

Regular Session, 2002

ACT No. 53

HOUSE BILL NO. 200

BY REPRESENTATIVES LEBLANC AND DEWITT

AN ACT

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

Be it enacted by the Legislature of Louisiana:

Section 1.A. The sum of Ninety Million Nine Hundred Four Thousand Five Hundred Twenty-five and No/100 (\$90,904,525.00) Dollars, or so much thereof as may be necessary, is hereby appropriated to defray the expenses of the judiciary, including the Supreme Court, Courts of Appeal, the District Courts, the Criminal District Court of Orleans Parish, and other courts.

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

03-8170 SUPREME COURT

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

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

Goal: To protect the rule of law.

Objective: To provide a reasonable opportunity for litigants to seek review in the 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
<i>Percentage of noncriminal case applications acted on within Supreme Court standard of 120 days of filing</i>	95.30%	96.07%	93.18%
<i>Percentage of criminal case applications acted on within Supreme Court standard of 120 days of filing</i>	61.00%	29.40%	19.33%
<i>Percentage of pro se post conviction applications acted on within Supreme Court standard of 120 days of filing</i>	28.00%	15.72%	15.23%
<i>Percentage of bar disciplinary filings acted upon within Supreme Court standard of 120 days of filing</i>	94.60%	86.15%	94.20%
<i>Percentage of opinions rendered within Supreme Court standard of 84 days from argument</i>	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
<i>Percentage of written opinions available to the public within 5 days of decision</i>	100%	100%	100%

Objective: To inform the public of operations and activities.

General Performance Information:

	1999	2000	2001
<i>Number of outreach programs</i>	17	11	11
<i>Number of media releases on court decisions</i>	110	94	100
<i>Number of media releases on other matters</i>	38	16	18
<i>Number of recipients of releases on court decisions</i>	1,105	4,418	6,500
<i>Number of recipients of releases on other matters</i>	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
<i>Average number of hours acquired through continuing legal education per judge</i>	27.39	25.90	
<i>Number of complaints filed against judges and justices of the peace</i>	427	479	479
<i>Number of complaints against judges and justices of the peace resolved or disposed of in calendar year</i>	412	490	490

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

General Performance Information:

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

Payable out of the State General Fund:

01	Salaries of Chief Justice and six (6) Associate Justices of the Supreme Court, R.S. 13:102	\$	722,399
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02	Salaries and other expenses of the Supreme Court Proper and salary of the Crier of the Supreme Court	\$ 6,278,815
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03	Expenses of Judicial Administrator's Office of the Judiciary Commission provided for in Article V, Section 25 of the Constitution of Louisiana and under the provisions of R.S. 13:32 et seq.	
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A.	Expenses of Judicial Administrator's Office	\$ 2,455,336
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Program Description: *The Judicial Administrator's Office assists the Supreme Court in the administration of the state court system. It staffs the Judicial Council and the Judiciary Commission. Through the Judicial Council, it performs studies and makes recommendations for the creation of new judgeships and for improving the administration of justice. The Office provides payroll and other fiscal services to the Judiciary, including the administration of a judicial retirement system, and supports the Supreme Court and Appellate Court human resource system. The Judicial Administrator's Office provides technological services to courts and manages the Trial Court Case Management Information System. It also manages the ad hoc judgeship system, and monitors cases under advisement. The Office provides outreach services to state and local courts, staffs the Committee on Judicial Ethics, and performs numerous legal services for the Supreme Court and the Judiciary.*

B.	Expenses of Judiciary Commission	\$ 726,931
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Program Description: *The Judiciary Commission of Louisiana is a constitutional body established under Article V, Section 25 of the Constitution of 1974 to accept, screen, investigate, and prosecute complaints of judicial misconduct. As part of its authority, it may recommend to the Supreme Court the censure, suspension, removal from office, or involuntary retirement of any judge for ethical misconduct.*

