

APPELLATE AUXILIARY OPERATIONS
Attorney Discipline Program

2016-17 Budget Request: \$14,885,360

Personal Service: 13,270,933

Nonpersonal Service: 1,614,427

Maintenance Undistributed: 0

Program Description

This Program provides 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 2016-17 Funding Request

The Attorney Discipline Special Revenue Fund budget request is \$14.9 million or a slight increase of \$34,687 (0.2%) over the current year adjusted appropriation.

The personal service request of \$13.3 million represents an increase of \$24,811 (0.2%) over the current year adjusted appropriation. This includes funding for all filled nonjudicial positions. Funding is also included for collectively negotiated salary increases as well as the payment of increments, longevity bonuses and location pay, as required by law, for all eligible employees. Additionally, funding is included for a one-time lump sum payment of \$750 for eligible employees in active status on March 31, 2017.

The personal service request also includes \$355,208 for temporary service to support attorneys and staff in the Second and Fourth Departments.

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 other professional services (forensic evaluations) required for disciplinary hearings; legal reference materials and online services; supplies and materials.

The nonpersonal service request of \$1.6 million reflects a slight increase of \$9,876 (0.6%) over current year funding. The increase is attributable to cost-based increases in real estate leases and legal reference materials and online services as well as expenditure-based increases in supplies and materials and postage. The increases are offset by expenditure-based decreases in equipment rental and repairs, information technology services, transcripts and records management services.

**Appellate Auxiliary Operations
Budget Summary - Miscellaneous Special Revenue Fund**

Attorney Discipline Program

2016-17 Request

Attorney Discipline	Personal Service	Nonpersonal Service	Total
1st Department	\$3,981,978	\$249,300	\$4,231,278
2nd Department	\$6,027,741	\$829,596	\$6,857,337
3rd Department	\$1,279,065	\$207,285	\$1,486,350
4th Department	\$1,982,149	\$328,246	\$2,310,395
Total:	\$13,270,933	\$1,614,427	\$14,885,360

State of New York - Judiciary
Budget Summary for Fiscal Year 2016-2017

ATTORNEY DISCIPLINE
MISCELLANEOUS SPECIAL REVENUE
FUND

	<u>Current Appropriation as Adjusted</u>	<u>UCS Recommended</u>	<u>Changes to Current Appropriation</u>
<u>Personal Service</u>			
PS Regular	12,902,760	12,915,725	12,965
PS Temporary	343,362	355,208	11,846
Total Personal Service	<u>13,246,122</u>	<u>13,270,933</u>	<u>24,811</u>
<u>Nonpersonal Service</u>			
Legal Reference/CALR/Subscriptions	100,593	115,509	14,916
Supplies and Materials	99,432	110,753	11,321
Travel	65,800	62,300	(3,500)
Equipment Rental and Repairs	103,329	93,019	(10,310)
Real Estate Rentals	784,160	796,309	12,149
Conferences and Training	8,400	8,400	0
Postage and Printing	57,537	63,337	5,800
Telecommunications	23,650	20,950	(2,700)
Information Technology Services	11,000	5,000	(6,000)
Records Management Services	39,250	33,750	(5,500)
Other Professional Services	123,400	121,100	(2,300)
In-Part Services	1,000	2,000	1,000
Judicial Hearing Officers	13,000	13,000	0
Transcripts	174,000	169,000	(5,000)
Total Nonpersonal Service	<u>1,604,551</u>	<u>1,614,427</u>	<u>9,876</u>
 Grand Total	 14,850,673	 14,885,360	 34,687