

Regular Session, 2014

HOUSE BILL NO. 1095

BY REPRESENTATIVES FANNIN AND KLECKLEY AND SENATORS ALARIO AND DONAHUE

APPROPRIATIONS: Appropriates funds for the expenses of the Louisiana Judiciary for Fiscal Year 2014-2015

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; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1.A. The sum of One Hundred Seventy-Nine Million One Hundred Fourteen  
7 Thousand Four Hundred Twenty and No/100 (\$179,114,420.00) Dollars, or so much thereof  
8 as may be necessary, is hereby appropriated to defray the expenses of the judiciary,  
9 including the Supreme Court, Courts of Appeal, the District Courts, the Criminal District  
10 Court of Orleans Parish, and of the other courts.

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

12 **03-8170 SUPREME COURT**

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

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

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

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

4       **General Performance Information:**

	<b>2011</b>	<b>2012</b>	<b>2013</b>	
5				
6	<i>Total Filings</i>	2,852	2,769	3,017
7	<i>Total Appeals Filed</i>	10	10	18
8	<i>Total Writs Filed</i>	2,613	2,639	2,790
9	<i>Total Dispositions Rendered</i>	2,916	3,181	2,500

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

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

12       **General Performance Information:**

	<b>2011</b>	<b>2012</b>	<b>2013</b>
13			
14	<i>Percentage of noncriminal case</i>		
15	<i>applications acted on within Supreme</i>		
16	<i>Court standard of 120 days of filing</i>		
17	96.6%	93.3%	94.3%
18	<i>Percentage of criminal case applications</i>		
19	<i>acted on within Supreme Court</i>		
20	<i>standard of 120 days of filing</i>		
21	40.4%	45.9%	37%
22	<i>Percentage of pro se post conviction</i>		
23	<i>applications acted on within Supreme</i>		
24	<i>Court standard of 120 days of filing</i>		
25	5.2%	8.5%	4.8%
26	<i>Percentage of bar disciplinary filings</i>		
27	<i>acted upon within Supreme Court</i>		
28	<i>standard of 120 days of filing</i>		
29	98.7%	88.9%	95.2%
30	<i>Percentage of opinions rendered within</i>		
31	<i>Supreme Court standard of 84 days</i>		
32	<i>from argument</i>		
33	64.4%	80.6%	83.2%

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

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

31       **General Performance Information:**

	<b>2011</b>	<b>2012</b>	<b>2013</b>
32			
33	<i>Percentage of written opinions available</i>		
34	<i>to the public within 5 days of decision</i>		
35	100%	100%	100%

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

36       **General Performance Information:**

	<b>2011</b>	<b>2012</b>	<b>2013</b>
37			
38	<i>Number of outreach programs</i>		
39	63	58	78
40	<i>Number of media releases on court decisions</i>		
41	83	77	73
42	<i>Number of media releases on other matters</i>		
43	21	15	24
44	<i>Number of recipients of releases on</i>		
45	<i>court decisions</i>		
46	1,498	1,663	1,760
47	<i>Number of recipients of releases on other</i>		
48	<i>matters</i>		
49	2,876	3,672	4,694

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

47       **General Performance Information:**

	<b>2011</b>	<b>2012</b>	<b>2013</b>
48			
49	<i>Average number of hours acquired</i>		
50	<i>through continuing legal education</i>		
51	<i>per judge</i>		
52	30.20	29.35	36.36
53	<i>Number of complaints filed against</i>		
54	<i>judges and justices of the peace</i>		
55	561	537	496
56	<i>Number of complaints against judges</i>		
57	<i>and justices of the peace resolved or</i>		
58	<i>disposed of in the calendar year</i>		
59	562	619	526

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

3 **General Performance Information:**

	2011	2012	2013
4 Average number of hours acquired through			
5 continuing legal education per lawyer	15.36	15.24	15.46
6 Number of complaints filed against lawyers	3,000	3,042	3,038
7 Number of complaints filed against lawyers			
8 resolved or disposed of in calendar year	2,997	2,966	3,319

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

11 01 Salaries of one (1) Chief Justice and six (6)  
12 Associate Justices of the Supreme Court,  
13 as provided by R.S. 13:102 \$ 1,052,553

14 02 Salaries and other expenses of the  
15 Supreme Court Proper and salary of  
16 the Crier of the Supreme Court \$ 9,714,732

17 03 Expenses of Judicial Administrator's  
18 Office and of the Judiciary Commission  
19 provided for in Article V, Section  
20 25 of the Constitution of Louisiana and  
21 under the provisions of R.S. 13:32 et seq.

