

State of Arkansas  
82nd General Assembly  
Regular Session, 1999

# A Bill

SENATE BILL 334

By: Senator Beebe

## For An Act To Be Entitled

"AN ACT TO PROVIDE FOR THE TEMPORARY EMPLOYMENT AND  
PAYMENT OF SUBSTITUTE TRIAL COURT STAFF PERSONS BY  
CIRCUIT, CHANCERY AND CIRCUIT-CHANCERY JUDGES; AND FOR  
OTHER PURPOSES. "

## Subtitle

"TO PROVIDE FOR THE TEMPORARY EMPLOYMENT  
AND PAYMENT OF SUBSTITUTE TRIAL COURT  
STAFF PERSONS BY CIRCUIT, CHANCERY AND  
CIRCUIT-CHANCERY JUDGES. "

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

SECTION 1. In the absence or unavailability of the trial court staff  
person, as authorized by Ark. Code Ann. §16-10-133, the circuit judge,  
chancery judge, or circuit/chancery judge is authorized to temporarily employ  
the services of a substitute trial court staff person, if the temporary  
employment is necessary and essential to prevent a disruption of the business  
of the court.

SECTION 2. Whenever a circuit judge, chancery judge, or  
circuit/chancery judge temporarily employs a substitute trial court staff  
person, the judge may certify to the Auditor of State, upon forms prepared by  
the Auditor of State, that he or she has temporarily employed the services of  
a substitute trial court staff person and that the temporary employment was  
necessary and essential to prevent a disruption of the business of his or her  
court. The judge shall further furnish to the Auditor of State the name,

1 address, and social security number of the substitute trial court staff person  
2 and the number of days the substitute trial court staff person was or will be  
3 temporarily employed, plus any other information concerning the employment  
4 requested by the Auditor of State.

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6 SECTION 3. The Auditor of State is authorized to pay, from funds  
7 specifically appropriated for this purpose, the substitute trial court staff  
8 person for the services furnished to the circuit judge, chancery judge or  
9 circuit/chancery judge. The substitute trial court staff person will be paid  
10 at a daily rate, based upon the daily pay rate of a trial court staff person  
11 in Grade 16 of the most current pay table contained in the Uniform  
12 Classification and Compensation Act, §21-5-201 et seq.

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14 SECTION 4. In the event the substitute trial court staff person is  
15 employed for a period which extends beyond the normal payroll period for the  
16 position, the Auditor of State shall make an interim disbursement of the  
17 salary which has accrued during that period. In any one (1) fiscal year,  
18 however, the Auditor of State will not pay for the services of a substitute  
19 trial court staff person for any one (1) circuit judge, chancery judge, or  
20 circuit/chancery judge in excess of eighty (80) working days, unless approved  
21 and ordered by the Chief Justice of the Arkansas Supreme Court.

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23 SECTION 5. Nothing contained in this section shall be construed to  
24 preclude or prohibit any circuit judge, chancery judge, or circuit/chancery  
25 judge from obtaining payment for the services of a substitute trial court  
26 staff person from the county or counties comprising the judge's judicial  
27 district, rather than from the Auditor or State.

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29 SECTION 6. All provisions of this act of a general and permanent nature  
30 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
31 Revision Commission shall incorporate the same in the Code.

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33 SECTION 7. If any provision of this act or the application thereof to  
34 any person or circumstance is held invalid, such invalidity shall not affect  
35 other provisions or applications of the act which can be given effect without  
36 the invalid provision or application, and to this end the provisions of this

act are declared to be severable.

SECTION 8. All laws and parts of laws in conflict with this act are hereby repealed.