

2020 First Extraordinary Session

HOUSE BILL NO. 7

BY REPRESENTATIVES ZERINGUE, SCHEXNAYDER, AND THOMPSON AND  
SENATORS CORTEZ AND WHITE

1 AN ACT

2 To appropriate funds to defray the expenses of the Louisiana Judiciary, including the  
3 Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans  
4 Parish, and other courts; to provide for an effective date; and to provide for related  
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1.A. The sum of One Hundred Eighty-Eight Million Seven Hundred  
8 Twenty-One Thousand Eight Hundred Seventeen No/100 (\$188,721,817.00) Dollars, or so  
9 much thereof as may be necessary, is hereby appropriated to defray the expenses of the  
10 judiciary, including the Supreme Court, Courts of Appeal, the District Courts, the Criminal  
11 District Court of Orleans Parish, and of the other courts.

12 B. The total amount herein appropriated is hereby allocated to provide as follows:

13 **03-8170 SUPREME COURT**

14 **Program Description:** *The Supreme Court has general supervisory jurisdiction over all lower courts.*  
15 *It may establish procedural and administrative rules not in conflict with law and may assign a sitting or*  
16 *retired judge to any court. The Supreme Court has sole authority to provide by rule for appointments of*  
17 *attorneys as temporary or ad hoc judges. It considers applications for writs to review individual cases,*  
18 *and has criminal and other appellate jurisdiction. The Supreme Court has exclusive original jurisdiction*  
19 *of disciplinary proceedings against lawyers, recommendations of the Judiciary Commission of Louisiana*  
20 *for the discipline of judges, and fact questions affecting its appellate jurisdiction. It has inherent authority*  
21 *to regulate the legal profession and to promulgate and update the Code of Judicial Conduct. The court*  
22 *also provides judicial training through the Judicial College and works to improve the administration of*  
23 *justice.*

24 **Mission Statement:** *The mission of the Supreme Court of Louisiana is to protect and promote the rule*  
25 *of law, to ensure public trust, to use public resources efficiently, to ensure the highest professional*  
26 *conduct, integrity, and competence of both the bench and the bar, and to ensure the proper administration*  
27 *and performance of all courts under its authority.*

28 **Goal:** To protect the rule of law.

29 **Objective:** To provide a reasonable opportunity for litigants to seek review in the Supreme Court of  
30 decisions made by lower tribunals.

31 **General Performance Information:**

	<i>2017</i>	<i>2018</i>	<i>2019</i>
32 <i>Total Filings</i>	<i>2,181</i>	<i>2,117</i>	<i>2,096</i>
33 <i>Total Appeals Filed</i>	<i>4</i>	<i>6</i>	<i>5</i>
34 <i>Total Writs Filed</i>	<i>1,997</i>	<i>1,925</i>	<i>1,906</i>
35 <i>Total Dispositions Rendered</i>	<i>2,039</i>	<i>2,344</i>	<i>2,183</i>

1           **Goal:** To promote the rule of law.

2           **Objective:** To resolve cases in a timely manner.

3           **General Performance Information:**

	2017	2018	2019
4 <i>Percentage of noncriminal case</i>			
5 <i>    applications acted on within Supreme</i>			
6 <i>    Court standard of 120 days of filing</i>	88%	83.4%	89.8%
7 <i>Percentage of criminal case applications</i>			
8 <i>    acted on within Supreme Court</i>			
9 <i>    standard of 120 days of filing</i>	34.9%	34.1%	42.9%
10 <i>Percentage of pro se post conviction</i>			
11 <i>    applications acted on within Supreme</i>			
12 <i>    Court standard of 120 days of filing</i>	20.8%	23%	23.5%
13 <i>Percentage of bar disciplinary filings</i>			
14 <i>    acted upon within Supreme Court</i>			
15 <i>    standard of 120 days of filing</i>	89.3%	85%	97 %
16 <i>Percentage of opinions rendered within</i>			
17 <i>    Supreme Court standard of 84 days</i>			
18 <i>    from argument</i>	73.2%	74%	77.1%

20          **Goal:** To ensure the public trust.

21          **Objective:** To facilitate public access to Supreme Court decisions.

22          **General Performance Information:**

	2017	2018	2019
23 <i>Percentage of written opinions available</i>			
24 <i>    to the public within 5 days of decision</i>	100%	100%	100%

26          **Objective:** To inform the public of operations and activities.

27          **General Performance Information:**

	2017	2018	2019
28 <i>Number of outreach programs</i>	70	84	90
29 <i>Number of media releases on court decisions</i>	65	56	54
30 <i>Number of media releases on other matters</i>	18	20	18
31 <i>Number of recipients of releases on</i>			
32 <i>    court decisions</i>	1,932	2,054	2,153
33 <i>Number of recipients of releases on other</i>			
34 <i>    matters</i>	3,489	5,835	4,777

36          **Objective:** To ensure the highest professional conduct, integrity, and competence of the bench.