22 A. Expenses of Judicial Administrator's Office \$ 4,970,135

23 **Program Description:** *The Judicial Administrator's Office assists the Supreme Court in the*  
24 *administration of the state court system. It staffs the Judicial Council and the Judiciary Commission of*  
25 *Louisiana. Through the Judicial Council, it performs studies and makes recommendations for the creation*  
26 *of new judgeships and for improving the administration of justice. The Judicial Administrator's Office*  
27 *provides payroll and other fiscal services to the Judiciary, including the administration of a judicial*  
28 *retirement system; support for the Supreme Court and Appellate Court human resource system;*  
29 *technological services to courts; and, manages the Trial Court Case Management Information System.*  
30 *The Judicial Administrator's Office also manages the ad hoc judgeship system, monitors cases under*  
31 *advisement, provides outreach services to state and local courts, staffs the Committee on Judicial Ethics,*  
32 *and performs numerous legal services for the Supreme Court and the Judiciary.*

33 B. Expenses of Judiciary Commission \$ 2,025,534

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

38 C. Court Reporters; Statistical Reporting Systems \$ 406,124

39 D. Dues to National Center for State Courts \$ 150,924

40 04 Expenses of the Louisiana Attorney Disciplinary  
41 Board, as per Louisiana Supreme Court Rule XIX \$ 3,000

42 05 Compensation and expenses of retired  
43 judges assigned under Article V,  
44 Section 5(A) of the Constitution of  
45 Louisiana, be it more or less estimated at \$ 1,518,993

46 06 Law Library of Louisiana for salaries,  
47 services, supplies, maintenance, repairs,  
48 and equipment \$ 1,996,817

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

3 07 Salaries and expenses of transferred  
4 judges assigned under Article V,  
5 Section 5(A) of the Constitution,  
6 be it more or less estimated as \$ 180,323

7 08 Retirement pay for services rendered by  
8 justices and judges of all courts, as  
9 provided by R.S. 11:1358 and  
10 R.S. 13:103 \$ 1,398,390

11 09 Pensions for widows of justices and  
12 judges of all courts, as provided by  
13 R.S. 11:1371 and R.S. 11:1381, be it  
14 more or less estimated at \$ 1,609,481

15 10 Judicial College \$ 274,681

16 **Program Description:** *The Judicial College was established by order of the Supreme Court in 1976 to*  
17 *provide continuing legal education to Louisiana judges.*

18 11 State contribution to judicial  
19 retirement provided for in Article V,  
20 Section 23 of the Constitution and  
21 R.S. 11:551 et seq., be it more or  
22 less estimated at \$ 17,781,862

23 12 Civil commitment matters as  
24 required by R.S. 28:54 \$ 143,424

25 13 Paul M. Hebert Law Center for the expenses  
26 of storage of appellate court records \$ 60,000

27 14 Funding for statewide operations of the  
28 Louisiana Protective Order Registry  
29 (R.S. 46:2136.2) under the Case  
30 Management Information System \$ 1,395,496

31 15 Information Technology \$ 1,101,061

32 16 Payable out of the State General Fund for the  
33 expenses associated with the operation of the  
34 Families in Need of Services Program (FINS) \$ 2,083,423

