

1 State of Arkansas
2 93rd General Assembly
3 Fiscal Session, 2022
4

As Engrossed: S3/3/22

A Bill

SENATE BILL 110

5 By: Senator C. Tucker
6 *By: Representatives Gazaway, McCullough*
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR *EXTRA HELP* FOR
10 THE ARKANSAS PUBLIC DEFENDER COMMISSION FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2022; AND FOR OTHER
12 PURPOSES.
13
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Subtitle

16 AN ACT FOR THE ARKANSAS PUBLIC DEFENDER
17 COMMISSION - *EXTRA HELP* APPROPRIATION FOR
18 THE 2021-2022 FISCAL YEAR.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 *SECTION 1. APPROPRIATION - EXTRA HELP - CASH. There is hereby*
24 *appropriated, to the Arkansas Public Defender Commission, to be payable from*
25 *the cash fund deposited in the State Treasury as determined by the Chief*
26 *Fiscal Officer of the State, for extra help and associated matching costs for*
27 *the fiscal year ending June 30, 2022, the following:*
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<i>ITEM</i>	<i>FISCAL YEAR</i>
<u><i>NO.</i></u>	<u><i>2021-2022</i></u>
<i>(01) EXTRA HELP AND ASSOCIATED MATCHING COSTS</i>	<u><u><i>\$4,500,000</i></u></u>

34 *SECTION 2. APPROPRIATION - EXTRA HELP - FEDERAL FUNDS. There is*
35 *hereby appropriated, to the Arkansas Public Defender Commission, to be*
36 *payable from the federal funds as designated by the Chief Fiscal Officer of*



1 the State, for extra help and associated matching costs for the fiscal year
2 ending June 30, 2022, the following:

<i>ITEM</i>	<i>FISCAL YEAR</i>
<u>NO.</u>	<u>2021-2022</u>
(01) EXTRA HELP AND ASSOCIATED MATCHING COSTS	<u>\$4,500,000</u>

9 SECTION 3. EXTRA HELP. There is hereby authorized, for the Arkansas
10 Public Defender Commission for the 2021-2022 fiscal year, the following
11 maximum number of part-time or temporary employees, to be known as "Extra
12 Help", payable from funds appropriated herein for such purposes: forty-five
13 (45) temporary or part-time employees, when needed, at rates of pay not to
14 exceed those provided in the Uniform Classification and Compensation Act, or
15 its successor, or this act for the appropriate classification.

17 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
18 authorized by this act shall be limited to the appropriation for such agency
19 and funds made available by law for the support of such appropriations; and
20 the restrictions of the State Procurement Law, the General Accounting and
21 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
22 Procedures and Restrictions Act, or their successors, and other fiscal
23 control laws of this State, where applicable, and regulations promulgated by
24 the Department of Finance and Administration, as authorized by law, shall be
25 strictly complied with in disbursement of said funds.

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

36 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly of the State of Arkansas that coronavirus 2019 (COVID-19) created a
2 backlog in the criminal justice system and has put undue stress on the
3 state's public defenders. There is a need to hire public defenders in a
4 extra help capacity in order to help reduce the backlog in criminal cases
5 that currently exists throughout the state. Therefore, an emergency is
6 declared to exist, and this act being immediately necessary for the
7 preservation of the public peace, health, and safety shall become effective
8 on:

9 (1) The date of its approval by the Governor;

10 (2) If the bill is neither approved nor vetoed by the Governor,
11 the expiration of the period of time during which the Governor may veto the
12 bill; or

13 (3) If the bill is vetoed by the Governor and the veto is
14 overridden, the date the last house overrides the veto.

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16 */s/C. Tucker*
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