

Regular Session, 2002

HOUSE BILL NO. 200

BY REPRESENTATIVES LEBLANC AND DEWITT

APPROPRIATIONS: Appropriates funds for the expenses of the judiciary

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 Ninety-two Million Nine Hundred Four Thousand Five
7 Hundred Twenty-five and No/100 (\$92,904,525) 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 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*
14 *over all lower courts. It may establish procedural and administrative rules not in*
15 *conflict with law and may assign a sitting or retired judge to any court. The*
16 *Supreme Court has sole authority to provide by rule for appointments of attorneys*
17 *as temporary or ad hoc judges. It considers applications for writs to review*
18 *individual cases, and in addition, has criminal and other appellate jurisdiction. The*
19 *Supreme Court has exclusive original jurisdiction of disciplinary proceedings*
20 *against lawyers, recommendations of the Judiciary Commission for the discipline*
21 *of judges, and fact questions affecting its own appellate jurisdiction. It has inherent*
22 *authority to regulate the legal profession and to promulgate and update the Code*
23 *of Judicial Conduct. The court also provides judicial training through the Judicial*
24 *College and works to improve the administration of justice.*

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

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

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

General Performance Information:

	1999	2000	2001
Total Filings	3,652	3,565	3,457
Total Appeals Filed	43	41	30
Total Writs Filed	3,455	3,378	3,230
Total Dispositions Rendered	3,290	3,027	3,310

Goal: To promote the rule of law.**Objective:** To resolve cases in a timely manner.**General Performance Information:**

	1999	2000	2001
Percentage of noncriminal case applications acted on within Supreme Court standard of 120 days of filing	95.30%	96.07%	93.18%
Percentage of criminal case applications acted on within Supreme Court standard of 120 days of filing	61.00%	29.40%	19.33%
Percentage of pro se post conviction applications acted on within Supreme Court standard of 120 days of filing	28.00%	15.72%	15.23%
Percentage of bar disciplinary filings acted upon within Supreme Court standard of 120 days of filing	94.60%	86.15%	94.20%
Percentage of opinions rendered within Supreme Court standard of 84 days from argument	63.80%	80.00%	77.78%

Goal: To ensure the public trust.**Objective:** To facilitate public access to Supreme Court decisions.**General Performance Information:**

	1999	2000	2001
Percentage of written opinions available to the public within 5 days of decision	100%	100%	100%

Objective: To inform the public of operations and activities.**General Performance Information:**

	1999	2000	2001
Number of outreach programs	17	11	11
Number of media releases on court decisions	110	94	100
Number of media releases on other matters	38	16	18
Number of recipients of releases on court decisions	1,105	4,418	6,500
Number of recipients of releases on other matters	1,090	3,697	3,825

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

	1999	2000	2001
Average number of hours acquired through continuing legal education per judge	27.39	25.90	
Number of complaints filed against judges and justices of the peace	427	479	479
Number of complaints against judges and justices of the peace resolved or disposed of in calendar year	412	490	490

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

	1999	2000	2001
Average number of hours acquired through continuing legal education per lawyer	19.5	19.93	
Number of complaints filed against lawyers	2,873	3,008	2,631
Number of complaints filed against lawyers resolved or disposed of in calendar year	1,608	1,637	1,586

1 Payable out of the State General Fund:

2 01 Salaries of Chief Justice and six (6)
 3 Associate Justices of the Supreme Court,
 4 R.S. 13:102 \$ 722,822

5 02 Salaries and other expenses of the
 6 Supreme Court Proper and salary of
 7 the Crier of the Supreme Court \$ 6,515,032

8 03 Expenses of Judicial Administrator's
 9 Office 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
 14 Office \$ 2,513,257

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

28 B. Expenses of Judiciary Commission \$ 746,303

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

34 C. Court Reporters as required by
 35 R.S. 13:981 \$ 250,788

36 D. Dues to National Center for
 37 State Courts \$ 126,236

38 04 Expenses of Committee on Professional
 39 Ethics and Grievances including
 40 disbarment proceedings, R.S. 37:211 et seq. \$ 3,000

