

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Joint Budget Committee**

A Bill

ACT 3 OF 1995
HOUSE BILL 1106

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 EXPENSES FOR THE EXECUTIVE, JUDICIAL, AND LEGISLATIVE
10 BRANCHES OF THE STATE FOR THE BIENNIAL PERIOD ENDING JUNE
11 30, 1997; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE GENERAL APPROPRIATION
15 FOR THE ORDINARY EXPENSES OF THE
16 EXECUTIVE, JUDICIAL, AND LEGISLATIVE
17 BRANCHES OF GOVERNMENT FOR THE 1995-97
18 BIENNIUM."

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

22 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to be payable
23 from the Constitutional Officers Fund, for personal services and expenses of
24 the various Constitutional Officers for the biennial period ending June 30,
25 1997, the following:

27 ITEM		FISCAL YEARS	
28 NO.		1995-96	1996-97
29 (1)	Salary of the Governor	\$ 60,000	\$ 60,000
30 (2)	Salary of the Lieutenant Governor	29,000	29,000
31 (3)	Salary of the Secretary of State	37,500	37,500
32 (4)	Salary of the Attorney General	50,000	50,000
33 (5)	Salary of the Treasurer of State	37,500	37,500
34 (6)	Salary of the Commissioner of State Lands	37,500	37,500
35 (7)	Salary of the Auditor of State	37,500	37,500
36 (8)	Salary of the Supreme Court Chief Justice	105,648	108,289

1	(9)	Salaries of Six Supreme Court Associate Justices		
2		of \$97,595 for 1995-96 and \$100,035 for 1996-97	585,570	600,210
3	(10)	Salary of the Court of Appeals Chief Judge	96,054	98,455
4	(11)	Salaries of Eleven Court of Appeals Judges		
5		of \$94,509 for 1995-96 and \$96,872 for 1996-97, 1,039,599, 1,065,592		
6	(12)	Salaries of Eighty-five Circuit/Chancery Judges of		
7		\$91,417 for 1995-96 and \$93,702 for 1996-97	7,770,445	7,964,670
8	(13)	Salaries of Eighteen Circuit/Chancery Judges-		
9		Juvenile Division of \$91,417 for 1995-96 and		
10		\$93,702 for 1996-97	1,645,506	1,686,636
11	(14)	Special and Recalled Judges for the Circuit		
12		and Chancery Courts	60,000	60,000
13	(15)	Trial Judges Expenses	250,000	250,000
14	(16)	Salaries of Fifteen Prosecuting Attorneys -		
15		Division A of \$76,710 for 1995-96 and		
16		\$78,628 for 1996-97	1,150,650	1,179,420
17	(17)	Salaries of Nine Prosecuting Attorneys -		
18		Division B of \$63,841 for 1995-96 and		
19		\$65,437 for 1996-97	574,569	588,933
20	(18)	Salary of the Speaker of the House of		
21		Representatives	14,000	14,000
22	(19)	Salaries of Ninety-Nine Representatives of		
23		\$12,500 each per year	1,237,500	1,237,500
24	(20)	Salary of the President Pro Tempore of		
25		the Senate	14,000	14,000
26	(21)	Salaries of Thirty-Four Senators of		
27		\$12,500 each per year	425,000	425,000
28	(22)	Personal Services Matching	3,476,334	3,540,362
29	(23)	Interim Expenses for Representatives, as		
30		authorized by law	861,000	861,000
31	(24)	Interim Expenses for Senators, as		
32		authorized by law	<u>330,000</u>	<u>330,000</u>
33		TOTAL AMOUNT APPROPRIATED	<u>\$19,924,875</u>	<u>\$20,313,067</u>

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35 SECTION 2. The Auditor of State shall be disbursing officer for the

1 funds appropriated in Items (1) through (22) of Section 1 herein.

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4 SECTION 3. The Coordinator of House Legislative Services of the House
5 of Representatives shall be disbursing officer for the funds appropriated in
6 Item (23) of Section 1 herein.

