

ACT No. 66

2015 Regular Session

HOUSE BILL NO. 801

BY REPRESENTATIVES FANNIN, ARNOLD, EDWARDS, ROBERT JOHNSON,
KLECKLEY, AND LEGER AND SENATORS ALARIO, DONAHUE, GALLOT,
LAFLEUR, MURRAY, AND PETERSON

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 Eighty-Two Million Six Hundred Sixty-Four
7 Thousand Six and No/100 (\$182,664,006.00) Dollars, or so much thereof as may be
8 necessary, is hereby appropriated to defray the expenses of the judiciary, including the
9 Supreme Court, Courts of Appeal, the District Courts, the Criminal District Court of Orleans
10 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 all lower courts.*
14 *It may establish procedural and administrative rules not in conflict with law and may assign a sitting or*
15 *retired judge to any court. The Supreme Court has sole authority to provide by rule for appointments of*
16 *attorneys as temporary or ad hoc judges. It considers applications for writs to review individual cases,*
17 *and has criminal and other appellate jurisdiction. The Supreme Court has exclusive original jurisdiction*
18 *of disciplinary proceedings against lawyers, recommendations of the Judiciary Commission of Louisiana*
19 *for the discipline of judges, and fact questions affecting its appellate jurisdiction. It has inherent authority*
20 *to regulate the legal profession and to promulgate and update the Code of Judicial Conduct. The court*
21 *also provides judicial training through the Judicial College and works to improve the administration of*
22 *justice.*

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

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

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

3 **General Performance Information:**

	2012	2013	2014
4			
5	<i>Total Filings</i>	2,769	3,017
6	<i>Total Appeals Filed</i>	10	18
7	<i>Total Writs Filed</i>	2,639	2,790
8	<i>Total Dispositions Rendered</i>	3,181	2,500

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

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

11 **General Performance Information:**

	2012	2013	2014
12			
13	<i>Percentage of noncriminal case</i>		
14	<i>applications acted on within Supreme</i>		
15	<i>Court standard of 120 days of filing</i>	93.3%	94.3%
16	<i>Percentage of criminal case applications</i>		91.8%
17	<i>acted on within Supreme Court</i>		
18	<i>standard of 120 days of filing</i>	45.9%	37%
19	<i>Percentage of pro se post conviction</i>		30.7%
20	<i>applications acted on within Supreme</i>		
21	<i>Court standard of 120 days of filing</i>	8.5%	4.8%
22	<i>Percentage of bar disciplinary filings</i>		2.1%
23	<i>acted upon within Supreme Court</i>		
24	<i>standard of 120 days of filing</i>	88.9%	95.2%
25	<i>Percentage of opinions rendered within</i>		95.2%
26	<i>Supreme Court standard of 84 days</i>		
27	<i>from argument</i>	80.6%	83.2%

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

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

30 **General Performance Information:**

	2012	2013	2014
31			
32	<i>Percentage of written opinions available</i>		
33	<i>to the public within 5 days of decision</i>	100%	100%

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

35 **General Performance Information:**

	2012	2013	2014
36			
37	<i>Number of outreach programs</i>	58	78
38	<i>Number of media releases on court decisions</i>	77	73
39	<i>Number of media releases on other matters</i>	15	24
40	<i>Number of recipients of releases on</i>		25
41	<i>court decisions</i>	1,663	1,760
42	<i>Number of recipients of releases on other</i>		1,485
43	<i>matters</i>	3,672	4,694

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

45 **General Performance Information:**

	2012	2013	2014
46			
47	<i>Average number of hours acquired</i>		
48	<i>through continuing legal education</i>		
49	<i>per judge</i>	29.35	36.36
50	<i>Number of complaints filed against</i>		33.59
51	<i>judges and justices of the peace</i>	537	496
52	<i>Number of complaints against judges</i>		495
53	<i>and justices of the peace resolved or</i>		
54	<i>disposed of in the calendar year</i>	619	526

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

56 **General Performance Information:**

	2012	2013	2014
57			
58	<i>Average number of hours acquired through</i>		
59	<i>continuing legal education per lawyer</i>	15.24	15.46
60	<i>Number of complaints filed against lawyers</i>	3,042	3,038
61	<i>Number of complaints filed against lawyers</i>		3,040
62	<i>resolved or disposed of in calendar year</i>	2,966	3,319

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

2 01 Salaries of one (1) Chief Justice and six (6)
 3 Associate Justices of the Supreme Court,
 4 as provided by R.S. 13:102 \$ 1,076,359

5 02 Salaries and other expenses of the
 6 Supreme Court Proper and salary of
 7 the Crier of the Supreme Court \$ 9,831,884

8 03 Expenses of Judicial Administrator's
 9 Office and of the Judiciary Commission
 10 provided for in Article V, Section
 11 25 of the Constitution of Louisiana and
 12 under the provisions of R.S. 13:32 et seq.

