

State of Arkansas
87th General Assembly
Regular Session, 2009

A Bill

SENATE BILL 308

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ADMINISTRATIVE OFFICE OF THE COURTS FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE ADMINISTRATIVE OFFICE OF THE COURTS APPROPRIATION FOR THE 2009-2010 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for the Administrative Office of the Courts - Operations for the 2009-2010 fiscal year, 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.

Maximum Annual



1				Maximum	Salary Rate
2	Item	Class		No. of	Fiscal Year
3	No.	Code	Title	Employees	2009-2010
4	(1)	Q004N	AOC DIRECTOR	1	GRADE N914
5	(2)	Q008N	AOC DEPUTY DIRECTOR	1	GRADE N912
6	(3)	Q009C	AOC MANAGING ATTORNEY	2	GRADE C129
7	(4)	Q014C	AOC DRUG COURT COORDINATOR	1	GRADE C128
8	(5)	Q018C	AOC REGIONAL SUPPORT MANAGER	1	GRADE C128
9	(6)	Q019C	AOC SENIOR STAFF ATTORNEY	3	GRADE C128
10	(7)	Q050C	AOC COORDINATOR OF FOREIGN LANGUAGE	1	GRADE C124
11	(8)	Q048C	AOC PROGRAMMER	2	GRADE C124
12	(9)	Q058C	AOC JUDICIAL EDUCATION COORDINATOR	1	GRADE C123
13	(10)	Q057C	AOC PUBLIC INFORMATION OFFICER	1	GRADE C123
14	(11)	Q069C	AOC CASA COORDINATOR	1	GRADE C122
15	(12)	Q071C	AOC FISCAL OFFICER	1	GRADE C122
16	(13)	Q070C	AOC REGIONAL FUNCTIONAL SPECIALIST	6	GRADE C122
17	(14)	Q082C	AOC INTERPRETER SC:L	1	GRADE C120
18	(15)	Q081C	AOC SPANISH INTERPRETER	2	GRADE C120
19	(16)	Q088C	AOC COMPUTER SUPPORT SPECIALIST	1	GRADE C119
20	(17)	Q089C	AOC OFFICE MANAGER	1	GRADE C119
21	(18)	Q102C	AOC JUDICIAL EDUCATION SPECIALIST	1	GRADE C118
22	(19)	Q104C	AOC PERSONNEL MANAGER	1	GRADE C118
23	(20)	Q105C	AOC RESEARCH ANALYST	1	GRADE C118
24	(21)	Q114C	AOC COMPUTER SUPPORT ANALYST	2	GRADE C117
25	(22)	Q113C	AOC EXECUTIVE ASSISTANT	<u>5</u>	GRADE C117
26			MAX. NO. OF EMPLOYEES	37	

27

28 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for the
 29 Administrative Office of the Courts - Operations for the 2009-2010 fiscal
 30 year, the following maximum number of part-time or temporary employees, to be
 31 known as "Extra Help", payable from funds appropriated herein for such
 32 purposes: two (2) temporary or part-time employees, when needed, at rates of
 33 pay not to exceed those provided in the Uniform Classification and
 34 Compensation Act, or its successor, or this act for the appropriate
 35 classification.

36

SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the State Central Services Fund, for personal services and operating expenses of the Administrative Office of the Courts for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) REGULAR SALARIES	\$ 2,034,735
(02) EXTRA HELP	5,000
(03) PERSONAL SERVICES MATCHING	575,088
(04) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	232,201
(B) CONF. & TRAVEL	30,000
(C) PROF. FEES	45,000
(D) CAP. OUTLAY	164,500
(E) DATA PROC.	0
(05) FEDERAL GRANTS MATCHING	25,000
(06) JUDICIAL EDUCATION	209,400
(07) COURT INTERPRETER FEES	<u>287,925</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,608,849</u>

SECTION 4. REGULAR SALARIES - ALTERNATIVE DISPUTE RESOLUTION COMMISSION. There is hereby established for the Administrative Office of the Courts - Alternative Dispute Resolution Commission for the 2009-2010 fiscal year, 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.

