

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

SENATE BILL 438

4
5 By: Joint Budget Committee
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For An Act To Be Entitled

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9 "AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
10 AND OPERATING EXPENSES FOR THE JUDICIAL DISCIPLINE AND
11 DISABILITY COMMISSION FOR THE BIENNIAL PERIOD ENDING
12 JUNE 30, 2001; AND FOR OTHER PURPOSES."

Subtitle

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15 "AN ACT FOR THE JUDICIAL DISCIPLINE
16 AND DISABILITY COMMISSION APPROPRIATION
17 FOR THE 1999-2001 BIENNIUM."
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established for
23 the Judicial Discipline and Disability Commission for the 1999-2001 biennium,
24 the following maximum number of regular employees whose salaries shall be
25 governed by the provisions of the Uniform Classification and Compensation Act
26 (Arkansas Code §§21-5-201 et seq.), or its successor, and all laws amendatory
27 thereto. Provided, however, that any position to which a specific maximum
28 annual salary is set out herein in dollars, shall be exempt from the
29 provisions of said Uniform Classification and Compensation Act. All persons
30 occupying positions authorized herein are hereby governed by the provisions of
31 the Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-
32 101), or its successor.
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		Maximum Annual
	Maximum	Salary Rate
Item Class	No. of	Fiscal Years

BWG063

No.	Code	Title	Employees	1999-2000	2000-2001
(1)	7400	Executive Director	1	\$75,000	\$77,100
(2)	7404	Investigating Attorney	1	\$45,000	\$46,260
(3)	7401	Investigator	1	\$44,439	\$45,683
(4)	7402	Program Support Manager	1	\$28,186	\$28,975
(5)	7403	Executive/Administrative Secretary	1	\$21,088	\$21,678
(6)	7405	Legal Secretary	1	\$20,000	\$20,560
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 State Central Services Fund, for personal services and operating expenses of the Judicial Discipline and Disability Commission for the biennial period ending June 30, 2001, the following:

ITEM NO.	FISCAL YEARS	
	1999-2000	2000-2001
(01) REGULAR SALARIES	\$ 233,713	\$ 240,256
(02) PERSONAL SERV MATCHING	54,303	55,461
(03) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	70,666	56,370
(B) CONF. & TRAVEL	6,869	6,869
(C) PROF. FEES	52,320	52,320
(D) CAP. OUTLAY	21,400	6,700
(E) DATA PROC.	1,700	1,700
(04) MILEAGE FOR INVESTIGATOR	5,080	5,080
TOTAL AMOUNT APPROPRIATED	<u>\$ 446,051</u>	<u>\$ 424,756</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 \$42,000 of the funds appropriated for Professional Fees and Services may be expended in the ~~1997-98~~ 1999-2000 fiscal year, and no more than \$44,100 of the funds may be expended in the ~~1998-99~~ 2000-2001 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

1 until it has been determined by the Attorney General these services cannot be
2 provided by his office.

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

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

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

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

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33 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict with
34 this act are hereby repealed.

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36 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the

1 Eighty-second General Assembly, that the Constitution of the State of Arkansas
2 prohibits the appropriation of funds for more than a two (2) year period; that
3 the effectiveness of this Act on July 1, 1999 is essential to the operation of
4 the agency for which the appropriations in this Act are provided, and that in
5 the event of an extension of the Regular Session, the delay in the effective
6 date of this Act beyond July 1, 1999 could work irreparable harm upon the
7 proper administration and provision of essential governmental programs.
8 Therefore, an emergency is hereby declared to exist and this Act being
9 necessary for the immediate preservation of the public peace, health and
10 safety shall be in full force and effect from and after July 1, 1999.

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