

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 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: S2/8/05 S4/6/05

A Bill

SENATE BILL 199

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES AND OPERATING EXPENSES FOR THE
11 ADMINISTRATIVE OFFICE OF THE COURTS FOR THE
12 BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ADMINISTRATIVE OFFICE OF
17 THE COURTS APPROPRIATION FOR THE
18 2005-2007 BIENNIUM.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
25 the Administrative Office of the Courts - Operations for the 2005-2007
26 biennium, the following maximum number of regular employees whose salaries
27 shall be governed by the provisions of the Uniform Classification and
28 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and
29 all laws amendatory thereto. Provided, however, that any position to which a
30 specific maximum annual salary is set out herein in dollars, shall be exempt
31 from the provisions of said Uniform Classification and Compensation Act. All
32 persons occupying positions authorized herein are hereby governed by the
33 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
34 Code §21-5-101), or its successor.
35

36 Maximum Annual



Item No.	Class Code	Title	Maximum No. of Employees	Salary Rate 2005-2006	Salary Rate 2006-2007
4	(1) 9105	DIRECTOR, AOC	1	\$97,228	\$99,596
5	(2) 9108	DEPUTY DIRECTOR, AOC	1	\$83,661	\$85,920
6	(3) 9112	NETWORK PLANNING COORDINATOR	1	GRADE 26	
7	(4) 9109	LEGAL RESEARCH SPECIALIST	5	GRADE 25	
8	(5) 9110	INTERPRETER SC:L	1	GRADE 24	
9	(6) 9111	JUDICIAL EDUCATION COORDINATOR	1	GRADE 24	
10	(7) 9462	COORDINATOR OF FOREIGN LANGUAGE	1	GRADE 24	
11	(8) 9125	CASA COORDINATOR	1	GRADE 22	
12	(9) 9113	SR. PROGRAMMER	1	GRADE 21	
13	(10) 9118	PERSONAL COMPUT. SUPPORT SPEC.	2	GRADE 20	
14	(11) 9227	SPANISH INTERPRETER	1	GRADE 20	
15	(12) 9238	ADM OFC CRT EDUCATION SPECIALIST	1	GRADE 19	
16	(13) 9107	ADM OFC CRT FISCAL OFFICER	1	GRADE 19	
17	(14) 9114	DATA AUDITOR II	3	GRADE 19	
18	(15) 9115	PUBLIC EDUCATION/PUBLICATIONS	1	GRADE 19	
19	(16) 9116	OFFICE MANAGER	1	GRADE 19	
20	(17) 9117	RESEARCH ANALYST	1	GRADE 19	
21	(18) 9119	DATA AUDITOR I	4	GRADE 17	
22	(19) 9120	BUSINESS CONTROLLER II	1	GRADE 17	
23	(20) 9121	EXEC/ADMIN SECRETARY	4	GRADE 13	
24	(21) 9122	SHIPPING/RECEIVING CLERK	<u>1</u>	GRADE 10	
25		MAX. NO. OF EMPLOYEES	34		

26

27 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 28 Administrative Office of the Courts - Operations for the 2005-2007 biennium,
 29 the following maximum number of part-time or temporary employees, to be known
 30 as "Extra Help", payable from funds appropriated herein for such purposes:
 31 two (2) temporary or part-time employees, when needed, at rates of pay not to
 32 exceed those provided in the Uniform Classification and Compensation Act, or
 33 its successor, or this act for the appropriate classification.

34

35 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to
 36 the Administrative Office of the Courts, to be payable from the State Central

1 Services Fund, for personal services and operating expenses of the
 2 Administrative Office of the Courts for the biennial period ending June 30,
 3 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 1,648,187	\$ 1,695,349
(02) EXTRA HELP	5,000	5,000
(03) PERSONAL SERVICES MATCHING	440,295	449,123
(04) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	197,183	203,098
(B) CONF. & TRAVEL	30,000	30,000
(C) PROF. FEES	45,000	45,000
(D) CAP. OUTLAY	164,500	164,500
(E) DATA PROC.	0	0
(05) FEDERAL GRANTS MATCHING	25,000	25,000
(06) JUDICIAL EDUCATION	200,000	200,000
(07) COURT INTERPRETER FEES	<u>200,000</u>	<u>250,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 2,955,165</u>	<u>\$ 3,067,070</u>

