

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

*As Engrossed: S3/18/03 S4/3/03*

# A Bill

Act 1497 of 2003  
SENATE BILL 446

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE  
11 ADMINISTRATIVE OFFICE OF THE COURTS FOR THE  
12 BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR  
13 OTHER PURPOSES.  
14

## Subtitle

15  
16 AN ACT FOR THE ADMINISTRATIVE OFFICE OF  
17 THE COURTS APPROPRIATION FOR THE  
18 2003-2005 BIENNIUM.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for  
25 the Administrative Office of the Courts - Operations for the 2003-2005  
26 biennium, the following maximum number of regular employees whose salaries  
27 shall be governed by the provisions of the Uniform Classification and  
28 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and  
29 all laws amendatory thereto. Provided, however, that any position to which a  
30 specific maximum annual salary is set out herein in dollars, shall be exempt  
31 from the provisions of said Uniform Classification and Compensation Act. All  
32 persons occupying positions authorized herein are hereby governed by the  
33 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas  
34 Code §21-5-101), or its successor.  
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36 Maximum Annual



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1				Maximum	Salary Rate	
2	Item	Class		No. of	Fiscal Years	
3	No.	Code	Title	Employees	2003-2004	2004-2005
4	(1)	9105	DIRECTOR, AOC	1	\$92,747	\$94,895
5	(2)	9108	DEPUTY DIRECTOR, AOC	1	\$75,088	\$76,915
6	(3)	9112	NETWORK PLANNING COORDINATOR	1	GRADE	26
7	(4)	9109	LEGAL RESEARCH SPECIALIST	6	GRADE	25
8	(5)	9110	INTERPRETER SC:L	1	GRADE	24
9	(6)	9111	JUDICIAL EDUCATION COORDINATOR	1	GRADE	24
10	(7)	9125	CASA COORDINATOR	1	GRADE	22
11	(8)	9113	SR. PROGRAMMER	1	GRADE	21
12	(9)	9118	PERSONAL COMPUT. SUPPORT SPEC.	2	GRADE	20
13	(10)	9227	SPANISH INTERPRETER	1	GRADE	20
14	(11)	9107	ADM OFC CRT FISCAL OFFICER	1	GRADE	19
15	(12)	9114	DATA AUDITOR II	3	GRADE	19
16	(13)	9115	PUBLIC EDUCATION/PUBLICATIONS	1	GRADE	19
17	(14)	9116	OFFICE MANAGER	1	GRADE	19
18	(15)	9117	RESEARCH ANALYST	1	GRADE	19
19	(16)	9238	ADM OFC CRT EDUCATION SPECIALIST	1	GRADE	19
20	(17)	9119	DATA AUDITOR I	4	GRADE	17
21	(18)	9120	BUSINESS CONTROLLER II	1	GRADE	17
22	(19)	9121	EXEC/ADMIN SECRETARY	4	GRADE	13
23	(20)	9122	SHIPPING/RECEIVING CLERK	<u>1</u>	GRADE	10
24			MAX. NO. OF EMPLOYEES	34		

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26 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the  
 27 Administrative Office of the Courts - Operations for the 2003-2005 biennium,  
 28 the following maximum number of part-time or temporary employees, to be known  
 29 as "Extra Help", payable from funds appropriated herein for such purposes:  
 30 two (2) temporary or part-time employees, when needed, at rates of pay not to  
 31 exceed those provided in the Uniform Classification and Compensation Act, or  
 32 its successor, or this act for the appropriate classification.

33

34 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to  
 35 the Administrative Office of the Courts, to be payable from the State Central  
 36 Services Fund, for personal services and operating expenses of the

1 Administrative Office of the Courts for the biennial period ending June 30,  
 2 2005, the following:

ITEM		FISCAL YEARS	
NO.		2003-2004	2004-2005
(01)	REGULAR SALARIES	\$ 1,529,075	\$ 1,529,075
(02)	EXTRA HELP	5,000	5,000
(03)	PERSONAL SERV MATCH	370,036	370,036
(04)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	191,440	191,440
(B)	CONF. & TRAVEL	30,000	30,000
(C)	PROF. FEES	45,000	45,000
(D)	CAP. OUTLAY	164,500	164,500
(E)	DATA PROC.	0	0
(05)	FEDERAL GRANTS MATCHING	25,000	25,000
(06)	JUDICIAL EDUCATION	200,000	200,000
(07)	COURT INTERPRETER FEES	<u>50,000</u>	<u>50,000</u>
	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,610,051</u>	<u>\$ 2,610,051</u>

