

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Joint Budget Committee**

A Bill

SENATE BILL 814

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 OPERATING EXPENSES FOR THE ARKANSAS PUBLIC DEFENDER
10 COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1995;
11 AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT FOR THE ARKANSAS PUBLIC DEFENDER COMMISSION
15 APPROPRIATION."

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

19 SECTION 1. REGULAR SALARIES . There is hereby established for the
20 Arkansas Public Defender Commission for the 1993-95 biennium, the following
21 maximum number of regular employees whose salaries shall be governed by the
22 provisions of the Uniform Classification and Compensation Act (Arkansas Code
23 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
24 Provided, however, that any position to which a specific maximum annual salary
25 is set out herein in dollars, shall be exempt from the provisions of said
26 Uniform Classification and Compensation Act. All persons occupying positions
27 authorized herein are hereby governed by the provisions of the Regular
28 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its
29 successor.

			Maximum Annual		
			Maximum	Salary Rate	
Item	Class		No. of	Fiscal Years	
No.	Code	Title	Employees	1993-94	1994-95
35 (1)		EXECUTIVE DIRECTOR	1	\$49,343	\$51,070

1	(2)	R038	ATTORNEY SUPERVISOR	2	GRADE 26
2	(3)	R036	ATTORNEY	3	GRADE 24
3	(4)	R266	MANAGEMENT PROJ ANALYST II	1	GRADE 20
4	(5)	K041	EXEC SECY/ADMIN SECY	<u>3</u>	GRADE 14
5			MAX NO. OF EMPLOYEES	10	

7 SECTION 2. APPROPRIATIONS . There is hereby appropriated, to the
8 *Arkansas Public Defender Commission* to be payable from the State Central
9 Services Fund, for personal services and operating expenses of the *Arkansas*
10 *Public Defender Commission* for the biennial period ending June 30, 1995, the
11 following:

13	ITEM	FISCAL YEARS	
14	NO.	1993-94	1994-95
15	(01) REGULAR SALARIES	\$ 262,101	\$ 271,277
16	(02) PERSONAL SERVICES MATCHING	65,526	67,819
17	(03) MAINT. & GEN. OPERATION		
18	(A) OPER. EXPENSE	\$ 38,000	\$ 38,000
19	(B) CONF. & TRVL.	2,000	2,000
20	(C) PROF. FEES	96,000	96,000
21	(D) CAP. OUTLAY	15,000	7,000
22	(E) DATA PROC.	<u>0</u>	<u>0</u>
23	TOTAL MAINT. & GEN. OPER.	<u>151,000</u>	<u>143,000</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 478,627</u>	<u>\$ 482,096</u>

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

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1 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General
2 Assembly that any funds disbursed under the authority of the appropriations
3 contained in this Act shall be in compliance with the stated reasons for which
4 this Act was adopted, as evidenced by the Agency Requests, Executive
5 Recommendations and Legislative Recommendations contained in the budget
6 manuals prepared by the Department of Finance and Administration, letters, or
7 summarized oral testimony in the official minutes of the Arkansas Legislative
8 Council or Joint Budget Committee which relate to its passage and adoption.

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10 SECTION 5. CODE. All provisions of this Act of a general and permanent
11 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
12 Code Revision Commission shall incorporate the same in the Code.

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

19

20 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict
21 with this Act are hereby repealed.

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23 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
24 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
25 prohibits the appropriation of funds for more than a two (2) year period; that
26 the effectiveness of this Act on July 1, 1993 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 Regular Session, the delay in the effective
29 date of this Act beyond July 1, 1993 could work irreparable harm upon the
30 proper administration and provision of essential governmental programs.
31 Therefore, an emergency is hereby declared to exist and this Act being
32 necessary for the immediate preservation of the public peace, health and
33 safety shall be in full force and effect from and after July 1, 1993.

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35 /s/Senator Russ

As Engrossed: 3/18/93 3/31/93

SB 814

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