

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

A Bill

ACT 3 OF 1997
HOUSE BILL 1128

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
10 EXPENSES FOR THE EXECUTIVE, JUDICIAL, AND LEGISLATIVE
11 BRANCHES OF THE STATE FOR THE BIENNIAL PERIOD ENDING JUNE
12 30, 1999; AND FOR OTHER PURPOSES."
13

Subtitle

14
15 "AN ACT FOR THE GENERAL APPROPRIATION
16 FOR THE ORDINARY EXPENSES OF THE
17 EXECUTIVE, JUDICIAL, AND LEGISLATIVE
18 BRANCHES OF GOVERNMENT FOR THE 1997-99
19 BIENNIUM."
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to be payable
24 from the Constitutional Officers Fund, for personal services and expenses of
25 the various Constitutional Officers for the biennial period ending June 30,
26 1999, the following:
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28 ITEM	FISCAL YEARS	
29 NO.	1997-98	1998-99
30 (1) Salary of the Governor	\$ 63,407	\$ 63,407
31 (2) Salary of the Lieutenant Governor	30,647	30,647
32 (3) Salary of the Secretary of State	39,629	39,629
33 (4) Salary of the Attorney General	52,839	52,839
34 (5) Salary of the Treasurer of State	39,629	39,629
35 (6) Salary of the Commissioner of State Lands	39,629	39,629
36 (7) Salary of the Auditor of State	39,629	39,629

1	(8)	Salary of the Supreme Court Chief Justice	114,213	117,411
2	(9)	Salaries of Six Supreme Court Associate		
3		Justices of \$105,507 for 1997-98 and		
4		\$108,461 for 1998-99	633,042	650,766
5	(10)	Salary of the Court of Appeals Chief Justice	103,840	106,748
6	(11)	Salaries of Eleven Court of Appeals Associate		
7		Justices of \$102,171 for 1997-98 and		
8		\$105,031 for 1998-99	1,123,881	1,155,341
9	(12)	Annual Salaries of One Hundred and Four Circuit/		
10		Chancery Judges of \$98,828 for 1997-98 and		
11		One Hundred and Five Circuit/Chancery Judges of		
12		\$101,595 for 1998-99	10,278,112	10,616,678
13	(13)	Special and Recalled Judges for the Circuit		
14		and Chancery Courts	100,000	100,000
15	(14)	Trial Judges Expenses	250,000	250,000
16	(15)	Salaries of Seventeen Prosecuting Attorneys -		
17		Division A of \$82,929 for 1997-98 and		
18		\$85,251 for 1998-99	1,409,793	1,449,267
19	(16)	Salaries of Eight Prosecuting Attorneys -		
20		Division B of \$69,016 for 1997-98 and		
21		\$70,948 for 1998-99	552,128	567,584
22	(17)	Salary of the Speaker of the House of		
23		Representatives	14,000	14,000
24	(18)	Salaries of Ninety-Nine Representatives of		
25		\$12,500 for 1997-98 and \$12,500 for 1998-99	1,237,500	1,237,500
26	(19)	Salary of the President Pro Tempore of the		
27		Senate	14,000	14,000
28	(20)	Salaries of the Thirty-Four Senators of		
29		\$12,500 for 1997-98 and \$12,500 for 1998-99	425,000	425,000
30	(21)	Personal Services Matching	3,596,950	3,696,527
31	(22)	Interim Expenses for Representatives, as		
32		authorized by law	1,230,400	1,230,400
33	(23)	Interim Expenses for Senators, as		
34		authorized by law	<u>442,800</u>	<u>442,800</u>
35		TOTAL AMOUNT APPROPRIATED	<u>\$21,831,068</u>	<u>\$22,379,431</u>

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SECTION 2. REAPPROPRIATION. There is hereby appropriated, to be payable from the Constitutional Officers Fund, for interim expenses for Representatives and for Senators, the following:

(A) Effective July 1, 1997, the balance of the appropriation provided in Item (23) of Section 1 of Act 3 of 1995, for Interim Expenses for Representatives, in a sum not to exceed \$100,000.

