

State of Arkansas

76th General Assembly

Regular Session, 1987

AS ENGROSSED 1/22/87

HOUSE BILL 1210

By: Joint Budget Committee

AS ENGROSSED 3/11/87

"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF THE COURT OF APPEALS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1989; AND FOR OTHER PURPOSES."

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

SECTION 1. COURT OF APPEALS. REGULAR SALARIES. There is hereby established for the Arkansas Court of Appeals for the 1987-89 biennium, the following maximum number of regular employees and the grades to be assigned to the respective positions, and the maximum annual salaries for each such position shall be determined in accordance with, but shall not exceed the maximum annual amount for the grade assigned herein, as established in Section 5 of Act 199 of 1969, as amended. Except for the purpose of determining the maximum annual salary rate, which is to be applicable to each of the positions to which a salary grade is assigned hereinafter, in accordance with all provisions of Section 5 of Act 199 of 1969, as amended, all positions set forth herein shall be exempt from other provisions of the Uniform Classification and Compensation Act, but shall not be exempt from the provisions of the Regular Salaries Procedures and Restrictions Act, or its successor.

Item	Class	No. _____	Code _____	Title _____	Maximum	Maximum Annual	
						No. of	Salary Rate
		Employees				1987-88	1988-89
(1A)		1		CHIEF STAFF ATTORNEY		\$ 41,000	\$ 45,000
(1)		1		CHIEF DEPUTY CLERK			GRADE 24
		3		STAFF ATTORNEY			
(2)		12		COURT OF APPEALS LAW CLERK			GRADE 21
		1		SECRETARY			
(3)		4		DEPUTY CLERK			GRADE 14

(4) SECRETARY _7 GRADE 13

MAXIMUM NO. OF EMPLOYEES 29

SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the Court of Appeals, to be payable from the Constitutional and Fiscal Agencies Fund, for personal services and operating expenses of the Court of Appeals for the biennial period ending June 30, 1989, the following:

ITEM NO.	FISCAL YEARS	
	1987-88	1988-89
(01) REGULAR SALARIES	\$ 686,539	\$ 686,539
(02) PERSONAL SERVICES MATCHING	167,675	167,675
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSES	\$ 162,268	\$ 162,268
(B) CONF. & TRAVEL	20,000	20,000
(C) PROF. FEES	1,000	1,000
(D) CAPITAL OUTLAY	25,000	25,000
(E) DATA PROCESSING	0	0
TOTAL MAINT. & GEN. OPER.	208,268	208,268
(04) SPECIAL JUDGES	3,700	3,700
(05) COURT APPOINTED ATTORNEYS	42,400	42,400
TOTAL AMOUNT APPROPRIATED	\$ 1,108,582	\$ 1,108,582

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

SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this Act shall be in compliance with the stated reasons for which this Act

was adopted, as evidenced by the Agency Requests, Executive Recommendations the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 5. CONTRACT RESTRICTIONS. The agency, board, commission, department or institution to whom funds are appropriated by this Act shall not enter into any contract for any professional or consultant services which shall extend for more than twenty (20) actual working days or the total compensation exceeds five thousand dollars (\$5,000) during any one fiscal year without first seeking the advice of the Arkansas Legislative Council. Provided further, that all contracts for professional or consultant services shall be submitted monthly to the Chief Fiscal Officer of the State for reporting to the Legislative Council.

SECTION 6. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Sixth 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, 1987 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, 1987 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, 1987.

/s/ John E. Miller

