

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

# A Bill

**ACT 312 OF 1995**  
**SENATE BILL 168**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES OF THE OFFICIAL COURT REPORTERS OF THE  
10 CIRCUIT AND CHANCERY COURTS FOR THE BIENNIAL PERIOD ENDING  
11 JUNE 30, 1997; AND FOR OTHER PURPOSES."

### Subtitle

14 "AN ACT FOR THE AUDITOR OF STATE  
15 APPROPRIATION FOR THE 1995-97 BIENNIUM."

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

19 SECTION 1. REGULAR SALARIES. There is hereby established for the  
20 official court reporters of the Circuit and Chancery Courts for the 1995-97  
21 biennium, the following maximum number of regular employees whose salaries  
22 shall be governed by the provisions of the Uniform Classification and  
23 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all  
24 laws amendatory thereto. Provided, however, that any position to which a  
25 specific maximum annual salary is set out herein in dollars, shall be exempt  
26 from the provisions of said Uniform Classification and Compensation Act. All  
27 persons occupying positions authorized herein are hereby governed by the  
28 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas  
29 Code §21-5-101), or its successor.

| Item | Class                | No. of Employees | Maximum Annual Salary Rate |         |
|------|----------------------|------------------|----------------------------|---------|
|      |                      |                  | 1995-96                    | 1996-97 |
| (01) | COURT REPORTER       | 106              | GRADE 19                   |         |
|      | MAX NO. OF EMPLOYEES | 106              |                            |         |

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2 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the Auditor  
3 of State, to be payable from the Court Reporters' Fund, for personal services  
4 and operating expenses of the official court reporters of the Circuit and  
5 Chancery Courts for the biennial period ending June 30, 1997, the following:

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| ITEM                              | FISCAL YEARS        |                     |
|-----------------------------------|---------------------|---------------------|
| NO.                               | 1995-96             | 1996-97             |
| (01) REGULAR SALARIES             | \$ 4,135,728        | 4,239,120           |
| (02) PERSONAL SERVICES MATCHING   | 1,081,244           | 1,099,778           |
| (03) PROFESSIONAL FEES & SERVICES | 96,472              | 96,472              |
| (04) EXPENSE ALLOWANCE            | 170,680             | 170,680             |
| (05) INDIGENT TRANSCRIPTS         | 455,000             | 455,000             |
| (06) SUBSTITUTE COURT REPORTERS   | 100,000             | 100,000             |
| TOTAL AMOUNT APPROPRIATED         | <u>\$ 6,039,124</u> | <u>\$ 6,161,050</u> |

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

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23 SECTION 4. 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 Purchasing 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 control  
29 laws of this State, where applicable, and regulations promulgated by the  
30 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 5. 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 which

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

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

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

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

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20 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
21 Eightieth General Assembly, that the Constitution of the State of Arkansas  
22 prohibits the appropriation of funds for more than a two (2) year period; that  
23 the effectiveness of this Act on July 1, 1995 is essential to the operation of  
24 the agency for which the appropriations in this Act are provided, and that in  
25 the event of an extension of the Regular Session, the delay in the effective  
26 date of this Act beyond July 1, 1995 could work irreparable harm upon the  
27 proper administration and provision of essential governmental programs.  
28 Therefore, an emergency is hereby declared to exist and this Act being  
29 necessary for the immediate preservation of the public peace, health and  
30 safety shall be in full force and effect from and after July 1, 1995.

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*/s/Russ*

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APPROVED: 2-14-95

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***As Engrossed: 1/19/95 2/8/95***

**SB 168**

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