19  
 20 SECTION 4. REGULAR SALARIES - ALTERNATIVE DISPUTE RESOLUTION COMMISSION.  
 21 There is hereby established for the Administrative Office of the Courts -  
 22 Alternative Dispute Resolution Commission for the 2003-2005 biennium, the  
 23 following maximum number of regular employees whose salaries shall be  
 24 governed by the provisions of the Uniform Classification and Compensation Act  
 25 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory  
 26 thereto. Provided, however, that any position to which a specific maximum  
 27 annual salary is set out herein in dollars, shall be exempt from the  
 28 provisions of said Uniform Classification and Compensation Act. All persons  
 29 occupying positions authorized herein are hereby governed by the provisions  
 30 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-  
 31 101), or its successor.

Item Class		Maximum	Maximum Annual Salary Rate	
No.	Code Title	No. of Employees	2003-2004	2004-2005

1	(1)	9123	COORDINATOR OF ADR PROGRAM	1	\$44,793	\$46,002
2	(2)	9230	ASSISTANT COORD OF ADR PROGRAM	<u>1</u>	\$34,034	\$34,953
3			MAX. NO. OF EMPLOYEES	2		

4  
 5 SECTION 5. APPROPRIATION - ALTERNATIVE DISPUTE RESOLUTION COMMISSION -  
 6 STATE. There is hereby appropriated, to the Administrative Office of the  
 7 Courts, to be payable from the State Central Services Fund, for personal  
 8 services, operating expenses and grants of the Administrative Office of the  
 9 Courts - Alternative Dispute Resolution Commission for the biennial period  
 10 ending June 30, 2005, the following:

12	ITEM		FISCAL YEARS	
13	<u>NO.</u>		<u>2003-2004</u>	<u>2004-2005</u>
14	(01)	REGULAR SALARIES	\$ 76,755	\$ 76,755
15	(02)	PERSONAL SERV MATCH	19,476	19,476
16	(03)	MAINT. & GEN. OPERATION		
17	(A)	OPER. EXPENSE	30,000	30,000
18	(B)	CONF. & TRAVEL	19,494	19,494
19	(C)	PROF. FEES	5,130	5,130
20	(D)	CAP. OUTLAY	2,000	2,000
21	(E)	DATA PROC.	0	0
22	(04)	ALTERNATIVE DISPUTE RESOLUTION GRANTS	<u>51,300</u>	<u>51,300</u>
23		TOTAL AMOUNT APPROPRIATED	<u>\$ 204,155</u>	<u>\$ 204,155</u>

24  
 25 SECTION 6. APPROPRIATIONS - ALTERNATIVE DISPUTE RESOLUTION COMMISSION -  
 26 CASH. There is hereby appropriated, to the Administrative Office of the  
 27 Courts, to be payable from cash funds deposited in the State Treasury as  
 28 determined by the Chief Fiscal Officer of the State, for operating expenses,  
 29 fees and services of the Administrative Office of the Courts - Alternative  
 30 Dispute Resolution Commission - Cash for the biennial period ending June 30,  
 31 2005, the following:

33	ITEM		FISCAL YEARS	
34	<u>NO.</u>		<u>2003-2004</u>	<u>2004-2005</u>
35	(01)	MAINT. & GEN. OPERATION		
36	(A)	OPER. EXPENSE	\$ 40,000	\$ 40,000

1	(B) CONF. & TRAVEL	0	0
2	(C) PROF. FEES	10,000	10,000
3	(D) CAP. OUTLAY	0	0
4	(E) DATA PROC.	<u>0</u>	<u>0</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 50,000</u>	<u>\$ 50,000</u>

6  
 7 SECTION 7. APPROPRIATIONS - HEARING AND VISUAL IMPAIRMENTS. There is  
 8 hereby appropriated, to the Administrative Office of the Courts, to be  
 9 payable from the State Central Services Fund, for reasonable accommodations  
 10 for persons with hearing and visual impairments to act as a venire person or  
 11 juror for the biennial period ending June 30, 2005, the following:

13	ITEM	FISCAL YEARS	
14	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
15	(01) AUXILIARY AIDS- HEARING AND VISUAL		
16	IMPAIRMENTS	<u>\$ 10,000</u>	<u>\$ 10,000</u>

17  
 18 SECTION 8. REGULAR SALARIES - DIVISION OF DEPENDENCY-NEGLECT  
 19 REPRESENTATION. There is hereby established for the Administrative Office of  
 20 the Courts - Division of Dependency-Neglect Representation for the 2003-2005  
 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  
 24 all 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.

