Act 1785 of the Regular Session

1   State of Arkansas

2   85th General Assembly

A Bill

3   Regular Session, 2005   SENATE BILL 56

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5   By: Joint Budget Committee

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8   **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   BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR

13   OTHER PURPOSES.

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16   **Subtitle**

17   AN ACT FOR THE JUDICIAL DISCIPLINE AND

18   DISABILITY COMMISSION APPROPRIATION FOR

19   THE 2005-2007 BIENNIUM.

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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 2005-2007 biennium,

26   the following maximum number of regular employees whose salaries shall be

27   governed by the provisions of the Uniform Classification and Compensation Act

28   (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory

29   thereto. Provided, however, that any position to which a specific maximum

30   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 No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Years 2005-2006	2006-2007
(1)	7400	EXECUTIVE DIRECTOR	1	$87,247	$89,454
(2)	7189	JDDC DEPUTY EXEC DIRECTOR	1	$57,280	$58,918
(3)	7401	INVESTIGATOR	1	$52,233	$53,775
(4)	7402	JDDC FISCAL MANAGER	1	$35,735	$36,807
(5)	7403	JDDC PARALEGAL	1	$32,323	$33,292
(6)	7190	JDDC LEGAL/ADMIN SECRETARY	1	$26,576	$27,373
		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 biennial period ending June 30, 2007, the following:

ITEM NO.		FISCAL YEARS 2005-2006	2006-2007
(01)	REGULAR SALARIES	$ 291,394	$ 299,619
(02)	PERSONAL SERVICES MATCHING	77,822	79,369
(03)	MAINT. & GEN. OPERATION		
(A)	OPER. EXPENSE	75,565	75,565
(B)	CONF. & TRAVEL	8,125	8,125
(C)	PROF. FEES	100,550	100,550
(D)	CAP. OUTLAY	0	0
(E)	DATA PROC.	1,200	1,200
(04)	MILEAGE FOR INVESTIGATOR	5,080	5,080
	TOTAL AMOUNT APPROPRIATED	$ 559,736	$ 569,508

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 $78,750 $86,625 of the funds appropriated for Professional Fees and Services may be expended in the 2003

1   ~~2004~~ 2005-2006 fiscal year, and no more than ~~$82,500~~ $90,090 of the funds may

2   be expended in the ~~2004-2005~~ 2006-2007 fiscal year for contractual services

3   of an attorney to represent the Commission when reviewing cases of judicial

4   misconduct. Provided further, none of these funds shall be spent for

5   contractual services of an attorney until it has been determined by the

6   Attorney General these services cannot be provided by his office.

7   The provisions of this section shall be in effect only from July 1, ~~2003~~

8   2005 through June 30, ~~2005~~ 2007.

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10   SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized

11   by this act shall be limited to the appropriation for such agency and funds

12   made available by law for the support of such appropriations; and the

13   restrictions of the State Procurement Law, the General Accounting and

14   Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary

15   Procedures and Restrictions Act, or their successors, and other fiscal

16   control laws of this State, where applicable, and regulations promulgated by

17   the Department of Finance and Administration, as authorized by law, shall be

18   strictly complied with in disbursement of said funds.

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20   SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly

21   that any funds disbursed under the authority of the appropriations contained

22   in this act shall be in compliance with the stated reasons for which this act

23   was adopted, as evidenced by the Agency Requests, Executive Recommendations

24   and Legislative Recommendations contained in the budget manuals prepared by

25   the Department of Finance and Administration, letters, or summarized oral

26   testimony in the official minutes of the Arkansas Legislative Council or

27   Joint Budget Committee which relate to its passage and adoption.

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

30   Assembly, that the Constitution of the State of Arkansas prohibits the

31   appropriation of funds for more than a two (2) year period; that the

32   effectiveness of this Act on July 1, 2005 is essential to the operation of

33   the agency for which the appropriations in this Act are provided, and that in

34   the event of an extension of the Regular Session, the delay in the effective

35   date of this Act beyond July 1, 2005 could work irreparable harm upon the

36   proper administration and provision of essential governmental programs.

1 Therefore, an emergency is hereby declared to exist and this Act being

2 necessary for the immediate preservation of the public peace, health and

3 safety shall be in full force and effect from and after July 1, 2005.

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7   APPROVED: 4/06/2005

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