41 05 Compensation and expenses of retired
 42 judges assigned under Article V,
 43 Section 5(A) of the Constitution of
 44 Louisiana, be it more or less estimated at \$ 1,235,468

45 06 Law Library of Louisiana for salaries,
 46 services, supplies, maintenance, repairs,
 47 and equipment \$ 1,399,122

49 **Program Description:** *The Law Library of Louisiana was created by an Act of the*
 50 *Legislature in 1855 to serve the legal information needs of the public, the state*
 51 *judiciary, and the practicing bar.*

1	07	Salaries and expenses of transferred	
2		judges assigned under Article V,	
3		Section 5(A) of the Constitution,	
4		be it more or less estimated at	\$ 120,000
5			
6	08	Retirement pay for services rendered by	
7		justices and judges of all courts, as	
8		provided by R.S. 11:1358 and	
9		R.S. 13:103	\$ 2,308,997
10	09	Pensions for widows of justices and	
11		judges of all courts, as provided by	
12		R.S. 11:1371 and R.S. 11:1381, be it	
13		more or less estimated at	\$ 1,290,847
14	10	Judicial College	\$ 140,495
15	Program Description: <i>The Judicial College was established by order of the</i>		
16	<i>Supreme Court in 1976 to provide continuing legal education to Louisiana judges.</i>		
17	11	State contribution to judicial	
18		retirement provided for in Article V,	
19		Section 23 of the Constitution and	
20		R.S. 11:551 et seq., be it more or	
21		less estimated at	\$ 4,037,494
22	12	Civil commitment matters as	
23		required by R.S. 28:54	\$ 143,424
24	13	Funding for statewide operations	
25		of the Louisiana Protective Order	
26		Registry (R.S. 46:2136.2) under the	
27		Case Management Information System	\$ 646,512
28	14	Expenses associated with the operation of the	
29		Families in Need of Services Program (FINS)	\$ 1,756,685
30	Program Description: <i>The mission of the FINS Assistance Program is to assist</i>		
31	<i>local FINS processes by developing and implementing a needs-based allocation</i>		
32	<i>formula; developing, implementing, and mandating the use of a uniform data system</i>		
33	<i>for tracking, managing, and reporting FINS informal cases; developing and</i>		
34	<i>mandating the use of programmatic standards; developing, implementing, and</i>		
35	<i>reporting performance indicators and measures; requiring and monitoring periodic</i>		
36	<i>fiscal reports and financial accountability; and generally supervising and assisting</i>		
37	<i>local FINS processes in other ways.</i>		
38	15	Expenses associated with the operation of the	
39		Truancy Assessment and Service Centers (TASC)	<u>\$ 1,853,800</u>
40	Program Description: <i>Truancy Assessment and Service Centers (TASC) were</i>		
41	<i>established in 1999 as pilot programs through the amendment of Title VII of the</i>		
42	<i>Children's Code, with the addition of Chapter 15. The original TASC initiative was</i>		
43	<i>designed to identify, assess, and intervene to assure that children in kindergarten</i>		
44	<i>through sixth grades attend school regularly. Subsequent legislation has signifi-</i>		
45	<i>cantly expanded the original initiative and provided state funding intended for TASC</i>		
46	<i>projects in planning new centers, implementing previously planned centers and</i>		
47	<i>continuing operations of existing centers.</i>		
48	TOTAL - GENERAL FUND		<u><u>\$ 26,810,282</u></u>

1 16 Administrative expenses of the office
2 of the Clerk of the Louisiana Supreme
3 Court attributable to the selection
4 process of attorney chairman of the
5 Medical Review Panel as provided
6 for in R.S. 40:1299.47 to be paid out
7 of the Patient's Compensation Fund \$ 10,000

8 17 Payable out of the State General Fund
9 from Statutory Dedications, Judges'
10 Supplemental Compensation Fund,
11 R.S. 13:10.3, be it more or less
12 estimated at \$ 4,000,000