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8 SECTION 4. The Secretary of the Senate shall be disbursing officer for
9 the funds appropriated in Item (24) of Section 1 herein.

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11 SECTION 5. Arkansas Code 16-10-119(b) is hereby repealed.

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13 SECTION 6. The appropriations authorized in Item (23) of Section 1
14 shall be used for making reimbursements for interim expenses incurred by
15 members of the House of Representatives.

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17 SECTION 7. The appropriations authorized in Item (24) of Section 1
18 shall be used for making reimbursements for interim expenses incurred by
19 members of the Senate.

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21 SECTION 8. Arkansas Code 10-2-123(c) (1) is hereby amended to read as
22 follows:

23 " (c) (1) Members of the preceding General Assembly who have been
24 reelected to a new term in either house of the General Assembly, and the newly
25 elected members of the House of Representatives and Senate shall be eligible
26 to attend the biennial Institute of Legislative Procedure and shall be
27 entitled, upon filing claim therefor, to per diem in the amount fixed by law
28 for members of the General Assembly to receive for attendance at legislative
29 sessions, for each day in attending the biennial Institute of Legislative
30 Procedure plus mileage for traveling from their place of residence to the
31 biennial Institute of Legislative Procedure and return."

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33 SECTION 9. REAPPROPRIATION. There is hereby appropriated, to be
34 payable from the Constitutional Officers Fund, for interim expenses for
35 Representatives and for Senators, the following:

1 (A) Effective July 1, 1995, the balance of the appropriation provided
2 in Item (23) of Section 1 of Act 4 of 1993, for Interim Expenses for
3 Representatives, in a sum not to exceed..... \$100,000.
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5 (B) Effective July 1, 1995, the balance of the appropriation provided
6 in Item (24) of Section 1 of Act 4 of 1993, for interim expenses for Senators,
7 in a sum not to exceed \$100,000.
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9 SECTION 10. CARRY FORWARD. Any unexpended balances of the
10 appropriation authorized for Interim Expenses for Representatives in Item (23)
11 and for Interim Expenses for Senators in Item (24) of Section 1 of this Act
12 which remain at the close of the fiscal year ending June 30, 1996, shall be
13 carried forward and made available for the same purpose for the fiscal year
14 ending June 30, 1997.
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16 SECTION 11. It is the intent of the General Assembly that the
17 authorization of Circuit & Chancery Judge positions created in response to the
18 United States District Court Order in the case of Eugene Hunt, et al v. State
19 of Arkansas, et al be discontinued as the terms of the displaced incumbent
20 judges expire pursuant to the court order.
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22 SECTION 12. 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 Purchasing 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 control
28 laws of this State, where applicable, and regulations promulgated by the
29 Department of Finance and Administration, as authorized by law, shall be
30 strictly complied with in disbursement of said funds.
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32 SECTION 13. 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 which
35 this Act was adopted, as evidenced by the Agency Requests, Executive

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

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6 SECTION 14. CODE. All provisions of this Act of a general and
7 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the
8 Arkansas Code Revision Commission shall incorporate the same in the Code.

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

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16 SECTION 16. GENERAL REPEALER. All laws and parts of laws in conflict
17 with this Act are hereby repealed.

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19 SECTION 17. EMERGENCY CLAUSE. It is hereby found and determined by the
20 Eightieth General Assembly, that the Constitution of the State of Arkansas
21 prohibits the appropriation of funds for more than a two (2) year period; that
22 the effectiveness of this Act on July 1, 1995 is essential to the operation of
23 the agency for which the appropriations in this Act are provided, and that in
24 the event of an extension of the Regular Session, the delay in the effective
25 date of this Act beyond July 1, 1995 could work irreparable harm upon the
26 proper administration and provision of essential governmental programs.
27 Therefore, an emergency is hereby declared to exist and this Act being
28 necessary for the immediate preservation of the public peace, health and
29 safety shall be in full force and effect from and after July 1, 1995.

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APPROVED: 1/18/95

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