

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 86th General Assembly  
3 Regular Session, 2007  
4

*As Engrossed: H2/23/07 H3/21/07*

# A Bill

HOUSE BILL 1135

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 ARKANSAS  
11 COURT OF APPEALS FOR THE BIENNIAL PERIOD ENDING  
12 JUNE 30, 2009; AND FOR OTHER PURPOSES.  
13

## Subtitle

14  
15 AN ACT FOR THE ARKANSAS COURT OF  
16 APPEALS APPROPRIATION FOR THE 2007-2009  
17 BIENNIUM.  
18  
19  
20

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

23 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for  
24 the Arkansas Court of Appeals for the 2007-2009 biennium, the following  
25 maximum number of regular employees whose salaries shall be governed by the  
26 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
27 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
28 Provided, however, that any position to which a specific maximum annual  
29 salary is set out herein in dollars, shall be exempt from the provisions of  
30 said Uniform Classification and Compensation Act. All persons occupying  
31 positions authorized herein are hereby governed by the provisions of the  
32 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
33 or its successor.  
34

35 Maximum Annual  
36 Maximum Salary Rate



| Item | Class |                                   | No. of<br>Employees | Fiscal Years |           |
|------|-------|-----------------------------------|---------------------|--------------|-----------|
|      | No.   | Code Title                        |                     | 2007-2008    | 2008-2009 |
| 3    | (1)   | 9126 CHIEF OF STAFF ATTORNEY      | 1                   | \$90,869     | \$92,686  |
| 4    | (2)   | 9127 CHIEF DEPUTY CLERK           | 1                   | GRADE        | 24        |
| 5    | (3)   | 9128 STAFF ATTORNEY               | 3                   | GRADE        | 24        |
| 6    | (4)   | 9129 LAW CLERK                    | 24                  | GRADE        | 24        |
| 7    | (5)   | 9130 ADMINISTRATIVE ASSISTANT     | 2                   | GRADE        | 19        |
| 8    | (6)   | 9228 ASSISTANT RECORDS SUPERVISOR | 2                   | GRADE        | 18        |
| 9    | (7)   | 9131 SECRETARY                    | 13                  | GRADE        | 16        |
| 10   | (8)   | 9132 DEPUTY CLERK                 | <u>3</u>            | GRADE        | 14        |
| 11   |       | MAX. NO. OF EMPLOYEES             | 49                  |              |           |

12

13 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the  
 14 Arkansas Court of Appeals for the 2007-2009 biennium, the following maximum  
 15 number of part-time or temporary employees, to be known as "Extra Help",  
 16 payable from funds appropriated herein for such purposes: two (2) temporary  
 17 or part-time employees, when needed, at rates of pay not to exceed those  
 18 provided in the Uniform Classification and Compensation Act, or its  
 19 successor, or this act for the appropriate classification.

20

21 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to  
 22 the Arkansas Court of Appeals, to be payable from the State Central Services  
 23 Fund, for personal services, operating expenses, special judges, court  
 24 appointed attorneys, and other legal expenses of the Arkansas Court of  
 25 Appeals for the biennial period ending June 30, 2009, the following:

26

| ITEM<br>NO.                        | FISCAL YEARS |              |
|------------------------------------|--------------|--------------|
|                                    | 2007-2008    | 2008-2009    |
| 29 (01) REGULAR SALARIES           | \$ 2,461,575 | \$ 2,506,131 |
| 30 (02) EXTRA HELP                 | 25,000       | 25,000       |
| 31 (03) PERSONAL SERVICES MATCHING | 738,473      | 751,839      |
| 32 (04) MAINT. & GEN. OPERATION    |              |              |
| 33 (A) OPER. EXPENSE               | 187,185      | 187,185      |
| 34 (B) CONF. & TRAVEL              | 68,900       | 68,900       |
| 35 (C) PROF. FEES                  | 0            | 0            |
| 36 (D) CAP. OUTLAY                 | 10,500       | 10,500       |

|   |                           |                     |                     |
|---|---------------------------|---------------------|---------------------|
| 1 | (E) DATA PROC.            | 0                   | 0                   |
| 2 | (05) LEGAL COUNSEL        | 320,000             | 320,000             |
| 3 | (06) SPECIAL JUDGES       | <u>17,044</u>       | <u>17,044</u>       |
| 4 | TOTAL AMOUNT APPROPRIATED | <u>\$ 3,828,677</u> | <u>\$ 3,886,599</u> |

5

6 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
7 by this act shall be limited to the appropriation for such agency and funds  
8 made available by law for the support of such appropriations; and the  
9 restrictions of the State Procurement Law, the General Accounting and  
10 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
11 Procedures and Restrictions Act, or their successors, and other fiscal  
12 control laws of this State, where applicable, and regulations promulgated by  
13 the Department of Finance and Administration, as authorized by law, shall be  
14 strictly complied with in disbursement of said funds.

15

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

24

25 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
26 Assembly, that the Constitution of the State of Arkansas prohibits the  
27 appropriation of funds for more than a two (2) year period; that the  
28 effectiveness of this Act on July 1, 2007 is essential to the operation of  
29 the agency for which the appropriations in this Act are provided, and that in  
30 the event of an extension of the Regular Session, the delay in the effective  
31 date of this Act beyond July 1, 2007 could work irreparable harm upon the  
32 proper administration and provision of essential governmental programs.  
33 Therefore, an emergency is hereby declared to exist and this Act being  
34 necessary for the immediate preservation of the public peace, health and  
35 safety shall be in full force and effect from and after July 1, 2007.

36

1  
2  
3  
4  
5  
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

*/s/ Joint Budget Committee*