35 **Program Description:** *The mission of the FINS Assistance Program is to assist local FINS processes by*  
36 *developing and implementing a needs-based allocation formula; developing, implementing, and mandating*  
37 *the use of a uniform data system for tracking, managing, and reporting FINS informal cases; developing*  
38 *and mandating the use of programmatic standards; developing, implementing, and reporting performance*  
39 *indicators and measures; requiring and monitoring periodic fiscal reports and financial accountability;*  
40 *and, generally supervising and assisting local FINS processes in other ways.*

41 17 Drug court maintenance and enhancement \$ 11,685,190

42 **Program Description:** *Drug treatment courts, authorized in 1997 by R.S. 13:5301 through R.S. 13:5304,*  
43 *provided integrated substance abuse treatment, sanctions, and incentives with case processing to place*  
44 *low-level, nonviolent drug-involved defendants in community-based, judicially supervised rehabilitation*  
45 *programs. Clients are regularly tested and monitored for compliance with educational, employment, and*  
46 *treatment requirements set by the court.*



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

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

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

8 **General Performance Information:**

	<b>2011</b>	<b>2012</b>	<b>2013</b>
9			
10	2,838	2,689	2,382
11	4,987	4,499	4,973
12	5,277	6,240	6,432

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

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

15 **General Performance Information:**

	<b>2011</b>	<b>2012</b>	<b>2013</b>
16			
17	<i>Average number of days from lodging of the</i>		
18	<i>appeal to argument:</i>		
19	<i>Time Standard = no more than 175 days.</i>		
20	145	189	179
21	175	161	160
22	155	172	165

23 *Average number of days from argument to*  
 24 *rendering of the opinion:*

25 *Time Standard = no more than 70 days.*

26	41	37	38
27	37	41	44
28	38	38	42

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

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

31 **General Performance Information:**

	<b>2011</b>	<b>2012</b>	<b>2013</b>
32			
33	<i>Percentage of written opinions available</i>		
34	<i>to the public within 5 days of decision</i>		
	100%	100%	100%

35 Payable out of the State General Fund:

36	01	Salaries of five (5) Chief Judges	
37		and forty-eight (48) Judges of	
38		the Courts of Appeal, R.S. 13:311	\$ 7,399,228
39	02	Salaries and expenses of operation and	
40		maintenance of the Court of Appeal,	
41		First Circuit	\$ 10,007,183
42	03	Salaries and expenses of operation and	
43		maintenance of the Court of Appeal,	
44		Second Circuit	\$ 5,790,444
45	04	Salaries and expenses of operation and	
46		maintenance of the Court of Appeal,	
47		Third Circuit	\$ 8,732,316
48	05	Salaries and expenses of operation and	
49		maintenance of the Court of Appeal,	
50		Fourth Circuit	\$ 7,972,642

1	06	Salaries and expenses of operation and maintenance of the Court of Appeal, Fifth Circuit	\$ 6,063,296
4		TOTAL COURTS OF APPEAL	<u>\$ 45,965,109</u>

5 **03-8172 DISTRICT COURTS**

6 **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, respectively. 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 the parish. It also has general supervisory jurisdiction over the municipal and traffic courts in Orleans Parish. The Family Court of East Baton Rouge Parish has exclusive jurisdiction of many domestic cases in the 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.*

23 **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.*

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

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

31 **General Performance Information:**

	2011	2012	2013
32 Percentage of surveyed district court chief judges indicating			
33 actions taken in FY 2012-2013 to improve compliance with			
34 the Americans with Disabilities Act (ADA)	91.7%	89.6%	89.6%

36 **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.

40 **General Performance Information:**

	2011	2012	2013
41 Percentage of surveyed district court chief judges indicating			
42 actions taken in FY 2012-2013 to assist self-represented			
43 litigants	93.8%	95.8%	95.8%

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

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

48 **General Performance Information:**

	2011	2012	2013
49 Number of parishes reporting criminal disposition			
50 data to CMIS	62	63	63
51 Percentage of parishes reporting criminal disposition			
52 data to CMIS	97%	98%	99%
53 Percentage of surveyed district court chief judges			
54 indicating that their courts had taken steps within			
55 FY 2012-2013 to reduce delays and improve the			
56 timeliness of case processing	91.7%	91.7%	91.7%