21 SECTION 4. REGULAR SALARIES - ALTERNATIVE DISPUTE RESOLUTION COMMISSION.

22 There is hereby established for the Administrative Office of the Courts -
 23 Alternative Dispute Resolution Commission for the 2005-2007 biennium, the
 24 following maximum number of regular employees whose salaries shall be
 25 governed by the provisions of the Uniform Classification and Compensation Act
 26 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
 27 thereto. Provided, however, that any position to which a specific maximum
 28 annual salary is set out herein in dollars, shall be exempt from the
 29 provisions of said Uniform Classification and Compensation Act. All persons
 30 occupying positions authorized herein are hereby governed by the provisions
 31 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
 32 101), or its successor.

Item Class	Maximum Annual	
	Maximum No. of	Salary Rate Fiscal Years

No.	Code	Title	Employees	2005-2006	2006-2007
(1)	9123	COORDINATOR OF ADR PROGRAM	1	\$47,382	\$48,803
(2)	9230	ASSISTANT COORD OF ADR PROGRAM	<u>1</u>	\$36,001	\$37,081
		MAX. NO. OF EMPLOYEES	2		

SECTION 5. APPROPRIATION - ALTERNATIVE DISPUTE RESOLUTION COMMISSION - STATE. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the State Central Services Fund, for personal services, operating expenses and grants of the Administrative Office of the Courts - Alternative Dispute Resolution Commission for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 83,383	\$ 85,884
(02) PERSONAL SERVICES MATCHING	23,357	23,826
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	30,000	30,000
(B) CONF. & TRAVEL	19,494	19,494
(C) PROF. FEES	5,130	5,130
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
(04) ALTERNATIVE DISPUTE RESOLUTION GRANTS	<u>51,300</u>	<u>51,300</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 212,664</u>	<u>\$ 215,634</u>

SECTION 6. APPROPRIATION - ALTERNATIVE DISPUTE RESOLUTION COMMISSION - CASH. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the cash fund deposited in the State Treasury as determined by the Chief Fiscal Officer of the State, for operating expenses, fees and services of the Administrative Office of the Courts - Alternative Dispute Resolution Commission - Cash for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) MAINT. & GEN. OPERATION		

1	(A) OPER. EXPENSE	\$	150,000	\$	150,000
2	(B) CONF. & TRAVEL		50,000		50,000
3	(C) PROF. FEES		50,000		50,000
4	(D) CAP. OUTLAY		0		0
5	(E) DATA PROC.		<u>0</u>		<u>0</u>
6	TOTAL AMOUNT APPROPRIATED	\$	<u>250,000</u>	\$	<u>250,000</u>

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 8 SECTION 7. APPROPRIATION - HEARING AND VISUAL IMPAIRMENTS - STATE. There
 9 is hereby appropriated, to the Administrative Office of the Courts, to be
 10 payable from the State Central Services Fund, for reasonable accommodations
 11 for persons with hearing and visual impairments to act as a venire person or
 12 juror for the biennial period ending June 30, 2007, the following:

14	ITEM	FISCAL YEARS	
15	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>
16	(01) AUXILLIARY AIDS-HEARING & VISUAL		
17	IMPAIRMENTS	\$ <u>10,000</u>	\$ <u>10,000</u>

18
 19 SECTION 8. APPROPRIATION - DISTRICT JUDGES CONTINUING EDUCATION - STATE.
 20 There is hereby appropriated, to the Administrative Office of the Courts, to
 21 be payable from the State Central Services Fund, for operating expenses for a
 22 continuing education program for District Judges for the biennial period
 23 ending June 30, 2007, the following:

25	ITEM	FISCAL YEARS			
26	<u>NO.</u>	<u>2005-2006</u>	<u>2006-2007</u>		
27	(01) MAINT. & GEN. OPERATION				
28	(A) OPER. EXPENSE	\$	40,000	\$	40,000
29	(B) CONF. & TRAVEL		10,000		10,000
30	(C) PROF. FEES		10,000		10,000
31	(D) CAP. OUTLAY		0		0
32	(E) DATA PROC.		<u>0</u>		<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	\$	<u>60,000</u>	\$	<u>60,000</u>

34
 35 SECTION 9. REGULAR SALARIES - DIVISION OF DEPENDENCY-NEGLECT
 36 REPRESENTATION. There is hereby established for the Administrative Office of