37          **General Performance Information:**

	2017	2018	2019
38 <i>Average number of hours acquired</i>			
39 <i>    through continuing legal education</i>			
40 <i>    per judge</i>	29.03	29.47	25.13
41 <i>Number of complaints filed against</i>			
42 <i>    judges and justices of the peace</i>	533	543	417
43 <i>Number of complaints against judges</i>			
44 <i>    and justices of the peace resolved or</i>			
45 <i>    disposed of in the calendar year</i>	546	428	474

47          **Objective:** To ensure the highest professional conduct, integrity, and competence of the bar.

48          **General Performance Information:**

	2017	2018	2019
49 <i>Average number of hours acquired through</i>			
50 <i>    continuing legal education per lawyer</i>	14.76	14.75	14.17
51 <i>Number of complaints filed against lawyers</i>	2,795	2,534	2,334
52 <i>Number of complaints filed against lawyers</i>			
53 <i>    resolved or disposed of in calendar year</i>	3,096	2,692	2,446

55          Payable out of the State General Fund (Direct):

		<u>FY 20 EOB</u>		<u>FY 21</u>
56          01	Salaries of one (1) Chief Justice and			
57          58	six (6) Associate Justices of the			
59          59	Supreme Court, as provided by			
60          60	R.S. 13:102	\$ 1,155,208	\$	1,185,978
61          61	02			
62          62	Salaries and other expenses of the			
63          63	Supreme Court Proper and salary of			
	the Crier of the Supreme Court	\$ 4,963,652	\$	11,502,926

1           03     Expenses of Judicial Administrator's  
 2                   Office and of the Judiciary  
 3                   Commission provided for in Article V,  
 4                   Section 25 of the Constitution of  
 5                   Louisiana and under the provisions of  
 6                   R.S. 13:32 et seq.

7           A. Expenses of Judicial  
 8                   Administrator's Office                                 \$     4,595,723     \$     4,987,548

9           **Program Description:** *The Judicial Administrator's Office assists the Supreme Court in the*  
 10 *administration of the state court system. It staffs the Judicial Council and the Judiciary Commission of*  
 11 *Louisiana. Through the Judicial Council, it performs studies and makes recommendations for the creation*  
 12 *of new judgeships and for improving the administration of justice. The Judicial Administrator's Office*  
 13 *provides payroll and other fiscal services to the Judiciary, including the administration of a judicial*  
 14 *retirement system; support for the Supreme Court and Appellate Court human resource system; and*  
 15 *support for judicial branch reporting obligations. The Judicial Administrator's Office also manages the*  
 16 *ad hoc judgeship system, monitors cases under advisement, provides support for initiatives to ensure*  
 17 *access to the courts for limited English proficiency individuals; provides outreach services to state and*  
 18 *local courts, applies for and administers grants to improve judicial administration; and staffs the*  
 19 *Committee on Judicial Ethics. The Judicial Administrator's office administers several programs, including*  
 20 *the Supreme Court Drug Court / Specialty Court Office, the Louisiana Protective Order Registry, and*  
 21 *CASA and FINS through the Division of Children and Families. The Judicial Administrator's office also*  
 22 *provides staff support for the Louisiana Judicial College, and performs numerous legal services for the*  
 23 *Supreme Court and the Judiciary.*

24           B. Expenses of Judiciary Commission                                 \$     1,853,140     \$     2,079,002

25           **Program Description:** *The Judiciary Commission of Louisiana is a constitutional body established under*  
 26 *Article V, Section 25 of the Constitution of 1974 to accept, screen, investigate, and prosecute complaints*  
 27 *of judicial misconduct. As part of its authority, it may recommend to the Supreme Court the censure,*  
 28 *suspension, removal from office, or involuntary retirement of any judge for ethical misconduct.*

29           C. Court Reporters; Statistical  
 30                   Reporting Systems                                 \$     343,317     \$     369,429

31           D. Dues to National Center for  
 32                   State Courts                                 \$     170,061     \$     178,565

33           04     Louisiana Attorney Disciplinary  
 34                   Board, as per Louisiana Supreme  
 35                   Court Rule XIX                                 \$     3,000     \$     3,000

36           05     Compensation and expenses of retired  
 37                   judges assigned under Article V,  
 38                   Section 5(A) of the Constitution of  
 39                   Louisiana, be it more or less  
 40                   estimated at                                 \$     1,126,948     \$     1,245,129

41           06     Law Library of Louisiana for salaries,  
 42                   services, supplies, maintenance, repairs,  
 43                   and equipment                                 \$     1,669,075     \$     1,812,665