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

17 18 Payable out of the State General Fund
18 from Statutory Dedications, Trial Court
19 Case Management Information Fund, for
20 the Case Management Information System,
21 Article 887(F) of the Code of Criminal
22 Procedure, be it more or less estimated at \$ 1,731,949

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

31 TOTAL SUPREME COURT \$ 32,552,231

32 EXPENDITURES:
33 For the Truancy Assessment and
34 Service Center in Rapides Parish \$ 180,192

35 TOTAL EXPENDITURES \$ 180,192

36 MEANS OF FINANCE:
37 State General Fund (Direct) \$ 90,096
38 Interagency Transfers \$ 90,096

39 TOTAL MEANS OF FINANCING \$ 180,192

40 Provided, however, that the Department of Social Services shall transfer \$90,096 in federal
41 TANF monies to the Supreme Court for the purposes of this appropriation.

42 Payable out of State General Fund (Direct)
43 for the Supreme Court for reimbursement to the
44 Paul M. Hebert Law Center for costs associated with
45 storage of court documents \$ 60,000

46
47 **03-8171 COURTS OF APPEAL**

48 **Program Description:** *The five courts of appeal, domiciled in Baton Rouge,*
49 *Shreveport, Lake Charles, New Orleans, and Gretna, have supervisory jurisdiction*
50 *over all cases arising within their respective circuits, subject to the general*

1 *supervisory jurisdiction of the Supreme Court. Each court of appeal also has*
2 *appellate jurisdiction over all civil matters, all matters appealed from family and*
3 *juvenile courts, and all criminal cases triable by a jury which arise within its circuit,*
4 *except for those cases appealable directly to the Supreme Court or to the district*
5 *courts.*

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

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

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

14 **General Performance Information:**

15		1999	2000	2001
16	<i>Total appeals filed</i>	4,213	4,556	3,733
17	<i>Total writs filed</i>	6,900	6,089	5,926
18	<i>Total dispositions rendered</i>	9,565	9,135	9,246

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

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

21 **General Performance Information:**

22 *Average number of days from lodging of the appeal to argument: Time Standard =*
23 *no more than 175 days Year 1997 Compared to 2001*

24		1997	2001
25	<i>Criminal cases</i>	247	211
26	<i>Civil cases</i>	200	238
27	<i>Total</i>	213	229

28 *Average number of days from argument to rendering of the opinion: Time Standard*
29 *= no more than 70 days*

30	<i>Criminal cases</i>	41	44
31	<i>Civil cases</i>	57	63
32	<i>Total</i>	52	56

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

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

35 **General Performance Information:**

36		1999	2000	2001
37	<i>Percentage of written opinions available</i>			
38	<i>to the public within 5 days of decision</i>	100%	100%	100%

39 Payable out of the State General Fund:

40	01	Salaries of fifty-three (53) Judges of		
41		the Courts of Appeal, R.S. 13:311	\$	5,142,119
42	02	Salaries and expenses of operation and		
43		maintenance of the Court of Appeal,		
44		First Circuit	\$	7,064,064
45	03	Salaries and expenses of operation and		
46		maintenance of the Court of Appeal,		
47		Second Circuit	\$	3,692,639
48	04	Salaries and expenses of operation and		
49		maintenance of the Court of Appeal,		
50		Third Circuit	\$	5,478,572

1	05	Salaries and expenses of operation and	
2		maintenance of the Court of Appeal,	
3		Fourth Circuit	\$ 5,520,570
4	06	Salaries and expenses of operation and	
5		maintenance of the Court of Appeal,	
6		Fifth Circuit	<u>\$ 3,831,532</u>
7	TOTAL COURTS OF APPEAL		<u>\$ 30,729,496</u>

8 **03-8172 DISTRICT COURTS**

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

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

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

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

36 **General Performance Information:**

37		2001
38	Percentage of surveyed district court chief judges indicating that	
39	their courts needed significant improvements in security	61.4%

40 **Objective:** To give all who appear before the court reasonable opportunities to
41 participate effectively without undue hardship or inconvenience.