1 the Courts - Division of Dependency-Neglect Representation for the 2005-2007
 2 biennium, the following maximum number of regular employees whose salaries
 3 shall be governed by the provisions of the Uniform Classification and
 4 Compensation Act (Arkansas Code §§21-5-201 et seq.), or its successor, and
 5 all laws amendatory thereto. Provided, however, that any position to which a
 6 specific maximum annual salary is set out herein in dollars, shall be exempt
 7 from the provisions of said Uniform Classification and Compensation Act. All
 8 persons occupying positions authorized herein are hereby governed by the
 9 provisions of the Regular Salaries Procedures and Restrictions Act (Arkansas
 10 Code §21-5-101), or its successor.

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			Maximum Annual		
			Maximum	Salary Rate	
			No. of	Fiscal Years	
Item	Class	Title	Employees	2005-2006	2006-2007
(1)	9109	LEGAL RESEARCH SPECIALIST	24	GRADE 25	
(2)	9107	ADM OFC CRT FISCAL OFFICER	<u>1</u>	GRADE 19	
MAX. NO. OF EMPLOYEES			25		

20 SECTION 10. APPROPRIATION - DIVISION OF DEPENDENCY-NEGLECT REPRESENTATION.
 21 There is hereby appropriated, to the Administrative Office of the Courts, to
 22 be transferred from the State Administration of Justice Fund, and to be
 23 payable from the State Central Services Fund, for personal services and
 24 operating expenses of the Administrative Office of the Courts - Division of
 25 Dependency-Neglect Representation for the biennial period ending June 30,
 26 2007, the following:

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ITEM		FISCAL YEARS	
NO.		2005-2006	2006-2007
(01)	REGULAR SALARIES	\$ 1,309,436	\$ 1,348,719
(02)	PERSONAL SERVICES MATCHING	335,191	345,246
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	282,057	282,057
(B)	CONF. & TRAVEL	4,000	4,000
(C)	PROF. FEES	1,325,019	1,364,770
(D)	CAP. OUTLAY	0	0

1	(E) DATA PROC.	0	0
2	(04) LOCAL CASA PROGRAM GRANTS	1,000,000	1,000,000
3	(05) PARENT COUNSEL REIMBURSEMENTS	1,400,800	1,442,824
4	(06) ATTORNEY AD LITEM FEES/REIMBURSEMENTS	<u>250,000</u>	<u>250,000</u>
5	TOTAL AMOUNT APPROPRIATED	<u>\$ 5,906,503</u>	<u>\$ 6,037,616</u>

7 SECTION 11. REGULAR SALARIES - JUDICIAL FINE COLLECTION ENHANCEMENT.

8 There is hereby established for the Administrative Office of the Courts -
 9 Judicial Fine Collection Enhancement for the 2005-2007 biennium, the
 10 following maximum number of regular employees whose salaries shall be
 11 governed by the provisions of the Uniform Classification and Compensation Act
 12 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
 13 thereto. Provided, however, that any position to which a specific maximum
 14 annual salary is set out herein in dollars, shall be exempt from the
 15 provisions of said Uniform Classification and Compensation Act. All persons
 16 occupying positions authorized herein are hereby governed by the provisions
 17 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
 18 101), or its successor.

21			Maximum	Maximum Annual	
22	Item	Class	No. of	Salary Rate	
23	No.	Code	Employees	2005-2006	2006-2007
24	(1)	9413	DIRECTOR, COURT INFORMATION SYSTEMS	1	\$79,151 \$81,288
25	(2)	D100	DP SENIOR PROJECT LEADER	1	GRADE 23
26	(3)	D143	SECURITY ANALYST I	1	GRADE 22
27	(4)	E051	TRAINING PROJECT MANAGER	1	GRADE 22
28	(5)	A073	DFA ACCOUNTING SUPERVISOR	1	GRADE 22
29	(6)	D038	SYSTEMS PROGRAMMER	1	GRADE 22
30	(7)	D123	APPLICATIONS & SYSTEMS ANALYST	2	GRADE 21
31	(8)	D137	DFA AASIS TRAINING SPECIALIST I	1	GRADE 20
32	(9)	D055	WEBSITE COORDINATOR II	<u>1</u>	GRADE 20
33			MAX. NO. OF EMPLOYEES	10	

35 SECTION 12. APPROPRIATION - JUDICIAL FINE COLLECTION ENHANCEMENT. There is
 36 hereby appropriated, to the Administrative Office of the Courts, to be