44           **Program Description:** *The Law Library of Louisiana serves the legal information needs of the state*  
 45 *judiciary, and is open to members of the bar and public.*

46           07     Salaries and expenses of transferred  
 47                   judges assigned under Article V,  
 48                   Section 5(A) of the Constitution,  
 49                   be it more or less estimated as                                 \$     32,095     \$     32,095

50           08     Retirement pay for services rendered by  
 51                   justices and judges of all courts, as  
 52                   provided by R.S. 11:1358 and  
 53                   R.S. 13:103                                 \$     916,846     \$     935,183

1	09	Pensions for widows of justices and			
2		judges of all courts, as provided by			
3		R.S. 11:1371 and R.S. 11:1381, be it			
4		more or less estimated at	\$	939,894	\$ 958,692
5	10	Judicial College	\$	31,938	\$ 119,563
6		<b>Program Description:</b> <i>The Judicial College was established by order of the Supreme Court in 1976 to</i>			
7		<i>provide continuing legal education to Louisiana judges.</i>			
8	11	State contribution to judicial			
9		retirement provided for in Article V,			
10		Section 23 of the Constitution and			
11		R.S. 11:551 et seq., be it more or			
12		less estimated at	\$	18,810,289	\$ 20,407,214
13	12	Civil commitment matters as			
14		required by R.S. 28:54	\$	231,546	\$ 352,983
15	13	Paul M. Hebert Law Center for			
16		expenses of storage of appellate			
17		court records	\$	60,000	\$ 60,000
18	14	Funding for statewide operations of the			
19		Louisiana Protective Order Registry			
20		(R.S. 46:2136.2) under the Case			
21		Management Information System	\$	1,012,320	\$ 1,299,782
22	15	Information Technology	\$	1,069,760	\$ 1,332,214
23	16	Payable out of State General			
24		Fund for Operational expenses of			
25		the Families in Need of Services			
26		Program (FINS)	\$	1,927,296	\$ 2,325,393
27		<b>Program Description:</b> <i>The mission of the FINS Assistance Program is to assist local FINS processes by</i>			
28		<i>developing and implementing a needs-based allocation formula; developing, implementing, and mandating</i>			
29		<i>the use of a uniform data system for tracking, managing, and reporting FINS informal cases; developing</i>			
30		<i>and mandating the use of programmatic standards; developing, implementing, and reporting performance</i>			
31		<i>indicators and measures; requiring and monitoring periodic fiscal reports and financial accountability;</i>			
32		<i>and, generally supervising and assisting local FINS processes in other ways.</i>			
33					
34	17	Louisiana Drug and Specialty Courts	\$	9,240,844	\$ 10,860,417
35		<b>Program Description:</b> <i>Louisiana Drug and Specialty Courts, such as Drug/DWI Treatment Courts,</i>			
36		<i>authorized in 1977 by R.S. 13:5301-5304; Reentry Courts, authorized in 2010 by R.S. 13:5401; Mental</i>			
37		<i>Health Courts, authorized in 2013 by R.S. 13:5353 - 5358; Swift and Certain Program, authorized by R.S.</i>			
38		<i>13:5371; and Veterans Treatment Courts, authorized in 2014 by R.S. 13:5361 - 5368, are proven and</i>			
39		<i>effective alternatives to traditional criminal justice interventions. These programs provide integrated</i>			
40		<i>treatment for substance use and mental health disorders, including the appropriate use of sanctions and</i>			
41		<i>incentives along with case management, to place participants in need of services into appropriate</i>			
42		<i>community-based and judicially supervised rehabilitation programs. Clients are regularly tested and</i>			
43		<i>monitored for compliance with educational, employment, and treatment requirements pursuant to current</i>			
44		<i>best practices and the proven national model.</i>			
45	18	Court Appointed Special Advocates	\$	1,794,035	\$ 2,965,884
46		<b>Program Description:</b> <i>The purpose of the CASA Assistance Program is to promote timely placement of</i>			
47		<i>children in need of care in permanent, safe and stable homes, in accordance with the provisions of</i>			
48		<i>Children's Code articles 424-426. Services are provided through local CASA programs which recruit,</i>			
49		<i>screen, train and supervise community advocates. Upon appointment by the trial judge, qualified</i>			
50		<i>advocates serve children by providing independent factual information to the judge, advocating for the best</i>			
51		<i>interest of the children, monitoring cases to which they have been assigned, and advising and assisting the</i>			
52		<i>judge in the determination of the best interest of the children involved.</i>			
53		TOTAL - STATE GENERAL FUND (DIRECT)	\$	<u>51,946,987</u>	\$ <u>65,013,662</u>

1           19     Payable out of the State General Fund  
 2                     from Statutory Dedications, Judges'  
 3                     Supplemental Compensation Fund,  
 4                     R.S. 13:10.3, be it more or less  
 5                     estimated at                                     \$     6,223,724     \$     6,223,724

