

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: S3/12/07

A Bill

SENATE BILL 232

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, 2009; AND FOR
13 OTHER PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE ADMINISTRATIVE OFFICE OF
17 THE COURTS APPROPRIATION FOR THE
18 2007-2009 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 2007-2009
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 2007-2008 | Salary Rate 2008-2009 |
|----------|-----------------------|----------------------------------|--------------------------|-----------------------|-----------------------|
| 4 | (1) 9105 | DIRECTOR, AOC | 1 | \$101,587 | \$103,618 |
| 5 | (2) 9108 | DEPUTY DIRECTOR, AOC | 1 | \$87,638 | \$89,390 |
| 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 | PC SUPPORT SPECIALIST | 2 | GRADE 20 | |
| 14 | (11) 9227 | SPANISH INTERPRETER | 1 | GRADE 20 | |
| 15 | (12) 9238 | ADM OFC CRT EDUCATION SPECIALIST | 1 | GRADE 19 | |
| 16 | (13) 9114 | DATA AUDITOR II | 3 | GRADE 19 | |
| 17 | (14) 9115 | PUBLIC EDUCATION/PUBLICATIONS | 1 | GRADE 19 | |
| 18 | (15) 9116 | OFFICE MANAGER | 1 | GRADE 19 | |
| 19 | (16) 9117 | RESEARCH ANALYST | 1 | GRADE 19 | |
| 20 | (17) 9107 | ADM OFC CRT FISCAL OFFICER | 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 | | |

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

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to 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 2009, the following:

| ITEM NO. | FISCAL YEARS | |
|---------------------------------|---------------------|---------------------|
| | 2007-2008 | 2008-2009 |
| (01) REGULAR SALARIES | \$ 1,702,950 | \$ 1,768,014 |
| (02) EXTRA HELP | 5,000 | 5,000 |
| (03) PERSONAL SERVICES MATCHING | 489,228 | 502,451 |
| (04) MAINT. & GEN. OPERATION | | |
| (A) OPER. EXPENSE | 223,408 | 225,438 |
| (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>275,000</u> | <u>275,000</u> |
| TOTAL AMOUNT APPROPRIATED | <u>\$ 3,160,086</u> | <u>\$ 3,240,403</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 2007-2009 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 | 2007-2008 | 2008-2009 |
|-----|------|--------------------------------|-----------|-----------|-----------|
| (1) | 9123 | COORDINATOR OF ADR PROGRAM | 1 | \$49,779 | \$50,774 |
| (2) | 9230 | ASSISTANT COORD OF ADR PROGRAM | <u>1</u> | \$37,822 | \$38,578 |
| | | 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 - State for the biennial period ending June 30, 2009, the following:

| ITEM NO. | FISCAL YEARS | |
|--------------------------------------------|-------------------|-------------------|
| | 2007-2008 | 2008-2009 |
| (01) REGULAR SALARIES | \$ 87,601 | \$ 89,352 |
| (02) PERSONAL SERVICES MATCHING | 26,200 | 26,556 |
| (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>\$ 219,725</u> | <u>\$ 221,832</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, 2009, the following:

| ITEM NO. | FISCAL YEARS | |
|------------------------------|--------------|-----------|
| | 2007-2008 | 2008-2009 |
| (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> |

7

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, 2009, the following:

13

| 14 | ITEM | FISCAL YEARS | |
|----|---------------------------------------|------------------|------------------|
| 15 | <u>NO.</u> | <u>2007-2008</u> | <u>2008-2009</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, 2009, the following:

24

| 25 | ITEM | FISCAL YEARS | | | |
|----|------------------------------|------------------|------------------|----|---------------|
| 26 | <u>NO.</u> | <u>2007-2008</u> | <u>2008-2009</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 2007-2009
 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 | 2007-2008 | 2008-2009 |
| (1) | 9109 | LEGAL RESEARCH SPECIALIST | 34 | GRADE 25 | |
| (2) | 9107 | ADM OFC CRT FISCAL OFFICER | <u>1</u> | GRADE 19 | |
| MAX. NO. OF EMPLOYEES | | | 35 | | |

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 2009, the following:

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| ITEM | | FISCAL YEARS | |
|------|----------------------------|--------------|--------------|
| NO. | | 2007-2008 | 2008-2009 |
| (01) | REGULAR SALARIES | \$ 1,804,462 | \$ 1,840,542 |
| (02) | PERSONAL SERVICES MATCHING | 513,666 | 520,999 |
| (03) | MAINT. & GEN. OPERATION | | |
| (A) | OPER. EXPENSE | 297,157 | 311,909 |
| (B) | CONF. & TRAVEL | 4,000 | 4,000 |
| (C) | PROF. FEES | 1,392,065 | 1,392,065 |
| (D) | CAP. OUTLAY | 0 | 0 |

| | | | |
|---|--------------------------------------------|---------------------|---------------------|
| 1 | (E) DATA PROC. | 0 | 0 |
| 2 | (04) LOCAL CASA PROGRAM GRANTS | 1,050,000 | 1,100,000 |
| 3 | (05) PARENT COUNSEL REIMBURSEMENTS | 2,019,948 | 2,019,948 |
| 4 | (06) ATTORNEY AD LITEM FEES/REIMBURSEMENTS | <u>250,000</u> | <u>250,000</u> |
| 5 | TOTAL AMOUNT APPROPRIATED | <u>\$ 7,331,298</u> | <u>\$ 7,439,463</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 2007-2009 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 | 2007-2008 | 2008-2009 |
| 24 | (1) | 9413 | DIRECTOR, COURT INFORMATION SYSTEMS | 1 | \$82,913 \$84,571 |
| 25 | (2) | 9831 | DATA BASE ADMINISTRATOR | 2 | \$75,000 \$76,500 |
| 26 | (3) | C012 | JURY MGMT APPLICATION SYS ANALYST | 1 | GRADE 23 |
| 27 | (4) | C014 | DATA PROCESSING SENIOR PROJECT LEAD | 1 | GRADE 23 |
| 28 | (5) | D100 | DP SENIOR PROJECT LEADER | 1 | GRADE 23 |
| 29 | (6) | D143 | SECURITY ANALYST I | 1 | GRADE 22 |
| 30 | (7) | E051 | TRAINING PROJECT MANAGER | 1 | GRADE 22 |
| 31 | (8) | D038 | SYSTEMS PROGRAMMER | 1 | GRADE 22 |
| 32 | (9) | A093 | ACAP ACCOUNTING SUPERVISOR | 1 | GRADE 22 |
| 33 | (10) | D123 | APPLICATIONS & SYSTEMS ANALYST | 2 | GRADE 21 |
| 34 | (11) | Y062 | CALL CENTER MANAGER | 1 | GRADE 20 |
| 35 | (12) | D055 | WEBSITE COORDINATOR II | 1 | GRADE 20 |
| 36 | (13) | A086 | ACAP TRAINING SPECIALIST I | 1 | GRADE 20 |

1 (14) Y063 CALL CENTER AGENT 1 GRADE 17
 2 MAX. NO. OF EMPLOYEES 16
 3

4 SECTION 12. APPROPRIATION - JUDICIAL FINE COLLECTION ENHANCEMENT. There is
 5 hereby appropriated, to the Administrative Office of the Courts, to be
 6 payable from the Judicial Fine Collection Enhancement Fund, for personal
 7 services, operating expenses and other costs associated with the state court
 8 automation system by the Administrative Office of the Courts for the biennial
 9 period ending June 30, 2009, the following:
 10

| 11 | ITEM | FISCAL YEARS | |
|----|---------------------------------|---------------------|---------------------|
| 12 | <u>NO.</u> | <u>2007-2008</u> | <u>2008-2009</u> |
| 13 | (01) REGULAR SALARIES | \$ 795,993 | \$ 811,908 |
| 14 | (02) PERSONAL SERVICES MATCHING | 228,946 | 232,180 |
| 15 | (03) MAINT. & GEN. OPERATION | | |
| 16 | (A) OPER. EXPENSE | 600,000 | 600,000 |
| 17 | (B) CONF. & TRAVEL | 17,000 | 17,000 |
| 18 | (C) PROF. FEES | 250,000 | 250,000 |
| 19 | (D) CAP. OUTLAY | 100,000 | 245,000 |
| 20 | (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 21 | TOTAL AMOUNT APPROPRIATED | <u>\$ 1,991,939</u> | <u>\$ 2,156,088</u> |