31				Maximum Annual		
32				Salary Rate		
33	Item	Class	No. of	Fiscal Years		
34	<u>No.</u>	<u>Code</u>	<u>Title</u>	<u>Employees</u>	<u>2003-2004</u>	<u>2004-2005</u>
35	(1)	9109	LEGAL RESEARCH SPECIALIST	24	GRADE 25	
36	(2)	9107	ADM OFC CRT FISCAL OFFICER	<u>1</u>	GRADE 19	

1 MAX. NO. OF EMPLOYEES 25

2

3 SECTION 9. APPROPRIATION - DIVISION OF DEPENDENCY-NEGLECT REPRESENTATION.

4 There is hereby appropriated, to the Administrative Office of the Courts, to  
 5 be transferred from the State Administration of Justice Fund, and to be  
 6 payable from the State Central Services Fund, for personal services and  
 7 operating expenses of the Administrative Office of the Courts - Division of  
 8 Dependency-Neglect Representation for the biennial period ending June 30,  
 9 2005, the following:

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11 ITEM	FISCAL YEARS	
12 NO.	2003-2004	2004-2005
13 (01) REGULAR SALARIES	\$ 852,604	\$ 852,604
14 (02) PERSONAL SERV MATCH	203,859	203,859
15 (03) MAINT. & GEN. OPERATION		
16 (A) OPER. EXPENSE	282,057	282,057
17 (B) CONF. & TRAVEL	4,000	4,000
18 (C) PROF. FEES	1,600,000	1,600,000
19 (D) CAP. OUTLAY	0	0
20 (E) DATA PROC.	0	0
21 (04) LOCAL CASA PROGRAM GRANTS	1,000,000	1,000,000
22 (05) ATTORNEY AD LITEM FEES/REIMBURSEMENTS	100,000	100,000
23 (06) PARENT COUNSEL REIMBURSEMENTS	<u>1,360,000</u>	<u>1,360,000</u>
24 TOTAL AMOUNT APPROPRIATED	<u>\$ 5,402,520</u>	<u>\$ 5,402,520</u>

25

26 SECTION 10. APPROPRIATION - JUDICIAL FINE COLLECTION ENHANCEMENT. *There is*  
 27 *hereby appropriated, to the Administrative Office of the Courts, to be*  
 28 *payable from the Judicial Fine Collection Enhancement Fund, for operating*  
 29 *expenses for the purchase of computer hardware and software to be used for*  
 30 *uniform assessment, collection, management, and reporting of judicial fines*  
 31 *and other costs and services associated with the development and*  
 32 *implementation of the state court automation system for the biennial period*  
 33 *ending June 30, 2005, the following:*

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35 ITEM	FISCAL YEARS	
36 NO.	2003-2004	2004-2005

1	(01) REGULAR SALARIES	\$ 73,759	\$ 75,751
2	(02) PERSONAL SERV MATCH	16,423	16,775
3	(03) MAINT. & GEN. OPERATION		
4	(A) OPER. EXPENSE	800,000	800,000
5	(B) CONF. & TRAVEL	0	0
6	(C) PROF. FEES	100,000	100,000
7	(D) CAP. OUTLAY	100,000	100,000
8	(E) DATA PROC.	<u>0</u>	<u>0</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,090,182</u>	<u>\$ 1,092,526</u>

10

11 SECTION 11. APPROPRIATION - MUNICIPAL JUDGES AND CLERKS CONTINUING  
 12 EDUCATION. There is hereby appropriated, to the Administrative Office of the  
 13 Courts, to be payable from the Municipal Court Judge and Municipal Court  
 14 Education Fund, for the purpose of providing continuing education to  
 15 Municipal Court Judges and Municipal Court Clerks by the Administrative  
 16 Office of the Courts for the biennial period ending June 30, 2005, the  
 17 following:

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19	ITEM	FISCAL YEARS	
20	<u>NO.</u>	<u>2003-2004</u>	<u>2004-2005</u>
21	(01) MUNICIPAL COURT JUDGES AND MUNICIPAL		
22	COURT CLERKS CONTINUING EDUCATION		
23	PROGRAM	<u>\$ 50,000</u>	<u>\$ 50,000</u>

24

25 SECTION 12. REGULAR SALARIES - TRAINING AND REPRESENTATION - FEDERAL.  
 26 There is hereby established for the Administrative Office of the Courts -  
 27 Training and Representation for the 2003-2005 biennium, the following maximum  
 28 number of regular employees whose salaries shall be governed by the  
 29 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
 30 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
 31 Provided, however, that any position to which a specific maximum annual  
 32 salary is set out herein in dollars, shall be exempt from the provisions of  
 33 said Uniform Classification and Compensation Act. All persons occupying  
 34 positions authorized herein are hereby governed by the provisions of the  
 35 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
 36 or its successor.

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			Maximum	Maximum Annual
			No. of	Salary Rate
Item	Class		Employees	Fiscal Years
No.	Code	Title		2003-2004 2004-2005
(1)	9133	ADM OFC CRT TRAINING COORD	<u>1</u>	GRADE 22
		MAX. NO. OF EMPLOYEES	1	

*SECTION 13. APPROPRIATION - TRAINING AND REPRESENTATION - FEDERAL. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Administrative Office of the Courts - Training and Representation for the biennial period ending June 30, 2005, the following:*

ITEM	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 47,789	\$ 49,079
(02) PERSONAL SERV MATCH	11,823	12,052
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	165,841	165,841
(B) CONF. & TRAVEL	20,000	20,000
(C) PROF. FEES	50,000	50,000
(D) CAP. OUTLAY	5,000	5,000
(E) DATA PROC.	0	0
(04) COURT TECHNOLOGY GRANTS	<u>35,000</u>	<u>35,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 335,454</u>	<u>\$ 336,972</u>

*SECTION 14. REGULAR SALARIES - COURT APPOINTED SPECIAL ADVOCATE - FEDERAL. There is hereby established for the Administrative Office of the Courts - Court Appointed Special Advocate for the 2003-2005 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*



1 said Uniform Classification and Compensation Act. All persons occupying  
 2 positions authorized herein are hereby governed by the provisions of the  
 3 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
 4 or its successor.

			Maximum Annual	
			Maximum	Salary Rate
Item	Class		No. of	Fiscal Years
No.	Code	Title	Employees	2003-2004 2004-2005
(1)	9124	RESOURCE DEVELOPMENT COORDINATOR	<u>1</u>	GRADE 18
		MAX. NO. OF EMPLOYEES	1	

13 *SECTION 15. APPROPRIATION - COURT APPOINTED SPECIAL ADVOCATE - FEDERAL.*  
 14 *There is hereby appropriated, to the Administrative Office of the Courts, to*  
 15 *be payable from the federal funds as designated by the Chief Fiscal Officer*  
 16 *of the State, for personal services and operating expenses of the*  
 17 *Administrative Office of the Courts - Court Appointed Special Advocate for*  
 18 *the biennial period ending June 30, 2005, the following:*

ITEM	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 29,704	\$ 30,506
(02) PERSONAL SERV MATCH	8,621	8,763
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	9,642	9,642
(B) CONF. & TRAVEL	2,473	2,473
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 50,439</u>	<u>\$ 51,383</u>

32 *SECTION 16. REGULAR SALARIES - ACCESS AND VISITATION MEDIATION - FEDERAL.*  
 33 *There is hereby established for the Administrative Office of the Courts -*  
 34 *Access and Visitation Mediation for the 2003-2005 biennium, the following*  
 35 *maximum number of regular employees whose salaries shall be governed by the*  
 36 *provisions of the Uniform Classification and Compensation Act (Arkansas Code*

1 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
 2 Provided, however, that any position to which a specific maximum annual  
 3 salary is set out herein in dollars, shall be exempt from the provisions of  
 4 said Uniform Classification and Compensation Act. All persons occupying  
 5 positions authorized herein are hereby governed by the provisions of the  
 6 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
 7 or its successor.

Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2003-2004	2004-2005
(1)	9721	AOC DIR ACC & VISITATION MEDIATION	<u>1</u>	\$22,602	\$23,212
		MAX. NO. OF EMPLOYEES	1		

16 *SECTION 17. APPROPRIATION - ACCESS AND VISITATION MEDIATION - FEDERAL.*  
 17 *There is hereby appropriated, to the Administrative Office of the Courts, to*  
 18 *be payable from the federal funds as designated by the Chief Fiscal Officer*  
 19 *of the State, for personal services and operating expenses of the*  
 20 *Administrative Office of the Courts - Access and Visitation Mediation -*  
 21 *Federal for the biennial period ending June 30, 2005, the following:*

ITEM NO.	FISCAL YEARS	
	2003-2004	2004-2005
(01) REGULAR SALARIES	\$ 22,601	\$ 23,211
(02) PERSONAL SERV MATCH	7,261	7,367
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	10,000	10,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	90,000	90,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 129,862</u>	<u>\$ 130,578</u>

35 SECTION 18. APPROPRIATION - MUNICIPAL JUDGES CONTINUING EDUCATION. There  
 36 is hereby appropriated, to the Administrative Office of the Courts, to be

1 payable from the State Central Services Fund, for operating expenses for a  
2 continuing education program for Municipal Judges for the biennial period  
3 ending June 30, 2005, the sum of.....\$120,000.  
4

5 SECTION 19. REGULAR SALARIES - COURT AUTOMATION PROJECT - FEDERAL. There  
6 is hereby established for the Administrative Office of the Courts - Court  
7 Automation Project for the 2003-2005 biennium, the following maximum number  
8 of regular employees whose salaries shall be governed by the provisions of  
9 the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et  
10 seq.), or its successor, and all laws amendatory thereto. Provided, however,  
11 that any position to which a specific maximum annual salary is set out herein  
12 in dollars, shall be exempt from the provisions of said Uniform  
13 Classification and Compensation Act. All persons occupying positions  
14 authorized herein are hereby governed by the provisions of the Regular  
15 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
16 successor.  
17

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate	
				Fiscal Years 2003-2004	Fiscal Years 2004-2005
22	(1) 927Z	DIRECTOR, COURT AUTOMATION PROJECT	<u>1</u>	GRADE 26	
23		MAX. NO. OF EMPLOYEES	1		

25 SECTION 20. APPROPRIATION - COURT AUTOMATION PROJECT - FEDERAL. There is  
26 hereby appropriated, to the Administrative Office of the Courts, to be  
27 payable from the federal funds as designated by the Chief Fiscal Officer of  
28 the State, for personal services and operating expenses of the Administrative  
29 Office of the Courts - Court Automation Project - Federal for the biennial  
30 period ending June 30, 2005, the following:  
31

ITEM NO.	DESCRIPTION	FISCAL YEARS	
		2003-2004	2004-2005
34	(01) REGULAR SALARIES	\$ 71,820	\$ 71,820
35	(02) PERSONAL SERV MATCH	15,640	15,640
36	(03) MAINT. & GEN. OPERATION		

1	(A) OPER. EXPENSE	10,000	10,000
2	(B) CONF. & TRAVEL	0	0
3	(C) PROF. FEES	0	0
4	(D) CAP. OUTLAY	0	0
5	(E) DATA PROC.	<u>0</u>	<u>0</u>
6	TOTAL AMOUNT APPROPRIATED	<u>\$ 97,460</u>	<u>\$ 97,460</u>

7

8 SECTION 21. APPROPRIATION - DISTRICT COURT STATE AUTOMATION SYSTEM -  
 9 FEDERAL. There is hereby appropriated, to the Administrative Office of the  
 10 Courts, to be payable from the federal funds as designated by the Chief  
 11 Fiscal Officer of the State, for operating expenses of the District Court  
 12 State Automation System of the Administrative Office of the Courts for the  
 13 biennial period ending June 30, 2005, the following:

15	ITEM	FISCAL YEARS	
16	<u>NO.</u>	2003-2004	2004-2005
17	(01) MAINTENANCE & GENERAL OPERATION	<u>\$ 1,500,000</u>	<u>\$ 1,500,000</u>

18

19 SECTION 22. APPROPRIATION - NINTH WEST JUDICIAL DISTRICT VIDEO  
 20 CONFERENCING - FEDERAL. There is hereby appropriated, to the Administrative  
 21 Office of the Courts, to be payable from the federal funds as designated by  
 22 the Chief Fiscal Officer of the State, for operating expenses, design and  
 23 installation for court room digital technologies, video conferencing, digital  
 24 recording and remote video testimony for courtroom proceedings for  
 25 courthouses in the Ninth West Judicial District by the Administrative Office  
 26 of the Courts for the biennial period ending June 30, 2005, the following:

28	ITEM	FISCAL YEARS	
29	<u>NO.</u>	2003-2004	2004-2005
30	(01) MAINT. & GEN. OPERATION		
31	(A) OPER. EXPENSE	\$ 24,000	\$ 24,000
32	(B) CONF. & TRAVEL	2,180	2,180
33	(C) PROF. FEES	109,820	109,820
34	(D) CAP. OUTLAY	203,500	203,500
35	(E) DATA PROC.	<u>0</u>	<u>0</u>
36	TOTAL AMOUNT APPROPRIATED	<u>\$ 339,500</u>	<u>\$ 339,500</u>

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2 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND  
4 TRANSFER. Federal funds received by the Arkansas ~~Department of Highway and~~  
5 ~~Transportation~~ State Police from the United States Department of  
6 Transportation from safety incentive funds received under 23 USC Section 402  
7 for the "State and Community Highway Safety Program" may be granted to the  
8 Administrative Office of the Courts and deposited into the State Central  
9 Services Fund to reimburse expenditures by the Administrative Office of the  
10 Courts for operating expenses of the Continuing Education Program for  
11 Municipal Judges as appropriated in Section 18 herein. The appropriation to  
12 the Administrative Office of the Courts provided in Section 18 may be  
13 expended only in the event that federal funds have been granted and will be  
14 transferred from the ~~Arkansas Department of Highway and Transportation~~  
15 Arkansas State Police to reimburse the Continuing Education Program for  
16 Municipal Judges. The provisions of this section shall be in effect only from  
17 ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

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20 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
22 CONTRACTING WITH PUBLIC DEFENDERS. The Administrative Office of the Courts  
23 Division of Dependency-Neglect Representation shall have the authority to  
24 enter into a Professional Services Agreement with a person who is serving as  
25 a part-time Public Defender or other part-time State Attorney and paid as an  
26 employee of the State of Arkansas when the Public Defender or other part-time  
27 State Attorney has been appointed to provide Dependency-Neglect Services by a  
28 Circuit Judge. The part-time Public Defender or other part-time State  
29 Attorney shall be eligible for additional compensation which shall not be  
30 construed as exceeding the line item maximum for the grade of that position  
31 when the Administrative Office of the Courts reimburses the part-time Public  
32 Defender or other part-time State Attorney for Dependency-Neglect  
33 Representation services performed. The provisions of this section shall be  
34 in effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30,  
35 2005.

36

1 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
3 DEPENDENCE-NEGLECT REPRESENTATION APPROPRIATION TRANSFER AUTHORITY. The  
4 Administrative Office of the Courts may request authorization from the  
5 Arkansas Legislative Council and the Chief Fiscal Officer of the State to  
6 transfer funds and appropriations between Item Numbers (01), (02), (03)(C)  
7 and (04) of Section 9 herein for the payment of employees and/or contractors  
8 providing legal services for the Division of Dependency-Neglect  
9 Representation. The provisions of this section shall be in effect only from  
10 ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

11  
12 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
14 AUTHORITY. The Department of Finance and Administration shall transfer  
15 funds, from time to time, from the State Administration of Justice Fund to  
16 the State Central Services Fund in such amounts as are required to reimburse  
17 the State Central Services Fund for the expenses of the Administration Office  
18 of the Courts - Division of Dependency-Neglect Representation. This transfer  
19 authority shall be in addition to other authority given by law to the  
20 Department of Finance and Administration to transfer funds from the State  
21 Administration of Justice Fund and shall terminate on ~~June 30, 2003~~ June 30,  
22 2005. The provisions of this section shall be in effect only from ~~July 1,~~  
23 ~~2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

24  
25 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING.  
27 Funds received by the Arkansas ~~Department of Highway and Transportation~~  
28 ~~Department~~ Arkansas State Police from the Department of Transportation from  
29 the safety incentive funds received under P.L. 105-178, title I, Section  
30 1404(a), 23 USC Section 163 for "Safety Incentives to Prevent Operation of  
31 Motor Vehicles by Intoxicated Persons" may be transferred to the  
32 Administrative Office of the Courts as directed by the ~~Arkansas Highway and~~  
33 ~~Transportation Commission~~ Arkansas State Police for operating expenses of the  
34 District Court State Automation System in Section 21 of this Act. The  
35 provisions of this section shall be in effect only from ~~July 1, 2001~~ July 1,  
36 2003 through ~~June 30, 2003~~ June 30, 2005.