1 payable from the Judicial Fine Collection Enhancement Fund, for personal
 2 services, operating expenses and other costs associated with the state court
 3 automation system by the Administrative Office of the Courts for the biennial
 4 period ending June 30, 2007, the following:

6 ITEM	FISCAL YEARS	
7 NO.	2005-2006	2006-2007
8 (01) REGULAR SALARIES	\$ 464,151	\$ 475,143
9 (02) PERSONAL SERVICES MATCHING	125,663	127,727
10 (03) MAINT. & GEN. OPERATION		
11 (A) OPER. EXPENSE	916,143	1,109,747
12 (B) CONF. & TRAVEL	17,000	17,000
13 (C) PROF. FEES	35,000	35,000
14 (D) CAP. OUTLAY	25,000	50,000
15 (E) DATA PROC.	<u>0</u>	<u>0</u>
16 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,582,957</u>	<u>\$ 1,814,617</u>

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 18 SECTION 13. APPROPRIATION - DISTRICT JUDGES AND CLERKS CONTINUING
 19 EDUCATION. There is hereby appropriated, to the Administrative Office of the
 20 Courts, to be payable from the Municipal Court Judge and Municipal Court
 21 Education Fund, for the purpose of providing continuing education to District
 22 Court Judges and District Court Clerks by the Administrative Office of the
 23 Courts for the biennial period ending June 30, 2007, the following:

25 ITEM	FISCAL YEARS	
26 NO.	2005-2006	2006-2007
27 (01) MAINT. & GEN. OPERATION		
28 (A) OPER. EXPENSE	\$ 80,000	\$ 80,000
29 (B) CONF. & TRAVEL	10,000	10,000
30 (C) PROF. FEES	10,000	10,000
31 (D) CAP. OUTLAY	0	0
32 (E) DATA PROC.	<u>0</u>	<u>0</u>
33 TOTAL AMOUNT APPROPRIATED	<u>\$ 100,000</u>	<u>\$ 100,000</u>

34
 35 SECTION 14. REGULAR SALARIES - TRAINING AND REPRESENTATION - FEDERAL.
 36 There is hereby established for the Administrative Office of the Courts -

1 Training and Representation for the 2005-2007 biennium, the following maximum
 2 number of regular employees whose salaries shall be governed by the
 3 provisions of the Uniform Classification and Compensation Act (Arkansas Code
 4 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
 5 Provided, however, that any position to which a specific maximum annual
 6 salary is set out herein in dollars, shall be exempt from the provisions of
 7 said Uniform Classification and Compensation Act. All persons occupying
 8 positions authorized herein are hereby governed by the provisions of the
 9 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
 10 or its successor.

			Maximum Annual		
			Maximum	Salary Rate	
			No. of	Fiscal Years	
Item	Class	Title	Employees	2005-2006	2006-2007
(1)	9133	ADM OFC CRT TRAINING COORD	<u>1</u>	GRADE 22	
	MAX. NO. OF EMPLOYEES		1		

19 SECTION 15. APPROPRIATION - TRAINING AND REPRESENTATION - FEDERAL. There
 20 is hereby appropriated, to the Administrative Office of the Courts, to be
 21 payable from federal funds as designated by the Chief Fiscal Officer of the
 22 State, for personal services and operating expenses of the Administrative
 23 Office of the Courts - Training and Representation for the biennial period
 24 ending June 30, 2007, the following:

ITEM		FISCAL YEARS	
NO.		2005-2006	2006-2007
(01)	REGULAR SALARIES	\$ 54,000	\$ 55,620
(02)	PERSONAL SERVICES MATCHING	13,992	14,297
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	165,841	165,841
(B)	CONF. & TRAVEL	19,480	19,480
(C)	PROF. FEES	50,000	50,000
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	0	0
(04)	COURT TECHNOLOGY GRANTS	<u>35,000</u>	<u>35,000</u>

1 TOTAL AMOUNT APPROPRIATED \$ 338,313 \$ 340,238

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3 SECTION 16. REGULAR SALARIES - COURT APPOINTED SPECIAL ADVOCATE - FEDERAL.