6           **Program Description:** *The Judges' Supplemental Compensation Fund was established by the Legislature*  
 7                     *in 1985 to fund salary supplements and salary-related expenses to judges and commissioners. The funding*  
 8                     *source is a non-refundable filing fee assessed on civil filings as provided in R.S. 13:10.3.*

9           20     Payable out of the State General  
 10                    Fund from Statutory Dedications,  
 11                    Trial Court Case Management  
 12                    Information Fund, for the Case  
 13                    Management Information System,  
 14                    Article 887(F) of the Code of  
 15                    Criminal Procedure, be it more or less  
 16                    estimated at                                     \$     4,017,201     \$     4,017,201

17           **Program Description:** *The Case Management Information System (CMIS) was created by the Supreme*  
 18                     *Court in 1993 to provide a statewide information system for tracking and managing criminal, civil,*  
 19                     *juvenile, traffic, and appellate cases as well as protective orders. Data is received from courts statewide,*  
 20                     *transferred to the CMIS repository, and made available to courts and executive branch agencies.*  
 21                     *Additional information will also be available from the Department of Public Safety & Corrections. CMIS*  
 22                     *is funded from a court cost assessed on all criminal and traffic convictions as provided under*  
 23                     *C.Cr.P.887(F).*

24           TOTAL - STATE GENERAL FUND  
 25                    BY STATUTORY DEDICATIONS                                     \$     10,240,925     \$     10,240,925

26           21     Drug court maintenance and  
 27                    enhancement, payable out of the State  
 28                    General Fund through Interagency  
 29                    Transfers from the Department of  
 30                    Children and Family Services                                     \$     5,400,000     \$     5,400,000

31           22     Court Appointed Special Advocates,  
 32                    payable out of the State General Fund  
 33                    through Interagency Transfers from the  
 34                    Department of Children and Family  
 35                    Services   \$     3,992,850     \$     3,992,850

36           TOTAL- STATE GENERAL FUND THROUGH  
 37                    INTERAGENCY TRANSFERS                                     \$     9,392,850     \$     9,392,850

38  
 39           TOTAL SUPREME COURT   \$     71,580,762     \$     84,647,437

40           **03-8171    COURTS OF APPEAL**

41           **Program Description:** *The five courts of appeal, domiciled in Baton Rouge, Shreveport, Lake Charles,*  
 42                     *New Orleans, and Gretna, have supervisory jurisdiction over all cases arising within their respective*  
 43                     *circuits, subject to the general supervisory jurisdiction of the Supreme Court. Each court of appeal also*  
 44                     *has appellate jurisdiction over all civil matters, all matters appealed from family and juvenile courts, and*  
 45                     *all criminal cases triable by a jury which arise within its circuit, except for those cases appealable directly*  
 46                     *to the Supreme Court or to the district courts.*

47           **Mission Statement:** *The mission of the appellate courts of Louisiana is to provide meaningful access to*  
 48                     *all who seek review under the Courts' appellate and supervisory jurisdiction granted by the Louisiana*  
 49                     *Constitution while protecting and promoting the rule of law, preserving the public trust, and using public*  
 50                     *resources efficiently.*

1           **Goal:** To protect the rule of law.

2           **Objective:** To provide a reasonable opportunity for multi-judge review of decisions made by lower  
3 tribunals.

4           **General Performance Information:**

	2017	2018	2019
5			
6	1,897	1,827	1,702
7	3,420	3,345	3,364
8	4,439	4,431	4,259

9           **Goal:** To promote the rule of law.

10          **Objective:** To resolve cases expeditiously.

11          **General Performance Information:**

	2017	2018	2019
12			
13	<i>Average number of days from lodging of the</i>		
14	<i>appeal to argument:</i>		
15	<i>Time Standard = no more than 175 days.</i>		
16	147	153	148
17	162	148	153
18	159	149	152

19          *Average number of days from argument to*  
20 *rendering of the opinion:*

21	<i>Time Standard = no more than 70 days.</i>		
22	43	44	44
23	44	44	48
24	44	44	45

25          **Goal:** To preserve public trust.

26          **Objective:** To facilitate public access to the decisions of the courts of appeal.