42 **General Performance Information:**

43		2001
44	Percentage of surveyed district court chief judges indicating	
45	actions to improve compliance with the Americans with	
46	Disabilities Act (ADA)	86.4%

47 **Objective:** To ensure that all judges and other trial court personnel are courteous and
48 responsive to the public and accord respect to all with whom they come into contact.

49 **General Performance Information:**

50		2001
51	Percentage of surveyed district court chief judges indicating that	
52	their courts had taken steps within the last two years to	
53	ensure the courtesy and responsiveness of their court personnel	95.5%

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

58 **General Performance Information:**

59		1998
----	--	------

1	<i>Percentage of surveyed court users indicating going to court</i>		
2	<i>costs too much</i>		83%
3	Goal: To meet all responsibilities to everyone affected by the court and its activities		
4	in a timely and expeditious manner.		
5	Objective: To encourage timely case management and processing.		
6	General Performance Information:		
7		2000	2001
8	<i>Number of parishes reporting criminal disposition</i>		
9	<i>data to CMIS</i>	50	61
10	<i>Percentage of parishes reporting criminal disposition</i>		
11	<i>data to CMIS</i>	78.1%	95.3%
12	<i>Percentage of surveyed district court chief judges</i>		
13	<i>indicating that their courts had taken steps within</i>		
14	<i>the last two years to reduce delays and improve the</i>		
15	<i>timeliness of case processing</i>		93.2%
16	Objective: To enhance jury service.		
17	General Performance Information:		
18			2001
19	<i>Percentage of surveyed district court chief judges indicating</i>		
20	<i>that their court had taken steps within the last two years</i>		
21	<i>to make jury service more convenient or effective</i>		70.5%
22	Goal: To provide due process and equal protection of the law to all who have		
23	business before the court; and to demonstrate integrity in all procedures and decisions.		
24	Objective: To ensure that the jury venire is representative of jurisdiction from which		
25	it is drawn.		
26	General Performance Information:		
27			2001
28	<i>Percentage of surveyed district court chief judges indicating</i>		
29	<i>the use of sources other than just voter registration rolls</i>		
30	<i>to select the jury pool</i>		52.3%
31	Goal: To maintain constitutional independence, while observing the principle of		
32	cooperation with other branches of government.		
33	Objective: To maintain the courts' constitutional independence while observing the		
34	principle of cooperation with other branches of government.		
35	General Performance Information:		
36			1999
37	<i>Percentage of surveyed district court judges believing</i>		
38	<i>improved coordination/communication with the other</i>		
39	<i>branches of government is an issue the judiciary</i>		
40	<i>should address within the next five years</i>		68.0%
41	Objective: To seek, use and account for public resources in a responsible manner.		
42	General Performance Information:		
43			1999
44	<i>Number of district court judges lacking full-time law clerks</i>		54
45	<i>Percentage of those judges lacking full-time law clerks</i>		24.8%
46	Objective: To inform the community of the court's structure and function.		
47	General Performance Information:		
48			2001
49	<i>Percentage of surveyed district court chief judges indicating that</i>		
50	<i>their courts regularly provide public education and public</i>		
51	<i>outreach services</i>		63.6%
52	Objective: To recognize new conditions or emerging events and to adjust court		
53	operations as necessary.		
54	General Performance Information:		
55			1999
56	<i>Percentage of surveyed district court judges indicating better court</i>		
57	<i>technology is an issue the judiciary should address within</i>		
58	<i>the next five years</i>		91.4%
59	<i>Percentage of surveyed district court judges indicating computer</i>		