4 There is hereby established for the Administrative Office of the Courts -
 5 Court Appointed Special Advocate for the 2005-2007 biennium, the following
 6 maximum number of regular employees whose salaries shall be governed by the
 7 provisions of the Uniform Classification and Compensation Act (Arkansas Code
 8 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.
 9 Provided, however, that any position to which a specific maximum annual
 10 salary is set out herein in dollars, shall be exempt from the provisions of
 11 said Uniform Classification and Compensation Act. All persons occupying
 12 positions authorized herein are hereby governed by the provisions of the
 13 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),
 14 or its successor.

15

			Maximum Annual	
			Maximum	Salary Rate
Item	Class		No. of	Fiscal Years
No.	Code	Title	Employees	2005-2006 2006-2007
(1)	9124	RESOURCE DEVELOPMENT COORDINATOR	<u>1</u>	GRADE 18
		MAX. NO. OF EMPLOYEES	1	

22

23 SECTION 17. APPROPRIATION - COURT APPOINTED SPECIAL ADVOCATE - FEDERAL.

24 There is hereby appropriated, to the Administrative Office of the Courts, to
 25 be payable from federal funds as designated by the Chief Fiscal Officer of
 26 the State, for personal services and operating expenses of the Administrative
 27 Office of the Courts - Court Appointed Special Advocate for the biennial
 28 period ending June 30, 2007, the following:

29

ITEM	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 31,421	\$ 32,363
(02) PERSONAL SERVICES MATCHING	9,747	9,925
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	8,867	8,867
(B) CONF. & TRAVEL	2,473	2,473

36

1	(C) PROF. FEES	0	0
2	(D) CAP. OUTLAY	0	0
3	(E) DATA PROC.	<u>0</u>	<u>0</u>
4	TOTAL AMOUNT APPROPRIATED	<u>\$ 52,508</u>	<u>\$ 53,628</u>

SECTION 18. REGULAR SALARIES - ACCESS AND VISITATION MEDIATION - FEDERAL.

There is hereby established for the Administrative Office of the Courts - Access and Visitation Mediation for the 2005-2007 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	Maximum Annual	
No.	Code	Title	No. of	Salary Rate	
			Employees	Fiscal Years	
				2005-2006	2006-2007
(1)	9721	AOC DIR ACCESS & VISITATION MED.	<u>1</u>	\$23,908	\$24,625
MAX. NO. OF EMPLOYEES			1		

SECTION 19. APPROPRIATION - ACCESS AND VISITATION MEDIATION - FEDERAL.

There is hereby appropriated, to the Administrative Office of the Courts, to be payable from federal funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Administrative Office of the Courts - Access and Visitation Mediation for the biennial period ending June 30, 2007, the following:

ITEM		FISCAL YEARS	
NO.		2005-2006	2006-2007
(01)	REGULAR SALARIES	\$ 23,908	\$ 24,625
(02)	PERSONAL SERVICES MATCHING	8,334	8,469

1	(03) MAINT. & GEN. OPERATION		
2	(A) OPER. EXPENSE	10,000	10,000
3	(B) CONF. & TRAVEL	0	0
4	(C) PROF. FEES	90,000	90,000
5	(D) CAP. OUTLAY	0	0
6	(E) DATA PROC.	<u>0</u>	<u>0</u>
7	TOTAL AMOUNT APPROPRIATED	<u>\$ 132,242</u>	<u>\$ 133,094</u>

8

9 SECTION 20. REGULAR SALARIES - COURT AUTOMATION PROJECT - FEDERAL. There

10 is hereby established for the Administrative Office of the Courts - Court

11 Automation Project for the 2005-2007 biennium, the following maximum number

12 of regular employees whose salaries shall be governed by the provisions of

13 the Uniform Classification and Compensation Act (Arkansas Code §§21-5-201 et

14 seq.), or its successor, and all laws amendatory thereto. Provided, however,

15 that any position to which a specific maximum annual salary is set out herein

16 in dollars, shall be exempt from the provisions of said Uniform

17 Classification and Compensation Act. All persons occupying positions

18 authorized herein are hereby governed by the provisions of the Regular

19 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its

20 successor.

