

ARKANSAS SENATE

91st General Assembly - Regular Session, 2017

Amendment Form

DRAFT

Subtitle of Senate Bill No. 150

AN ACT FOR THE ADMINISTRATIVE OFFICE OF THE COURTS - COURT PERSONNEL
APPROPRIATION FOR THE 2017-2018 FISCAL YEAR.

Amendment No. ____ to Senate Bill No. 150

Amend Senate Bill No. 150 as engrossed, S2/27/17 (version: 02/27/2017 05:19:55 PM):

Page 1, line 35, delete "C117" and insert "GS07"

And

Page 2, line 4, delete "Administrative Assistant" and insert "Administrator"

And

Page 2, line 11, delete "\$5,485,409" and insert "\$5,535,479"

And

Page 2, line 12, delete "1,860,617" and insert "1,902,432"

And

Page 2, line 15, delete "\$7,696,026" and insert "\$7,787,911"

And

Page 2 delete lines 26 and 27 in their entirety and insert the following:

"(1) Q227C COURT REPORTER	<u>122</u>	GRADE GS08
MAX. NO. OF EMPLOYEES	122"	

And

Page 3, line 2, delete "\$6,408,289" and insert "\$6,518,781"

And

Page 3, line 3, delete "2,075,241" and insert "2,131,148"

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And

Page 3, line 7, delete " \$9,808,530" and insert " \$9,974,929"

And

Page 3, line 29, delete "C117" and insert "GS06"

And

Page 3 delete Section 7 in its entirety and insert the following:
" SECTION 7. APPROPRIATION - DRUG COURT JUVENILE PROBATION & INTAKE OFFICERS. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the State Central Services Fund, for personal services for the Drug Court Juvenile Probation & Intake Officers and operating expenses for the Structured Assessment of Violence Risk in Youth (SAVRY) Program for the fiscal year ending June 30, 2018, the following:

ITEM NO.	FISCAL YEAR
	2017-2018
(01) REGULAR SALARIES	\$456,579
(02) PERSONAL SERVICES MATCHING	168,433
(03) SAVRY PROGRAM EXPENSES	<u>87,500</u>
TOTAL AMOUNT APPROPRIATED	<u>\$712,512"</u>

And

Page 5 insert a new Section following Section 9 to read as follows:
" SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COURT REPORTER TRANSCRIPTS. The Rules of the Arkansas Supreme Court require that the official court reporter who was present in court and was responsible for taking the record of the proceeding is the individual who must prepare and certify the official record or be subject to discipline and possible suspension or revocation of his or her court reporting license. The Administrative Office of the Courts is therefore authorized to employ and/or contact with and pay a court reporter previously employed by the state for services provided at any time after his or her separation from state employment, irrespective of any limitations otherwise provided in Ark. Code § 19-11-709 (d).

The provisions of this section shall be in effect only from July 1, 2017 through June 30,2018."

And

Appropriately renumber subsequent Sections of the bill.

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Hester
WLC/WLC - 03-13-2017 10:50:23
WLC097

Secretary

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

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

As Engrossed: S2/27/17

A Bill

SENATE BILL 150

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR TRIAL COURT
10 ADMINISTRATORS, THE OFFICIAL COURT REPORTERS OF THE
11 CIRCUIT COURTS, JUVENILE PROBATION AND INTAKE
12 OFFICERS AND DRUG COURT JUVENILE PROBATION AND INTAKE
13 OFFICERS FOR THE FISCAL YEAR ENDING JUNE 30, 2018;
14 AND FOR OTHER PURPOSES.
15

Subtitle

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17
18 AN ACT FOR THE ADMINISTRATIVE OFFICE OF
19 THE COURTS - COURT PERSONNEL
20 APPROPRIATION FOR THE 2017-2018 FISCAL
21 YEAR.
22

23
24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. REGULAR SALARIES - TRIAL COURT ADMINISTRATORS. There is
27 hereby established for the Administrative Office of the Courts - Trial Court
28 Administrators for the 2017-2018 fiscal year, the following maximum number of
29 regular employees.
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Item	Class		Maximum Annual
No.	Code	Title	Salary Rate
			Fiscal Year
			2017-2018
(1)	Q226C	TRIAL COURT ADMINISTRATOR	GRADE C117
		MAX. NO. OF EMPLOYEES	122



