

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4

As Engrossed: S3/7/97 S3/18/97 S3/25/97 S4/1/97

A Bill

ACT 1355 OF 1997
SENATE BILL 286

5 By: Joint Budget Committee
6
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For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
10 OPERATING EXPENSES FOR THE ADMINISTRATIVE OFFICE OF THE
11 COURTS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1999; AND
12 FOR OTHER PURPOSES."

Subtitle

15 "AN ACT FOR THE ADMINISTRATIVE OFFICE OF
16 THE COURTS APPROPRIATION FOR THE 1997-99
17 BIENNIUM."
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. REGULAR SALARIES. There is hereby established for the
22 Administrative Office of the Courts for the 1997-99 biennium, the following
23 maximum number of regular employees whose salaries shall be governed by the
24 provisions of the Uniform Classification and Compensation Act (Arkansas Code
25 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
26 Provided, however, that any position to which a specific maximum annual salary
27 is set out herein in dollars, shall be exempt from the provisions of said
28 Uniform Classification and Compensation Act. All persons occupying positions
29 authorized herein are hereby governed by the provisions of the Regular
30 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
31 successor.

		Maximum Annual	
		Maximum	Salary Rate
Item	Class	No. of	Fiscal Years
No.	Code	Title	Employees 1997-98 1998-99

1	(1)	DIRECTOR	1	\$ 77,441	\$ 79,610
2	(2)	DEPUTY DIRECTOR	1	GRADE 26	
3	(3)	LEGAL RESEARCH SPECIALIST	5	GRADE 25	
4	(4)	INTERPRETER SC:L	1	GRADE 24	
5	(5)	JUDICIAL EDUCATION COORDINATOR	1	GRADE 22	
6	(6)	SYSTEMS ANALYST II	1	GRADE 21	
7	(7)	PROGRAMMER	1	GRADE 20	
8	(8)	DATA AUDITOR II	3	GRADE 19	
9		PUBLIC EDUCATION/PUBLICATIONS	1		
10		OFFICE MANAGER	1		
11		RESEARCH ANALYST	1		
12	(9)	DATA AUDITOR I	5	GRADE 17	
13		BUSINESS CONTROLLER II	1		
14	(10)	EXEC/ADMIN SECRETARY	4	GRADE 13	
15	(11)	SHIPPING AND RECEIVING CLERK	<u>1</u>	GRADE 10	
16		MAX NO. OF EMPLOYEES	28		

18 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the
 19 Administrative Office of the Courts, to be payable from the State Central
 20 Services Fund, for personal services and operating expenses of the
 21 Administrative Office of the Courts for the biennial period ending June 30,
 22 1999, the following:

24	ITEM		FISCAL YEARS	
25	NO.		1997-98	1998-99
26	(01)	REGULAR SALARIES	\$ 1,165,489	\$ 1,198,081
27	(02)	PERSONAL SERVICES MATCHING	326,337	335,463
28	(03)	MAINTENANCE & GENERAL OPERATIONS		
29	(A)	OPERATING EXPENSES	170,037	174,798
30	(B)	CONF. & TRAVEL	10,977	11,284
31	(C)	PROFESSIONAL FEES	45,000	45,000
32	(D)	CAPITAL OUTLAY	159,500	109,500
33	(E)	DATA PROCESSING	0	0
34	(04)	FEDERAL GRANT MATCHING FUNDS	25,000	25,000
35	(05)	JUDICIAL EDUCATION	125,000	125,000

1	(06) JUVENILE PROBATION & INTAKE OFFICERS	<u>1,542,000</u>	<u>1,585,176</u>
2			
3	TOTAL AMOUNT APPROPRIATED	<u>\$ 3,569,340</u>	<u>\$ 3,609,303</u>
4			

5 SECTION 3. REGULAR SALARIES - ALTERNATIVE DISPUTE RESOLUTION
 6 COMMISSION. There is hereby established for the Administrative Office of the
 7 Courts - Alternative Dispute Resolution Commission for the 1997-99 biennium,
 8 the following maximum number of regular employees whose salaries shall be
 9 governed by the provisions of the Uniform Classification and Compensation Act
 10 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
 11 thereto. Provided, however, that any position to which a specific maximum
 12 annual salary is set out herein in dollars, shall be exempt from the
 13 provisions of said Uniform Classification and Compensation Act. All persons
 14 occupying positions authorized herein are hereby governed by the provisions of
 15 the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
 16 101), or its successor.