13 A. Expenses of Judicial Administrator's Office \$ 5,005,973

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

24 B. Expenses of Judiciary Commission \$ \$2,043,285

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 Reporting Systems \$ 408,761

30 D. Dues to National Center for State Courts \$ 153,691

31 04 Louisiana Attorney Disciplinary Board,
 32 as per Louisiana Supreme Court Rule XIX \$ 3,000

33 05 Compensation and expenses of retired
 34 judges assigned under Article V,
 35 Section 5(A) of the Constitution of
 36 Louisiana, be it more or less estimated at \$ 1,563,079

37 06 Law Library of Louisiana for salaries,
 38 services, supplies, maintenance, repairs,
 39 and equipment \$ 2,014,594

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

42 07 Salaries and expenses of transferred
 43 judges assigned under Article V,
 44 Section 5(A) of the Constitution,
 45 be it more or less estimated as \$ 180,323

46 08 Retirement pay for services rendered by
 47 justices and judges of all courts, as
 48 provided by R.S. 11:1358 and
 49 R.S. 13:103 \$ 1,365,669

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	\$	1,469,984
5	10	Judicial College	\$	276,606
6		Program Description: <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	\$	18,155,129
13	12	Civil commitment matters as		
14		required by R.S. 28:54	\$	143,424
15	13	Paul M. Hebert Law Center for the expenses		
16		of storage of appellate court records	\$	60,000
17	14	Funding for statewide operations of the		
18		Louisiana Protective Order Registry		
19		(R.S. 46:2136.2) under the Case		
20		Management Information System	\$	1,411,326
21	15	Information Technology	\$	1,109,897
22	16	Payable out of the State General Fund for the		
23		expenses associated with the operation of the		
24		Families in Need of Services Program (FINS)	\$	2,748,287
25		Program Description: <i>The mission of the FINS Assistance Program is to assist local FINS processes by</i>		
26		<i>developing and implementing a needs-based allocation formula; developing, implementing, and mandating</i>		
27		<i>the use of a uniform data system for tracking, managing, and reporting FINS informal cases; developing</i>		
28		<i>and mandating the use of programmatic standards; developing, implementing, and reporting performance</i>		
29		<i>indicators and measures; requiring and monitoring periodic fiscal reports and financial accountability;</i>		
30		<i>and, generally supervising and assisting local FINS processes in other ways.</i>		
31	17	Drug court maintenance and enhancement	\$	12,050,465
32		Program Description: <i>Drug treatment courts, authorized in 1997 by R.S. 13:5301 through R.S. 13:5304,</i>		
33		<i>provided integrated substance abuse treatment, sanctions, and incentives with case processing to place</i>		
34		<i>low-level, nonviolent drug-involved defendants in community-based, judicially supervised rehabilitation</i>		
35		<i>programs. Clients are regularly tested and monitored for compliance with educational, employment, and</i>		
36		<i>treatment requirements set by the court.</i>		
37	18	Court Appointed Special Advocates	\$	<u>3,035,816</u>
38		Program Description: <i>The purpose of the CASA Assistance Program is to promote timely placement of</i>		
39		<i>children in need of care in permanent, safe and stable homes, in accordance with the provisions of</i>		
40		<i>Children's Code articles 424-426. Services are provided through local CASA programs which recruit,</i>		
41		<i>screen, train and supervise community advocates. Upon appointment by the trial judge, qualified</i>		
42		<i>advocates serve children by providing independent factual information to the judge, advocating for the best</i>		
43		<i>interest of the children, monitoring cases to which they have been assigned, and advising and assisting the</i>		
44		<i>judge in the determination of the best interest of the children involved.</i>		
45	TOTAL - GENERAL FUND		\$	<u>64,107,552</u>
46	19	Payable out of the State General Fund		
47		from Statutory Dedications, Judges'		
48		Supplemental Compensation Fund,		
49		R. S. 13:10.3, be it more or less		
50		estimated at	\$	6,223,724

