

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

A Bill

SENATE BILL 245

For An Act To Be Entitled

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
OPERATING EXPENSES OF THE OFFICIAL COURT REPORTERS OF THE
CIRCUIT AND CHANCERY COURTS FOR THE BIENNIAL PERIOD ENDING
JUNE 30, 1995; AND FOR OTHER PURPOSES."

Subtitle

"AN ACT FOR THE AUDITOR OF STATE APPROPRIATION."

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

SECTION 1. REGULAR SALARIES. There is hereby established for the
official court reporters of the Circuit and Chancery Courts for the 1993-95
biennium, the following maximum number of regular employees whose salaries
shall be governed by the provisions of the Uniform Classification and
Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all
laws amendatory thereto. Provided, however, that any position to which a
specific maximum annual salary is set out herein in dollars, shall be exempt
from the provisions of said Uniform Classification and Compensation Act. All
persons occupying positions authorized herein are hereby governed by the
provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
Code §21-5-101), or its successor.

Item	Class	Title	Maximum Annual	
			Maximum	Salary Rate
No.	Code	Title	No. of	Fiscal Years
			Employees	1993-94 1994-95
(01)		COURT REPORTER	<u>102</u>	GRADE 19
		MAXIMUM NO. OF EMPLOYEES	102	

1

2 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the
3 Auditor of State, to be payable from the Court Reporters' Fund, for personal
4 services and operating expenses of the official court reporters of the Circuit
5 and Chancery Courts for the biennial period ending June 30, 1995, the
6 following:

7

8 <u>ITEM</u>		<u>FISCAL YEARS</u>	
9 NO.		1993-94	1994-95
10 (01)	REGULAR SALARIES	\$3,975,348	\$3,975,348
11 (02)	PERSONAL SERVICES MATCHING	1,003,581	1,003,581
12 (03)	PROFESSIONAL FEES & SERVICES	96,472	96,472
13 (04)	EXPENSE ALLOWANCE	170,680	170,680
14 (05)	INDIGENT TRANSCRIPTS	455,000	455,000
15 (06)	SUBSTITUTE COURT REPORTERS	<u>70,000</u>	<u>70,000</u>
16	TOTAL AMOUNT APPROPRIATED	<u>\$5,771,081</u>	<u>\$5,771,081</u>

17

18 SECTION 3. The funds appropriated herein for Professional Fees and
19 Services shall be used solely for the purpose of securing court reporter
20 services necessary as a result of the displacement of four of the seven
21 incumbent judges pursuant to the United States District Court Order in the
22 case of Eugene Hunt et al v. State of Arkansas, et al.

23

24 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
25 authorized by this Act shall be limited to the appropriation for such agency
26 and funds made available by law for the support of such appropriations; and
27 the restrictions of the State Purchasing Law, the General Accounting and
28 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
29 Procedures and Restrictions Act, or their successors, and other fiscal control
30 laws of this State, where applicable, and regulations promulgated by the
31 Department of Finance and Administration, as authorized by law, shall be
32 strictly complied with in disbursement of said funds.

33

34 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
35 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this Act shall be in compliance with the stated reasons for which
2 this Act was adopted, as evidenced by the Agency Requests, Executive
3 Recommendations and Legislative Recommendations contained in the budget
4 manuals prepared by the Department of Finance and Administration, letters, or
5 summarized oral testimony in the official minutes of the Arkansas Legislative
6 Council or Joint Budget Committee which relate to its passage and adoption.

7

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

11

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

17

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

20

21 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
22 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
23 prohibits the appropriation of funds for more than a two (2) year period; that
24 the effectiveness of this Act on July 1, 1993 is essential to the operation of
25 the agency for which the appropriations in this Act are provided, and that in
26 the event of an extension of the Regular Session, the delay in the effective
27 date of this Act beyond July 1, 1993 could work irreparable harm upon the
28 proper administration and provision of essential governmental programs.
29 Therefore, an emergency is hereby declared to exist and this Act being
30 necessary for the immediate preservation of the public peace, health and
31 safety shall be in full force and effect from and after July 1, 1993.

32

/s/ Senator Russ

33

34

35

1

2