		Maximum Annual		
		Maximum	Salary Rate	
Item	Class	No. of	Fiscal Years	
No.	Code Title	Employees	1997-98	1998-99
22	(1) COORDINATOR OF ADR PROGRAM	<u>1</u>	\$ 33,775	\$ 34,721
23	MAX NO. OF EMPLOYEES	1		

26 SECTION 4. APPROPRIATIONS - ALTERNATIVE DISPUTE RESOLUTION COMMISSION.
 27 There is hereby appropriated, to the Administrative Office of the Courts, to
 28 be payable from the State Central Services Fund, for personal services and
 29 operating expenses of the Administrative Office of the Courts - Alternative
 30 Dispute Resolution Commission for the biennial period ending June 30, 1999,
 31 the following:

ITEM	FISCAL YEARS	
NO.	1997-98	1998-99
35 (01) REGULAR SALARIES	\$ 33,775	\$ 34,721

1	(02) PERSONAL SERVICES MATCHING	9,243	9,502
2	(03) MAINTENANCE & GENERAL OPERATIONS		
3	(A) OPERATING EXPENSES	30,000	30,000
4	(B) CONF. & TRAVEL	10,000	12,500
5	(C) PROFESSIONAL FEES	0	0
6	(D) CAPITAL OUTLAY	2,000	2,000
7	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
8	TOTAL AMOUNT APPROPRIATED	<u>\$ 85,018</u>	<u>\$ 88,723</u>

10 SECTION 5. APPROPRIATIONS - HEARING AND VISUAL IMPAIRMENTS. There is
 11 hereby appropriated, to the Administrative Office of the Courts, to be payable
 12 from the State Central Services Fund, for reasonable accommodations for
 13 persons with hearing and visual impairments to act as a venireperson or juror
 14 ~~for the biennial period ending June 30, 1999, the following:~~

16	ITEM	FISCAL YEARS	
17	NO.	1997-98	1998-99
18	(01) AUXILIARY AIDS - HEARING AND		
19	VISUAL IMPAIRMENTS	<u>\$ 10,000</u>	<u>\$ 10,000</u>

21 SECTION 6. APPROPRIATIONS - JUDICIAL FINE COLLECTION. There is hereby
 22 appropriated, to the Administrative Office of the Courts, to be payable from
 23 the Judicial Fine Collection Enhancement Fund, for operating expenses for the
 24 purchase of computer hardware and software to be used for uniform assessment,
 25 collection, management and reporting of judicial fines for the biennial period
 26 ~~ending June 30, 1999, the following:~~

28	ITEM	FISCAL YEARS	
29	NO.	1997-98	1998-99
30	(01) MAINTENANCE & GENERAL OPERATIONS		
31	(A) OPERATING EXPENSES	\$ 50,000	50,000
32	(B) CONF. & TRAVEL	0	0
33	(C) PROFESSIONAL FEES	0	0
34	(D) CAPITAL OUTLAY	0	0
35	(E) DATA PROCESSING	<u>0</u>	<u>0</u>

1 TOTAL AMOUNT APPROPRIATED \$ 50,000 \$ 50,000

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3 SECTION 7. APPROPRIATIONS - FOSTER CARE SYSTEM - FEDERAL. There is
 4 hereby appropriated, to the Administrative Office of the Courts, to be payable
 5 from the federal funds as designated by the Chief Fiscal Officer of the State,
 6 for operating expenses of the Administrative Office of the Courts - Foster
 7 ~~Care System - Federal for the biennial period ending June 30, 1999, the~~
 8 following:

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10 ITEM	FISCAL YEARS	
11 NO.	1997-98	1998-99
12 (01) MAINTENANCE & GENERAL OPERATIONS		
13 (A) OPERATING EXPENSES	\$ 94,000	94,000
14 (B) CONF. & TRAVEL	6,000	6,000
15 (C) PROFESSIONAL FEES	50,000	50,000
16 (D) CAPITAL OUTLAY	0	0
17 (E) DATA PROCESSING	<u>0</u>	<u>0</u>
18 TOTAL AMOUNT APPROPRIATED	\$ <u>150,000</u>	\$ <u>150,000</u>

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20 SECTION 8. APPROPRIATIONS - COURT APPOINTED SPECIAL ADVOCATE. There is
 21 hereby appropriated, to the Administrative Office of the Courts, to be payable
 22 from the federal funds as designated by the Chief Fiscal Officer of the State,
 23 for operating expenses of the Administrative Office of the Courts - Court
 24 ~~Appointed Special Advocate for the biennial period ending June 30, 1999, the~~
 25 following:

26

27 ITEM	FISCAL YEARS	
28 NO.	1997-98	1998-99
29 (01) MAINTENANCE & GENERAL OPERATIONS		
30 (A) OPERATING EXPENSES	\$ 66,000	66,000
31 (B) CONF. & TRAVEL	15,000	15,000
32 (C) PROFESSIONAL FEES	69,000	69,000
33 (D) CAPITAL OUTLAY	50,000	50,000
34 (E) DATA PROCESSING	<u>0</u>	<u>0</u>
35 TOTAL AMOUNT APPROPRIATED	\$ <u>200,000</u>	\$ <u>200,000</u>

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SECTION 9. SPECIAL LANGUAGE - The Administrative Office of the Courts shall employ the most cost efficient method of procuring auxiliary aids for persons with hearing and visual impairments. These methods may include entering into a contractual arrangement with another state agency or with a private entity that is capable of providing these services.

