TRAVEL	21,013	21,013
32	(C) PROF. FEES	0	0
33	(D) CAPITAL OUTLAY	30,250	30,250
34	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
35	TOTAL MAINT. & GEN. OPER.	\$ 142,304	144,581

1	(05)	SPECIAL JUDGES	41,000	42,025
2	(06)	COURT APPOINTED ATTORNEYS	<u>70,000</u>	<u>70,000</u>
3		TOTAL AMOUNT APPROPRIATED	<u>\$ 1,560,155</u>	<u>\$ 1,608,507</u>

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

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

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24 SECTION 6. CODE. All provisions of this Act of a general and permanent  
25 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
26 Code Revision Commission shall incorporate the same in the Code.

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28 SECTION 7. SEVERABILITY. If any provision of this Act or the  
29 application thereof to any person or circumstance is held invalid, such  
30 invalidity shall not affect other provisions or applications of the Act which  
31 can be given effect without the invalid provision or application, and to this  
32 end the provisions of this Act are declared to be severable.

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34 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict  
35 with this Act are hereby repealed.

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SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1993 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 Regular Session, the delay in the effective date of this Act beyond July 1, 1993 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, 1993.

*/s/John E. Miller*

***As Engrossed: 3/11/93***

**HB 1620**

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