21				Maximum Annual	
22				Maximum	Salary Rate
23				No. of	Fiscal Years
24	Item	Class			
25	No.	Code	Title	Employees	2005-2006 2006-2007
26	(1)	9468	COMPUTER SUPPORT SPECIALIST II	1	GRADE 20
27	(2)	9469	COMPUTER SUPPORT SPECIALIST I	<u>1</u>	GRADE 18
28			MAX. NO. OF EMPLOYEES	2	

29

30 SECTION 21. APPROPRIATION - COURT AUTOMATION PROJECT - FEDERAL. There is

31 hereby appropriated, to the Administrative Office of the Courts, to be

32 payable from federal funds as designated by the Chief Fiscal Officer of the

33 State, for personal services and operating expenses of the Administrative

34 Office of the Courts - Court Automation Project for the biennial period

35 ending June 30, 2007, the following:

36

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) REGULAR SALARIES	\$ 82,591	\$ 84,823
(02) PERSONAL SERVICES MATCHING	23,207	23,626
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	10,000	10,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	0	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 115,798</u>	<u>\$ 118,449</u>

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SECTION 22. APPROPRIATION - DISTRICT COURT STATE AUTOMATION SYSTEM - FEDERAL. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from federal funds as designated by the Chief Fiscal Officer of the State, for maintenance and general operating expenses of the District Court State Automation System by the Administrative Office of the Courts for the biennial period ending June 30, 2007, the following:

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ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 300,000	\$ 300,000
(B) CONF. & TRAVEL	100,000	100,000
(C) PROF. FEES	25,000	25,000
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	<u>0</u>	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 425,000</u>	<u>\$ 425,000</u>

29

SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER. Federal funds received by the Arkansas State Police from the United States Department of Transportation from safety incentive funds received under 23 USC Section 402 for the "State and Community Highway Safety Program" may be granted to the Administrative Office of the Courts and deposited into the State Central Services Fund to reimburse expenditures by

1 the Administrative Office of the Courts for operating expenses of the
2 Continuing Education Program for ~~Municipal~~ District Judges as appropriated in
3 Section ~~18~~ 8 herein. The appropriation to the Administrative Office of the
4 Courts provided in Section ~~18~~ 8 may be expended only in the event that
5 federal funds have been granted and will be transferred from the Arkansas
6 State Police to reimburse the Continuing Education Program for ~~Municipal~~
7 District Judges. The provisions of this section shall be in effect only from
8 July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

9
10 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
11 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

12 CONTRACTING WITH PUBLIC DEFENDERS. The Administrative Office of the Courts
13 Division of Dependency-Neglect Representation shall have the authority to
14 enter into a Professional Services Agreement with a person who is serving as
15 a part-time Public Defender or other part-time State Attorney and paid as an
16 employee of the State of Arkansas when the Public Defender or other part-time
17 State Attorney has been appointed to provide Dependency-Neglect Services by a
18 Circuit Judge. The part-time Public Defender or other part-time State
19 Attorney shall be eligible for additional compensation which shall not be
20 construed as exceeding the line item maximum for the grade of that position
21 when the Administrative Office of the Courts reimburses the part-time Public
22 Defender or other part-time State Attorney for Dependency-Neglect
23 Representation services performed. The provisions of this section shall be
24 in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

25
26 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

28 DEPENDENCE-NEGLECT REPRESENTATION APPROPRIATION TRANSFER AUTHORITY. The
29 Administrative Office of the Courts may request authorization from the
30 Arkansas Legislative Council and the Chief Fiscal Officer of the State to
31 transfer funds and appropriations between Item Numbers (01), (02), (03) (A)
32 and (C) and ~~(04)~~ (06) of Section ~~9~~ 10 herein for the payment of employees
33 and/or contractors providing legal services for the Division of Dependency-
34 Neglect Representation. The provisions of this section shall be in effect
35 only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

36

1 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
2 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
3 AUTHORITY. The Department of Finance and Administration shall transfer
4 funds, from time to time, from the State Administration of Justice Fund to
5 the State Central Services Fund in such amounts as are required to reimburse
6 the State Central Services Fund for a portion of the expenses of the
7 Administrative Office of the Courts - Division of Dependency-Neglect
8 Representation.—~~This transfer authority shall be in addition to other~~
9 ~~authority given by law to the Department of Finance and Administration to~~
10 ~~transfer funds from the State Administration of Justice Fund and shall~~
11 ~~terminate on June 30, 2005.~~ The provisions of this section shall be in
12 effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

13
14 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING.
16 Funds received by the Arkansas State Police from the Department of
17 Transportation from the safety incentive funds received under P.L. 105-178,
18 title I, Section 1404(a), 23 USC Section 163 for "Safety Incentives to
19 Prevent Operation of Motor Vehicles by Intoxicated Persons" may be
20 transferred to the Administrative Office of the Courts as directed by the
21 Arkansas State Police for operating expenses of the District Court State
22 Automation System in Section ~~21~~ 22 of this Act. The provisions of this
23 section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~
24 2007.