Maximum Annual

Item	Class	Maximum No. of Employees	Salary Rate Fiscal Year 2009-2010
No.	Code Title		
(1)	Q020C AOC ADR PROGRAM COORDINATOR	1	GRADE C128
(2)	Q132C AOC ADR TRAINING COORDINATOR	1	GRADE C118
(3)	Q113C AOC EXECUTIVE ASSISTANT	<u>1</u>	GRADE C117
	MAX. NO. OF EMPLOYEES	3	

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 fiscal year ending June 30, 2010, the following:

ITEM NO.	FISCAL YEAR 2009-2010
(01) REGULAR SALARIES	\$ 136,074
(02) PERSONAL SERVICES MATCHING	41,116
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	35,904
(B) CONF. & TRAVEL	15,000
(C) PROF. FEES	5,371
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) ALTERNATIVE DISPUTE RESOLUTION GRANTS	<u>51,300</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 284,765</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 fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 140,000
(B) CONF. & TRAVEL	25,000
(C) PROF. FEES	85,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 250,000</u>

SECTION 7. APPROPRIATION - HEARING AND VISUAL IMPAIRMENTS - STATE. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the State Central Services Fund, for reasonable accommodations for persons with hearing and visual impairments to act as a venire person or juror for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) AUXILLIARY AIDS-HEARING & VISUAL IMPAIRMENTS	
	<u>\$ 10,000</u>

SECTION 8. APPROPRIATION - DISTRICT JUDGES CONTINUING EDUCATION - STATE. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the State Central Services Fund, for operating expenses for a continuing education program for District Judges for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 60,000
(B) CONF. & TRAVEL	10,000
(C) PROF. FEES	10,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 80,000</u>

SECTION 9. REGULAR SALARIES - DIVISION OF DEPENDENCY-NEGLECT

REPRESENTATION. There is hereby established for the Administrative Office of the Courts - Division of Dependency-Neglect Representation for the 2009-2010 fiscal year, 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.

			Maximum Annual
			Salary Rate
Item	Class	Maximum	Fiscal Year
No.	Code Title	No. of	
		Employees	2009-2010
(1)	Q019C AOC SENIOR STAFF ATTORNEY	2	GRADE C128
(2)	Q029C AOC AD LITEM ATTORNEY	32	GRADE C127
(3)	Q113C AOC EXECUTIVE ASSISTANT	<u>1</u>	GRADE C117
	MAX. NO. OF EMPLOYEES	35	

SECTION 10. APPROPRIATION - DIVISION OF DEPENDENCY-NEGLECT REPRESENTATION.

There is hereby appropriated, to the Administrative Office of the Courts, to be transferred from the State Administration of Justice Fund, and to be payable from the State Central Services Fund, for personal services and operating expenses of the Administrative Office of the Courts - Division of Dependency-Neglect Representation for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) REGULAR SALARIES	\$ 2,081,897
(02) PERSONAL SERVICES MATCHING	573,436
(03) MAINT. & GEN. OPERATION	

1	(A) OPER. EXPENSE	326,569
2	(B) CONF. & TRAVEL	4,000
3	(C) PROF. FEES	1,520,800
4	(D) CAP. OUTLAY	0
5	(E) DATA PROC.	0
6	(04) LOCAL CASA PROGRAM GRANTS	1,151,700
7	(05) PARENT COUNSEL REIMBURSEMENTS	2,114,886
8	(06) ATTORNEY AD LITEM FEES/REIMBURSEMENTS	<u>261,750</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$ 8,035,038</u>

SECTION 11. REGULAR SALARIES - JUDICIAL FINE COLLECTION ENHANCEMENT.

There is hereby established for the Administrative Office of the Courts - Judicial Fine Collection Enhancement for the 2009-2010 fiscal year, 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.

				Maximum Annual
				Salary Rate
Item	Class		Maximum	Fiscal Year
No.	Code	Title	No. of	
			Employees	2009-2010
(1)	Q012N	AOC CIS DIVISION DIRECTOR	1	GRADE N911
(2)	Q015N	AOC SOFTWARE MANAGER	1	GRADE N909
(3)	Q005C	AOC DATABASE ADMINISTRATOR	2	GRADE C130
(4)	Q017C	AOC CONTEXTE PROGRAM MANAGER	1	GRADE C128
(5)	Q015C	AOC HARDWARE MANAGER	1	GRADE C128
(6)	Q016C	AOC PROGRAM MANAGER	1	GRADE C128
(7)	Q028C	AOC HELP DESK MANAGER	1	GRADE C127
(8)	Q140C	AOC SOFTWARE ENGINEER LEAD	1	GRADE C127
(9)	Q135C	AOC BUSINESS ANALYST	3	GRADE C124

