

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

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7

A Bill

HOUSE BILL

1106

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND
9 EXPENSES FOR THE EXECUTIVE, JUDICIAL, AND LEGISLATIVE
10 BRANCHES OF THE STATE FOR THE BIENNIAL PERIOD ENDING JUNE
11 30, 1997; AND FOR OTHER PURPOSES."

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Subtitle

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

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22 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to be
23 payable from the Constitutional Officers Fund, for personal services and
24 expenses of the various Constitutional Officers for the biennial period
25 ending June 30, 1997, the following:

26

27 ITEM

FISCAL YEARS

28 NO.

1995-96

1996-97

29 (1) Salary of the Governor

\$ 60,000

\$ 60,000

30 (2) Salary of the Lieutenant Governor

29,000

29,000

31 (3) Salary of the Secretary of State

37,500

37,500

32 (4) Salary of the Attorney General

50,000

50,000

33 (5) Salary of the Treasurer of State

37,500

37,500

34 (6) Salary of the Commissioner of State Lands

37,500

37,500

35 (7) Salary of the Auditor of State

37,500

37,500

1	(8)	Salary of the Supreme Court Chief Justice	105,648	108,289
2	(9)	Salaries of Six Supreme Court Associate Justices		
3		of \$97,595 for 1995-96 and \$100,035 for 1996-97	585,570	600,210
4	(10)	Salary of the Court of Appeals Chief Judge	96,054	98,455
5	(11)	Salaries of Eleven Court of Appeals Judges		
6		of \$94,509 for 1995-96 and \$96,872 for 1996-97	1,039,591	1,065,592
7	(12)	Salaries of Eighty-five Circuit/Chancery Judges of		
8		\$91,417 for 1995-96 and \$93,702 for 1996-97	7,770,445	7,964,670
9	(13)	Salaries of Eighteen Circuit/Chancery Judges-		
10		Juvenile Division of \$91,417 for 1995-96 and		
11		\$93,702 for 1996-97	1,645,506	1,686,636
12	(14)	Special and Recalled Judges for the Circuit		
13		and Chancery Courts	60,000	60,000
14	(15)	Trial Judges Expenses	250,000	250,000
15	(16)	Salaries of Fifteen Prosecuting Attorneys -		
16		Division A of \$76,710 for 1995-96 and		
17		\$78,628 for 1996-97	1,150,650	1,179,420
18	(17)	Salaries of Nine Prosecuting Attorneys -		
19		Division B of \$63,841 for 1995-96 and		
20		\$65,437 for 1996-97	574,569	588,933
21	(18)	Salary of the Speaker of the House of		
22		Representatives	14,000	14,000
23	(19)	Salaries of Ninety-Nine Representatives of		
24		\$12,500 each per year	1,237,500	1,237,500
25	(20)	Salary of the President Pro Tempore of		
26		the Senate	14,000	14,000
27	(21)	Salaries of Thirty-Four Senators of		
28		\$12,500 each per year	425,000	425,000
29	(22)	Personal Services Matching	3,476,334	3,540,362
30	(23)	Interim Expenses for Representatives, as		
31		authorized by law	861,000	861,000
32	(24)	Interim Expenses for Senators, as		
33		authorized by law	<u>330,000</u>	<u>330,000</u>
34		TOTAL AMOUNT APPROPRIATED	<u>\$19,924,875</u>	<u>\$20,313,067</u>

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1 SECTION 2. The Auditor of State shall be disbursing officer for the
2 funds appropriated in Items (1) through (22) of Section 1 herein.

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5 SECTION 3. The Coordinator of House Legislative Services of the House
6 of Representatives shall be disbursing officer for the funds appropriated in
7 Item (23) of Section 1 herein.

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9 SECTION 4. The Secretary of the Senate shall be disbursing officer for
10 the funds appropriated in Item (24) of Section 1 herein.

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12 SECTION 5. Arkansas Code 16-10-119(b) is hereby repealed.

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14 SECTION 6. The appropriations authorized in Item (23) of Section 1
15 shall be used for making reimbursements for interim expenses incurred by
16 members of the House of Representatives.

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18 SECTION 7. The appropriations authorized in Item (24) of Section 1
19 shall be used for making reimbursements for interim expenses incurred by
20 members of the Senate.

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

24 " (c)(1) Members of the preceding General Assembly who have been
25 reelected to a new term in either house of the General Assembly, and the
26 newly elected members of the House of Representatives and Senate shall be
27 eligible to attend the biennial Institute of Legislative Procedure and shall
28 be entitled, upon filing claim therefor, to per diem in the amount fixed by
29 law for members of the General Assembly to receive for attendance at
30 legislative sessions, for each day in attending the biennial Institute of
31 Legislative Procedure plus mileage for traveling from their place of
32 residence to the biennial Institute of Legislative Procedure and return."

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34 SECTION 9. REAPPROPRIATION. There is hereby appropriated, to be
35 payable from the Constitutional Officers Fund, for interim expenses for

1 Representatives and for Senators, the following:

2 (A) Effective July 1, 1995, the balance of the appropriation provided
3 in Item (23) of Section 1 of Act 4 of 1993, for Interim Expenses for
4 Representatives, in a sum not to exceed.....
5 \$100,000.

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7 (B) Effective July 1, 1995, the balance of the appropriation provided
8 in Item (24) of Section 1 of Act 4 of 1993, for interim expenses for
9 Senators, in a sum not to exceed
10 \$100,000.

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12 SECTION 10. CARRY FORWARD. Any unexpended balances of the
13 appropriation authorized for Interim Expenses for Representatives in Item
14 (23) and for Interim Expenses for Senators in Item (24) of Section 1 of this
15 Act which remain at the close of the fiscal year ending June 30, 1996, shall
16 be carried forward and made available for the same purpose for the fiscal
17 year ending June 30, 1997.

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19 SECTION 11. It is the intent of the General Assembly that the
20 authorization of Circuit & Chancery Judge positions created in response to
21 the United States District Court Order in the case of Eugene Hunt, et al v.
22 State of Arkansas, et al be discontinued as the terms of the displaced
23 incumbent judges expire pursuant to the court order.

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25 SECTION 12. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
26 authorized by this Act shall be limited to the appropriation for such agency
27 and funds made available by law for the support of such appropriations; and
28 the restrictions of the State Purchasing Law, the General Accounting and
29 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
30 Procedures and Restrictions Act, or their successors, and other fiscal
31 control laws of this State, where applicable, and regulations promulgated by
32 the Department of Finance and Administration, as authorized by law, shall be
33 strictly complied with in disbursement of said funds.

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35 SECTION 13. LEGISLATIVE INTENT. It is the intent of the General

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

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9 SECTION 14. CODE. All provisions of this Act of a general and
10 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
11 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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

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19 SECTION 16. GENERAL REPEALER. All laws and parts of laws in conflict
20 with this Act are hereby repealed.

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22 SECTION 17. EMERGENCY CLAUSE. It is hereby found and determined by
23 the Eightieth General Assembly, that the Constitution of the State of
24 Arkansas prohibits the appropriation of funds for more than a two (2) year
25 period; that the effectiveness of this Act on July 1, 1995 is essential to
26 the operation of the agency for which the appropriations in this Act are
27 provided, and that in the event of an extension of the Regular Session, the
28 delay in the effective date of this Act beyond July 1, 1995 could work
29 irreparable harm upon the proper administration and provision of essential
30 governmental programs. Therefore, an emergency is hereby declared to exist
31 and this Act being necessary for the immediate preservation of the public
32 peace, health and safety shall be in full force and effect from and after
33 July 1, 1995.

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