

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 1327 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

As Engrossed: S3/25/09

A Bill

SENATE BILL 257

5 By: Joint Budget Committee
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE OFFICIAL
11 COURT REPORTERS OF THE CIRCUIT COURTS FOR THE
12 FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER
13 PURPOSES.
14

Subtitle

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16 AN ACT FOR THE AUDITOR OF STATE -
17 OFFICIAL COURT REPORTERS APPROPRIATION
18 FOR THE 2009-2010 FISCAL YEAR.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES - COURT REPORTERS. There is hereby
25 established for the Official Court Reporters of the Circuit Courts for the
26 2009-2010 fiscal year, the following maximum number of regular employees
27 whose salaries shall be governed by the provisions of the Uniform
28 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or
29 its successor, and all laws amendatory thereto. Provided, however, that any
30 position to which a specific maximum annual salary is set out herein in
31 dollars, shall be exempt from the provisions of said Uniform Classification
32 and Compensation Act. All persons occupying positions authorized herein are
33 hereby governed by the provisions of the Regular Salaries Procedures and
34 Restrictions Act (Arkansas Code §21-5-101), or its successor.
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Item	Maximum	Maximum Annual Salary Rate
No.	No. of Employees	Fiscal Year
		2009-2010
(1) COURT REPORTER	121	GRADE C119
MAX. NO. OF EMPLOYEES	121	

SECTION 2. APPROPRIATION - COURT REPORTERS. There is hereby appropriated, to the Auditor of State, to be payable from the Court Reporter's Fund, for personal services and operating expenses of the Official Court Reporters of the Circuit Courts for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) REGULAR SALARIES	\$ 6,326,167
(02) PERSONAL SERVICES MATCHING	1,801,359
(03) EXPENSE ALLOWANCE	400,000
(04) INDIGENT TRANSCRIPTS	600,000
(05) COURT REPORTER SUBSTITUTES	325,000
TOTAL AMOUNT APPROPRIATED	\$ 9,452,526

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. COURT REPORTERS. Official court reporters shall prepare transcripts, which are to be included within a record on appeal, pursuant to the time requirements that are outlined in the Arkansas Supreme Court Rules. In the event an official court reporter fails to complete a transcript within the prescribed time, he or she shall immediately inform the judge, for whom he or she is employed, and the Arkansas Board of Certified Court Reporter Examiners. Failure of a court reporter to report to his or her judge and to the Arkansas Board of Certified Court Reporter Examiners shall result in the immediate suspension of the court reporter's license, pending a hearing before the Arkansas Board of Certified Court Reporter Examiners.

SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds

1 made available by law for the support of such appropriations; and the
2 restrictions of the State Procurement Law, the General Accounting and
3 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
4 Procedures and Restrictions Act, or their successors, and other fiscal
5 control laws of this State, where applicable, and regulations promulgated by
6 the Department of Finance and Administration, as authorized by law, shall be
7 strictly complied with in disbursement of said funds.

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

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18 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
19 Assembly, that the Constitution of the State of Arkansas prohibits the
20 appropriation of funds for more than a one (1) year period; that the
21 effectiveness of this Act on July 1, 2009 is essential to the operation of
22 the agency for which the appropriations in this Act are provided, and that in
23 the event of an extension of the Regular Session, the delay in the effective
24 date of this Act beyond July 1, 2009 could work irreparable harm upon the
25 proper administration and provision of essential governmental programs.
26 Therefore, an emergency is hereby declared to exist and this Act being
27 necessary for the immediate preservation of the public peace, health and
28 safety shall be in full force and effect from and after July 1, 2009.

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30 /s/ Joint Budget Committee

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32 **APPROVED: 4/9/2009**