SECTION 10. SPECIAL LANGUAGE. Trial court staff persons who converted from county employment to state employment and were employed under A.C.A. §16-10-133 shall have their length of service with the county recognized by the state for purposes of accrual rates for sick leave and annual leave and attainment of career service recognition awards.

SECTION 11. APPROPRIATIONS. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the State Central Services Fund, for grants to the Friend of the Court Child Advocacy, for the biennial period ending June 30, 1999, the following:

ITEM NO.	FISCAL YEARS	
	1997-98	1998-99
(01) GRANTS	\$ 1,500,000	\$1,500,000

SECTION 12. REGULAR SALARIES - DIVISION OF DEPENDENCY - NEGLECT REPRESENTATION. There is hereby established for the Administrative Office of the Courts - Division of Dependency - Neglect Representation, for the 1997-99 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 said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

1					Maximum Annual
2				Maximum	Salary Rate
3	Item Class		No. of		Fiscal Years
4	No. Code Title		Employees	1997-98	1998-99
5	(1) CASA COORDINATOR		<u>1</u>	GRADE 22	
6	MAX NO. OF EMPLOYEES		1		

7 SECTION 13. APPROPRIATIONS - DIVISION OF DEPENDENCY -
 8 NEGLECT REPRESENTATION. There is hereby appropriated, to the Administrative
 9 Office of the Courts - Division of Dependency - Neglect Representation, to be
 10 ~~payable from the State Central Services Fund, for personal services and~~
 11 operating expenses of the Administrative Office of the Courts - Division of
 12 Dependency - Neglect Representation for the biennial period ending June 30,
 13 1999, the following:

14					
15	ITEM			FISCAL YEARS	
16	NO.		1997-98	1998-99	
17	(01) REGULAR SALARIES		\$ 16,400	\$ 33,050	
18	(02) PERSONAL SERVICES MATCHING		4,592	9,254	
19	(03) MAINT. & GEN. OPERATIONS				
20	(A) OPER. EXPENSE		70,000	70,000	
21	(B) CONF. & TRAVEL		2,000	4,000	
22	(C) PROF. FEES		0	0	
23	(D) CAP. OUTLAY		9,000	2,000	
24	(E) DATA PROCESSING		<u>0</u>	<u>0</u>	
25	TOTAL AMOUNT APPROPRIATED		<u>\$ 101,992</u>	<u>\$ 118,304</u>	

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27 SECTION 14. APPROPRIATIONS - DIVISION OF DEPENDENCY - NEGLECT
 28 REPRESENTATION. There is hereby appropriated to the Administrative Office of
 29 the Courts - Division of Dependency - Neglect Representation, to be payable
 30 from the General Improvement Fund or its successor fund or fund accounts, for
 31 grants to local CASA programs for volunteers to provide information to courts
 32 concerning the best interests of children in dependency-neglect proceedings,
 33 for grants to legal service programs to represent indigent custodial parents
 34 ~~involved in dependency neglect proceedings and for entering into contracts~~
 35 with private individuals, businesses, or public agencies to represent all

1 children in dependency-neglect proceedings by the Administrative Office of the
2 Courts - Division of Dependency -Neglect Representation for the biennial
3 period ending June 30, 1999, the following:

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5 ITEM	FISCAL YEARS	
6 NO.	1997-98	1998-99
7 (01) GRANTS	\$1,390,000	\$1,390,000
8 (02) PROFESSIONAL FEES	<u>1,000,000</u>	<u>1,000,000</u>
9 TOTAL AMOUNT APPROPRIATED	<u>\$2,390,000</u>	<u>\$2,390,000</u>

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11 SECTION 15. SPECIAL LANGUAGE. Arkansas Code §19-5-205(g)(2) is
12 hereby amended to read as follows:

13 '(2) An amount sufficient to complete the full financing of the budgets
14 for the Senate, the House of Representatives, the Administrative Office of the
15 Courts, and Lieutenant Governor, and up to twenty-four thousand four hundred
16 seventy dollars (\$24,470) for the State Land Department; and'

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

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28 SECTION 17. LEGISLATIVE INTENT. It is the intent of the General
29 Assembly that any funds disbursed under the authority of the appropriations
30 contained in this Act shall be in compliance with the stated reasons for which
31 this Act was adopted, as evidenced by the Agency Requests, Executive
32 Recommendations and Legislative Recommendations contained in the budget
33 manuals prepared by the Department of Finance and Administration, letters, or
34 summarized oral testimony in the official minutes of the Arkansas Legislative
35 ~~Council or Joint Budget Committee which relate to its passage and adoption.~~

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SECTION 18. CODE. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 19. SEVERABILITY. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SECTION 20. GENERAL REPEALER. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 21. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-First General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 1997 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 1997 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1997.

/s/Russ et al

APPROVED:4-17-97

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