1 **Objective:** To enhance jury service.  
2 **General Performance Information:**

	<i>2011</i>	<i>2012</i>	<i>2013</i>
3			
4			
5			
6			
	<i>95.3%</i>	<i>93%</i>	<i>97.7%</i>

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

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

11 **General Performance Information:**

	<i>2011</i>	<i>2012</i>	<i>2013</i>
12			
13			
14			
15			
16			
17			
18			
	<i>93.8%</i>	<i>89.6%</i>	<i>89.6%</i>
	<i>93.8%</i>	<i>91.7%</i>	<i>91.7%</i>

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

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

22 **General Performance Information:**

	<i>2011</i>	<i>2012</i>	<i>2013</i>
23			
24			
25			
26			
	<i>91.7%</i>	<i>89.6%</i>	<i>93.8%</i>

27 Payable out of the State General Fund:

28	01	Salaries of one hundred ninety-one	
29		(191) District Judges as provided	
30		by R.S. 13:691	\$ 25,414,778
31	02	Office and travel expenses of District	
32		Judges as provided by R.S. 13:698 and	
33		R.S. 13:694, respectively	\$ 1,285,850
34	03	Salaries of fourteen (14) Judges of	
35		Civil District Court, Orleans Parish,	
36		as provided by R.S. 13:691	\$ 1,862,865
37	04	Expenses of Judges of Civil District	
38		Court, Parish of Orleans, for salaries	
39		of stenographers, clerks, law books,	
40		stationery, telephone, and like expenses	
41		as provided by R.S. 13:698	\$ 80,500
42	05	Salaries of two (2) Court Reporters	
43		of the Twentieth Judicial District Court,	
44		including retirement contributions, as	
45		provided by R.S. 13:966.1	\$ 113,354
46	06	Clerk of Civil District Court, Orleans	
47		Parish, as provided by R.S. 13:1212(A)	\$ 10,000
48	07	State share of Group, Workers'	
49		Compensation, General Liability,	
50		and Property Insurance Premiums	
51		as provided by R.S.42:851	\$ 5,771,512

1	08	Salaries of two (2) commissioners of	
2		the Nineteenth Judicial District and	
3		one (1) commissioner of the Fifteenth	
4		Judicial District as provided by	
5		R.S. 13:712 and R.S. 13:715,	
6		respectively	\$ 526,015
7	09	Office expenses for the Judicial	
8		Expense Fund of the Nineteenth Judicial	
9		District Court as provided by	
10		R.S. 13:711-713	\$ 469,812
11	10	Office expenses for the Judicial	
12		Expense Fund of the Fifteenth	
13		Judicial District Court as provided	
14		by R.S. 13:714-716	\$ 293,046
15	11	Law Clerk, Twentieth Judicial District	
16		Court as provided by Act 747 of 1977	\$ 47,968
17	12	For the expenses of the Judicial Expense	
18		Fund, Tenth Judicial District Court as	
19		provided by Act 57 of 2006	<u>\$ 35,000</u>
20		SUBTOTAL	<u>\$ 35,910,700</u>
21	13	Criminal Court - Parish of Orleans	
22		<b>Program Description:</b> <i>The Criminal District Court for the Parish of Orleans has exclusive jurisdiction</i>	
23		<i>of the trial and punishment of all crimes, misdemeanors, and offenses committed within the parish of</i>	
24		<i>Orleans, if the jurisdiction is not vested by law in some other court. The court, through its magistrate and</i>	
25		<i>with assistance from its commissioners, has the power of committing magistrates in all felony charges and</i>	
26		<i>the power to hold preliminary examinations, with authority to bail or discharge, or to hold for trial, in all</i>	
27		<i>cases before the court. The court has appellate jurisdiction of all cases tried before the Municipal Court</i>	
28		<i>of New Orleans and the Traffic Court of New Orleans and has general supervisory jurisdiction over these</i>	
29		<i>courts.</i>	
30	A.	Salaries of thirteen (13) District Judges of	
31		Criminal Court, Orleans Parish as provided	
32		by R.S. 13:691	\$ 1,729,803
33	B.	Office expenses of Judges of Criminal Court,	
34		Orleans Parish as provided by R.S. 13:698	\$ 74,750
35	C.	State's share of group insurance for the personnel	
36		of Criminal Court as provided by R.S. 42:851	\$ 604,800
37	D.	Salaries of thirteen (13) minute clerks as provided	
38		by R.S. 13:1373.1	\$ 284,216
39	E.	Salaries of twenty-six (26) court reporters as	
40		provided by R.S. 13:1373.1	\$ 449,172
41	F.	Salaries of four (4) commissioners of Criminal	
42		Court, Orleans Parish, including related benefits	
43		as provided by R.S. 13:1347	\$ 463,745
44	G.	Office and travel expenses of commissioners as	
45		provided by R.S. 13:1347	\$ 10,000
46	H.	Salaries of four (4) minute clerks, one for each	
47		commissioner as provided by R.S. 13:1347	\$ 72,898