1	(10)	Q136C	AOC INFO SYSTEMS ADMINISTRATOR	2	GRADE C124
2	(11)	Q139C	AOC IT SECURITY ANALYST	1	GRADE C124
3	(12)	Q048C	AOC PROGRAMMER	1	GRADE C124
4	(13)	Q138C	AOC QUALITY ASSURANCE LEAD	1	GRADE C124
5	(14)	Q142C	AOC SOFTWARE ENGINEER	3	GRADE C124
6	(15)	Q049C	AOC TECHNICAL ANALYST	3	GRADE C124
7	(16)	Q068C	AOC FUNCTIONAL SPECIALIST	5	GRADE C122
8	(17)	Q137C	AOC QUALITY ASSURANCE COORD	1	GRADE C122
9	(18)	Q134C	AOC TRAINER	2	GRADE C122
10	(19)	Q143C	AOC TRAINING PROJECT MANAGER	1	GRADE C120
11	(20)	Q101C	AOC WEBSITE DEVELOPER	1	GRADE C118
12	(21)	Q120C	AOC HELP DESK SPECIALIST	1	GRADE C115
13	(22)	Q144C	AOC PLANNING SPECIALIST	<u>2</u>	GRADE C115
14		MAX. NO. OF EMPLOYEES		36	

15

16 SECTION 12. APPROPRIATION - JUDICIAL FINE COLLECTION ENHANCEMENT. There is
 17 hereby appropriated, to the Administrative Office of the Courts, to be
 18 payable from the Judicial Fine Collection Enhancement Fund, for personal
 19 services, operating expenses and other costs associated with the state court
 20 automation system by the Administrative Office of the Courts for the fiscal
 21 year ending June 30, 2010, the following:

22

23	ITEM	FISCAL YEAR
24	<u>NO.</u>	<u>2009-2010</u>
25	(01) REGULAR SALARIES	\$ 898,342
26	(02) PERSONAL SERVICES MATCHING	252,015
27	(03) MAINT. & GEN. OPERATION	
28	(A) OPER. EXPENSE	600,000
29	(B) CONF. & TRAVEL	17,000
30	(C) PROF. FEES	250,000
31	(D) CAP. OUTLAY	0
32	(E) DATA PROC.	<u>0</u>
33	TOTAL AMOUNT APPROPRIATED	<u>\$ 2,017,357</u>

34

35 SECTION 13. APPROPRIATION - DISTRICT JUDGES AND CLERKS CONTINUING
 36 EDUCATION. There is hereby appropriated, to the Administrative Office of the

Courts, to be payable from the Municipal Court Judge and Municipal Court Education Fund, for the purpose of providing continuing education to District Court Judges and District Court Clerks by the Administrative Office of the Courts for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	\$ 80,000
(B) CONF. & TRAVEL	10,000
(C) PROF. FEES	10,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 100,000</u>

SECTION 14. REGULAR SALARIES - COURT IMPROVEMENT PROGRAM - FEDERAL. There is hereby established for the Administrative Office of the Courts - Court Improvement Program for the 2009-2010 fiscal year, 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 Year 2009-2010
(1)	Q047C AOC CIP DATA ANALYST	1	GRADE C124
(2)	Q056C AOC CIP PROGRAM MANAGER	<u>1</u>	GRADE C123
	MAX. NO. OF EMPLOYEES	2	

SECTION 15. APPROPRIATION - COURT IMPROVEMENT PROGRAM - 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 Improvement Program for the fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) REGULAR SALARIES	\$ 118,432
(02) PERSONAL SERVICES MATCHING	32,667
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	350,000
(B) CONF. & TRAVEL	30,000
(C) PROF. FEES	200,000
(D) CAP. OUTLAY	70,000
(E) DATA PROC.	0
(04) COURT TECHNOLOGY GRANTS	<u>150,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 951,099</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 2009-2010 fiscal year, 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	Maximum Annual Salary Rate Fiscal Year
------	-------	-------------------	--

No.	Code	Title	Employees	2009-2010
(1)	Q103C	AOC ASSISTANT CASA COORDINATOR	<u>1</u>	GRADE C118
		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 fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2009-2010</u>
(01) REGULAR SALARIES	\$ 36,784
(02) PERSONAL SERVICES MATCHING	12,078
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	13,867
(B) CONF. & TRAVEL	2,473
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 65,202</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 2009-2010 fiscal year, 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.

