

State of Arkansas
88th General Assembly
Fiscal Session, 2012

A Bill

SENATE BILL 28

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL
SERVICES AND OPERATING EXPENSES FOR THE JUDICIAL
DISCIPLINE AND DISABILITY COMMISSION FOR THE
FISCAL YEAR ENDING JUNE 30, 2013; AND FOR OTHER
PURPOSES.

Subtitle

AN ACT FOR THE JUDICIAL DISCIPLINE AND
DISABILITY COMMISSION APPROPRIATION FOR THE
2012-2013 FISCAL YEAR.

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

SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
for the Judicial Discipline and Disability Commission for the 2012-2013
fiscal year, the following maximum number of regular employees.

				Maximum Annual
				Salary Rate
				Fiscal Year
Item	Class		No. of	
No.	Code	Title	Employees	2012-2013
(1)	U101U	EXECUTIVE DIRECTOR	1	\$104,250
(2)	G028N	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, 2013, the following:

ITEM	FISCAL YEAR
NO.	2012-2013
(01) REGULAR SALARIES	\$368,088
(02) PERSONAL SERVICES MATCHING	101,800
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	85,267
(B) CONF. & TRAVEL	8,125
(C) PROF. FEES	84,665
(D) CAP. OUTLAY	0
(E) DATA PROC.	0
(04) INVESTIGATOR EXPENSES	<u>28,080</u>
TOTAL AMOUNT APPROPRIATED	<u><u>\$676,025</u></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 85% of the funds appropriated for Professional Fees and Services may be expended each 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.

The provisions of this section shall be in effect only from July 1, ~~2011~~ 2012 through June 30, ~~2012~~ 2013.

SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act shall be limited to the appropriation for such agency and funds made available by law for the support of such appropriations; and

1 the restrictions of the State Procurement Law, the General Accounting and
2 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
3 Procedures and Restrictions Act, or their successors, and other fiscal
4 control laws of this State, where applicable, and regulations promulgated by
5 the Department of Finance and Administration, as authorized by law, shall be
6 strictly complied with in disbursement of said funds.

7
8 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
9 Assembly that any funds disbursed under the authority of the appropriations
10 contained in this act shall be in compliance with the stated reasons for
11 which this act was adopted, as evidenced by the Agency Requests, Executive
12 Recommendations and Legislative Recommendations contained in the budget
13 manuals prepared by the Department of Finance and Administration, letters, or
14 summarized oral testimony in the official minutes of the Arkansas Legislative
15 Council or Joint Budget Committee which relate to its passage and adoption.

16
17 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
18 Assembly, that the Constitution of the State of Arkansas prohibits the
19 appropriation of funds for more than a one (1) year period; that the
20 effectiveness of this Act on July 1, 2012 is essential to the operation of
21 the agency for which the appropriations in this Act are provided, and that in
22 the event of an extension of the legislative session, the delay in the
23 effective date of this Act beyond July 1, 2012 could work irreparable harm
24 upon the proper administration and provision of essential governmental
25 programs. Therefore, an emergency is hereby declared to exist and this Act
26 being necessary for the immediate preservation of the public peace, health
27 and safety shall be in full force and effect from and after July 1, 2012.