22
 23 SECTION 13. APPROPRIATION - DISTRICT JUDGES AND CLERKS CONTINUING
 24 EDUCATION. There is hereby appropriated, to the Administrative Office of the
 25 Courts, to be payable from the Municipal Court Judge and Municipal Court
 26 Education Fund, for the purpose of providing continuing education to District
 27 Court Judges and District Court Clerks by the Administrative Office of the
 28 Courts for the biennial period ending June 30, 2009, the following:
 29

| 30 | ITEM | FISCAL YEARS | |
|----|------------------------------|------------------|------------------|
| 31 | <u>NO.</u> | <u>2007-2008</u> | <u>2008-2009</u> |
| 32 | (01) MAINT. & GEN. OPERATION | | |
| 33 | (A) OPER. EXPENSE | \$ 80,000 | \$ 80,000 |
| 34 | (B) CONF. & TRAVEL | 10,000 | 10,000 |
| 35 | (C) PROF. FEES | 10,000 | 10,000 |
| 36 | (D) CAP. OUTLAY | 0 | 0 |

| | | | |
|---|---------------------------|-------------------|-------------------|
| 1 | (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 2 | TOTAL AMOUNT APPROPRIATED | <u>\$ 100,000</u> | <u>\$ 100,000</u> |

3

4 SECTION 14. REGULAR SALARIES - COURT IMPROVEMENT PROGRAM - FEDERAL. There

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

6 Improvement Program for the 2007-2009 biennium, the following maximum number

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

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

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

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

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

12 Classification and Compensation Act. All persons occupying positions

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

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

15 successor.

| 17 | | | | | Maximum Annual | |
|----|------------|-------------|-------------------------------------|------------------|------------------|------------------|
| 18 | | | Maximum | Salary Rate | | |
| 19 | Item | Class | No. of | Fiscal Years | | |
| 20 | <u>No.</u> | <u>Code</u> | <u>Title</u> | <u>Employees</u> | <u>2007-2008</u> | <u>2008-2009</u> |
| 21 | (1) | D162 | COURT IMPROVEMENT PRGM TECH ANALYST | 1 | GRADE 23 | |
| 22 | (2) | 9133 | ADM OFC CRT TRAINING COORD | <u>1</u> | GRADE 22 | |
| 23 | | | MAX. NO. OF EMPLOYEES | 2 | | |

24

25 SECTION 15. APPROPRIATION - COURT IMPROVEMENT PROGRAM - FEDERAL. There is

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

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

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

29 Office of the Courts - Court Improvement Program for the biennial period

30 ending June 30, 2009, the following:

| 32 | ITEM | FISCAL YEARS | | | |
|----|---------------------------------|------------------|---------|------------------|---------|
| 33 | <u>NO.</u> | <u>2007-2008</u> | | <u>2008-2009</u> | |
| 34 | (01) REGULAR SALARIES | \$ | 105,080 | \$ | 107,181 |
| 35 | (02) PERSONAL SERVICES MATCHING | | 29,753 | | 30,179 |
| 36 | (03) MAINT. & GEN. OPERATION | | | | |

| | | | |
|---|------------------------------|-------------------|-------------------|
| 1 | (A) OPER. EXPENSE | 262,841 | 262,841 |
| 2 | (B) CONF. & TRAVEL | 19,480 | 19,480 |
| 3 | (C) PROF. FEES | 90,000 | 90,000 |
| 4 | (D) CAP. OUTLAY | 0 | 0 |
| 5 | (E) DATA PROC. | 0 | 0 |
| 6 | (04) COURT TECHNOLOGY GRANTS | <u>100,000</u> | <u>100,000</u> |
| 7 | TOTAL AMOUNT APPROPRIATED | <u>\$ 607,154</u> | <u>\$ 609,681</u> |

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

There is hereby established for the Administrative Office of the Courts - Court Appointed Special Advocate for the 2007-2009 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 |
| | | | | 2007-2008 |
| | | | | 2008-2009 |
| (1) | 9124 | RESOURCE DEVELOPMENT COORDINATOR | <u>1</u> | GRADE 18 |
| | | MAX. NO. OF EMPLOYEES | 1 | |

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

There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the 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 - Court Appointed Special Advocate for the biennial period ending June 30, 2009, the following:

ITEM FISCAL YEARS

| NO. | | 2007-2008 | 2008-2009 |
|------|----------------------------|------------------|------------------|
| (01) | REGULAR SALARIES | \$ 33,010 | \$ 33,670 |
| (02) | PERSONAL SERVICES MATCHING | 10,907 | 11,041 |
| (03) | MAINT. & GEN. OPERATION | | |
| (A) | OPER. EXPENSE | 8,867 | 8,867 |
| (B) | CONF. & TRAVEL | 2,473 | 2,473 |
| (C) | PROF. FEES | 0 | 0 |
| (D) | CAP. OUTLAY | 0 | 0 |
| (E) | DATA PROC. | 0 | 0 |
| | TOTAL AMOUNT APPROPRIATED | <u>\$ 55,257</u> | <u>\$ 56,051</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 2007-2009 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 Salary Rate | |
|------|-------|-------------------------------------|------------------|----------------------------|-----------|
| No. | Code | Title | No. of Employees | Fiscal Years | |
| | | | | 2007-2008 | 2008-2009 |
| (1) | 9721 | AOC DIR ACCESS & VISITATION MEDIATN | <u>1</u> | \$25,117 | \$25,619 |
| | | 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 the 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

1 biennial period ending June 30, 2009, the following:

| ITEM | | FISCAL YEARS | |
|------|---------------------------------|-------------------|-------------------|
| NO. | | 2007-2008 | 2008-2009 |
| 5 | (01) REGULAR SALARIES | \$ 25,117 | \$ 25,619 |
| 6 | (02) PERSONAL SERVICES MATCHING | 9,304 | 9,407 |
| 7 | (03) MAINT. & GEN. OPERATION | | |
| 8 | (A) OPER. EXPENSE | 10,000 | 10,000 |
| 9 | (B) CONF. & TRAVEL | 0 | 0 |
| 10 | (C) PROF. FEES | 90,000 | 90,000 |
| 11 | (D) CAP. OUTLAY | 0 | 0 |
| 12 | (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 13 | TOTAL AMOUNT APPROPRIATED | <u>\$ 134,421</u> | <u>\$ 135,026</u> |

14

15 SECTION 20. APPROPRIATION - DISTRICT COURT STATE AUTOMATION SYSTEM -
 16 FEDERAL. There is hereby appropriated, to the Administrative Office of the
 17 Courts, to be payable from the federal funds as designated by the Chief
 18 Fiscal Officer of the State, for maintenance and general operating expenses
 19 of the District Court State Automation System by the Administrative Office of
 20 the Courts for the biennial period ending June 30, 2009, the following:

21

| ITEM | | FISCAL YEARS | |
|------|------------------------------|-------------------|-------------------|
| NO. | | 2007-2008 | 2008-2009 |
| 24 | (01) MAINT. & GEN. OPERATION | | |
| 25 | (A) OPER. EXPENSE | \$ 300,000 | \$ 300,000 |
| 26 | (B) CONF. & TRAVEL | 100,000 | 100,000 |
| 27 | (C) PROF. FEES | 25,000 | 25,000 |
| 28 | (D) CAP. OUTLAY | 0 | 0 |
| 29 | (E) DATA PROC. | <u>0</u> | <u>0</u> |
| 30 | TOTAL AMOUNT APPROPRIATED | <u>\$ 425,000</u> | <u>\$ 425,000</u> |

31

32 SECTION 21. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND
 34 TRANSFER. Federal funds received by the Arkansas State Police from the
 35 United States Department of Transportation from safety incentive funds
 36 received under 23 USC Section 402 for the "State and Community Highway Safety

1 Program" may be granted to the Administrative Office of the Courts and
2 deposited into the State Central Services Fund to reimburse expenditures by
3 the Administrative Office of the Courts for operating expenses of the
4 Continuing Education Program for District Judges as appropriated in Section 8
5 herein. The appropriation to the Administrative Office of the Courts
6 provided in Section 8 may be expended only in the event that federal funds
7 have been granted and will be transferred from the Arkansas State Police to
8 reimburse the Continuing Education Program for District Judges. The
9 provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
10 through June 30, ~~2007~~ 2009.