27          **General Performance Information:**

	2017	2018	2019
28			
29	<i>Percentage of written opinions available</i>		
30	100%	100%	100%
31	<i>to the public within 5 days of decision</i>		

32          Payable out of the State General Fund (Direct):

		<u>FY 20 EOB</u>	<u>FY 21</u>
33			
34	01    Salaries of five (5) Chief Judges		
35	and forty-eight (48) Judges of		
36	the Courts of Appeal, R.S. 13:311	\$    8,124,978	\$    8,342,412
37	02    Salaries and expenses of operation		
38	and maintenance of the Court of		
39	appeal, First Circuit	\$   10,286,973	\$   11,205,994
40	03    Salaries and expenses of operation		
41	and maintenance of the Court of		
42	appeal, Second Circuit	\$    5,807,610	\$    6,105,936
43	04    Salaries and expenses of operation		
44	and maintenance of the Court of		
45	appeal, Third Circuit	\$    8,839,437	\$    9,293,132
46	05    Salaries and expenses of operation		
47	and maintenance of the Court of		
48	Appeal, Fourth Circuit	\$    8,221,408	\$    8,708,809
49	06    Salaries and expenses of operation		
50	and maintenance of the Court of		
51	Appeal, Fifth Circuit	<u>\$    6,019,956</u>	<u>\$    6,353,132</u>
52	TOTAL COURTS OF APPEAL-		
53	STATE GENERAL FUND (DIRECT)	<u>\$  47,300,362</u>	<u>\$  50,009,415</u>

**03-8172 DISTRICT COURTS - SALARIES AND OFFICE EXPENSES AS REQUIRED BY STATUTE**

**Program Description:** *There are forty-one district courts in Louisiana that have general jurisdiction over all matters within their territorial limits, except in those judicial districts (the 1st, the 19th, and the 24th Judicial Districts) where family and juvenile courts have exclusive jurisdiction over certain types of cases and except in Orleans Parish where there are separate courts exercising civil, criminal, and juvenile jurisdictions. In certain cases, the forty-one general jurisdiction courts have concurrent jurisdiction with justices of the peace and parish courts. The district courts generally have appellate jurisdiction of criminal cases tried by city, parish, municipal, traffic, and mayors' courts, except in certain cases. The district courts also have appellate jurisdiction over justices of the peace in parishes where no parish courts exist. The Civil District Court of Orleans Parish has jurisdiction of all civil cases in that parish. The Criminal District Court of Orleans Parish has jurisdiction over all criminal cases in that parish. It also has general supervisory jurisdiction over the municipal and traffic court in Orleans Parish. The Family Court of East Baton Rouge Parish has exclusive jurisdiction of many domestic cases in that parish. The four juvenile courts located in Caddo, East Baton Rouge, Jefferson, and Orleans parishes have exclusive jurisdiction of juvenile cases in their respective parishes.*

**Mission Statement:** *The mission of the trial courts of Louisiana is to provide access to justice, to meet all responsibilities in a timely and expeditious manner, to provide equality, fairness, and integrity in their proceedings, to maintain judicial independence and accountability, and to reach a fair and just result by adherence to the procedural and substantive law, thereby instilling trust and confidence in the public.*

**Goal:** To establish a more open and accessible system of justice.

**Objective:** To encourage responsible parties to make court facilities safe, accessible, and convenient.

**General Performance Information:**

	<b>2017</b>	<b>2018</b>	<b>2019</b>
Percentage of surveyed district court chief judges indicating actions taken in FY 2018-2019 to improve compliance with the Americans with Disabilities Act (ADA)	83.3%	87.5%	87.5%

**Objective:** To encourage all responsible public bodies and public officers to make the costs of access to the trial court's proceedings and records - whether measured in terms of money, time, or the procedures that must be followed - reasonable, fair, and affordable.

**General Performance Information:**

	<b>2017</b>	<b>2018</b>	<b>2019</b>
Percentage of surveyed district court chief judges indicating actions taken in FY 2018-2019 to assist self-represented litigants	85.4%	91.7%	93.8%

**Goal:** To meet all responsibilities to everyone affected by the court and its activities in a timely and expeditious manner.

**Objective:** To encourage timely case management and processing.

**General Performance Information:**

	<b>2017</b>	<b>2018</b>	<b>2019</b>
Number of parishes reporting criminal disposition data to CMIS	64	64	64
Percentage of parishes reporting criminal disposition data to CMIS	100%	100%	100%

	<b>2017</b>	<b>2018</b>	<b>2019</b>
Percentage of surveyed district court chief judges indicating that their courts had taken steps within FY 2018-2019 to reduce delays and improve the timeliness of case processing	93.8%	87.5%	93.8%

**Objective:** To enhance jury service.

**General Performance Information:**

	<b>2017</b>	<b>2018</b>	<b>2019</b>
Percentage of surveyed district court chief judges indicating that their court had taken steps within FY 2018-2019 to make jury service more convenient or effective	92.9%	88.4%	88.4%

1       **Goal:** To provide due process and equal protection of the law to all who have  
 2 business before the court; and to demonstrate integrity in all procedures and  
 3 decisions.

4       **Objective:** To recognize new conditions or emerging events and to adjust court  
 5 operations as necessary.