1  
2 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MONTHLY  
4 INSTALLMENT. From ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30,  
5 2005, a lump sum monthly installment of at least one-twelfth (1/12) of the  
6 annual appropriation provided for in Section ~~2 9~~ of this Act, or so much  
7 thereof as may be made available, shall be provided from the State  
8 Administration of Justice Fund to the State Central Services Fund to provide  
9 funds for that appropriation. The provisions of this section shall be in  
10 effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30,  
11 2005.

12  
13 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
14 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY  
15 FORWARD. Any unexpended balance of appropriation and funds authorized in  
16 Section ~~2 9~~ of this Act on ~~June 30, 2002~~ June 30, 2004 shall be carried  
17 forward and made available for the same purpose for the fiscal year ending  
18 ~~June 30, 2003~~ June 30, 2005. The provisions of this section shall be in  
19 effect only from ~~July 1, 2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30,  
20 2005.

21  
22 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LEGAL  
24 RESEARCH SPECIALIST NEW HIRE REQUIREMENT. Any new hire for the Class Code  
25 9107, Legal Research Specialist, Grade 25 positions as established in Section  
26 8 herein must first have prior approval of the Personnel Subcommittee of the  
27 Arkansas Legislative Council or Joint Budget Committee.

28 Determining the maximum number of employees and the maximum amount of  
29 appropriation and general revenue funding for a state agency each fiscal year  
30 is the prerogative of the General Assembly. This is usually accomplished by  
31 delineating such maximums in the appropriation act(s) for a state agency and  
32 the general revenue allocations authorized for each fund and fund account by  
33 amendment to the Revenue Stabilization law. Further, the General Assembly  
34 has determined that the Administrative Office of the Courts may operate more  
35 efficiently if some flexibility is provided to the Administrative Office of  
36 the Courts authorizing broad powers under this Section. Therefore, it is both

1 necessary and appropriate that the General Assembly maintain oversight by  
2 requiring prior approval of the Legislative Council or Joint Budget Committee  
3 as provided by this section. The requirement of approval by the Legislative  
4 Council or Joint Budget Committee is not a severable part of this section.  
5 If the requirement of approval by the Legislative Council or Joint Budget  
6 Committee is ruled unconstitutional by a court of competent jurisdiction,  
7 this entire section is void.

8  
9 SECTION 31. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
10 by this act shall be limited to the appropriation for such agency and funds  
11 made available by law for the support of such appropriations; and the  
12 restrictions of the State Purchasing Law, the General Accounting and  
13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
14 Procedures and Restrictions Act, or their successors, and other fiscal  
15 control laws of this State, where applicable, and regulations promulgated by  
16 the Department of Finance and Administration, as authorized by law, shall be  
17 strictly complied with in disbursement of said funds.

18  
19 SECTION 32. LEGISLATIVE INTENT. It is the intent of the General Assembly  
20 that any funds disbursed under the authority of the appropriations contained  
21 in this act shall be in compliance with the stated reasons for which this act  
22 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
23 and Legislative Recommendations contained in the budget manuals prepared by  
24 the Department of Finance and Administration, letters, or summarized oral  
25 testimony in the official minutes of the Arkansas Legislative Council or  
26 Joint Budget Committee which relate to its passage and adoption.

27  
28 SECTION 33. EMERGENCY CLAUSE. It is found and determined by the General  
29 Assembly, that the Constitution of the State of Arkansas prohibits the  
30 appropriation of funds for more than a two (2) year period; that the  
31 effectiveness of this Act on July 1, 2003 is essential to the operation of  
32 the agency for which the appropriations in this Act are provided, and that in  
33 the event of an extension of the Regular Session, the delay in the effective  
34 date of this Act beyond July 1, 2003 could work irreparable harm upon the  
35 proper administration and provision of essential governmental programs.  
36 Therefore, an emergency is hereby declared to exist and this Act being



1 necessary for the immediate preservation of the public peace, health and  
2 safety shall be in full force and effect from and after July 1, 2003.

3  
4 */s/ Joint Budget Committee*

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7 *APPROVED: 4/21/2003*  
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