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

4 20 Payable out of the State General Fund
 5 from Statutory Dedications, Trial Court
 6 Case Management Information Fund, for
 7 the Case Management Information System,
 8 Article 887 (F) of the Code of Criminal
 9 Procedure, be it more or less estimated at \$ 4,147,710

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

17 TOTAL - STATE GENERAL FUND
 18 BY STATUTORY DEDICATIONS \$ 10,371,434

19 21 Drug court maintenance and enhancement, payable
 20 out of the State General Fund through Interagency
 21 Transfers from the Department of Children and
 22 Family Services \$ 5,400,000

23 22 Court Appointed Special Advocates, payable out of
 24 the State General Fund through Interagency Transfers
 25 from the Department of Children and Family
 26 Services \$ 3,992,850

27 TOTAL - STATE GENERAL FUND
 28 THROUGH INTERAGENCY TRANSFERS \$ 9,392,850

29 TOTAL SUPREME COURT \$ 83,871,836

30 **03-8171 COURTS OF APPEAL**

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

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

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

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

44 **General Performance Information:**

	2012	2013	2014
45 Total appeals filed	2,689	2,382	2,050
46 Total writs filed	4,499	4,973	4,325
47 Total dispositions rendered	6,240	6,432	5,741

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

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

50 **General Performance Information:**

	2012	2013	2014
51 Average number of days from lodging of the			
52 appeal to argument:			
53 Time Standard = no more than 175 days.			
54 Criminal cases	189	179	151

1	<i>Civil Cases</i>	161	160	149
2	<i>Median number of days for all cases</i>	172	165	149
3	<i>Average number of days from argument to</i>			
4	<i>rendering of the opinion:</i>			
5	<i>Time Standard = no more than 70 days.</i>			
6	<i>Criminal cases</i>	37	38	38
7	<i>Civil cases</i>	41	44	44
8	<i>Median number of days for all cases</i>	38	42	43

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

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

11 **General Performance Information:**

12		2012	2013	2014
13	<i>Percentage of written opinions available</i>			
14	<i>to the public within 5 days of decision</i>	100%	100%	100%

15 **Payable out of the State General Fund:**

16	01	Salaries of five (5) Chief Judges			
17		and forty-eight (48) Judges of			
18		the Courts of Appeal, R.S. 13:311	\$	7,567,661	
19	02	Salaries and expenses of operation and			
20		maintenance of the Court of Appeal,			
21		First Circuit	\$	10,255,060	
22	03	Salaries and expenses of operation and			
23		maintenance of the Court of Appeal,			
24		Second Circuit	\$	5,761,986	
25	04	Salaries and expenses of operation and			
26		maintenance of the Court of Appeal,			
27		Third Circuit	\$	8,796,311	
28	05	Salaries and expenses of operation and			
29		maintenance of the Court of Appeal,			
30		Fourth Circuit	\$	8,153,650	
31	06	Salaries and expenses of operation and			
32		maintenance of the Court of Appeal,			
33		Fifth Circuit	\$	6,042,968	
34	TOTAL COURTS OF APPEAL			\$	<u>46,577,636</u>

35 **03-8172 DISTRICT COURTS**

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

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

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

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

3 **General Performance Information:**

	2012	2013	2014
4 <i>Percentage of surveyed district court chief judges indicating</i>			
5 <i>actions taken in FY 2013-2014 to improve compliance with</i>			
6 <i>the Americans with Disabilities Act (ADA)</i>	89.6%	89.6%	97.9%

8 **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.

11 **General Performance Information:**

	2012	2013	2014
12 <i>Percentage of surveyed district court chief judges indicating</i>			
13 <i>actions taken in FY 2013-2014 to assist self-represented</i>			
14 <i>litigants</i>	95.8%	95.8%	97.9%

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

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

19 **General Performance Information:**

	2012	2013	2014
20 <i>Number of parishes reporting criminal disposition</i>			
21 <i>data to CMIS</i>	63	63	64
22 <i>Percentage of parishes reporting criminal disposition</i>			
23 <i>data to CMIS</i>	98%	99%	100%
24 <i>Percentage of surveyed district court chief judges</i>			
25 <i>indicating that their courts had taken steps within</i>			
26 <i>FY 2013-2014 to reduce delays and improve the</i>			
27 <i>timeliness of case processing</i>	91.7%	91.7%	91.7%

29 **Objective:** To enhance jury service.