			Maximum Annual
			Salary Rate
Item	Class	No. of	Fiscal Year
No.	Code	Title	Employees
(1)	Q121C	AOC DIRECTOR ACCESS & VISITATION	<u>1</u>
		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 fiscal year ending June 30, 2010, the following:

ITEM	FISCAL YEAR
NO.	2009-2010
(01) REGULAR SALARIES	\$ 31,052
(02) PERSONAL SERVICES MATCHING	10,990
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	10,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	90,000
(D) CAP. OUTLAY	0
(E) DATA PROC.	<u>0</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 142,042</u>

SECTION 20. REGULAR SALARIES - COURT SECURITY GRANTS. There is hereby established for the Administrative Office of the Courts - Court Security Grants for the 2009-2010 fiscal year, 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 Year 2009-2010
(1)	Q133C AOC DIR OF SEC & EMER PREPAREDNESS	<u>1</u>	GRADE C125
	MAX. NO. OF EMPLOYEES	1	

SECTION 21. APPROPRIATION - COURT SECURITY GRANTS. 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 security grants of the Administrative Office of the Courts - Court Security Grants for the fiscal year ending June 30, 2010, the following:

ITEM NO.	FISCAL YEAR 2009-2010
(01) REGULAR SALARIES	\$ 63,834
(02) PERSONAL SERVICES MATCHING	17,209
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	30,000
(B) CONF. & TRAVEL	0
(C) PROF. FEES	0
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) SECURITY GRANTS	<u>250,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 361,043</u>

SECTION 22. APPROPRIATION - COUNTY JUROR REIMBURSEMENT. There is hereby appropriated, to the Administrative Office of the Courts, to be payable from the State Administration of Justice Fund, for reimbursing Arkansas counties for the costs of jurors by the Administrative Office of the Courts - County Juror Reimbursement for the fiscal year ending June 30, 2010, the following:

ITEM NO.	FISCAL YEAR 2009-2010
-------------	--------------------------

(01) COUNTY JUROR REIMBURSEMENTS \$ 850,000

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 the Administrative Office of the Courts for operating expenses of the Continuing Education Program for District Judges as appropriated in Section 8 herein. The appropriation to the Administrative Office of the Courts provided in Section 8 may be expended only in the event that federal funds have been granted and will be transferred from the Arkansas State Police to reimburse the Continuing Education Program for District Judges.

The provisions of this section shall be in effect only from July 1, ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CONTRACTING WITH PUBLIC DEFENDERS. The Administrative Office of the Courts Division of Dependency-Neglect Representation shall have the authority to enter into a Professional Services Agreement with a person who is serving as a part-time Public Defender or other part-time State Attorney and paid as an employee of the State of Arkansas when the Public Defender or other part-time State Attorney has been appointed to provide Dependency-Neglect Services by a Circuit Judge. The part-time Public Defender or other part-time State Attorney shall be eligible for additional compensation which shall not be construed as exceeding the line item maximum for the grade of that position when the Administrative Office of the Courts reimburses the part-time Public Defender or other part-time State Attorney for Dependency-Neglect Representation services performed.

The provisions of this section shall be in effect only from July 1, ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

SECTION 25. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS

1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

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

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

25 The provisions of this section shall be in effect only from July 1,
26 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

27
28 SECTION 26. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER
30 AUTHORITY. The Department of Finance and Administration shall transfer
31 funds, from time to time, from the State Administration of Justice Fund to
32 the State Central Services Fund in such amounts as are required to reimburse
33 the State Central Services Fund for a portion of the expenses of the
34 Administrative Office of the Courts - Division of Dependency-Neglect
35 Representation.

36 The provisions of this section shall be in effect only from July 1,

1 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

2
3 SECTION 27. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
4 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING.
5 Funds received by the Arkansas State Police from the Department of
6 Transportation from the safety incentive funds received under P.L. 105-178,
7 title I, Section 1404(a), 23 USC Section 163 for "Safety Incentives to
8 Prevent Operation of Motor Vehicles by Intoxicated Persons" may be
9 transferred to the Administrative Office of the Courts as directed by the
10 Arkansas State Police for operating expenses of the District Court State
11 Automation System ~~in Section 20 of this Act.~~

12 The provisions of this section shall be in effect only from July 1,
13 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

14
15 SECTION 28. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MONTHLY
17 INSTALLMENT. From July 1, ~~2007~~ 2009 through June 20, ~~2009~~ 2010, a lump sum
18 monthly installment of at least one-twelfth (1/12) of a portion of the annual
19 appropriation provided for in Section 10 of this Act, or so much thereof as
20 may be made available, shall be provided from the State Administration of
21 Justice Fund to the State Central Services Fund to provide a portion of the
22 funds for that appropriation.

