

**75th OREGON LEGISLATIVE ASSEMBLY – 2009 Regular Session
BUDGET REPORT AND MEASURE SUMMARY**

MEASURE: HB 5021-A

JOINT COMMITTEE ON WAYS AND MEANS

**Carrier – House: Rep. G. Smith
Carrier – Senate: Sen. Whitsett**

Action: Do Pass as Amended and Be Printed A-Engrossed

Vote: 20 – 0 – 2

House – Yeas: Buckley, D. Edwards, Galizio, Garrard, Gilman, Jenson, Komp, Nathanson, Richardson, Shields, G. Smith

– Nays:

– Exc: Kotek

Senate – Yeas: Carter, Girod, Johnson, Monroe, Nelson, Verger, Walker, Whitsett, Winters

– Nays:

– Exc: Bates

Prepared By: Michael Kaplan, Department of Administrative Services

Reviewed By: John Borden, Legislative Fiscal Office

Meeting Date: May 29, 2009

Agency

Commission on Judicial Fitness and Disability

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Biennium

2009-11

Budget Summary*

	2007-09 Legislatively Approved Budget (1)	2009-11 Essential Budget Level	2009-11 Committee Recommendation	Committee Change from 2007-09 Leg. Approved	
				\$\$ Change	% Change
General Fund	\$ 184,806	\$ 190,577	\$ 181,048	\$ -3,758	-2.0%
Total	\$ 184,806	\$ 190,577	\$ 181,048	\$ -3,758	-2.0%

Position Summary

Authorized Positions	1	1	1	0
Full-time Equivalent (FTE) positions	0.50	0.50	0.50	0.00

(1) Includes adjustments through the December 2008 meeting of the Emergency Board

* Excludes Capital Construction expenditures

Summary of Revenue Changes

There were no fee ratifications, revenue source changes or other significant revenue actions approved by the subcommittee.

Summary of General Government Subcommittee Action

The Commission on Judicial Fitness and Disability investigates and acts upon complaints of judicial misconduct or disability. The basis for a finding of misconduct is a violation of Oregon's Code of Judicial Conduct. The commission does not have formally approved administrative rules, but has rules of procedure.

The commission has jurisdiction over the following categories of judges: justices of the peace, circuit court judges, appellate court judges, temporary or pro-tem judges, senior or "Plan B" semi-retired judges, and judicial referees.

The subcommittee approved a budget of \$181,048 General Fund for the 2009-11 biennium, a two percent reduction from the 2007-09 Legislatively Approved Budget. At this budgetary level the commission will continue to fund one position, 0.50 full-time equivalent.

The subcommittee approved Policy Package 810, which is a reduction of \$9,529, five percent of the essential budget level. This reduction would come from the extraordinary budget for the commission. This portion of the budget funds investigations and prosecutions. Currently, there are no pending cases for investigation or prosecution.

Summary of Performance Measure Action

See attached Legislatively Adopted 2009-11 Key Performance Measures form.