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SECTION 2. APPROPRIATION - TRIAL COURT ADMINISTRATORS. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the Trial Court Administrative Assistant Fund, for personal services, Trial Court Administrator Substitutes expenses and Trial Court Administrators expenses of the Trial Court Administrators of the Circuit Courts for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) REGULAR SALARIES	\$5,485,409
(02) PERSONAL SERVICES MATCHING	1,860,617
(03) TRIAL COURT ADMINISTRATOR EXPENSES	175,000
(04) TRIAL COURT ADMINISTRATOR SUBSTITUTES	<u>175,000</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$7,696,026</u></u>

SECTION 3. REGULAR SALARIES - COURT REPORTERS. There is hereby established for the Administrative Office of the Courts - Official Court Reporters of the Circuit Courts for the 2017-2018 fiscal year, the following maximum number of regular employees.

Item Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
<u>No. Code Title</u>	<u>Employees</u>	<u>2017-2018</u>
(1) Q227C COURT REPORTER	<u>119</u>	GRADE C119
MAX. NO. OF EMPLOYEES	119	

SECTION 4. APPROPRIATION - COURT REPORTERS. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the Court Reporter's Fund, for personal services, expenses allowance, indigent transcripts and court reporter substitutes of the Official Court Reporters of the Circuit Courts for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
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1	<u>NO.</u>	<u>2017-2018</u>
2	(01) REGULAR SALARIES	\$6,408,289
3	(02) PERSONAL SERVICES MATCHING	2,075,241
4	(03) EXPENSES ALLOWANCE	350,000
5	(04) INDIGENT TRANSCRIPTS	600,000
6	(05) COURT REPORTER SUBSTITUTES	<u>375,000</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$9,808,530</u>

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9 SECTION 5. APPROPRIATION - JUVENILE PROBATION & INTAKE OFFICERS. There

10 is hereby appropriated, to the Administrative Office of the Courts, to be

11 payable from the State Central Services Fund, for reimbursement of a portion

12 of the salaries of full-time juvenile probation and intake officers in

13 accordance with Arkansas Code 16-13-327 and Arkansas Code 16-13-328 for the

14 fiscal year ending June 30, 2018, the following:

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16	ITEM	FISCAL YEAR
17	<u>NO.</u>	<u>2017-2018</u>
18	(01) JUVENILE PROBATION & INTAKE OFFICERS	<u>\$3,582,810</u>

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20 SECTION 6. REGULAR SALARIES - DRUG COURT JUVENILE PROBATION & INTAKE

21 OFFICERS. There is hereby established for the Administrative Office of the

22 Courts - Drug Court Juvenile Probation & Intake Officers for the 2017-2018

23 fiscal year, the following maximum number of regular employees.

24			
25			Maximum Annual
26		Maximum	Salary Rate
27	Item Class	No. of	Fiscal Year
28	<u>No. Code Title</u>	<u>Employees</u>	<u>2017-2018</u>
29	(1) Q231C DRUG COURT JUV PROB & INTAKE OFF	<u>13</u>	GRADE C117
30	MAX. NO. OF EMPLOYEES	13	

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32 SECTION 7. APPROPRIATION - DRUG COURT JUVENILE PROBATION & INTAKE

33 OFFICERS. There is hereby appropriated, to the Administrative Office of the

34 Courts, to be payable from the State Central Services Fund, for personal

35 services and operating expenses of the Drug Court Juvenile Probation & Intake

36 Officers for the fiscal year ending June 30, 2018, the following:

1	2	3	4	5	6	7	8	9	10	11	12	13
ITEM		FISCAL YEAR										
NO.		2017-2018										
	(01)	REGULAR SALARIES	\$434,634									
	(02)	PERSONAL SERVICES MATCHING	164,228									
	(03)	MAINT. & GEN. OPERATION										
	(A)	OPER. EXPENSE	50,000									
	(B)	CONF. & TRAVEL	2,500									
	(C)	PROF. FEES	35,000									
	(D)	CAP. OUTLAY	0									
	(E)	DATA PROC	0									
	TOTAL AMOUNT APPROPRIATED		<u>\$686,362</u>									

14 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. AOC
 16 RESPONSIBILITY FOR COURT REPORTERS AND TRIAL COURT ADMINISTRATORS.

