

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
90th General Assembly
Fiscal Session, 2016

As Engrossed: S4/19/16
A Bill

SENATE BILL 90

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR THE REIMBURSEMENT OF A PORTION OF FULL-TIME JUVENILE PROBATION AND INTAKE OFFICERS' SALARIES AND FOR PAYING PERSONAL SERVICES FOR DRUG COURT JUVENILE PROBATION AND INTAKE OFFICERS FOR THE FISCAL YEAR ENDING JUNE 30, 2017; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE *ADMINISTRATIVE OFFICE OF THE COURTS* - JUVENILE PROBATION AND INTAKE OFFICERS APPROPRIATION FOR THE 2016-2017 FISCAL YEAR.

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

SECTION 1. APPROPRIATION - JUVENILE PROBATION AND INTAKE OFFICERS.

There is hereby appropriated, to the *Administrative Office of the Courts*, to be payable from the State Central Services Fund, for the reimbursement of a portion of the salaries of full-time juvenile probation and intake officers in accordance with Arkansas Code 16-13-327 and Arkansas Code 16-13-328 for the fiscal year ending June 30, 2017, the following:

ITEM NO.	FISCAL YEAR
(01) JUVENILE PROBATION & INTAKE OFFICERS	2016-2017 <u>\$3,582,810</u>

SECTION 2. REGULAR SALARIES - DRUG COURT JUVENILE PROBATION AND INTAKE



OFFICERS. There is hereby established for the *Administrative Office of the Courts - Drug Court Juvenile Probation and Intake Officers* for the 2016-2017 fiscal year, the following maximum number of regular employees.

Item No.	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2016-2017
(1)	DRUG COURT JUV PROB & INTAKE OFFC	<u>13</u>	GRADE C117
	MAX. NO. OF EMPLOYEES	13	

SECTION 3. APPROPRIATION - DRUG COURT JUVENILE PROBATION & INTAKE OFFICERS. There is hereby appropriated, to the *Administrative Office of the Courts*, to be payable from the State Central Services Fund, for personal services of the Drug Court Juvenile Probation and Intake Officers for the fiscal year ending June 30, 2017, the following:

ITEM NO.	FISCAL YEAR 2016-2017
(01) REGULAR SALARIES	\$456,579
(02) PERSONAL SERVICES MATCHING	<u>168,433</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$625,012</u></u>

SECTION 4. JUVENILE INTAKE AND PROBATION OFFICERS STATE REIMBURSEMENTS. *Arkansas Code 16-13-331 is amended to read as follows:*

16-13-331. State reimbursement.

(a) The ~~Auditor of State~~ Administrative Office of the Courts shall administer the state reimbursement to the counties for the juvenile officers' previous year's salaries.

(b) In order for a county to receive the state reimbursement for juvenile intake and probation officers, the county must submit the following documentation to the ~~Auditor of State~~ Administrative Office of the Courts, including, but not limited to:

(1) Proof of each juvenile officer's certification and continuing education hours;

(2) A copy of each juvenile officer's W-2 form for the salary year that is

being reimbursed; and

(3) A completed form concerning the employment status of the officer which shall be designed and distributed by the ~~Auditor of State~~ Administrative Office of the Courts.

(c) If a county contracts with a service provider to provide juvenile intake and probation services pursuant to § 16-13-330, the county must submit documentation to the ~~Auditor of State~~ Administrative Office of the Courts, including, but not limited to:

(1) A copy of the contract for the salary year that is being reimbursed;

(2) A copy of each juvenile officer's certification and continuing education hours;

(3) A copy of each juvenile officer's W-2 form for the salary year that is being reimbursed; and

(4) A completed form concerning the employment status of each officer which shall be designed and distributed by the ~~Auditor of State~~ Administrative Office of the Courts.

(d)

(1) A county may determine that part-time service of a juvenile officer is sufficient to meet the needs of a county.

(2)

(A) Multiple counties in a judicial district may share the cost of the salary of the intake and probation officer.

(B) One (1) county may be designated as the county to be reimbursed by the state, or each county shall designate the portion of the salary that it pays for juvenile intake and probation services.

(3)

(A) A county may contract with a service provider for full-time or part-time juvenile intake and probation officer services, and the county shall indicate the percentage of the contractor's time that is spent providing juvenile intake and probation officer services for the county.

(B) The county or the contractor shall be reimbursed for one-half (1/2) of the portion of the salary that is used for such services, up to fifteen thousand dollars (\$15,000).

(e) Nothing in this section removes the obligation of each circuit judge designated to hear juvenile cases in a district plan under Arkansas Supreme Court Administrative Order Number 14, originally issued April 6, 2001, to

have a minimum of one (1) intake officer, pursuant to § 16-13-328, and one (1) probation officer, pursuant to § 16-13-327.

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

SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2016 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the legislative session, the delay in the effective date of this Act beyond July 1, 2016 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2016.

/s/ Joint Budget Committee