

**APPELLATE AUXILIARY OPERATIONS
Attorney Discipline Program**

2017-18 Budget Request:	\$15,078,074
Personal Service:	13,477,175
Nonpersonal Service:	1,600,899
Maintenance Undistributed:	0

Program Description

This Program provides funding to support the Attorney Grievance Committees and attorney 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 2017-18 Funding Request

The Attorney Discipline Special Revenue Fund budget request is \$15.1 million or an increase of \$0.2 million (1.4%) over the current year adjusted appropriation.

The personal service request of \$13.5 million represents an increase of \$0.2 million (1.6%) over the current year adjusted appropriation. This includes funding for all filled nonjudicial positions. Funding is also included for the payment of increments, longevity bonuses and location pay, as required by law, for all eligible employees.

The personal service request also includes \$0.4 million 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 and supplies and materials.

The nonpersonal service request of \$1.6 million reflects a slight increase of \$2,672 (0.2%) over current year funding. The increase is attributable to cost-based increases in real estate leases and records management as well as an expenditure-based increase in postage. The overall increase is offset by expenditure-based decreases in transcripts, equipment rental and repairs and clerical service support and court appointed evaluations within the other professional services category.

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

Attorney Discipline Program

<u>Attorney Discipline</u>	<u>Personal Service</u>	<u>Nonpersonal Service</u>	<u>Total</u>
1st Department	\$4,327,478	\$249,500	\$4,576,978
2nd Department	5,943,513	824,858	6,768,371
3rd Department	1,197,270	208,585	1,405,855
4th Department	2,008,914	317,956	2,326,870
Total:	<u>\$13,477,175</u>	<u>\$1,600,899</u>	<u>\$15,078,074</u>

State of New York - Judiciary
Budget Summary for Fiscal Year 2017-2018

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	12,915,725	13,091,052	175,327
PS Temporary	355,208	386,123	30,915
Total Personal Service	<u>13,270,933</u>	<u>13,477,175</u>	<u>206,242</u>
<u>Nonpersonal Service</u>			
Legal Reference/CALR/Subscriptions	107,259	106,259	(1,000)
Supplies and Materials	109,703	109,638	(65)
Travel	60,300	56,300	(4,000)
Equipment Rental and Repairs	90,919	87,519	(3,400)
Real Estate Rentals	796,309	819,933	23,624
Conferences and Training	8,400	8,400	0
Postage and Printing	61,737	65,700	3,963
Telecommunications	20,050	17,800	(2,250)
Information Technology Services	4,800	4,300	(500)
Records Management Services	33,750	41,050	7,300
Other Professional Services	121,000	111,000	(10,000)
In-Part Services	2,000	2,000	0
Judicial Hearing Officers	13,000	13,000	0
Transcripts	169,000	158,000	(11,000)
Total Nonpersonal Service	<u>1,598,227</u>	<u>1,600,899</u>	<u>2,672</u>
Grand Total	14,869,160	15,078,074	208,914