30 **General Performance Information:**

	2012	2013	2014
31 <i>Percentage of surveyed district court chief judges indicating</i>			
32 <i>that their court had taken steps within FY 2013-2014</i>			
33 <i>to make jury service more convenient or effective</i>	93%	97.7%	93%

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

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

39 **General Performance Information:**

	2012	2013	2014
40 <i>Percentage of surveyed district court chief judges indicating</i>			
41 <i>actions taken in FY 2013-2014 to improve employee</i>			
42 <i>training and development</i>	89.6%	89.6%	95.8%
43 <i>Percentage of surveyed district court chief judges indicating</i>			
44 <i>actions taken in FY 2013-2014 to install or implement</i>			
45 <i>technologies</i>	91.7%	91.7%	95.8%

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

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

50 **General Performance Information:**

	2012	2013	2014
51 <i>Percentage of surveyed district court chief judges indicating</i>			
52 <i>that their courts regularly provided public education</i>			
53 <i>and public outreach services in FY 2013-2014</i>	89.6%	93.8%	89.6%

55 Payable out of the State General Fund:

56 01	Salaries of one hundred ninety-one		
57	(191) District Judges as provided		
58	by R.S. 13:691	\$	25,996,619
59 02	Office and travel expenses of District		
60	Judges as provided by R.S. 13:698 and		
61	R.S. 13:694, respectively	\$	1,285,250

1	03	Salaries of fourteen (14) Judges of	
2		Civil District Court, Orleans Parish,	
3		as provided by R.S. 13:691	\$ 1,905,512
4	04	Expenses of Judges of Civil District	
5		Court, Parish of Orleans, for salaries	
6		of stenographers, clerks, law books,	
7		stationery, telephone, and like expenses	
8		as provided by R.S. 13:698	\$ 80,500
9	05	Salaries of two (2) Court Reporters	
10		of the Twentieth Judicial District Court,	
11		including retirement contributions, as	
12		provided by R.S. 13:966.1	\$ 114,514
13	06	Clerk of Civil District Court, Orleans	
14		Parish, as provided by R.S. 13:1212(A)	\$ 10,000
15	07	State share of Group, Workers'	
16		Compensation, General Liability,	
17		and Property Insurance Premiums	
18		as provided by R.S.42:851	\$ 6,662,537
19	08	Salaries of two (2) commissioners of	
20		the Nineteenth Judicial District and	
21		one (1) commissioner of the Fifteenth	
22		Judicial District as provided by	
23		R.S. 13:712 and R.S. 13:715,	
24		respectively	\$ 538,826
25	09	Office expenses for the Judicial	
26		Expense Fund of the Nineteenth Judicial	
27		District Court as provided by	
28		R.S. 13:711-713	\$ 476,445
29	10	Office expenses for the Judicial	
30		Expense Fund of the Fifteenth	
31		Judicial District Court as provided	
32		by R.S. 13:714-716	\$ 296,626
33	11	Law Clerk, Twentieth Judicial District	
34		Court as provided by Act 747 of 1977	\$ 49,311
35	12	For the expenses of the Judicial Expense	
36		Fund, Tenth Judicial District Court as	
37		provided by Act 57 of 2006	<u>\$ 35,000</u>
38		SUBTOTAL	<u>\$ 37,451,140</u>

