

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

SENATE BILL 204

4 By: Joint Budget Committee

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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."

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Subtitle

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

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

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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
23 governed by the provisions of the Uniform Classification and Compensation Act
24 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
25 thereto. Provided, however, that any position to which a specific maximum
26 annual salary is set out herein in dollars, shall be exempt from the
27 provisions of said Uniform Classification and Compensation Act. All persons
28 occupying positions authorized herein are hereby governed by the provisions
29 of the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
30 101), or its successor.

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Item	Class		Maximum Annual	
			Salary Rate	
		No. of	Fiscal Years	
No.	Code	Title	Employees	1995-96 1996-97

1	(1)	EXECUTIVE DIRECTOR	1	\$ 60,319	\$61,827
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3	(2)	INVESTIGATOR	1	38,013	38,963
4	(3)	PROGRAM SUPPORT MANAGER	1	24,111	24,714
5	(4)	SECRETARY II	<u>1</u>	14,820	15,191
6		MAX NO. OF EMPLOYEES	4		

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

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

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

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

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

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

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

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

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33 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
34 Eightieth General Assembly, that the Constitution of the State of Arkansas
35 prohibits the appropriation of funds for more than a two (2) year period;

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

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