

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 87th General Assembly
3 Regular Session, 2009
4
5 By: Senator D. Johnson
6
7

A Bill

SENATE BILL 738

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
10 SERVICES FOR THE VICTIM ASSISTANCE CASE
11 COORDINATORS FOR THE FISCAL YEAR ENDING JUNE 30,
12 2010; AND FOR OTHER PURPOSES.

Subtitle

16 AN ACT FOR THE AUDITOR OF STATE -
17 VICTIM ASSISTANCE CASE COORDINATORS
18 APPROPRIATION FOR THE 2009-2010 FISCAL
19 YEAR.

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. REGULAR SALARIES - VICTIM ASSISTANCE CASE COORDINATORS. There
25 is hereby established for the Victim Assistance Case Coordinators for the
26 2009-2010 fiscal year, the following maximum number of regular employees
27 whose salaries shall be governed by the provisions of the Uniform
28 Classification and Compensation Act (Arkansas Code §§21-5-201 et seq.), or
29 its successor, and all laws amendatory thereto. Provided, however, that any
30 position to which a specific maximum annual salary is set out herein in
31 dollars, shall be exempt from the provisions of said Uniform Classification
32 and Compensation Act. All persons occupying positions authorized herein are
33 hereby governed by the provisions of the Regular Salaries Procedures and
34 Restrictions Act (Arkansas Code §21-5-101), or its successor.

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36 Maximum Annual



Item No.	Title	Maximum No. of Employees	Salary Rate Fiscal Year 2009-2010
(1)	VICTIM ASST CASE COOR/PART TIME	5	\$25,000
(2)	VICTIM ASST CASE COOR III	15	GRADE C119
(3)	VICTIM ASST CASE COOR II	25	GRADE C118
(4)	VICTIM ASST CASE COOR I	<u>40</u>	GRADE C117
MAX. NO. OF EMPLOYEES		85	

SECTION 2. APPROPRIATION - VICTIM ASSISTANCE CASE COORDINATORS. There is hereby appropriated, to the Auditor of State, to be payable from the State Central Services Fund, for personal services of the Victim Assistance Case Coordinators for the fiscal year ending June 30, 2010, the following:

ITEM NO.	FISCAL YEAR 2009-2010
(01) REGULAR SALARIES	\$ 2,600,000
(02) PERSONAL SERV MATCHING	<u>845,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 3,445,000</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. VICTIM ASSISTANCE CASE COORDINATORS. (a)(1) Effective January 1, 2010, all victim assistance case coordinators shall become state employees.

(2) The number of positions authorized by this act equal the total number of county and grant funded victim assistance case coordinators positions in place as of January 1, 2009.

(3) The initial allocation of the state funded victim assistance case coordinators positions for the 2009 fiscal year shall be determined by the Prosecution Coordination Commission and shall be consistent with the number of positions in place for each judicial district as of January 1, 2009.

(b) The entry level salaries of victim assistance case coordinators shall be consistent with that established by the state pay plan for the appropriate grade of each position.

(c) The victim assistance case coordinators shall be subject to the Uniform Attendance and Leave Policy Act as administered by the elected

1 prosecuting attorney by whom they are employed.

2 (d) Victim assistance case coordinators who convert from county or grant
3 funded employment to state employment and are employed before the effective
4 date of this act shall have their length of service with the county
5 recognized for purposes of accrual rates for sick leave and annual leave.

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7 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
8 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. SPECIAL RATES
9 OF PAY. Due to the need for competent victim assistance case coordinators
10 throughout the state, and the necessity of retaining qualified victim
11 assistance case coordinators, the elected prosecuting attorneys, through the
12 Prosecution Coordination Commission, are authorized to request special rates
13 of pay for current and new victim assistance case coordinators up to the
14 levels listed below for the following classifications:

<u>TITLE</u>	<u>GRADE</u>	<u>LEVEL</u>
<u>Victim Assistance Case Coordinator I</u>	<u>C117</u>	<u>Career</u>
<u>Victim Assistance Case Coordinator II</u>	<u>C118</u>	<u>Career</u>
<u>Victim Assistance Case Coordinator III</u>	<u>C119</u>	<u>Career</u>

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

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22 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
24 LEGISLATIVE INTENT. It is the intent of the General Assembly, in the
25 transition to a state-funded victim assistance case coordinator system, to
26 provide an appropriate and adequate level of representation through victim
27 assistance case coordinators in all areas of the state. It is recognized by
28 the General Assembly that in many areas of the state, resources have not been
29 available to support victim assistance case coordinators salaries at the
30 necessary level. With the transition of local funding of victim assistance
31 case coordinator salaries to state funding, it is not the intent of the
32 General Assembly to adversely affect those districts whose system has been
33 working well or to implement a system which is too inflexible to respond to
34 the needs of each judicial district. Therefore, the Prosecution Coordination
35 Commission is charged with the responsibility of assisting in the maintenance
36 of a system which equitably serves all areas of the state by providing

1 quality victim assistance case coordinators.

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

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

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22 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General
23 Assembly, that the Constitution of the State of Arkansas prohibits the
24 appropriation of funds for more than a one (1) year period; that the
25 effectiveness of this Act on July 1, 2009 is essential to the operation of
26 the agency for which the appropriations in this Act are provided, and that in
27 the event of an extension of the Regular Session, the delay in the effective
28 date of this Act beyond July 1, 2009 could work irreparable harm upon the
29 proper administration and provision of essential governmental programs.
30 Therefore, an emergency is hereby declared to exist and this Act being
31 necessary for the immediate preservation of the public peace, health and
32 safety shall be in full force and effect from and after July 1, 2009.