

**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.  
Act 254 of the Regular Session**

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009  
4

# A Bill

SENATE BILL 97

5 By: Joint Budget Committee  
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## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE JUDICIAL  
11 DISCIPLINE AND DISABILITY COMMISSION FOR THE  
12 FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER  
13 PURPOSES.  
14

## Subtitle

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16 AN ACT FOR THE JUDICIAL DISCIPLINE AND  
17 DISABILITY COMMISSION APPROPRIATION FOR  
18 THE 2009-2010 FISCAL YEAR.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for  
25 the Judicial Discipline and Disability Commission for the 2009-2010 fiscal  
26 year, the following maximum number of regular employees whose salaries shall  
27 be governed by the provisions of the Uniform Classification and Compensation  
28 Act (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws  
29 amendatory thereto. Provided, however, that any position to which a specific  
30 maximum annual salary is set out herein in dollars, shall be exempt from the  
31 provisions of said Uniform Classification and Compensation Act. All persons  
32 occupying positions authorized herein are hereby governed by the provisions  
33 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-  
34 101), or its successor.  
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Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2009-2010
(1)	U101U	EXECUTIVE DIRECTOR	1	\$97,720
(2)	G229C	JDDC DEPUTY EXEC DIRECTOR	1	GRADE N905
(3)	A105C	JDDC FISCAL MANAGER	1	GRADE C121
(4)	X187C	INVESTIGATOR	1	GRADE C119
(5)	G230C	JDDC PARALEGAL	1	GRADE C117
(6)	C092C	JDDC LEGAL/ADMIN SECRETARY	<u>1</u>	GRADE C113
		MAX. NO. OF EMPLOYEES	6	

SECTION 2. APPROPRIATION - OPERATIONS. There is hereby appropriated, to the Judicial Discipline and Disability Commission, to be payable from the Miscellaneous Agencies Fund Account, for personal services and operating expenses of the Judicial Discipline and Disability Commission for the fiscal year ending June 30, 2010, the following:

ITEM NO.	FISCAL YEAR 2009-2010
(01) REGULAR SALARIES	\$ 338,353
(02) PERSONAL SERVICES MATCHING	93,941
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	103,767
(B) CONF. & TRAVEL	8,125
(C) PROF. FEES	84,665
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) MILEAGE FOR INVESTIGATOR	<u>7,080</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 635,931</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CONTRACTUAL SERVICES LIMITED. No more than ~~\$86,625~~ 85% of the funds appropriated for Professional Fees and Services may be expended ~~in the 2007-2008 fiscal year, and no more than \$90,090 of the funds may be expended in~~

1 ~~the 2008-2009~~ each fiscal year for contractual services of an attorney to  
2 represent the Commission when reviewing cases of judicial misconduct.  
3 Provided further, none of these funds shall be spent for contractual services  
4 of an attorney until it has been determined by the Attorney General these  
5 services cannot be provided by his office.

6 The provisions of this section shall be in effect only from July 1, 2007  
7 2009 through June 30, ~~2009~~ 2010.

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

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

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28 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
29 Assembly, that the Constitution of the State of Arkansas prohibits the  
30 appropriation of funds for more than a one (1) year period; that the  
31 effectiveness of this Act on July 1, 2009 is essential to the operation of  
32 the agency for which the appropriations in this Act are provided, and that in  
33 the event of an extension of the Regular Session, the delay in the effective  
34 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
35 proper administration and provision of essential governmental programs.  
36 Therefore, an emergency is hereby declared to exist and this Act being

1 necessary for the immediate preservation of the public peace, health and  
2 safety shall be in full force and effect from and after July 1, 2009.

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4 **APPROVED: 2/26/2009**  
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