1	13	Criminal Court - Parish of Orleans		
2		Program Description: <i>The Criminal District Court for the Parish of Orleans has exclusive</i>		
3		<i>jurisdiction of the trial and punishment of all crimes, misdemeanors, and offenses committed within the</i>		
4		<i>parish of Orleans, if the jurisdiction is not vested by law in some other court. The court, through its</i>		
5		<i>magistrate and with assistance from its commissioners, has the power of committing magistrates in all</i>		
6		<i>felony charges and the power to hold preliminary examinations, with authority to bail or discharge,</i>		
7		<i>or to hold for trial, in all cases before the court. The court has appellate jurisdiction of all cases tried</i>		
8		<i>before the Municipal Court of New Orleans and the Traffic Court of New Orleans and has general</i>		
9		<i>supervisory jurisdiction over these courts.</i>		
10		A. Salaries of thirteen (13) District Judges of		
11		Criminal Court, Orleans Parish as provided		
12		by R.S. 13:691	\$	1,769,404
13		B. Office expenses of Judges of Criminal Court,		
14		Orleans Parish as provided by R.S. 13:698	\$	74,750
15		C. State's share of group insurance for the personnel		
16		of Criminal Court as provided by R.S. 42:851	\$	710,698
17		D. Salaries of thirteen (13) minute clerks as provided		
18		by R.S. 13:1373.1	\$	284,627
19		E. Salaries of twenty-six (26) court reporters as		
20		provided by R.S. 13:1373.1	\$	449,821
21		F. Salaries of four (4) commissioners of Criminal		
22		Court, Orleans Parish, including related benefits		
23		as provided by R.S. 13:1347	\$	480,382
24		G. Office and travel expenses of commissioners as		
25		provided by R.S. 13:1347	\$	10,600
26		H. Salaries of four (4) minute clerks, one for each		
27		commissioner as provided by R.S. 13:1347	\$	73,003
28		I. Salaries of four (4) court reporters, one for each		
29		commissioner as provided by R.S. 13:1347	\$	55,034
30		J. Salaries of Judicial Administrator, and assistants,		
31		including related benefits	\$	995,519
32		K. Salaries of thirteen (13) law clerks	\$	730,138
33		L. Salaries of four (4) secretaries	\$	211,593
34		M. Sanity Commissions	\$	102,700
35		N. Board of Jury Commissioners	\$	<u>426,303</u>
36		SUBTOTAL	\$	<u>6,374,572</u>
37	14	Juvenile and Family Court Judges		
38		A. Salaries of fourteen (14) Juvenile Court		
39		Judges as provided by R.S. 13:691	\$	1,905,512
40		B. Salaries of four (4) Family Court Judges		
41		as provided by R.S. 13:691	\$	544,432

1	C. Office and travel expenses of Juvenile and Family	
2	Court Judges as provided by R.S. 13:698	
3	and R.S. 13:694, respectively	\$ 103,500
4	SUBTOTAL	\$ 2,553,444
5	TOTAL DISTRICT COURTS	\$ 46,379,156

6 **03-8173 OTHER COURTS - SALARIES AND OFFICE EXPENSES AS**
 7 **REQUIRED BY STATUTE**

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

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

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

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

19 **General Performance Information:**

	2012	2013	2014
21 <i>Percentage of surveyed city/parish court chief judges indicating</i>			
22 <i>actions taken in FY 2013-2014 to assist pro</i>			
23 <i>se litigants</i>	96.2%	100%	100%

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

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

27 **General Performance Information:**

	2012	2013	2014
28 <i>Percentage of surveyed city/parish court chief judges</i>			
29 <i>indicating that their courts had taken steps within</i>			
30 <i>FY 2013-2014 to reduce delays and improve the</i>			
31 <i>timeliness of case processing</i>	86.5%	84.3%	84.6%

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

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

36 **General Performance Information:**

	2012	2013	2014
37 <i>Percentage of surveyed city/parish court chief judges indicating</i>			
38 <i>that their courts regularly provided public education and</i>			
39 <i>public outreach services in FY 2013-2014</i>	88.5%	92.2%	92.3%

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

43 **General Performance Information:**

	2012	2013	2014
44 <i>Percentage of surveyed city/parish court chief judges indicating</i>			
45 <i>actions taken in FY 2013-2014 to improve</i>			
46 <i>employee training and development</i>	92.3%	96.1%	94.2%
47 <i>Percentage of surveyed city/parish court chief judges indicating</i>			
48 <i>actions taken in FY 2013-2014 to install or</i>			
49 <i>implement technologies</i>	86.5%	86.3%	92.3%

1 Payable out of the State General Fund:

2	01	Salaries of sixty (60) City Court	
3		Judges as provided by R.S. 13:1875	\$ 2,636,759
4	02	Salaries of four (4) Municipal, four (4)	
5		Traffic and one (1) Parish Court	
6		Judges as provided by R.S. 13:2492,	
7		13:2501.1, and 13:2563.5, respectively	\$ <u>425,293</u>
8		TOTAL OTHER COURTS REQUIRED BY STATUTE	\$ <u><u>3,062,052</u></u>