17 (a) The Administrative Office of the Courts shall be responsible for
 18 the financial oversight of the Official Court Reporters of the Circuit Courts
 19 and Trial Court Administrators, which shall include but not be limited to
 20 biennial and annual budget requests, all budgeting activities, monitoring
 21 expenses, travel, substitute expenses, indigent transcript payments and to
 22 ensure projected annual expenditures do not exceed total available funding.

23 (b) The Administrative Office of the Courts with assistance from the
 24 Arkansas Judicial Council shall establish an official procedure or rules for
 25 all new hires, terminations and salary adjustments for Trial Court
 26 Administrators and Official Court Reporters. The official procedures or
 27 rules shall be implemented prior to July 1, 2015 and shall be administered
 28 for all Trial Court Administrators and Official Court Reporters.

29 The provisions of this section shall be in effect only from July 1, 2016
 30 2017 through June 30, 2017 2018.

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 32 SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
 34 FROM THE ADMINISTRATION OF JUSTICE FUND.

35 (a) (i) The Administrative Office of the Courts shall be responsible
 36 for requesting and verifying the need for any additional appropriation, any

1 position change level, and any increase in the Administration of Justice Fund
2 Allocation Section as authorized annually through special language in the
3 Department of Finance and Administration's Disbursing Act, for the Trial
4 Court Administrators and Official Court Reporters.

5 (ii) Any annual or biennial request for an increase in the
6 Administration of Justice Fund allocation section for Trial Court
7 Administrators and/or Official Court Reporters shall not exceed the total or
8 projected total revenues available for the Trial Court Administrator Fund or
9 the Court Reporter's Fund from the Administration of Justice Fund as
10 determined by the Administrative Office of the Courts with assistance from
11 the Department of Finance and Administration.

12 (b) (i) During a fiscal year the Administrative Office of the Courts
13 shall not approve any change level in salary, operating expense and other
14 distributions for Trial Court Administrators which will exceed actual or
15 projected fund balances in the Trial Court Administrator Fund.

16 (ii) During a fiscal year the Administrative Office of the Courts
17 shall not approve any change level in salary, operating expense and other
18 distributions for Court Reporters which will exceed actual or projected fund
19 balances in the Court Reporter's Fund.

20 The provisions of this section shall be in effect only from July 1, ~~2016~~
21 2017 through June 30, ~~2017~~ 2018.

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23 SECTION 10. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
24 authorized by this act shall be limited to the appropriation for such agency
25 and funds made available by law for the support of such appropriations; and
26 the restrictions of the State Procurement Law, the General Accounting and
27 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
28 Procedures and Restrictions Act, or their successors, and other fiscal
29 control laws of this State, where applicable, and regulations promulgated by
30 the Department of Finance and Administration, as authorized by law, shall be
31 strictly complied with in disbursement of said funds.

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33 SECTION 11. LEGISLATIVE INTENT. It is the intent of the General
34 Assembly that any funds disbursed under the authority of the appropriations
35 contained in this act shall be in compliance with the stated reasons for
36 which 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 12. EMERGENCY CLAUSE. It is found and determined by the
7 General Assembly, that the Constitution of the State of Arkansas prohibits
8 the appropriation of funds for more than a one (1) year period; that the
9 effectiveness of this Act on July 1, 2017 is essential to the operation of
10 the agency for which the appropriations in this Act are provided, and that in
11 the event of an extension of the legislative session, the delay in the
12 effective date of this Act beyond July 1, 2017 could work irreparable harm
13 upon the proper administration and provision of essential governmental
14 programs. Therefore, an emergency is hereby declared to exist and this Act
15 being necessary for the immediate preservation of the public peace, health
16 and safety shall be in full force and effect from and after July 1, 2017.
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18 */s/Joint Budget Committee*
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