1	I. Salaries of four (4) court reporters, one for each	
2	commissioner as provided by R.S. 13:1347	\$ 54,954
3	J. Salaries of Judicial Administrator, and assistants,	
4	including related benefits	\$ 1,001,031
5	K. Salaries of thirteen (13) law clerks	\$ 729,085
6	L. Salaries of four (4) secretaries	\$ 211,288
7	M. Sanity Commissions	\$ 102,120
8	N. Board of Jury Commissioners	\$ 416,919
9	<b>SUBTOTAL</b>	<b>\$ 6,204,781</b>
10	14 Juvenile and Family Court Judges	
11	A. Salaries of fourteen (14) Juvenile Court	
12	Judges as provided by R.S. 13:691	\$ 1,862,865
13	B. Salaries of four (4) Family Court Judges	
14	as provided by R.S. 13:691	\$ 532,248
15	C. Office and travel expenses of Juvenile and Family	
16	Court Judges as provided by R.S. 13:698	
17	and R.S. 13:694, respectively	\$ 103,500
18	<b>SUBTOTAL</b>	<b>\$ 2,498,613</b>
19	<b>TOTAL DISTRICT COURTS</b>	<b>\$ 44,614,094</b>

**20 03-8173 OTHER COURTS - SALARIES AND OFFICE EXPENSES AS REQUIRED**  
**21 BY STATUTE**

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

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

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

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

34 **General Performance Information:**

35		<b>2011</b>	<b>2012</b>	<b>2013</b>
36	<i>Percentage of surveyed city/parish court chief judges indicating</i>			
37	<i>actions taken in FY 2012-2013 to assist pro</i>			
38	<i>se litigants</i>	98.1%	96.2%	100%

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

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

42 **General Performance Information:**

43		<b>2011</b>	<b>2012</b>	<b>2013</b>
44	<i>Percentage of surveyed city/parish court chief judges</i>			
45	<i>indicating that their courts had taken steps within</i>			
46	<i>FY 2012-2013 to reduce delays and improve the</i>			
47	<i>timeliness of case processing</i>	90.4%	86.5%	84.3%

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

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

4 **General Performance Information:**

	2011	2012	2013
5			
6	<i>Percentage of surveyed city/parish court chief judges indicating</i>		
7	<i>that their courts regularly provided public education and</i>		
8	<i>public outreach services in FY 2012-2013</i>		
	90.4%	88.5%	92.2%

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

11 **General Performance Information:**

	2011	2012	2013
12			
13	<i>Percentage of surveyed city/parish court chief judges indicating</i>		
14	<i>actions taken in FY 2012-2013 to improve</i>		
15	<i>employee training and development</i>		
16	90.4%	92.3%	96.1%
17	<i>Percentage of surveyed city/parish court chief judges indicating</i>		
18	<i>actions taken in FY 2012-2013 to install or</i>		
	<i>implement technologies</i>		
	90.4%	86.5%	86.3%