9 **03-8174 OTHER COURTS - SALARIES AND OFFICE EXPENSES NOT**
 10 **REQUIRED BY STATUTE**

11 Payable out of the State General Fund:

12	01	Orleans Parish Juvenile Protective	
13		Care Monitoring Program	\$ 591,627
14		Program Description: <i>The program tracks and maintains child abuse and neglect cases in the</i>	
15		<i>Orleans Parish Juvenile Court. It also provides assistance in support of the Families in Need of</i>	
16		<i>Services Program.</i>	
17	02	Orleans Parish Juvenile Court Reporters	\$ 88,312
18	03	For the expenses of the Judges'	
19		Assistance Program	\$ <u>63,548</u>
20		Program Description: <i>The Judges' Assistance Program provides counseling and other assistance to</i>	
21		<i>judges with substance abuse problems.</i>	
22		TOTAL OTHER COURTS NOT REQUIRED BY STATUTE	\$ <u><u>743,487</u></u>

23 **03-8175 NON-JUDICIAL STATE EXPENSES**

24 Payable out of the State General Fund:

25	01	Legal representation of children in child protection cases	\$ <u><u>2,029,839</u></u>
26		Program Description: <i>As recommended by the Task Force on Legal representation in Child</i>	
27		<i>Protection Cases and at the request of the Division of Administration, in order to advance the</i>	
28		<i>administration of justice, the Supreme Court administers funding to provide qualified legal</i>	
29		<i>representation for children in child protection cases as required to fulfill the state's statutory</i>	
30		<i>responsibility.</i>	
31		TOTAL NON-JUDICIAL STATE EXPENSES	\$ <u><u>2,029,839</u></u>

32 Section 2. The appropriations, and the allocations of such appropriations, from the
 33 State General Fund (Direct) contained in Section 1 of this Act shall be reduced by a total
 34 amount of Three Million Sixty Thousand Eight Hundred Fourteen and No/100
 35 (\$3,060,814.00) Dollars, pursuant to a plan adopted by the Judicial Budgetary Control
 36 Board or as approved by the Louisiana Supreme Court.

37 Section 3.A. The Chief Justice of the Supreme Court, or her duly authorized and
 38 appointed agent, shall warrant the state treasurer for the allocations herein provided, or
 39 for so much thereof as may be necessary. The aforesaid warrant shall be paid out of the
 40 state general fund, and the state treasurer shall pay said warrant by preference over all

1 other warrants, except warrants for the salaries of constitutional officers of the state and
2 warrants for expenses of the legislature, which shall be concurrent with the warrant
3 provided by this Act.

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

7 C. Any funds herein allocated to the judiciary, any portion of the funds previously
8 appropriated to the judiciary, other revenue of the judiciary or its agencies, and interest
9 earnings are hereby appropriated and may be used to defray the expenses of the judiciary;
10 however, all funds remaining unexpended or unencumbered shall be returnable to the
11 state general fund on or before September 1, 2016.

12 D. For Fiscal Year 2015-2016, any surpluses occurring in the appropriations made
13 in this Act may be transferred from one agency or line-item to another during the fiscal
14 year in accordance with the rules of the Judicial Budgetary Control Board, or as approved
15 by the Supreme Court.

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

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

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

1 are not to be considered the "employer" or "employing agency" of lower court or other
 2 judicial agency employees whose staff salaries and other benefits are included in this Act.

3 Section 4. This Act shall become effective on July 1, 2015; if vetoed by the
 4 governor and subsequently approved by the legislature, this Act shall become effective
 5 on July 1, 2015, or on the day following such approval by the legislature, whichever is
 6 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 2014-2015 is compared to the appropriations for FY 2015-2016 as contained in the original bill.

	Operating Budget	Appropriation Request
<u>Courts and Programs</u>	<u>FY 2014-2015</u>	<u>FY 2015-2016</u>
Supreme Court		
Total Supreme Court	\$ 70,916,964	\$ 73,500,402
Courts of Appeal		
Total Courts of Appeal	\$ 44,238,406	\$ 46,577,636
District Courts		
Total District Courts	\$ 44,936,501	\$ 46,379,156
Other Courts		
Total Other Courts	\$ 2,993,515	\$ 3,062,052
Other Programs		
Total Other Programs	\$ 713,548	\$ 743,487
Non-Judicial State Expenses		
Total State Expenses	<u>\$ 1,976,474</u>	<u>\$ 2,029,839</u>

Total State General Fund
and Interagency Transfer

All Line Items	<u>\$ 165,775,408</u>	<u>\$172,292,572</u>
Total Statutory Dedications	<u>\$ 10,222,822</u>	<u>\$ 10,371,434</u>
Total Funding	<u>\$ 175,998,230</u>	<u>\$182,664,006</u>

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____