6       **General Performance Information:**

	2017	2018	2019
7			
8			
9			
10			
11			
12			
13			
14			
15			

16       **Goal:** To maintain judicial independence, while observing the principle of comity  
 17 in its governmental relations and accountability to the public.

18       **Objective:** To inform the community of the court's structure and function.

19       **General Performance Information:**

	2017	2018	2019
20			
21			
22			
23			
24			
25			

26       Payable out of the State General Fund (Direct):

		<b><u>FY 20 EOB</u></b>	<b><u>FY 21</u></b>
27			
28	01		
29			
30			
31	02		
32			
33			
34	03		
35			
36			
37	04		
38			
39			
40			
41			
42	05		
43			
44			
45			
46	06		
47			
48	07		
49			
50			
51			
52	08		
53			
54			
55			



1		R.S. 13:712 and R.S. 13:715,			
2		respectively	\$	584,653	\$ 610,546
3	09	Office expenses for the Judicial			
4		Expense Fund of the Nineteenth Judicial			
5		District Court as provided by			
6		R.S. 13:711-713	\$	400,707	\$ 413,728
7	10	Office expenses for the Judicial			
8		Expense Fund of the Fifteenth			
9		Judicial District Court as provided			
10		by R.S. 13:714-716	\$	286,234	\$ 292,616
11	11	Law Clerk, Twentieth Judicial District			
12		Court as provided by Act 747 of 1977	\$	49,311	\$ 49,311
13	12	For the expenses of the Judicial Expense			
14		Fund, Tenth Judicial District Court as			
15		provided by Act 57 of 2006	\$	<u>35,000</u>	\$ <u>35,000</u>
16		SUBTOTAL	\$	<u>39,353,270</u>	\$ <u>40,614,727</u>
17	13	Criminal Court - Parish of Orleans			
18		<b>Program Description:</b> <i>The Criminal District Court for the Parish of Orleans has exclusive jurisdiction</i>			
19		<i>of the trial and punishment of all crimes, misdemeanors, and offenses committed within the parish of</i>			
20		<i>Orleans, if the jurisdiction is not vested by law in some other court. The court, through its magistrate and</i>			
21		<i>with assistance from its commissioners, has the power of committing magistrates in all felony charges and</i>			
22		<i>the power to hold preliminary examinations, with authority to bail or discharge, or to hold for trial, in all</i>			
23		<i>cases before the court. The court has appellate jurisdiction of all cases tried before the Municipal and</i>			
24		<i>Traffic Court of New Orleans and has general supervisory jurisdiction over these courts.</i>			
25	A.	Salaries of thirteen (13) District			
26		Judges of Criminal Court, Orleans			
27		Parish as provided by R.S. 13:691	\$	1,900,237	\$ 1,951,251
28	B.	Office expenses of Judges of			
29		Criminal Court, Orleans Parish as			
30		Provided by R.S. 13:698	\$	74,750	\$ 74,750
31	C.	State's share of group insurance			
32		for personnel of Criminal Court			
33		as provided by R.S. 42:851	\$	694,766	\$ 729,504
34	D.	Salaries of thirteen (13) minute			
35		clerks as provided by R.S.			
36		13:1373.1	\$	288,064	\$ 293,811
37					
38	E.	Salaries of twenty-six (26) court			
39		reporters as provided by R.S.			
40		13:1373.1	\$	449,821	\$ 456,097
41	F.	Salaries of four (4) commissioners			
42		of Criminal Court, Orleans Parish,			
43		including related benefits as			
44		provided by R.S. 13:1347	\$	515,703	\$ 534,781
45	G.	Office and travel expenses of			
46		commissioners as provided by			
47		R.S. 13:1347	\$	7,950	\$ 10,600

1	H. Salaries of four (4) minute clerks,			
2	one for each commissioner			
3	as provided by R.S. 13:1347	\$	75,372	\$ 76,845
4	I. Salaries of four (4) court reporters,			
5	one for each commissioner			
6	as provided by R.S. 13:1347	\$	57,312	\$ 58,422
7	J. Salaries of Judicial Administrator,			
8	and assistants, including			
9	related benefits	\$	910,443	\$ 1,002,268
10	K. Salaries of thirteen (13) law clerks	\$	695,417	\$ 775,026
11	L. Salaries of four (4) secretaries	\$	204,258	\$ 229,942
12	M. Sanity Commissions	\$	87,744	\$ 89,595
13	N. Board of Jury Commissioners	\$	<u>391,859</u>	\$ <u>424,869</u>
14	SUBTOTAL	\$	<u>6,353,696</u>	\$ <u>6,707,761</u>
15	14 Juvenile and Family Court Judges			
16	A. Salaries of thirteen (13) Juvenile			
17	Court Judges as provided by			
18	R.S. 13:691	\$	1,900,237	\$ 1,951,251
19	B. Salaries of four (4) Family Court			
20	Judges as provided by R.S. 13:691	\$	584,688	\$ 600,385
21	C. Office and travel expenses of Juvenile			
22	and Family Court Judges as			
23	provided by R.S. 13:698 and			
24	R.S. 13:694, respectively	\$	<u>103,500</u>	\$ <u>97,750</u>
25	SUBTOTAL	\$	<u>2,588,425</u>	\$ <u>2,649,386</u>
26	TOTAL DISTRICT COURTS - SALARIES			
27	AND OFFICE EXPENSES AS REQUIRED			
28	BY STATUTE- STATE GENERAL FUND			
29	(DIRECT)	\$	<u>48,295,391</u>	\$ <u>49,971,874</u>

