

**Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.**

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

*As Engrossed: S3/21/01*

# A Bill

SENATE BILL 625

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

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES  
10 FOR THE CIRCUIT COURTS FOR THE AUDITOR OF STATE FOR  
11 THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR  
12 OTHER PURPOSES.  
13

## **Subtitle**

14 AN ACT FOR THE AUDITOR OF STATE -  
15 PERSONAL SERVICES FOR THE CIRCUIT COURTS  
16 APPROPRIATION FOR THE 2001-2003  
17 BIENNIAL PERIOD.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. REGULAR SALARIES - CIRCUIT JUDGES. There is hereby established  
25 for Circuit Judges of the Circuit Courts for the 2001-2003 biennium, the  
26 following maximum number of regular employees whose salaries shall be  
27 governed by the provisions of the Uniform Classification and Compensation Act  
28 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory  
29 thereto. Provided, however, that any position to which a specific maximum  
30 annual salary is set out herein in dollars, shall be exempt from the  
31 provisions of said Uniform Classification and Compensation Act. All persons  
32 occupying positions authorized herein are hereby governed by the provisions  
33 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-  
34 101), or its successor.  
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Maximum Annual

Item Class	Maximum No. of Employees	Salary Rate Fiscal Years 2001-2002	Salary Rate Fiscal Years 2002-2003
(1) CIRCUIT JUDGE	4	\$112,728	\$115,659
MAX. NO. OF EMPLOYEES	4		

SECTION 2. APPROPRIATION - CIRCUIT JUDGE. There is hereby appropriated, to the Auditor of State, to be payable from the Constitutional Officers Fund, for personal services of Circuit Judges of the Circuit Courts for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 450,912	\$ 462,636
(02) PERSONAL SERV MATCHING	121,746	124,912
TOTAL AMOUNT APPROPRIATED	<u>\$ 572,658</u>	<u>\$ 587,548</u>

SECTION 3. REGULAR SALARIES - COURT REPORTERS. There is hereby established for Court Reporters of the Circuit Courts for the 2001-2003 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item Class	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years 2001-2002	Maximum Annual Salary Rate Fiscal Years 2002-2003
(1) COURT REPORTER	4	GRADE 19	
MAX. NO. OF EMPLOYEES	4		

SECTION 4. APPROPRIATION - COURT REPORTERS. There is hereby appropriated, to the Auditor of State, to be payable from the Court Reporter's Fund, for personal services for Court Reporters of the Circuit Courts for the biennial period ending June 30, 2003, the following:

ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 179,828	\$ 184,504
(02) PERSONAL SERV MATCHING	<u>48,553</u>	<u>49,816</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 228,381</u>	<u>\$ 234,320</u>

SECTION 5. REGULAR SALARIES - TRIAL COURT ADMINISTRATIVE ASSISTANTS. There is hereby established for Trial Court Administrative Assistants of the Circuit Courts for the 2001-2003 biennium, the following maximum number of regular employees whose salaries shall be governed by the provisions of the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto. Provided, however, that any position to which a specific maximum annual salary is set out herein in dollars, shall be exempt from the provisions of said Uniform Classification and Compensation Act. All persons occupying positions authorized herein are hereby governed by the provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its successor.

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years	
				2001-2002	2002-2003
(1)		TRIAL COURT ADMIN ASSISTANT I	<u>4</u>	GRADE 16	
		MAX. NO. OF EMPLOYEES	4		

SECTION 6. APPROPRIATION - TRIAL COURT ADMINISTRATIVE ASSISTANT. There is hereby appropriated, to the Auditor of State, to be payable from the State Administration of Justice Fund, for personal services of the Trial Court Administrative Assistant of the Circuit Courts for the biennial period ending June 30, 2003, the following:

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ITEM NO.	FISCAL YEARS	
	2001-2002	2002-2003
(01) REGULAR SALARIES	\$ 111,604	\$ 114,504
(02) PERSONAL SERV MATCHING	<u>30,133</u>	<u>30,916</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 141,737</u>	<u>\$ 145,420</u>

SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRIAL COURT STAFF - ENTRY LEVEL SALARY. The entry level salary of a trial court staff person shall be equal to that established in the state pay plan at grade 16. No trial court staff person authorized by this act shall receive a salary from the state in excess of twenty-five thousand dollars (\$25,000); provided, however, that beginning July 1, 1997, those persons who have reached the maximum salary limit may receive such increases in salary as are available for other State employees in positions which have its salary established by the provisions of Arkansas Code 21-5-201 et seq. ("Uniform Classification and Compensation Act"). A county or counties shall be authorized to supplement the base salary of any trial court staff person, when approved by the quorum court. The provisions of this section shall be in effect only from July 1, 2001 through June 30, 2003.

SECTION 8. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND BALANCES. (A) For all appropriations as provided in this Act, the agency disbursing officer shall monitor the level of fund balances in relation to expenditures on a monthly basis. If any proposed expenditures would cause a fund balance to decline to less than fifty percent (50%) of the balance available on July 1, 2001, the disbursing officer shall immediately notify the executive head of the agency. Prior to any obligations being made under these circumstances, the agency head shall file written documentation with the Chief Fiscal Officer of the State requesting approval of the expenditures. Such documentation shall provide sufficient financial data to justify the expenditures and shall include the following:

1) a plan that clearly indicates the specific fiscal impact of such expenditures on the fund balance.

1 2) information clearly indicating and explaining what programs would be cut  
2 or any other measures to be taken by the agency to restore the fund balance.  
3 3) the extent to which any of the planned expenditures are for one-time costs  
4 or one-time purchase of capitalized items.  
5 4) a statement certifying that the expenditure of fund balances will not  
6 jeopardize the financial health of the agency, nor result in a permanent  
7 depletion of the fund balance.  
8 (B) The Chief Fiscal Officer of the State shall review the request and  
9 approve or disapprove all or any part of the request , after having sought  
10 prior review by the Legislative Council.

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

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

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31 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the General  
32 Assembly, that the Constitution of the State of Arkansas prohibits the  
33 appropriation of funds for more than a two (2) year period; that the  
34 effectiveness of this Act on July 1, 2001 is essential to the operation of  
35 the agency for which the appropriations in this Act are provided, and that in  
36 the event of an extension of the Regular Session, the delay in the effective

1 date of this Act beyond July 1, 2001 could work irreparable harm upon the  
2 proper administration and provision of essential governmental programs.  
3 Therefore, an emergency is hereby declared to exist and this Act being  
4 necessary for the immediate preservation of the public peace, health and  
5 safety shall be in full force and effect from and after July 1, 2001.

6 */s/ Joint Budget Committee*

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