19 Payable out of the State General Fund:

20	01	Salaries of sixty (60) City Court	
21		Judges as provided by R.S. 13:1875	\$ 2,577,741
22	02	Salaries of four (4) Municipal, four (4)	
23		Traffic and one (1) Parish Court	
24		Judges as provided by R.S. 13:2492,	
25		13:2501.1, and 13:2563.5, respectively	<u>\$ 415,775</u>
26	TOTAL OTHER COURTS REQUIRED BY STATUTE		<u>\$ 2,993,516</u>

27 **03-8174 OTHER COURTS - SALARIES AND OFFICE EXPENSES NOT**  
28 **REQUIRED BY STATUTE**

29 Payable out of the State General Fund:

30	01	Orleans Parish Juvenile Protective	
31		Care Monitoring Program	\$ 584,475
32	<b>Program Description:</b> <i>The program tracks and maintains child abuse and neglect cases in the Orleans</i>		
33	<i>Parish Juvenile Court. It also provides assistance in support of the Families in Need of Services Program.</i>		
34	02	Orleans Parish Juvenile Court Reporters	\$ 88,370
35	03	For the expenses of the Judges'	
36		Assistance Program	<u>\$ 63,189</u>
37	<b>Program Description:</b> <i>The Judges' Assistance Program provides counseling and other assistance to judges</i>		
38	<i>with substance abuse problems.</i>		
39	TOTAL OTHER COURTS NOT REQUIRED BY STATUTE		<u>\$ 736,034</u>

1 **03-8175 NON-JUDICIAL STATE EXPENSES**

2 Payable out of the State General Fund:

3 01 Legal representation of children in child protection cases \$ 2,018,375

4 **Program Description:** *As recommended by the Task Force on Legal representation*  
5 *in Child Protection Cases and at the request of the Division of Administration, in*  
6 *order to advance the administration of justice, the Supreme Court administers*  
7 *funding to provide qualified legal representation for children in child protection*  
8 *cases as required to fulfill the state's statutory responsibility.*

9 TOTAL NON-JUDICIAL STATE EXPENSES \$ 2,018,375

10 Section 2. The appropriations, and the allocations of such appropriations, from the State  
11 General Fund (Direct) contained in Section 1 of this Act shall be reduced by a total amount  
12 of Eleven Million One Hundred Sixteen Thousand One Hundred Ninety and No/100  
13 (\$11,116,190.00) Dollars, pursuant to a plan adopted by the Judicial Budgetary Control Board  
14 or as approved by the Louisiana Supreme Court.

15 Section 3.A. The Chief Justice of the Supreme Court, or her duly authorized and  
16 appointed agent, shall warrant the state treasurer for the allocations herein provided, or for  
17 so much thereof as may be necessary. The aforesaid warrant shall be paid out of the state  
18 general fund, and the state treasurer shall pay said warrant by preference over all other  
19 warrants, except warrants for the salaries of constitutional officers of the state and warrants  
20 for expenses of the legislature, which shall be concurrent with the warrant provided by this  
21 Act.

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

24 C. Any funds herein allocated to the judiciary, any portion of the funds previously  
25 appropriated to the judiciary, other revenue of the judiciary or its agencies, and interest  
26 earnings are hereby appropriated and may be used to defray the expenses of the judiciary;  
27 however, all funds remaining unexpended or unencumbered shall be returnable to the state  
28 general fund on or before September 1, 2015.

29 D. For Fiscal Year 2014-2015, any surpluses occurring in the appropriations made in this  
30 Act may be transferred from one agency or line-item to another during the fiscal year in  
31 accordance with the rules of the Judicial Budgetary Control Board, or as approved by the  
32 Supreme Court.

1 E. The adjustment to be made in the salaries of judicial employees and the number of  
 2 authorized positions of the judiciary shall be as decided by the judicial agency affected,  
 3 subject to the approval of the Judicial Budgetary Control Board or as approved by the  
 4 Supreme Court.