23 The provisions of this section shall be in effect only from July 1,
24 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

25
26 SECTION 29. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
27 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY
28 FORWARD. Any unexpended balance of ~~appropriation and~~ funds authorized in
29 Section 10 of this Act on June 30, ~~2008~~ 2010 shall be carried forward and
30 made available for the same purpose for the fiscal year ending June 30, ~~2009~~
31 2011.

32 Any carry forward of unexpended balance of funding as authorized herein, may
33 be carried forward under the following conditions:

34 (1) Prior to June 30, ~~2008~~ 2010 the Agency shall by written statement set
35 forth its reason(s) for the need to carry forward said ~~appropriation and/or~~
36 funding to the Department of Finance and Administration Office of Budget;

(2) The Department of Finance and Administration Office of Budget shall report to the Arkansas Legislative Council all amounts carried forward ~~from the first fiscal year of the biennium to the second fiscal year of the biennium~~ by the September Arkansas Legislative Council or Joint Budget Committee meeting ~~in the second fiscal year of the biennial period~~ which report shall include the name of the Agency, Board, Commission or Institution and the amount of the ~~appropriation and/or funding carried forward from the first fiscal year to the second fiscal year~~, the program name or line item, the funding source of that appropriation and a copy of the written request set forth in (1) above;

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

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

SECTION 30. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. LEGAL RESEARCH SPECIALIST NEW HIRE REQUIREMENT. Any new hire for the Class Code ~~9109-0029C, Legal Research Specialist~~ AOC Ad Litem Attorney, Grade ~~25-C127~~ positions as established in Section 9 herein must first have prior approval of the Personnel Subcommittee of the Arkansas Legislative Council or Joint Budget Committee.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly

1 has determined that the Administrative Office of the Courts may operate more
2 efficiently if some flexibility is provided to the Administrative Office of
3 the Courts authorizing broad powers under this Section. Therefore, it is both
4 necessary and appropriate that the General Assembly maintain oversight by
5 requiring prior approval of the Legislative Council or Joint Budget Committee
6 as provided by this section. The requirement of approval by the Legislative
7 Council or Joint Budget Committee is not a severable part of this section.
8 If the requirement of approval by the Legislative Council or Joint Budget
9 Committee is ruled unconstitutional by a court of competent jurisdiction,
10 this entire section is void.

11
12 SECTION 31. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INDIGENT
14 PARENT COUNSEL REPRESENTATION. The Administrative Office of the Courts shall
15 have the authority to use the appropriation provided in Item Number (05)
16 Parent Counsel Reimbursements of Section 10 herein for the purpose of
17 entering into professional service contracts on a full-time or part-time
18 basis with attorneys who are qualified to provide counsel for indigent
19 parents in cases involving the termination of parental rights.

20 The provisions of this section shall be in effect only from July 1,
21 ~~2007~~ 2009 through June 30, ~~2009~~ 2010.

22
23 SECTION 32. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
24 by this act shall be limited to the appropriation for such agency and funds
25 made available by law for the support of such appropriations; and the
26 restrictions of the State Procurement Law, the General Accounting and
27 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
28 Procedures and Restrictions Act, or their successors, and other fiscal
29 control laws of this State, where applicable, and regulations promulgated by
30 the Department of Finance and Administration, as authorized by law, shall be
31 strictly complied with in disbursement of said funds.

32
33 SECTION 33. LEGISLATIVE INTENT. It is the intent of the General Assembly
34 that any funds disbursed under the authority of the appropriations contained
35 in this act shall be in compliance with the stated reasons for which this act
36 was adopted, as evidenced by the Agency Requests, Executive Recommendations

1 and Legislative Recommendations contained in the budget manuals prepared by
2 the Department of Finance and Administration, letters, or summarized oral
3 testimony in the official minutes of the Arkansas Legislative Council or
4 Joint Budget Committee which relate to its passage and adoption.

5
6 SECTION 34. EMERGENCY CLAUSE. It is found and determined by the General
7 Assembly, that the Constitution of the State of Arkansas prohibits the
8 appropriation of funds for more than a one (1) year period; that the
9 effectiveness of this Act on July 1, 2009 is essential to the operation of
10 the agency for which the appropriations in this Act are provided, and that in
11 the event of an extension of the Regular Session, the delay in the effective
12 date of this Act beyond July 1, 2009 could work irreparable harm upon the
13 proper administration and provision of essential governmental programs.
14 Therefore, an emergency is hereby declared to exist and this Act being
15 necessary for the immediate preservation of the public peace, health and
16 safety shall be in full force and effect from and after July 1, 2009.