

1 State of Arkansas
2 88th General Assembly
3 Fiscal Session, 2012
4

A Bill

SENATE BILL 28

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
9 SERVICES AND OPERATING EXPENSES FOR THE JUDICIAL
10 DISCIPLINE AND DISABILITY COMMISSION FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2013; AND FOR OTHER
12 PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE JUDICIAL DISCIPLINE AND
16 DISABILITY COMMISSION APPROPRIATION FOR THE
17 2012-2013 FISCAL YEAR.
18
19
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
24 for the Judicial Discipline and Disability Commission for the 2012-2013
25 fiscal year, the following maximum number of regular employees.
26

| Item | Class | | Maximum | Maximum Annual |
|------|-----------|----------------------------|-----------|----------------|
| No. | Code | Title | No. of | Salary Rate |
| | | | Employees | Fiscal Year |
| | | | | 2012-2013 |
| 31 | (1) U101U | EXECUTIVE DIRECTOR | 1 | \$104,250 |
| 32 | (2) G028N | JDDC DEPUTY EXEC DIRECTOR | 1 | GRADE N905 |
| 33 | (3) A105C | JDDC FISCAL MANAGER | 1 | GRADE C121 |
| 34 | (4) X187C | INVESTIGATOR | 1 | GRADE C119 |
| 35 | (5) G230C | JDDC PARALEGAL | 1 | GRADE C117 |
| 36 | (6) C092C | JDDC LEGAL/ADMIN SECRETARY | <u>1</u> | GRADE C113 |



1 MAX. NO. OF EMPLOYEES 6

2

3 SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 4 to the Judicial Discipline and Disability Commission, to be payable from the
 5 Miscellaneous Agencies Fund Account, for personal services and operating
 6 expenses of the Judicial Discipline and Disability Commission for the fiscal
 7 year ending June 30, 2013, the following:

8

| 9 ITEM | FISCAL YEAR |
|------------------------------------|-------------------------|
| 10 <u>NO.</u> | <u>2012-2013</u> |
| 11 (01) REGULAR SALARIES | \$368,088 |
| 12 (02) PERSONAL SERVICES MATCHING | 101,800 |
| 13 (03) MAINT. & GEN. OPERATION | |
| 14 (A) OPER. EXPENSE | 85,267 |
| 15 (B) CONF. & TRAVEL | 8,125 |
| 16 (C) PROF. FEES | 84,665 |
| 17 (D) CAP. OUTLAY | 0 |
| 18 (E) DATA PROC. | 0 |
| 19 (04) INVESTIGATOR EXPENSES | <u>28,080</u> |
| 20 TOTAL AMOUNT APPROPRIATED | <u><u>\$676,025</u></u> |

21

22 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 23 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.
 24 CONTRACTUAL SERVICES LIMITED. No more than 85% of the funds appropriated for
 25 Professional Fees and Services may be expended each fiscal year for
 26 contractual services of an attorney to represent the Commission when
 27 reviewing cases of judicial misconduct. Provided further, none of these
 28 funds shall be spent for contractual services of an attorney until it has
 29 been determined by the Attorney General these services cannot be provided by
 30 his office.

31 The provisions of this section shall be in effect only from July 1,
 32 ~~2011~~ 2012 through June 30, ~~2012~~ 2013.

33

34 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 35 authorized by this act shall be limited to the appropriation for such agency
 36 and funds made available by law for the support of such appropriations; and

1 the restrictions of the State Procurement Law, the General Accounting and
2 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
3 Procedures and Restrictions Act, or their successors, and other fiscal
4 control laws of this State, where applicable, and regulations promulgated by
5 the Department of Finance and Administration, as authorized by law, shall be
6 strictly complied with in disbursement of said funds.

7
8 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
9 Assembly that any funds disbursed under the authority of the appropriations
10 contained in this act shall be in compliance with the stated reasons for
11 which this act was adopted, as evidenced by the Agency Requests, Executive
12 Recommendations and Legislative Recommendations contained in the budget
13 manuals prepared by the Department of Finance and Administration, letters, or
14 summarized oral testimony in the official minutes of the Arkansas Legislative
15 Council or Joint Budget Committee which relate to its passage and adoption.

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17 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
18 Assembly, that the Constitution of the State of Arkansas prohibits the
19 appropriation of funds for more than a one (1) year period; that the
20 effectiveness of this Act on July 1, 2012 is essential to the operation of
21 the agency for which the appropriations in this Act are provided, and that in
22 the event of an extension of the legislative session, the delay in the
23 effective date of this Act beyond July 1, 2012 could work irreparable harm
24 upon the proper administration and provision of essential governmental
25 programs. Therefore, an emergency is hereby declared to exist and this Act
26 being necessary for the immediate preservation of the public peace, health
27 and safety shall be in full force and effect from and after July 1, 2012.