

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
4

As Engrossed: S3/23/99

A Bill

SENATE BILL 591

5 *By: Joint Budget Committee*
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For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR COURT FEES AND
10 EXPENSES OF THE TRIAL PUBLIC DEFENDER OFFICE FOR THE
11 ARKANSAS PUBLIC DEFENDER COMMISSION WHICH SHALL BE
12 SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS
13 APPROPRIATED BY ACT 855 OF 1997; AND FOR OTHER
14 PURPOSES. "

Subtitle

16 "AN ACT FOR THE ARKANSAS PUBLIC DEFENDER
17 COMMISSION - TRIAL PUBLIC DEFENDER
18 OFFICE COURT FEES/EXPENSES SUPPLEMENTAL
19 APPROPRIATION. "
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. APPROPRIATION - COURT FEES AND EXPENSES. There is hereby
26 appropriated, to the Arkansas Public Defender Commission, to be payable from
27 the State Central Services Fund, for court fees and expenses of the Trial
28 Public Defender Office of the Arkansas Public Defender Commission - Trial
29 Public Defender Office which shall be supplemental and in addition to those
30 funds appropriated in Section 2 of Act 855 of 1997, the following:
31

ITEM	FISCAL YEAR
<u>NO.</u>	<u>1998-1999</u>
(01) COURT FEES AND EXPENSES	\$ <u><u>150,000</u></u>

35
36 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

LEB080

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
2 TRANSFER. Immediately upon the effective date of this act, the Chief Fiscal
3 Officer of the State shall transfer on his books and those of the State
4 Treasurer the sum of \$150,000 from the General Revenue Allotment Reserve Fund
5 to the State Central Services Fund to provide funding for the appropriation
6 authorized in Section 1 of this Act.

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8 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
9 this act shall be limited to the appropriation for such agency and funds made
10 available by law for the support of such appropriations; and the restrictions
11 of the State Purchasing Law, the General Accounting and Budgetary Procedures
12 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
13 Restrictions Act, or their successors, and other fiscal control laws of this
14 State, where applicable, and regulations promulgated by the Department of
15 Finance and Administration, as authorized by law, shall be strictly complied
16 with in disbursement of said funds.

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

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

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31 SECTION 6. SEVERABILITY. If any provision of this act or the application
32 thereof to any person or circumstance is held invalid, such invalidity shall
33 not affect other provisions or applications of the act which can be given
34 effect without the invalid provision or application, and to this end the
35 provisions of this act are declared to be severable.

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1 SECTION 7. GENERAL REPEALER. All laws and parts of laws in conflict with
2 this act are hereby repealed.

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4 SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the
5 Eighty-second General Assembly, that funds provided by the General Assembly
6 for the operations of the Arkansas Public Defender Commission are, due to
7 unforeseen circumstances, insufficient for the Arkansas Public Defender
8 Commission to continue to provide essential governmental services; that the
9 provisions of this act will provide the necessary monies for the Arkansas
10 Public Defender Commission to continue such services; and that a delay in the
11 effective date of this Act could work irreparable harm upon the proper
12 administration and provision of essential governmental programs. Therefore, an
13 emergency is hereby declared to exist and this Act being necessary for the
14 immediate preservation of the public peace, health and safety shall be in full
15 force and effect from and after the date of its passage and approval.

16 If the bill is neither approved nor vetoed by the Governor, it shall become
17 effective on the expiration of the period of time during which the Governor
18 may veto the bill. If the bill is vetoed by the Governor and the veto is
19 overridden, it shall become effective on the date the last house overrides the
20 veto.

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22 /s/ Russ
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