

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

SENATE BILL 325

4  
5 By: Joint Budget Committee

## For An Act To Be Entitled

9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND  
10 OPERATING EXPENSES FOR THE JUDICIAL DISCIPLINE AND  
11 DISABILITY COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE  
12 30, 1999; AND FOR OTHER PURPOSES."

## Subtitle

15 "AN ACT FOR THE JUDICIAL DISCIPLINE AND  
16 DISABILITY COMMISSION APPROPRIATION FOR  
17 THE 1997-99 BIENNIUM."

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

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21 SECTION 1. REGULAR SALARIES. There is hereby established for the  
22 Judicial Discipline and Disability Commission for the 1997-99 biennium, the  
23 following maximum number of regular employees whose salaries shall be governed  
24 by the provisions of the Uniform Classification and Compensation Act (Arkansas  
25 Code §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
26 Provided, however, that any position to which a specific maximum annual salary  
27 is set out herein in dollars, shall be exempt from the provisions of said  
28 Uniform Classification and Compensation Act. All persons occupying positions  
29 authorized herein are hereby governed by the provisions of the Regular  
30 Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101), or its  
31 successor.

		Maximum Annual	
		Maximum	Salary Rate
Item	Class	No. of	Fiscal Years
<del>No.</del>	<del>Code</del>	<del>Title</del>	<del>Employees 1997-98 1998-99</del>

1	(1)	EXECUTIVE DIRECTOR	1	\$ 65,207	\$ 67,032
2	(2)	INVESTIGATOR	1	\$ 41,093	\$ 42,244
3	(3)	PROGRAM SUPPORT MANAGER	1	\$ 26,063	\$ 26,792
4	(4)	EXEC/ADMIN SECRETARY	<u>1</u>	\$ 19,500	\$ 20,280
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, 1999, the following:

13	ITEM	FISCAL YEARS	
14	<del>NO.</del>	<del>1997-98</del>	<del>1998-99</del>
15	(01) REGULAR SALARIES	\$ 151,866	\$ 156,353
16	(02) PERSONAL SERVICES MATCHING	39,485	40,652
17	(03) MAINTENANCE & GENERAL OPERATIONS		
18	(A) OPER. EXPENSES	50,520	52,420
19	(B) CONF. & TRAVEL	6,682	6,869
20	(C) PROF. FEES	49,820	52,320
21	(D) CAPITAL OUTLAY	6,400	6,700
22	(E) DATA PROCESSING	1,650	1,700
23	(04) MILEAGE - INVESTIGATOR	<u>4,830</u>	<u>5,080</u>
24	TOTAL AMOUNT APPROPRIATED	<u>\$ 311,253</u>	<u>\$ 322,094</u>

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 26 SECTION 3. SPECIAL LANGUAGE. No more than \$42,000 of the funds  
 27 appropriated for Professional Fees and Services may be expended in the 1997-98  
 28 fiscal year, and no more than \$44,100 of the funds may be expended in the  
 29 1998-99 fiscal year for contractual services of an attorney to represent the  
 30 Commission when reviewing cases of judicial misconduct. Provided further,  
 31 none of these funds shall be spent for contractual services of an attorney  
 32 until it has been determined by the Attorney General these services cannot be  
 33 provided by his office.

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 35 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds

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

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

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

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

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

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32 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
33 Eighty-First General Assembly, that the Constitution of the State of Arkansas  
34 prohibits the appropriation of funds for more than a two (2) year period; that  
35 the effectiveness of this Act on July 1, 1997 is essential to the operation of

1 the agency for which the appropriations in this Act are provided, and that in  
2 the event of an extension of the Regular Session, the delay in the effective  
3 date of this Act beyond July 1, 1997 could work irreparable harm upon the  
4 proper administration and provision of essential governmental programs.  
5 Therefore, an emergency is hereby declared to exist and this Act being  
6 necessary for the immediate preservation of the public peace, health and  
7 safety shall be in full force and effect from and after July 1, 1997.

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