

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

SENATE BILL 241

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
10 FOR THE ARKANSAS PUBLIC DEFENDER COMMISSION WHICH
11 SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS
12 APPROPRIATED BY ACT 855 OF 1997; AND FOR OTHER
13 PURPOSES."

Subtitle

14
15
16 "AN ACT FOR THE ARKANSAS PUBLIC DEFENDER
17 COMMISSION - TRIAL PUBLIC DEFENDER
18 OFFICE SUPPLEMENTAL APPROPRIATION."
19
20

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

23 SECTION 1. REGULAR SALARIES - TRIAL PUBLIC DEFENDER OFFICE. There is
24 hereby established for the Arkansas Public Defender Commission - Trial Public
25 Defender Office the following maximum number of regular employees which shall
26 be supplemental and in addition to those positions authorized in Section 1 of
27 Act 855 of 1997 and whose salaries shall be governed by the provisions of the
28 Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et
29 seq.), or its successor, and all laws amendatory thereto. Provided, however,
30 that any position to which a specific maximum annual salary is set out herein
31 in dollars, shall be exempt from the provisions of said Uniform Classification
32 and Compensation Act. All persons occupying positions authorized herein are
33 hereby governed by the provisions of the Regular Salaries Procedures and
34 Restrictions Act (Arkansas Code §21-5-101), or its successor.
35

36 Maximum Annual

KCA022

0120991247.KCA022

Item No.	Class Code	Title	Maximum No. of Employees	Salary Rate Fiscal Year 1998-1999
4	(1) R029	CLASS B PUBLIC DEFENDER	4	GRADE 24
5		MAX. NO. OF EMPLOYEES	4	

SECTION 2. APPROPRIATION - TRIAL PUBLIC DEFENDER. There is hereby appropriated, to the Arkansas Public Defender Commission, to be payable from the State Central Services Fund, for personal services of the Arkansas Public Defender Commission - Trial Public Defender Office which shall be supplemental and in addition to those funds appropriated in Section 2 of Act 855 of 1997, the following:

ITEM NO.		FISCAL YEAR 1998-1999
16	(01) REGULAR SALARIES	\$ 124,876
17	(02) PERSONAL SERV MATCHING	<u>35,613</u>
18	TOTAL AMOUNT APPROPRIATED	<u>\$ 160,489</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL OR TEMPORARY LAW. FUNDING TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal Officer of the State shall transfer on his books and those of the State Treasurer the sum of One Hundred Sixty Thousand Four Hundred Eighty Nine Dollars (\$160,489) from the General Revenue Allotment Reserve Fund to the State Central Services Fund to provide funds for the appropriation provided herein.

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

1 with in disbursement of said funds.

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

11
 12 SECTION 6. CODE. All provisions of this Act of a general and permanent
 13 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
 14 Code Revision Commission shall incorporate the same in the Code.

15
 16 SECTION 7. SEVERABILITY. If any provision of this act or the application
 17 thereof to any person or circumstance is held invalid, such invalidity shall
 18 not affect other provisions or applications of the act which can be given
 19 effect without the invalid provision or application, and to this end the
 20 provisions of this act are declared to be severable.

21
 22 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict with
 23 this act are hereby repealed.

24
 25 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
 26 Eighty-second General Assembly, that funds provided by the General Assembly
 27 for the operations of the Arkansas Public Defender Commission are, due to
 28 unforeseen circumstances, insufficient for the Arkansas Public Defender
 29 Commission to continue to provide essential governmental services; that the
 30 provisions of this act will provide the necessary monies for the Arkansas
 31 Public Defender Commission to continue such services; and that a delay in the
 32 effective date of this Act could work irreparable harm upon the proper
 33 administration and provision of essential governmental programs. Therefore, an
 34 emergency is hereby declared to exist and this Act being necessary for the
 35 immediate preservation of the public peace, health and safety shall be in full
 36 force and effect from and after the date of its passage and approval.

1 If the bill is neither approved nor vetoed by the Governor, it shall become
2 effective on the expiration of the period of time during which the Governor
3 may veto the bill. If the bill is vetoed by the Governor and the veto is
4 overridden, it shall become effective on the date the last house overrides the
5 veto.

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36