**03-8173 OTHER COURTS - SALARIES AND OFFICE EXPENSES AS REQUIRED BY STATUTE**

**Program Description:** *The category includes forty-seven city courts, one municipal and traffic court (New Orleans), and one parish court (Ascension Parish).*

**Mission Statement:** *The mission of the city and parish courts of Louisiana is to provide access to justice, to meet all responsibilities in a timely and expeditious manner, to provide equality, fairness and integrity in their proceedings, to maintain judicial independence and accountability, and to reach a fair and just result by adherence to the procedural and substantive law, thereby instilling trust and confidence in the public.*

**Goal:** To establish a more open and accessible system of justice.

**Objective:** To encourage all responsible public bodies and public officers to make the costs of access to the court's proceedings and records - whether measured in terms of money, time, or the procedures that must be followed - reasonable, fair, and affordable.

1 **General Performance Information:**

	2017	2018	2019
2			
3			
4			
5			
6	98.1%	94.1%	98%

7 **Goal:** To meet all responsibilities to everyone affected by the court and its  
8 activities in a timely and expeditious manner.

9 **Objective:** To encourage timely case management and processing.

10 **General Performance Information:**

	2017	2018	2019
11			
12			
13			
14			
15			
16			
17	90.4%	82.4%	80.4%

18 **Goal:** To maintain judicial independence, while observing the principle of comity  
19 in its governmental relations and accountability to the public.

20 **Objective:** To inform the community of the court's structure and function.

21 **General Performance Information:**

	2017	2018	2019
22			
23			
24			
25			
26			
27	88.5%	78.4%	86.3%

28 **Objective:** To recognize new conditions or emerging events and to adjust court  
29 operations as necessary.

30 **General Performance Information:**

	2017	2018	2019
31			
32			
33			
34			
35	92.3%	78.4%	86.3%
36			
37			
38			
39	90.4%	78.4%	88.2%

40 Payable out of the State General Fund (Direct):

	<u>FY 20 EOB</u>	<u>FY 21</u>
41		
42		
43	\$ 2,831,732	\$ 2,907,760
44		
45		
46		
47	<u>\$ 410,432</u>	<u>\$ 421,450</u>
48		
49		
50	<u>\$ 3,242,164</u>	<u>\$ 3,329,210</u>

51 **03-8174 OTHER COURTS - SALARIES AND OFFICE EXPENSES NOT**  
52 **REQUIRED BY STATUTE**

53 Payable out of the State General Fund (Direct):

	<u>FY 20 EOB</u>	<u>FY 21</u>
54		
55		
56	\$ 536,132	\$ 610,805

57 **Program Description:** The program tracks and maintains child abuse and neglect cases in the Orleans  
58 Parish Juvenile Court. It also provides assistance in support of the Families in Need of Services Program.

1	02	Orleans Parish Juvenile Court		
2		Reporters	\$ 77,178	\$ 89,893
3	03	For the expenses of the Judges'		
4		Assistance Program	\$ <u>61,877</u>	\$ <u>63,183</u>
5	<b>Program Description:</b> <i>The Judges' Assistance Program provides counseling and other assistance to</i>			
6	<i>judges with substance abuse problems.</i>			
7	TOTAL OTHER COURTS NOT REQUIRED			
8	BY STATUTE- STATE GENERAL FUND			
9		(DIRECT)	\$ <u>675,187</u>	\$ <u>763,881</u>

10 Section 2. The appropriations, and the allocations of such appropriations, from the  
 11 State General Fund (Direct) contained in Section 1 of this Act shall be reduced by a total  
 12 amount of Seventeen Million Thirty-One Thousand Seventy and No/100 (\$17,031,070)  
 13 Dollars, pursuant to a plan adopted by the Judicial Budgetary Control Board or as approved  
 14 by the Louisiana Supreme Court.

15 Section 3. In addition to the funds appropriated in this Act, an amount equal to Four  
 16 Million and No/100 (\$4,000,000) Dollars is hereby appropriated payable out of the State  
 17 General Fund through Interagency Transfers from the Governor's Office of Homeland  
 18 Security and Emergency Preparedness for expenses related to Covid-19 response efforts  
 19 pursuant to a plan adopted by the Judicial Budgetary Control Board or as approved by the  
 20 Louisiana Supreme Court.