11
12 SECTION 22. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

14 CONTRACTING WITH PUBLIC DEFENDERS. The Administrative Office of the Courts
15 Division of Dependency-Neglect Representation shall have the authority to
16 enter into a Professional Services Agreement with a person who is serving as
17 a part-time Public Defender or other part-time State Attorney and paid as an
18 employee of the State of Arkansas when the Public Defender or other part-time
19 State Attorney has been appointed to provide Dependency-Neglect Services by a
20 Circuit Judge. The part-time Public Defender or other part-time State
21 Attorney shall be eligible for additional compensation which shall not be
22 construed as exceeding the line item maximum for the grade of that position
23 when the Administrative Office of the Courts reimburses the part-time Public
24 Defender or other part-time State Attorney for Dependency-Neglect
25 Representation services performed. The provisions of this section shall be
26 in effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

27
28 SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

30 DEPENDENCY-NEGLECT REPRESENTATION APPROPRIATION TRANSFER AUTHORITY. The
31 Administrative Office of the Courts may request authorization from the
32 Arkansas Legislative Council and the Chief Fiscal Officer of the State to
33 transfer funds and appropriations between Item Numbers (01), (02), (03) (A)
34 and (C) and (06) of Section 10 herein for the payment of employees and/or
35 contractors providing legal services for the Division of Dependency-Neglect
36 Representation.

1
2 Determining the maximum number of employees and the maximum amount of
3 appropriation and general revenue funding for a state agency each fiscal year
4 is the prerogative of the General Assembly. This is usually accomplished by
5 delineating such maximums in the appropriation act(s) for a state agency and
6 the general revenue allocations authorized for each fund and fund account by
7 amendment to the Revenue Stabilization law. Further, the General Assembly
8 has determined that the Administrative Office of the Courts may operate more
9 efficiently if some flexibility is provided to the Administrative Office of
10 the Courts authorizing broad powers under this Section. Therefore, it is
11 both necessary and appropriate that the General Assembly maintain oversight
12 by requiring prior approval of the Legislative Council or Joint Budget
13 Committee as provided by this section. The requirement of approval by the
14 Legislative Council or Joint Budget Committee is not a severable part of this
15 section. If the requirement of approval by the Legislative Council or Joint
16 Budget Committee is ruled unconstitutional by a court of competent
17 jurisdiction, this entire section is void.

18 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
19 through June 30, ~~2007~~ 2009.

20
21 SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
23 AUTHORITY. The Department of Finance and Administration shall transfer
24 funds, from time to time, from the State Administration of Justice Fund to
25 the State Central Services Fund in such amounts as are required to reimburse
26 the State Central Services Fund for a portion of the expenses of the
27 Administrative Office of the Courts - Division of Dependency-Neglect
28 Representation. The provisions of this section shall be in effect only from
29 July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

30
31 SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING.
33 Funds received by the Arkansas State Police from the Department of
34 Transportation from the safety incentive funds received under P.L. 105-178,
35 title I, Section 1404(a), 23 USC Section 163 for "Safety Incentives to
36 Prevent Operation of Motor Vehicles by Intoxicated Persons" may be

1 transferred to the Administrative Office of the Courts as directed by the
2 Arkansas State Police for operating expenses of the District Court State
3 Automation System in Section ~~22~~20 of this Act. The provisions of this
4 section shall be in effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~
5 2009.

6
7 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
8 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MONTHLY
9 INSTALLMENT. From July 1, ~~2005~~ 2007 through June 20, ~~2007~~ 2009, a lump sum
10 monthly installment of at least one-twelfth (1/12) of the annual
11 appropriation provided for in Section 10 of this Act, or so much thereof as
12 may be made available, shall be provided from the State Administration of
13 Justice Fund to the State Central Services Fund to provide funds for that
14 appropriation. The provisions of this section shall be in effect only from
15 July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009.

16
17 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
19 FORWARD. Any unexpended balance of appropriation and funds authorized in
20 Section 10 of this Act on June 30, ~~2006~~ 2008 shall be carried forward and
21 made available for the same purpose for the fiscal year ending June 30, ~~2007~~
22 2009.

