

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H3/23/99 H4/2/99 H4/7/99

A Bill

Act 1438 of 1999
HOUSE BILL 1860

5 By: *Joint Budget Committee*
6
7

For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE ADMINISTRATIVE OFFICE
11 OF THE COURTS - DIVISION OF DEPENDENCY - NEGLECT
12 REPRESENTATION FOR THE BIENNIAL PERIOD ENDING JUNE 30,
13 2001; AND FOR OTHER PURPOSES."

Subtitle

15 "AN ACT FOR THE ADMINISTRATIVE OFFICE
16 OF THE COURTS - DIVISION OF DEPENDENCY
17 - NEGLECT REPRESENTATION APPROPRIATION
18 FOR THE 1999-2001 BIENNIUM."
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES - DIVISION OF DEPENDENCY - NEGLECT
25 REPRESENTATION. There is hereby established for the Administrative Office of
26 the Courts - Division of Dependency - Neglect Representation for the 1999-2001
27 biennium, the following maximum number of regular employees whose salaries
28 shall be governed by the provisions of the Uniform Classification and
29 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all
30 laws amendatory thereto. Provided, however, that any position to which a
31 specific maximum annual salary is set out herein in dollars, shall be exempt
32 from the provisions of said Uniform Classification and Compensation Act. All
33 persons occupying positions authorized herein are hereby governed by the
34 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
35 Code §21-5-101), or its successor.
36

LEB090

0225990551.LEB090

Item	Class	Maximum No. of Employees	Maximum Salary Rate Fiscal Years
No.	Code Title		1999-2000 2000-2001
(1)	ATTORNEY COORDINATOR	1	GRADE 25
(2)	FISCAL OFFICER	1	GRADE 19
	MAX. NO. OF EMPLOYEES	2	

SECTION 2. APPROPRIATION - DIVISION OF DEPENDENCY - NEGLECT REPRESENTATION. There is hereby appropriated, to the Administrative Office of the Courts, to be transferred from the State Administration of Justice Fund, and payable from the State Central Services Fund, for personal services and operating expenses of the Administrative Office of the Courts - Division of Dependency - Neglect Representation for representing children in dependency-neglect, custody, and guardianship cases for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 41,000	\$ 84,296
(02) PERSONAL SERV MATCHING	11,480	23,603
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	0	0
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	630,000	1,260,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) ATTORNEY AD LITEM FEES/REIMBURSEMENTS	50,000	100,000
TOTAL AMOUNT APPROPRIATED	\$ 732,480	\$ 1,467,899

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER AUTHORITY. The Department of Finance and Administration shall transfer funds, from time to time, from the State Administration of Justice Fund to the State Central Services Fund in such amounts as are required to reimburse the State Central Services Fund for the expenses of the Administration Office of the

1 Courts - Division of Dependency-Neglect Representation. This transfer
2 authority shall be in addition to other authority given by law to the
3 Department of Finance and Administration to transfer funds from the State
4 Administration of Justice Fund and shall terminate on June 30, 2001.

5
6 SECTION 4. SPECIAL LANGUAGE. Arkansas Code 21-4-203 (1)(C) is hereby
7 amended to read as follows:

8
9 "(C) Members of the Supreme Court, Administrative Office of the
10 Courts, circuit and chancery courts and prosecuting attorneys, but not
11 including deputy prosecuting attorneys and the Administrative Office of the
12 Courts;"

13
14 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
15 this act shall be limited to the appropriation for such agency and funds made
16 available by law for the support of such appropriations; and the restrictions
17 of the State Purchasing Law, the General Accounting and Budgetary Procedures
18 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
19 Restrictions Act, or their successors, and other fiscal control laws of this
20 State, where applicable, and regulations promulgated by the Department of
21 Finance and Administration, as authorized by law, shall be strictly complied
22 with in disbursement of said funds.

23
24 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
25 that any funds disbursed under the authority of the appropriations contained
26 in this act shall be in compliance with the stated reasons for which this act
27 was adopted, as evidenced by the Agency Requests, Executive Recommendations
28 and Legislative Recommendations contained in the budget manuals prepared by
29 the Department of Finance and Administration, letters, or summarized oral
30 testimony in the official minutes of the Arkansas Legislative Council or Joint
31 Budget Committee which relate to its passage and adoption.

32
33 SECTION 7. CODE. All provisions of this Act of a general and permanent
34 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
35 Code Revision Commission shall incorporate the same in the Code.

36

1 SECTION 8. SEVERABILITY. If any provision of this act or the application
 2 thereof to any person or circumstance is held invalid, such invalidity shall
 3 not affect other provisions or applications of the act which can be given
 4 effect without the invalid provision or application, and to this end the
 5 provisions of this act are declared to be severable.

6
 7 SECTION 9. GENERAL REPEALER. All laws and parts of laws in conflict with
 8 this act are hereby repealed.

9
 10 SECTION 10. EMERGENCY CLAUSE. It is hereby found and determined by the
 11 Eighty-second General Assembly, that the Constitution of the State of Arkansas
 12 prohibits the appropriation of funds for more than a two (2) year period; that
 13 the effectiveness of this Act on July 1, 1999 is essential to the operation of
 14 the agency for which the appropriations in this Act are provided, and that in
 15 the event of an extension of the Regular Session, the delay in the effective
 16 date of this Act beyond July 1, 1999 could work irreparable harm upon the
 17 proper administration and provision of essential governmental programs.
 18 Therefore, an emergency is hereby declared to exist and this Act being
 19 necessary for the immediate preservation of the public peace, health and
 20 safety shall be in full force and effect from and after July 1, 1999.

21 /s/ Joint Budget Committee

22
 23
 24 APPROVED: 4/13/1999
 25
 26
 27
 28
 29
 30
 31
 32
 33
 34
 35
 36