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

10 G. The inclusion in this Act of staff salaries and benefits for lower court or other judicial  
 11 branch agency employees shall not be deemed to create or impose any obligation upon the  
 12 State of Louisiana Judicial Branch, the Supreme Court of Louisiana, the Judicial Budgetary  
 13 Control Board, or the Supreme Court Judicial Administrator's Office relative to the  
 14 administration of pay, retirement or other benefits to any such employees. Accordingly, the  
 15 State of Louisiana Judicial Branch, the Supreme Court of Louisiana, the Judicial Budgetary  
 16 Control Board, and the Supreme Court Judicial Administrator's Office are not to be  
 17 considered the "employer" or "employing agency" of lower court or other judicial agency  
 18 employees whose staff salaries and other benefits are included in this Act.

19 Section 4. This Act shall become effective on July 1, 2014; if vetoed by the governor and  
 20 subsequently approved by the legislature, this Act shall become effective on July 1, 2014, or  
 21 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 operating budget for FY 2013-2014 is compared to the appropriations for FY 2014-2015 as contained in the original bill.

<u>Courts and Programs</u>	Operating Budget	Appropriation Request
	<u>FY 2013-2014</u>	<u>FY 2014-2015</u>
Supreme Court		
Total Supreme Court	\$67,149,982	\$72,564,470
Courts of Appeal		
Total Courts of Appeal	\$42,983,136	\$45,965,109
District Courts		
Total District Courts	\$42,047,475	\$44,614,094

Other Courts		
Total Other Courts	\$2,925,833	\$2,993,516
Other Programs		
Total Other Programs	\$692,508	\$736,034
Non-Judicial State Expenses		
Total State Expenses	<u>\$1,976,474</u>	<u>\$2,018,375</u>
Total State General Fund and Interagency Transfer		
All Line Items	<u>\$157,775,408</u>	<u>\$168,891,598</u>
Total Statutory Dedications	<u>\$9,797,469</u>	<u>\$10,222,822</u>
Total Funding	<u>\$167,572,877</u>	<u>\$179,114,420</u>

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Fannin

HB No. 1095

**Abstract:** Appropriates funds for FY 2014-2015 for expenses of the Louisiana Judiciary, including the supreme court, courts of appeal, district courts, Criminal Court of Orleans Parish, juvenile and family courts, and other courts.

Appropriates funds for Fiscal Year 2014-2015 for the ordinary operating expenses of the judicial branch of government with total funding of \$167,998,230 from the following sources: \$147,338,908 out of the State General Fund (Direct); \$10,436,500 through interagency transfers from the Dept. of Children and Family Services; and \$10,222,822 from statutory dedications out of the Judges' Supplemental Compensation Fund and the Trial Court Case Management Fund.

Funding for the ordinary operating expenses of the judicial branch of government is provided as follows:

(1)	Louisiana Supreme Court	\$82,787,292
(2)	Courts of Appeal	45,965,109
(3)	District Courts	35,910,700
(4)	Criminal Court, Parish of Orleans	6,204,781
(5)	Juvenile and Family Courts	2,498,613
(6)	Other Courts (Required by Statute)	2,993,516
(7)	Other Courts (Not Required by Statute)	736,034
(8)	Non-Judicial State Expenses	<u>2,018,375</u>
	TOTAL	<u>\$179,114,420</u>

Provides that the appropriations out of the State General Fund (Direct) contained in this Act shall be reduced by a total amount of \$11,116,190 pursuant to a plan adopted by the Judicial Budgetary Control Board or as approved by the La. Supreme Court.

Effective July 1, 2014.

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Appropriations to the original bill.

1. Provided for a change in means of financing to decrease State General Fund (Direct) and increase Interagency Transfers from the Dept. of Children and Family Services by \$10,436,500 for drug court maintenance and enhancement and Court Appointed Special Advocates (CASA).
  
3. Added requirement that appropriations contained in this Act be reduced by a total amount of \$11,116,190 pursuant to a plan adopted by the Judicial Budgetary Control Board or as approved by the La. Supreme Court.