23 Any carry forward of unexpended balance of appropriation and/or funding as
24 authorized herein, may be carried forward under the following conditions:
25 (1) Prior to June 30, 2008 the Agency shall by written statement set forth
26 its reason(s) for the need to carry forward said appropriation and/or funding
27 to the Department of Finance and Administration Office of Budget;
28 (2) The Department of Finance and Administration Office of Budget shall
29 report to the Arkansas Legislative Council all amounts carried forward from
30 the first fiscal year of the biennium to the second fiscal year of the
31 biennium by the September Arkansas Legislative Council or Joint Budget
32 Committee meeting in the second fiscal year of the biennial period which
33 report shall include the name of the Agency, Board, Commission or Institution
34 and the amount of the appropriation and/or funding carried forward from the
35 first fiscal year to the second fiscal year, the program name or line item,
36 the funding source of that appropriation and a copy of the written request

1 set forth in (1) above;

2 (3) Each Agency, Board, Commission or Institution shall provide a written
3 report to the Arkansas Legislative Council or Joint Budget Committee
4 containing all information set forth in item (2) above, along with a written
5 statement as to the current status of the project, contract, purpose etc. for
6 which the carry forward was originally requested no later than thirty (30)
7 days prior to the time the Agency, Board, Commission or Institution presents
8 its budget request to the Arkansas Legislative Council/Joint Budget
9 Committee; and

10 (4) Thereupon, the Department of Finance and Administration shall include
11 all information obtained in item (3) above in the biennial budget manuals
12 and/or a statement of non-compliance by the Agency, Board, Commission or
13 Institution.

14 The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007
15 through June 30, ~~2007~~ 2009.

16
17 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
18 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LEGAL
19 RESEARCH SPECIALIST NEW HIRE REQUIREMENT. Any new hire for the Class Code
20 9109, Legal Research Specialist, Grade 25 positions as established in Section
21 9 herein must first have prior approval of the Personnel Subcommittee of the
22 Arkansas Legislative Council or Joint Budget Committee.

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

1 Committee is ruled unconstitutional by a court of competent jurisdiction,
2 this entire section is void.

3
4 *SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE*
5 *NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INDIGENT*
6 *PARENT COUNSEL REPRESENTATION. The Administrative Office of the Courts shall*
7 *have the authority to use the appropriation provided in Item Number (05)*
8 *Parent Counsel Reimbursements of Section 10 herein for the purpose of*
9 *entering into professional service contracts on a full-time or part-time*
10 *basis with attorneys who are qualified to provide counsel for indigent*
11 *parents in cases involving the termination of parental rights. The provisions*
12 *of this section shall be in effect only from July 1, 2007 through June 30,*
13 *2009.*

14
15 *SECTION 30. COMPLIANCE WITH OTHER LAWS.* Disbursement of funds authorized
16 by this act shall be limited to the appropriation for such agency and funds
17 made available by law for the support of such appropriations; and the
18 restrictions of the State Procurement Law, the General Accounting and
19 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
20 Procedures and Restrictions Act, or their successors, and other fiscal
21 control laws of this State, where applicable, and regulations promulgated by
22 the Department of Finance and Administration, as authorized by law, shall be
23 strictly complied with in disbursement of said funds.

24
25 *SECTION 31. LEGISLATIVE INTENT.* It is the intent of the General Assembly
26 that any funds disbursed under the authority of the appropriations contained
27 in this act shall be in compliance with the stated reasons for which this act
28 was adopted, as evidenced by the Agency Requests, Executive Recommendations
29 and Legislative Recommendations contained in the budget manuals prepared by
30 the Department of Finance and Administration, letters, or summarized oral
31 testimony in the official minutes of the Arkansas Legislative Council or
32 Joint Budget Committee which relate to its passage and adoption.

33
34 *SECTION 32. EMERGENCY CLAUSE.* It is found and determined by the General
35 *Assembly, that the Constitution of the State of Arkansas prohibits the*
36 *appropriation of funds for more than a two (2) year period; that the*

1 effectiveness of this Act on July 1, 2007 is essential to the operation of
2 the agency for which the appropriations in this Act are provided, and that in
3 the event of an extension of the Regular Session, the delay in the effective
4 date of this Act beyond July 1, 2007 could work irreparable harm upon the
5 proper administration and provision of essential governmental programs.
6 Therefore, an emergency is hereby declared to exist and this Act being
7 necessary for the immediate preservation of the public peace, health and
8 safety shall be in full force and effect from and after July 1, 2007.

9
10 */s/ Joint Budget Committee*
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