1		<i>literacy training for judges is an issue the judiciary should</i>	
2		<i>address within the next five years</i>	87.7%
3		<i>Percentage of surveyed district court judges indicating uniform</i>	
4		<i>trial court rules is an issue the judiciary should address</i>	
5		<i>within the next five years</i>	58.8%
6		<i>Percentage of surveyed district court judges indicating expansion of</i>	
7		<i>alternative sanctions and treatment services for juvenile courts</i>	
8		<i>is an issue the judiciary should address in the next five years</i>	76.0%
9	Payable out of the State General Fund:		
10	01	Salaries of one hundred eighty-five	
11		(185) District Judges as provided	
12		by R.S. 13:691	\$ 16,625,706
13	02	Office and travel expenses of District	
14		Judges as provided by R.S. 13:694	\$ 1,239,400
15	03	Salaries of fourteen (14) Judges of	
16		Civil District Court, Orleans Parish,	
17		as provided by R.S. 13:691	\$ 1,268,446
18	04	Expenses of Judges of Civil District	
19		Court, Parish of Orleans, for salaries	
20		of stenographers, clerks, law books,	
21		stationery, telephone, and like expenses	
22		as provided by R.S. 13:694	\$ 70,000
23	05	Salaries of two (2) Court Reporters	
24		of the Twentieth Judicial District Court,	
25		including retirement contributions, as	
26		provided by R.S. 13:966.1	\$ 83,699
27	06	Clerk of Civil District Court, Orleans	
28		Parish, as provided by R.S. 13:1212(A)	\$ 10,000
29	07	State share of Group, Workers'	
30		Compensation, General Liability,	
31		and Property Insurance Premiums	
32		as provided by R.S. 42:851	\$ 3,481,340
33	08	Salaries of two (2) commissioners of	
34		the Nineteenth Judicial District and	
35		one (1) commissioner of the Fifteenth	
36		Judicial District as provided by	
37		R.S. 13:712 and R.S. 13:715,	
38		respectively	\$ 296,319
39	09	Office expenses for the Judicial	
40		Expense Fund of the Nineteenth Judicial	
41		District Court as provided by	
42		R.S. 13:711-713	\$ 304,868
43	10	Office expenses for the Judicial	
44		Expense Fund of the Fifteenth	
45		Judicial District Court as provided	
46		by R.S. 13:714-716	\$ 197,715
47	11	Law Clerk, Twentieth Judicial District	
48		Court as provided by Act 747 of 1977	<u>\$ 25,800</u>

1	SUBTOTAL	\$ 23,603,293
2	12 Criminal Court - Parish of Orleans	
3	Program Description: <i>The Criminal District Court for the Parish of Orleans has</i>	
4	<i>exclusive jurisdiction of the trial and punishment of all crimes, misdemeanors, and</i>	
5	<i>offenses committed within the parish of Orleans, if the jurisdiction is not vested by</i>	
6	<i>law in some other court. The court, through its magistrate and with assistance from</i>	
7	<i>its commissioners, has the power of committing magistrates in all felony charges</i>	
8	<i>and the power to hold preliminary examinations, with authority to bail or discharge,</i>	
9	<i>or to hold for trial, in all cases before the court. The court has appellate jurisdiction</i>	
10	<i>of all cases tried before the Municipal Court of New Orleans and the Traffic Court</i>	
11	<i>of New Orleans and has general supervisory jurisdiction over these courts.</i>	
12	A. Salaries of thirteen (13) District Judges of	
13	Criminal Court, Orleans Parish as provided	
14	by R.S. 13:691	\$ 1,177,843
15	B. Office expenses of Judges of Criminal Court,	
16	Orleans Parish and the state's share of group	
17	insurance for the personnel of Criminal Court as	
18	provided by R.S. 13:694 and R.S. 42:851, respectively	\$ 354,055
19	C. Salaries of thirteen (13) minute clerks as provided	
20	by R.S. 13:1373.1	\$ 237,205
21	D. Salaries of twenty-six (26) court reporters as	
22	provided by R.S. 13:1373.1	\$ 374,876
23	E. Salaries of four (4) commissioners of Criminal	
24	Court, Orleans Parish, including related benefits	
25	as provided by R.S. 13:1347	\$ 242,306
26	F. Office and travel expenses of commissioners as	
27	provided by R.S. 13:1347	\$ 10,000
28	G. Salaries of four (4) minute clerks, one for each	
29	commissioner as provided by R.S. 13:1347	\$ 60,840
30	H. Salaries of four (4) court reporters, one for each	
31	commissioner as provided by R.S. 13:1347	\$ 45,865
32	I. Salaries of Judicial Administrator, and assistants,	
33	including related benefits	\$ 532,175
34	J. Salaries of thirteen (13) law clerks	\$ 426,118
35	K. Salaries of four (4) secretaries	\$ 123,147
36	L. Sanity Commissions	\$ 182,172
37	M. Board of Jury Commissioners	\$ 261,528
38	SUBTOTAL	\$ 4,028,130
39	13 Juvenile and Family Court Judges	
40	A. Salaries of fourteen (14) Juvenile Court	
41	Judges as provided by R.S. 13:691	\$ 1,268,446
42	B. Salaries of four (4) Family Court Judges	
43	as provided by R.S. 13:691	\$ 362,413
44	C. Office expenses of Juvenile and	

