

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.

Act 99 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005

As Engrossed: H2/2/05

A Bill

HOUSE BILL 1099

4
5 By: Joint Budget Committee
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7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS
11 COURT OF APPEALS FOR THE BIENNIAL PERIOD ENDING
12 JUNE 30, 2007; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT FOR THE ARKANSAS COURT OF
16 APPEALS APPROPRIATION FOR THE 2005-2007
17 BIENNIUM.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
24 the Arkansas Court of Appeals for the 2005-2007 biennium, the following
25 maximum number of regular employees whose salaries shall be governed by the
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
28 Provided, however, that any position to which a specific maximum annual
29 salary is set out herein in dollars, shall be exempt from the provisions of
30 said Uniform Classification and Compensation Act. All persons occupying
31 positions authorized herein are hereby governed by the provisions of the
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
33 or its successor.
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Maximum Annual



| Item No. | Class Code | Title | Maximum No. of Employees | Salary Rate 2005-2006 | Salary Rate 2006-2007 | |
|----------|-----------------------|-------|------------------------------|-----------------------|-----------------------|----------|
| 1 | (1) | 9126 | CHIEF OF STAFF ATTORNEY | 1 | \$86,888 | \$89,088 |
| 2 | (2) | 9127 | CHIEF DEPUTY CLERK | 1 | GRADE 24 | |
| 3 | (3) | 9128 | STAFF ATTORNEY | 3 | GRADE 24 | |
| 4 | (4) | 9129 | LAW CLERK | 24 | GRADE 21 | |
| 5 | (5) | 9130 | ADMINISTRATIVE ASSISTANT | 2 | GRADE 19 | |
| 6 | (6) | 9228 | ASSISTANT RECORDS SUPERVISOR | 2 | GRADE 18 | |
| 7 | (7) | 9131 | SECRETARY | 13 | GRADE 15 | |
| 8 | (8) | 9132 | DEPUTY CLERK | 3 | GRADE 14 | |
| 9 | MAX. NO. OF EMPLOYEES | | | 49 | | |

SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the Arkansas Court of Appeals for the 2005-2007 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: two (2) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, or this act for the appropriate classification.

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Arkansas Court of Appeals, to be payable from the State Central Services Fund, for personal services, operating expenses, special judges, court appointed attorneys, and other legal expenses of the Arkansas Court of Appeals for the biennial period ending June 30, 2007, the following:

| ITEM NO. | FISCAL YEARS | |
|---------------------------------|--------------|--------------|
| | 2005-2006 | 2006-2007 |
| (01) REGULAR SALARIES | \$ 2,153,215 | \$ 2,216,372 |
| (02) EXTRA HELP | 25,000 | 25,000 |
| (03) PERSONAL SERVICES MATCHING | 595,725 | 607,667 |
| (04) MAINT. & GEN. OPERATION | | |
| (A) OPER. EXPENSE | 187,185 | 187,185 |
| (B) CONF. & TRAVEL | 68,900 | 68,900 |
| (C) PROF. FEES | 0 | 0 |

| | | | |
|---|---------------------------|---------------------|---------------------|
| 1 | (D) CAP. OUTLAY | 10,500 | 10,500 |
| 2 | (E) DATA PROC. | 0 | 0 |
| 3 | (05) LEGAL COUNSEL | 220,000 | 220,000 |
| 4 | (06) SPECIAL JUDGES | <u>17,044</u> | <u>17,044</u> |
| 5 | TOTAL AMOUNT APPROPRIATED | <u>\$ 3,277,569</u> | <u>\$ 3,352,668</u> |

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7 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 8 by this act shall be limited to the appropriation for such agency and funds
 9 made available by law for the support of such appropriations; and the
 10 restrictions of the State Procurement Law, the General Accounting and
 11 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 12 Procedures and Restrictions Act, or their successors, and other fiscal
 13 control laws of this State, where applicable, and regulations promulgated by
 14 the Department of Finance and Administration, as authorized by law, shall be
 15 strictly complied with in disbursement of said funds.

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17 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
 18 that any funds disbursed under the authority of the appropriations contained
 19 in this act shall be in compliance with the stated reasons for which this act
 20 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 21 and Legislative Recommendations contained in the budget manuals prepared by
 22 the Department of Finance and Administration, letters, or summarized oral
 23 testimony in the official minutes of the Arkansas Legislative Council or
 24 Joint Budget Committee which relate to its passage and adoption.

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26 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
 27 Assembly, that the Constitution of the State of Arkansas prohibits the
 28 appropriation of funds for more than a two (2) year period; that the
 29 effectiveness of this Act on July 1, 2005 is essential to the operation of
 30 the agency for which the appropriations in this Act are provided, and that in
 31 the event of an extension of the Regular Session, the delay in the effective
 32 date of this Act beyond July 1, 2005 could work irreparable harm upon the
 33 proper administration and provision of essential governmental programs.
 34 Therefore, an emergency is hereby declared to exist and this Act being
 35 necessary for the immediate preservation of the public peace, health and
 36 safety shall be in full force and effect from and after July 1, 2005.

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/s/ Joint Budget Committee

APPROVED: 2/10/2005

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