21 Section 4.A. The Chief Justice of the Supreme Court, or her duly authorized and  
 22 appointed agent, shall warrant the state treasurer for the allocations herein provided, or for  
 23 so much thereof as may be necessary. The aforesaid warrant shall be paid out of the State  
 24 General Fund, and the state treasurer shall pay said warrant by preference over all other  
 25 warrants, except warrants for the salaries of constitutional officers of the state and warrants  
 26 for expenses of the legislature, which shall be concurrent with the warrant provided by this  
 27 Act.

28 B. The funds drawn as provided herein shall be deposited in the name of the  
 29 judiciary in an approved bank that has been selected by the Supreme Court and is located in  
 30 the state.

31 C. Any funds herein allocated to the judiciary, any portion of the funds previously  
 32 appropriated to the judiciary, other revenue of the judiciary or its agencies, and interest  
 33 earnings are hereby appropriated and may be used to defray the expenses of the judiciary;

1 however, all funds remaining unexpended or unencumbered shall be returnable to the State  
2 General Fund on or before September 1, 2021.

3 D. For Fiscal Year 2020-2021, any surpluses occurring in the appropriations made  
4 in this Act may be transferred from one agency or line-item to another during the fiscal year  
5 in accordance with the rules of the Judicial Budgetary Control Board, or as approved by the  
6 Supreme Court.

7 E. The adjustment to be made in the salaries of judicial employees and the number  
8 of authorized positions of the judiciary shall be as decided by the judicial agency affected,  
9 subject to the approval of the Judicial Budgetary Control Board, or as approved by the  
10 Supreme Court. Notwithstanding any other provision of law to the contrary, no judicial  
11 employee shall be eligible for or granted a market rate salary increase during the 2020-2021  
12 fiscal year. All market rate salary increases prohibited by the provision of this Section shall  
13 be reconsidered for the same expenditure purpose no later than October 15, 2020, by the  
14 legislature or the Judicial Budgetary Control Board if the legislature has not convened by  
15 October 15, 2020. This section does not apply to promotions.

16 F. The program descriptions, general performance information and indicators,  
17 objectives, goals, and mission statements contained in this Act are not part of the law and  
18 are not enacted into law by virtue of their inclusion in this Act. The missions, goals, and  
19 objectives contained in the Act are derived from performance standards established by  
20 Section 10 of Part G, General Administrative Rules of the Supreme Court of Louisiana.

21 G. The inclusion in this Act of staff salaries and benefits for lower court or other  
22 judicial branch agency employees shall not be deemed to create or impose any obligation  
23 upon the State of Louisiana Judicial Branch, the Supreme Court of Louisiana, the Judicial  
24 Budgetary Control Board, or the Supreme Court Judicial Administrator's Office relative to  
25 the administration of pay, retirement, or other benefits to any such employees. Accordingly,  
26 the State of Louisiana Judicial Branch, the Supreme Court of Louisiana, the Judicial  
27 Budgetary Control Board, and the Supreme Court Judicial Administrator's Office are not to  
28 be considered the "employer" or "employing agency" of lower court or other judicial agency  
29 employees whose staff salaries and other benefits are included in this Act.

1           Section 5. This Act shall become effective on July 1, 2020; if vetoed by the  
 2           governor and subsequently approved by the legislature, this Act shall become effective on  
 3           July 1, 2020, or on the day following such approval by the legislature, whichever is later.

**COMPARATIVE STATEMENT**

In accordance with R.S. 39:51(D), the following represents a comparative statement for each Court and program. The existing operating budget for FY 2019-2020 is compared to the appropriations for FY 2020-2021 as contained in the original bill.

<u>Courts and Programs</u>	<u>Existing Operating Budget FY 2019-2020</u>	<u>Appropriation Request FY 2020-2021</u>
<u>By Expenditure:</u>		
Supreme Court	\$ 71,580,762	\$ 84,647,437
Courts of Appeal	\$ 47,300,362	\$ 50,009,415
District Courts	\$ 48,295,391	\$ 49,971,874
Other Courts	\$ 3,242,164	\$ 3,329,210
Other Programs	\$ 675,187	\$ 763,881
Total Funding	<u>\$ 171,093,866</u>	<u>\$ 188,721,817</u>
<u>By Means of Finance:</u>		
Total General Fund (Direct)	\$ 151,460,091	\$ 169,088,042
Total Interagency Transfer	\$ 9,392,850	\$ 9,392,850
Total Statutory Dedications	\$ 10,240,925	\$ 10,240,925
Total Funding	<u>\$ 171,093,866</u>	<u>\$ 188,721,817</u>

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_