1	Family Court Judges as required	
2	by R.S. 13:694	\$ 100,800

3	SUBTOTAL	\$ 1,731,659
---	----------	--------------

4	TOTAL DISTRICT COURTS	\$ 29,363,082
---	-----------------------	---------------

5 **03-8173 OTHER COURTS - SALARIES AND OFFICE EXPENSES AS**
6 **REQUIRED BY STATUTE**

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

10 Payable out of the State General Fund:

11	01	Salaries of sixty-one (61) City Court	
12		Judges as provided by R.S. 13:1875	\$ 1,783,879

13	02	Salaries of four (4) Municipal, four (4)	
14		Traffic and one (1) Parish Court	
15		Judges as provided by R.S. 13:2492,	
16		2501.1, and 2563.5, respectively	\$ 283,101

17	TOTAL OTHER COURTS REQUIRED BY STATUTE	\$ 2,066,980
----	--	--------------

18 **03-8174 OTHER COURTS - SALARIES AND OFFICE EXPENSES NOT**
19 **REQUIRED BY STATUTE**

20 Payable out of the State General Fund:

21	01	Orleans Parish Juvenile Protective	
22		Care Monitoring Program	\$ 363,516

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

26	02	Orleans Parish Juvenile Court Reporters	\$ 59,028
----	----	---	-----------

27	03	For the expenses of the Judges'	
28		Assistance Program	\$ 30,000

29 **Program Description:** *The Judges' Assistance Program provides counseling and*
30 *other assistance to judges with substance abuse problems.*

31	TOTAL OTHER COURTS NOT REQUIRED BY STATUTE	\$ 452,544
----	--	------------

32 C. The appropriations contained in Subsection B, of this Section shall be reduced by a
33 total amount of One Million Five Hundred Thousand and No/100 (\$1,500,000) Dollars
34 pursuant to a plan adopted by the Judicial Budgetary Control Board.

35 Section 2.A. The Chief Justice of the Supreme Court, or his duly authorized and
36 appointed agent, shall warrant the state treasurer for the allocations herein provided, or for
37 so much thereof as may be necessary. The aforesaid warrant shall be paid out of the state
38 general fund, and the state treasurer shall pay said warrant by preference over all other

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

6 C. Any funds herein allocated to the judiciary, any portion of the funds previously
7 appropriated to the judiciary, other revenue of the judiciary or its agencies, and interest
8 earnings, are hereby appropriated and may be used to defray the expenses of the judiciary;
9 however, all funds remaining unexpended or unencumbered shall be returnable to the state
10 general fund on or before September 1, 2003.

11 D. For Fiscal Year 2002-2003, any surpluses occurring in the appropriations made
12 in this Act may be transferred from one agency or line-item to another during the fiscal year
13 in accordance with the rules of the Judicial Budgetary Control Board, or as approved by the
14 Supreme Court.

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

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

24 Section 3. The sum of Nine Million Six Hundred Eighty-one Thousand Eight
25 Hundred and No/100 (\$9,681,800.00) Dollars, be it more or less estimated at is hereby
26 appropriated out of the State General Fund by Interagency Transfers to the Supreme Court
27 from the Department of Health and Hospitals, Office of Addictive Disorders for the
28 maintenance and enhancement of drug courts.

