

Stricken language will be deleted and underlined language will be added.
Act 87 of the Fiscal Session

1 State of Arkansas
2 90th General Assembly
3 Fiscal Session, 2016
4

As Engrossed: S4/19/16
A Bill

SENATE BILL 90

5 By: Joint Budget Committee
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR THE REIMBURSEMENT
9 OF A PORTION OF FULL-TIME JUVENILE PROBATION AND
10 INTAKE OFFICERS' SALARIES AND FOR PAYING PERSONAL
11 SERVICES FOR DRUG COURT JUVENILE PROBATION AND INTAKE
12 OFFICERS FOR THE FISCAL YEAR ENDING JUNE 30, 2017;
13 AND FOR OTHER PURPOSES.
14
15

16 **Subtitle**

17 AN ACT FOR THE *ADMINISTRATIVE OFFICE OF*
18 *THE COURTS* - JUVENILE PROBATION AND
19 INTAKE OFFICERS APPROPRIATION FOR THE
20 2016-2017 FISCAL YEAR.
21
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. APPROPRIATION - JUVENILE PROBATION AND INTAKE OFFICERS.

26 There is hereby appropriated, to the *Administrative Office of the Courts*, to
27 be payable from the State Central Services Fund, for the reimbursement of a
28 portion of the salaries of full-time juvenile probation and intake officers
29 in accordance with Arkansas Code 16-13-327 and Arkansas Code 16-13-328 for
30 the fiscal year ending June 30, 2017, the following:
31

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2016-2017</u>
(01) JUVENILE PROBATION & INTAKE OFFICERS	<u>\$3,582,810</u>

35
36 SECTION 2. REGULAR SALARIES - DRUG COURT JUVENILE PROBATION AND INTAKE



1 OFFICERS. There is hereby established for the *Administrative Office of the*
 2 *Courts - Drug Court Juvenile Probation and Intake Officers* for the 2016-2017
 3 fiscal year, the following maximum number of regular employees.

Item	Maximum	Maximum Annual
No.	No. of	Salary Rate
Title	Employees	Fiscal Year
		2016-2017
(1) DRUG COURT JUV PROB & INTAKE OFFC	<u>13</u>	GRADE C117
MAX. NO. OF EMPLOYEES	13	

11
 12 SECTION 3. APPROPRIATION - DRUG COURT JUVENILE PROBATION & INTAKE
 13 OFFICERS. There is hereby appropriated, to the *Administrative Office of the*
 14 *Courts*, to be payable from the State Central Services Fund, for personal
 15 services of the Drug Court Juvenile Probation and Intake Officers for the
 16 fiscal year ending June 30, 2017, the following:

ITEM	FISCAL YEAR
NO.	2016-2017
(01) REGULAR SALARIES	\$456,579
(02) PERSONAL SERVICES MATCHING	<u>168,433</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$625,012</u></u>

23
 24 SECTION 4. JUVENILE INTAKE AND PROBATION OFFICERS STATE REIMBURSEMENTS.
 25 Arkansas Code 16-13-331 is amended to read as follows:

26 16-13-331. State reimbursement.

27 (a) ~~The Auditor of State~~ Administrative Office of the Courts shall administer
 28 the state reimbursement to the counties for the juvenile officers' previous
 29 year's salaries.

30 (b) In order for a county to receive the state reimbursement for juvenile
 31 intake and probation officers, the county must submit the following
 32 documentation to the ~~Auditor of State~~ Administrative Office of the Courts,
 33 including, but not limited to:

- 34 (1) Proof of each juvenile officer's certification and continuing education
- 35 hours;
- 36 (2) A copy of each juvenile officer's W-2 form for the salary year that is

- 1 being reimbursed; and
- 2 (3) A completed form concerning the employment status of the officer which
3 shall be designed and distributed by the ~~Auditor of State~~ Administrative
4 Office of the Courts.
- 5 (c) If a county contracts with a service provider to provide juvenile intake
6 and probation services pursuant to § 16-13-330, the county must submit
7 documentation to the ~~Auditor of State~~ Administrative Office of the Courts,
8 including, but not limited to:
- 9 (1) A copy of the contract for the salary year that is being reimbursed;
- 10 (2) A copy of each juvenile officer's certification and continuing education
11 hours;
- 12 (3) A copy of each juvenile officer's W-2 form for the salary year that is
13 being reimbursed; and
- 14 (4) A completed form concerning the employment status of each officer which
15 shall be designed and distributed by the ~~Auditor of State~~ Administrative
16 Office of the Courts.
- 17 (d)
- 18 (1) A county may determine that part-time service of a juvenile officer is
19 sufficient to meet the needs of a county.
- 20 (2)
- 21 (A) Multiple counties in a judicial district may share the cost of the salary
22 of the intake and probation officer.
- 23 (B) One (1) county may be designated as the county to be reimbursed by the
24 state, or each county shall designate the portion of the salary that it pays
25 for juvenile intake and probation services.
- 26 (3)
- 27 (A) A county may contract with a service provider for full-time or part-time
28 juvenile intake and probation officer services, and the county shall indicate
29 the percentage of the contractor's time that is spent providing juvenile
30 intake and probation officer services for the county.
- 31 (B) The county or the contractor shall be reimbursed for one-half (1/2) of
32 the portion of the salary that is used for such services, up to fifteen
33 thousand dollars (\$15,000).
- 34 (e) Nothing in this section removes the obligation of each circuit judge
35 designated to hear juvenile cases in a district plan under Arkansas Supreme
36 Court Administrative Order Number 14, originally issued April 6, 2001, to

1 have a minimum of one (1) intake officer, pursuant to § 16-13-328, and one
2 (1) probation officer, pursuant to § 16-13-327.

3
4 SECTION 5. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
5 authorized by this act shall be limited to the appropriation for such agency
6 and funds made available by law for the support of such appropriations; and
7 the restrictions of the State Procurement Law, the General Accounting and
8 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
9 Procedures and Restrictions Act, or their successors, and other fiscal
10 control laws of this State, where applicable, and regulations promulgated by
11 the Department of Finance and Administration, as authorized by law, shall be
12 strictly complied with in disbursement of said funds.

13
14 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General
15 Assembly that any funds disbursed under the authority of the appropriations
16 contained in this act shall be in compliance with the stated reasons for
17 which this act was adopted, as evidenced by the Agency Requests, Executive
18 Recommendations and Legislative Recommendations contained in the budget
19 manuals prepared by the Department of Finance and Administration, letters, or
20 summarized oral testimony in the official minutes of the Arkansas Legislative
21 Council or Joint Budget Committee which relate to its passage and adoption.

22
23 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
24 Assembly, that the Constitution of the State of Arkansas prohibits the
25 appropriation of funds for more than a one (1) year period; that the
26 effectiveness of this Act on July 1, 2016 is essential to the operation of
27 the agency for which the appropriations in this Act are provided, and that in
28 the event of an extension of the legislative session, the delay in the
29 effective date of this Act beyond July 1, 2016 could work irreparable harm
30 upon the proper administration and provision of essential governmental
31 programs. Therefore, an emergency is hereby declared to exist and this Act
32 being necessary for the immediate preservation of the public peace, health
33 and safety shall be in full force and effect from and after July 1, 2016.

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35 /s/ Joint Budget Committee
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APPROVED: 05/03/2016