(B) Effective July 1, 1997, the balance of the appropriation provided in Item (24) of Section 1 of Act 3 of 1995, for Interim Expenses for Senators, in a sum not to exceed \$100,000.

SECTION 3. The Auditor of State shall be disbursing officer for the funds appropriated in Items (1) through (21) of Section 1 herein.

SECTION 4. The Coordinator of House Legislative Services of the House of Representatives shall be disbursing officer for the funds appropriated in Item (22) of Section 1 herein.

SECTION 5. The Secretary of the Senate/Fiscal Officer shall be disbursing officer for the funds appropriated in Item (23) of Section 1 herein.

SECTION 6. The appropriations authorized in Item (22) of Section 1 shall be used for making reimbursements for interim expenses incurred by members of the House of Representatives.

SECTION 7. The appropriations authorized in Item (23) of Section 1 shall be used for making reimbursements for interim expenses incurred by members of the Senate.

SECTION 8. Arkansas Code 10-2-123(c)(1) is hereby amended to read as follows:

^d(c)(1) Members of the preceding General Assembly ~~who have been reelected to a new term in either house of the General Assembly,~~ and the newly elected members of the House of Representatives and Senate shall be eligible

1 to attend the biennial Institute of Legislative Procedure and shall be
2 entitled, upon filing claim therefor, to per diem in the amount fixed by law
3 for members of the General Assembly to receive for attendance at legislative
4 sessions, for each day in attending the biennial Institute of Legislative
5 Procedure plus mileage for traveling from their place of residence to the
6 biennial Institute of Legislative Procedure and return.✕

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8 SECTION 9. CARRY FORWARD. Any unexpended balances of the appropriation
9 authorized for Interim Expenses for Representatives in Item (22) and for
10 Interim Expenses for Senators in Item (23) of Section 1 of this Act which
11 remain at the close of the fiscal year ending June 30, 1998, shall be carried
12 forward and made available for the same purpose for the fiscal year ending
13 June 30, 1999.

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

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25 SECTION 11. LEGISLATIVE INTENT. It is the intent of the General
26 Assembly that any funds disbursed under the authority of the appropriations
27 contained in this Act shall be in compliance with the stated reasons for which
28 this Act was adopted, as evidenced by the Agency Requests, Executive
29 Recommendations and Legislative Recommendations contained in the budget
30 manuals prepared by the Department of Finance and Administration, letters, or
31 summarized oral testimony in the official minutes of the Arkansas Legislative
32 Council or Joint Budget Committee which relate to its passage and adoption.

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34 SECTION 12. CODE. All provisions of this Act of a general and
35 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the

1 Arkansas Code Revision Commission shall incorporate the same in the Code.

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3 SECTION 13. SEVERABILITY. If any provision of this Act or the
 4 application thereof to any person or circumstance is held invalid, such
 5 invalidity shall not affect other provisions or applications of the Act which
 6 can be given effect without the invalid provision or application, and to this
 7 end the provisions of this Act are declared to be severable.

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9 SECTION 14. GENERAL REPEALER. All laws and parts of laws in conflict
 10 with this Act are hereby repealed.

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12 SECTION 15. EMERGENCY CLAUSE. It is hereby found and determined by the
 13 Eighty-First General Assembly, that the Constitution of the State of Arkansas
 14 prohibits the appropriation of funds for more than a two (2) year period; that
 15 the effectiveness of this Act on July 1, 1997 is essential to the operation of
 16 the agency for which the appropriations in this Act are provided, and that in
 17 the event of an extension of the Regular Session, the delay in the effective
 18 date of this Act beyond July 1, 1997 could work irreparable harm upon the
 19 proper administration and provision of essential governmental programs.
 20 Therefore, an emergency is hereby declared to exist and this Act being
 21 necessary for the immediate preservation of the public peace, health and
 22 safety shall be in full force and effect from and after July 1, 1997.

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24 APPROVED: 1-24-97

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