29 Section 4. The sum of Ten Million Eight Hundred Fifty Thousand and No/100
30 (\$10,850,000.00) Dollars is hereby appropriated out of the State General Fund by Interagency

1 Transfers to the Supreme Court from the Department of Social Services to be allocated as
2 follows: Truancy Assessment and Service Centers (\$2,250,000) for continued support of
3 TASC services as provided in Chapter 15 of Title 7 of the Louisiana Children’s Code; Court
4 Appointed Special Advocates (\$3,600,000) for continued expansion and improvement of
5 CASA services statewide; and Drug Courts (\$5,000,000) for eligible drug court services
6 which shall include treatment, assessment, training, and other supportive services, except drug
7 court administration costs. Provided, however, that where such funds originate as federal
8 TANF funding, expenditures of such monies shall be restricted to services for clients eligible
9 for TANF-funded truancy assessment and services, court appointed special advocate services,
10 and drug court services as specified in the Louisiana State TANF Plan.

11 Section 5. This Act shall become effective on July 1, 2002; if vetoed by the governor
12 and subsequently approved by the legislature, this Act shall become effective on July 1, 2002,
13 or on the day following such approval by the legislature, whichever is later.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part
of the legislative instrument.

LeBlanc HB No. 200

Abstract: Provides 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 total funding of \$113,436,325 for Fiscal Year 2002-2003, from the following
sources: State General Fund \$87,072,480, Interagency Transfers \$20,621,896, and Statutory
Dedications \$5,741,949.

Sections 1 and 2 appropriate funding for the ordinary expenses of the judicial branch of
government as follows:

(1)	Louisiana Supreme Court	\$32,552,231
(2)	Courts of Appeal	30,729,496
(3)	District Courts	23,603,293
(4)	Criminal Court, Parish of Orleans	4,028,130
(5)	Juvenile and Family Courts	1,731,659
(6)	Other Courts (Required by Statute)	2,066,980
(7)	Other Courts (Not Required by Statute)	452,544
For the Supreme Court for the Truancy and Assessment Service Center in Rapides Parish		180,192
For the Supreme Court for reimbursement to Hebert Law Center for document storage		60,000
For an adjustment of means of finance, swapping TANF for		

SGF	(1,000,000)
Less reductions to appropriations as determined by the Judicial Budgetary Control Board	(1,500,000)
TOTAL	<u>\$92,904,525</u>

Of the \$92,904,525 appropriated in Sections 1 and 2, \$87,072,480 is from the State General Fund (Direct), \$90,096 is from interagency transfers, \$4,000,000 is from the Judges' Supplemental Compensation Fund, \$1,731,949 is from the Trial Court Case Management Fund, and \$10,000 is from the Patient's Compensation Fund.

Section 3 appropriates \$9,681,800 by interagency transfers from the Department of Health and Hospitals, Office of Addictive Disorders to the Supreme Court for the maintenance and enhancement of drug courts.

Section 4 appropriates \$10,850,000 by interagency transfers from the Department of Social Services to the Supreme Court for provision of truancy assessment services (\$2,250,000), court-appointed special advocate services (\$3,600,000) and drug court services (\$5,000,000), all as specified in the state TANF plan.

Effective July 1, 2002.

Summary of Amendments Adopted by House

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

1. Provides that the state general fund appropriations shall be reduced by \$1,500,000 pursuant to a plan adopted by the Judicial Budgetary Control Board.
2. Adds \$180,192 in funding for the Supreme Court for support of the Truancy Assessment and Service Center in Rapides Parish.
3. Adds \$60,000 in funding for the Supreme Court for reimbursement to the Paul M. Hebert Law Center for costs associated with storage of court documents.
4. Reduces the IAT transferred to the Supreme Court from the Office of Addictive Disorders to conform with available funding.
5. Adjusts the means of financing for the Truancy and Assessment Service Centers to swap \$1,000,000 in TANF for State General Fund (Direct).