

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**  
4 **By: Joint Budget Committee**

# A Bill

**ACT 120 OF 1995**  
**SENATE BILL 204**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
9 OPERATING EXPENSES FOR THE JUDICIAL DISCIPLINE AND  
10 DISABILITY COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE  
11 30, 1997; AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE JUDICIAL DISCIPLINE AND  
15 DISABILITY COMMISSION APPROPRIATION FOR  
16 THE 1995-97 BIENNIUM."

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

20 SECTION 1. REGULAR SALARIES. There is hereby established for the  
21 Judicial Discipline and Disability Commission for the 1995-97 biennium, the  
22 following maximum number of regular employees whose salaries shall be governed  
23 by the provisions of the Uniform Classification and Compensation Act (Arkansas  
24 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
25 Provided, however, that any position to which a specific maximum annual salary  
26 is set out herein in dollars, shall be exempt from the provisions of said  
27 Uniform Classification and Compensation Act. All persons occupying positions  
28 authorized herein are hereby governed by the provisions of the Regular  
29 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
30 successor.

Item	Class		Maximum	Maximum Annual
			No. of	Salary Rate
			Employees	Fiscal Years
<del>No.</del>	<del>Code</del>	<del>Title</del>		<del>1995-96</del> <del>1996-97</del>
36 (1)		EXECUTIVE DIRECTOR	1	\$ 60,319 \$61,827

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2	(2)	INVESTIGATOR	1	38,013	38,963
3	(3)	PROGRAM SUPPORT MANAGER	1	24,111	24,714
4	(4)	SECRETARY II	<u>1</u>	14,820	15,191
5		MAX NO. OF EMPLOYEES	4		

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7 SECTION 2. APPROPRIATIONS. There is hereby appropriated, to the  
 8 Judicial Discipline and Disability Commission, to be payable from the State  
 9 Central Services Fund, for personal services and operating expenses of the  
 10 Judicial Discipline and Disability Commission for the biennial period ending  
 11 June 30, 1997, the following:

13	ITEM	FISCAL YEARS	
14	NO.	1995-96	1996-97
15	(01) REGULAR SALARIES	\$ 137,263	\$ 140,695
16	(02) PERSONAL SERVICES MATCHING	34,161	36,161
17	(03) MAINTENANCE & GENERAL OPERATIONS		
18	(A) OPER. EXPENSES	\$ 42,920	\$ 42,920
19	(B) CONF. & TRAVEL	8,000	8,000
20	(C) PROF. FEES	47,000	47,000
21	(D) CAPITAL OUTLAY	6,100	6,100
22	(E) DATA PROCESSING	<u>0</u>	<u>0</u>
23	TOTAL MAINT. & GEN. OPERATIONS	104,020	104,020
24	(04) MILEAGE - INVESTIGATOR	<u>4,600</u>	<u>4,600</u>
25	TOTAL AMOUNT APPROPRIATED	<u>\$ 280,044</u>	<u>\$ 285,476</u>

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27 SECTION 3. No more than \$40,000 of the funds appropriated for  
 28 Professional Fees and Services may be expended in any one fiscal year for  
 29 contractual services of an attorney to represent the Commission when reviewing  
 30 cases of judicial misconduct. Provided further, none of these funds shall be  
 31 spent for contractual services of an attorney until it has been determined by  
 32 the Attorney General these services cannot be provided by his office.

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34 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds  
 35 authorized by this Act shall be limited to the appropriation for such agency

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

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

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18       SECTION 6. CODE. All provisions of this Act of a general and permanent  
19 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
20 Code Revision Commission shall incorporate the same in the Code.

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22       SECTION 7. SEVERABILITY. If any provision of this Act or the  
23 application thereof to any person or circumstance is held invalid, such  
24 invalidity shall not affect other provisions or applications of the Act which  
25 can be given effect without the invalid provision or application, and to this  
26 end the provisions of this Act are declared to be severable.

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28       SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict  
29 with this Act are hereby repealed.

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31       SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
32 Eightieth General Assembly, that the Constitution of the State of Arkansas  
33 prohibits the appropriation of funds for more than a two (2) year period; that  
34 the effectiveness of this Act on July 1, 1995 is essential to the operation of  
35 the agency for which the appropriations in this Act are provided, and that in

1 the event of an extension of the Regular Session, the delay in the effective  
2 date of this Act beyond July 1, 1995 could work irreparable harm upon the  
3 proper administration and provision of essential governmental programs.  
4 Therefore, an emergency is hereby declared to exist and this Act being  
5 necessary for the immediate preservation of the public peace, health and  
6 safety shall be in full force and effect from and after July 1, 1995.

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APPROVED: 2-1-95

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