

State of Arkansas
77th General Assembly
First Extraordinary Session, 1989
By: Joint Budget Committee

HB1058

For An Act To Be Entitled
"AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
OPERATING EXPENSES OF THE COURT OF APPEALS FOR THE BIENNIAL
PERIOD ENDING JUNE 30, 1991; 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 1989-91 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 Arkansas Code __21-5-209 and 21-5-215. 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 Arkansas Code __21-5-209 and 21-5-215, 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 No. | Class Code | Title | Maximum No. of Employees | Maximum Annual Salary Rate | |
|----------|------------|--------------------------|--------------------------|----------------------------|-----------|
| | | | | 1989-90 | 1990-91 |
| (1) | | CHIEF STAFF ATTORNEY | 1 | \$ 46,125 | \$ 47,278 |
| (2) | | CHIEF DEPUTY CLERK | 1 | | GRADE 24 |
| | | STAFF ATTORNEY | 3 | | |
| (3) | | LAW CLERK | 12 | | GRADE 21 |
| (4) | | ADMINISTRATIVE ASSISTANT | 1 | | GRADE 19 |
| (5) | | DEPUTY CLERK II | 4 | | GRADE 14 |

(6) SECRETARY 7 GRADE 13
 MAXIMUM NO. OF EMPLOYEES 29

SECTION 2. EXTRA HELP. There is hereby authorized, for the Court of Appeals for the 1989-91 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: seven (7) temporary or part-time employees, when needed, at rates of pay not to exceed those provided in the Uniform Classification and Compensation Act, or its successor, for the appropriate classification.

SECTION 3. APPROPRIATIONS. There is hereby appropriated, to the Court of Appeals, to be payable from the State Central Services Fund, for personal services and operating expenses of the Court of Appeals for the biennial period ending June 30, 1991, the following:

| ITEM NO. | FISCAL YEARS | |
|---------------------------------|------------------|---------------|
| | 1989-90 | 1990-91 |
| (01) REGULAR SALARIES | \$ 703,702 | \$ 721,295 |
| (02) EXTRA HELP | 25,000 | 25,000 |
| (03) PERSONAL SERVICES MATCHING | 165,672 | 174,613 |
| (04) MAINT. & GEN. OPERATION | | |
| (A) OPER. EXPENSES | \$ 166,325 | \$ 170,483 |
| (B) CONF. & TRAVEL | 20,500 | 21,013 |
| (C) PROF. FEES | 1,025 | 1,051 |
| (D) CAPITAL OUTLAY | 27,500 | 30,250 |
| (E) DATA PROCESSING | <u>0</u> | <u>0</u> |
| TOTAL MAINT. & GEN. OPER. | 215,350 | 222,797 |
| (05) SPECIAL JUDGES | 3,700 | 3,700 |
| (06) COURT APPOINTED ATTORNEYS | \$ <u>46,640</u> | <u>51,304</u> |
| TOTAL AMOUNT APPROPRIATED | \$ 1,160,064 | \$ 1,198,709 |

SECTION 4. 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 5. 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 and Legislative Recommendations contained in the budget manuals prepared by 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 6. 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. Act 162 of 1989 is hereby repealed.

SECTION 7. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Seventh 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, 1989 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, 1989 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, 1989.