25
26 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MONTHLY
28 INSTALLMENT. From July 1, ~~2003~~ 2005 through June 20, ~~2005~~ 2007, a lump sum
29 monthly installment of at least one-twelfth (1/12) of the annual
30 appropriation provided for in Section ~~9~~ 10 of this Act, or so much thereof as
31 may be made available, shall be provided from the State Administration of
32 Justice Fund to the State Central Services Fund to provide funds for that
33 appropriation. The provisions of this section shall be in effect only from
34 July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

35
36 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
2 FORWARD. Any unexpended balance of appropriation and funds authorized in
3 Section ~~9~~ 10 of this Act on June 30, ~~2004~~ 2006 shall be carried forward and
4 made available for the same purpose for the fiscal year ending June 30, ~~2005~~
5 2007. The provisions of this section shall be in effect only from July 1,
6 ~~2003~~ 2005 through June 30, ~~2005~~ 2007.

7

8 SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LEGAL
10 RESEARCH SPECIALIST NEW HIRE REQUIREMENT. Any new hire for the Class Code
11 9109, Legal Research Specialist, Grade 25 positions as established in Section
12 ~~8~~ 9 herein must first have prior approval of the Personnel Subcommittee of
13 the Arkansas Legislative Council or Joint Budget Committee.

14 Determining the maximum number of employees and the maximum amount of
15 appropriation and general revenue funding for a state agency each fiscal year
16 is the prerogative of the General Assembly. This is usually accomplished by
17 delineating such maximums in the appropriation act(s) for a state agency and
18 the general revenue allocations authorized for each fund and fund account by
19 amendment to the Revenue Stabilization law. Further, the General Assembly
20 has determined that the Administrative Office of the Courts may operate more
21 efficiently if some flexibility is provided to the Administrative Office of
22 the Courts authorizing broad powers under this Section. Therefore, it is both
23 necessary and appropriate that the General Assembly maintain oversight by
24 requiring prior approval of the Legislative Council or Joint Budget Committee
25 as provided by this section. The requirement of approval by the Legislative
26 Council or Joint Budget Committee is not a severable part of this section.
27 If the requirement of approval by the Legislative Council or Joint Budget
28 Committee is ruled unconstitutional by a court of competent jurisdiction,
29 this entire section is void.

30

31 SECTION 31. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
32 by this act shall be limited to the appropriation for such agency and funds
33 made available by law for the support of such appropriations; and the
34 restrictions of the State Procurement Law, the General Accounting and
35 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
36 Procedures and Restrictions Act, or their successors, and other fiscal

1 control laws of this State, where applicable, and regulations promulgated by
2 the Department of Finance and Administration, as authorized by law, shall be
3 strictly complied with in disbursement of said funds.
4

5 SECTION 32. LEGISLATIVE INTENT. It is the intent of the General Assembly
6 that any funds disbursed under the authority of the appropriations contained
7 in this act shall be in compliance with the stated reasons for which this act
8 was adopted, as evidenced by the Agency Requests, Executive Recommendations
9 and Legislative Recommendations contained in the budget manuals prepared by
10 the Department of Finance and Administration, letters, or summarized oral
11 testimony in the official minutes of the Arkansas Legislative Council or
12 Joint Budget Committee which relate to its passage and adoption.
13

14 SECTION 33. EMERGENCY CLAUSE. It is found and determined by the General
15 Assembly, that the Constitution of the State of Arkansas prohibits the
16 appropriation of funds for more than a two (2) year period; that the
17 effectiveness of this Act on July 1, 2005 is essential to the operation of
18 the agency for which the appropriations in this Act are provided, and that in
19 the event of an extension of the Regular Session, the delay in the effective
20 date of this Act beyond July 1, 2005 could work irreparable harm upon the
21 proper administration and provision of essential governmental programs.
22 Therefore, an emergency is hereby declared to exist and this Act being
23 necessary for the immediate preservation of the public peace, health and
24 safety shall be in full force and effect from and after July 1, 2005.
25

26 /s/ Joint Budget Committee
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