

**APPELLATE AUXILIARY OPERATIONS
ATTORNEY DISCIPLINE PROGRAM**

2012-13 Budget Request: \$15,016,357

Program Description

This Program includes funding to support the Attorney Grievance Committees and disciplinary proceedings.

Attorney Grievance Committees: Lawyers who are guilty of professional misconduct are subject to discipline for their actions. Under section 90 of the Judiciary Law, it is the responsibility of the Appellate Divisions to oversee the disciplinary process and, where warranted, to impose appropriate sanctions (*e.g.*, censure, suspension from practice, disbarment). In discharge of these responsibilities, the Appellate Divisions have established Attorney Grievance Committees within their respective Departments to investigate allegations of attorney misconduct, privately discipline attorneys in minor matters and, in serious cases of misconduct, prosecute offenders before the Appellate Division.

Summary of 2012-13 Funding Request:

Attorney Discipline

2012-13 Budget Request: \$15,016,357

<i>Personal Service:</i>	13,175,243
<i>Nonpersonal Service:</i>	1,841,114
<i>Maintenance Undistributed:</i>	0

The Attorney Discipline Special Revenue Fund budget request is \$15.0 million or an increase of \$57,923 (0.4%) over the current year adjusted appropriation.

The personal service request of \$13.2 million represents an increase of \$50,853 (0.4%) over the current year adjusted appropriation. This includes funding for filled nonjudicial positions and for the payment of increments, longevity bonuses, and location pay, as required by law, for all eligible employees. The temporary service request includes funding to support attorneys and staff in the Second and Fourth Departments. These funding requirements are offset by staffing adjustments.

The nonpersonal service funding supports usual and necessary expenses associated with the operation and administration of the Attorney Discipline program including: real estate rentals for office space; transcript costs and forensic evaluations required for disciplinary hearings; legal reference materials and on-line services; office supplies; and travel.

The nonpersonal service request of \$1.8 million reflects an increase of \$7,070 (0.4%) over current year funding due to real estate escalation and transcript costs.

Appellate Auxiliary Operations
 Budget Summary - State Special Revenue Fund
 Attorney Discipline Program

	2012-13 Request		
	Personal Service	Nonpersonal Service	Total
Attorney Discipline			
First Department	\$4,407,888	\$319,900	\$4,727,788
Second Department	\$5,914,823	\$949,393	\$6,864,216
Third Department	\$1,212,403	\$227,521	\$1,439,924
Fourth Department	\$1,640,129	\$344,300	\$1,984,429
Total:	\$13,175,243	\$1,841,114	\$15,016,357

State of New York - Judiciary
Budget Summary for Fiscal Year 2012-2013

ATTORNEY DISCIPLINE
STATE SPECIAL REVENUE

	<u>Current Appropriation as Adjusted</u>	<u>UCS Recommended</u>	<u>Changes to Current Appropriation</u>
<u>Personal Service</u>			
PS Regular	12,689,331	12,768,486	79,155
PS Overtime	0	100	100
PS Temporary	435,059	406,657	(28,402)
Total Personal Service	<u>13,124,390</u>	<u>13,175,243</u>	<u>50,853</u>
<u>Nonpersonal Service</u>			
Legal Reference/CALR	121,958	112,458	(9,500)
Travel	78,987	79,787	800
Prof Services Other	123,150	102,950	(20,200)
Legal Services	63,140	64,140	1,000
In-Part Services	4,800	4,800	0
JHO's	15,000	15,000	0
Transcripts	174,500	184,000	9,500
Other NPS	1,252,509	1,277,979	25,470
Total Nonpersonal Service	<u>1,834,044</u>	<u>1,841,114</u>	<u>7,070</u>
 Grand Total	 14,958,434	 15,016,357	 57,923