C.	Court Reporters as required by R.S. 13:981	\$ 241,148
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D.	Dues to National Center for State Courts	\$ 126,236
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04	Expenses of Committee on Professional Ethics and Grievances including disbarment proceedings, R.S. 37:211 et seq.	\$ 3,000
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05	Compensation and expenses of retired judges assigned under Article V, Section 5(A) of the Constitution of Louisiana, be it more or less estimated at	\$ 1,235,468
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06	Law Library of Louisiana for salaries, services, supplies, maintenance, repairs, and equipment	\$ 1,376,515
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Program Description: *The Law Library of Louisiana was created by an Act of the Legislature in 1855 to serve the legal information needs of the public, the state judiciary, and the practicing bar.*

07	Salaries and expenses of transferred judges assigned under Article V, Section 5(A) of the Constitution, be it more or less estimated at	\$ 120,000
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08	Retirement pay for services rendered by justices and judges of all courts, as provided by R.S. 11:1358 and R.S. 13:103	\$ 2,308,997
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09	Pensions for widows of justices and judges of all courts, as provided by R.S. 11:1371 and R.S. 11:1381, be it more or less estimated at	\$ 1,290,847
10	Judicial College	\$ 137,692

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

11	State contribution to judicial retirement provided for in Article V, Section 23 of the Constitution and R.S. 11:551 et seq., be it more or less estimated at	\$ 4,016,851
12	Civil commitment matters as required by R.S. 28:54	\$ 143,424
13	Funding for statewide operations of the Louisiana Protective Order Registry (R.S. 46:2136.2) under the Case Management Information System	\$ 594,447
14	Expenses associated with the operation of the Families in Need of Services Program (FINS)	\$ 1,740,534

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

15	Expenses associated with the operation of the Truancy Assessment and Service Centers (TASC)	<u>\$ 1,836,241</u>
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Program Description: *Truancy Assessment and Service Centers (TASC) were established in 1999 as pilot programs through the amendment of Title VII of the Children's Code, with the addition of Chapter 15. The original TASC initiative was designed to identify, assess, and intervene to assure that children in kindergarten through sixth grades attend school regularly. Subsequent legislation has significantly expanded the original initiative and provided state funding intended for TASC projects in planning new centers, implementing previously planned centers and continuing operations of existing centers.*

TOTAL - GENERAL FUND	<u><u>\$ 23,354,881</u></u>
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The appropriations contained in Subsection B of this Section for the Supreme Court shall be reduced by a total amount of Two Million and No/100 (\$2,000,000) Dollars pursuant to a plan adopted by the Judicial Budgetary Control Board.

16	Administrative expenses of the office of the Clerk of the Louisiana Supreme Court attributable to the selection process of attorney chairman of the Medical Review Panel as provided for in R.S. 40:1299.47 to be paid out of the Patient's Compensation Fund	\$ 10,000
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17	Payable out of the State General Fund from Statutory Dedications, Judges’ Supplemental Compensation Fund, R.S. 13:10.3, be it more or less estimated at	\$ 4,000,000
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Program Description: *The Judges’ Supplemental Compensation Fund was established by the Legislature in 1985 to fund salary supplements and salary-related expenses to judges and commissioners. The funding source is a non-refundable filing fee assessed on civil filings as provided in R.S. 13:10.3.*

18	Payable out of the State General Fund from Statutory Dedications, Trial Court Case Management Information Fund, for the Case Management Information System, Article 887(F) of the Code of Criminal Procedure, be it more or less estimated at	\$ <u>1,731,949</u>
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Program Description: *The Case Management Information System (CMIS) was created by the Supreme Court in 1993 to provide a statewide information system for tracking and managing criminal, civil, juvenile, traffic, and appellate cases as well as protective orders. Data is received from courts statewide, transferred to the CMIS repository, and made available to courts and executive branch agencies. Additional information will also be available from the Department of Public Safety & Corrections. CMIS is funded from a court cost assessed on all criminal and traffic convictions as provided under C.Cr.P. 887(F).*

TOTAL SUPREME COURT	\$ <u>29,096,830</u>
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EXPENDITURES:

For the Truancy Assessment and Service Center in Rapides Parish	\$ <u>180,192</u>
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TOTAL EXPENDITURES	\$ <u><u>180,192</u></u>
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MEANS OF FINANCE:

State General Fund (Direct)	\$ 90,096
Interagency Transfers	\$ <u>90,096</u>

TOTAL MEANS OF FINANCING	\$ <u><u>180,192</u></u>
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Provided, however, that the Department of Social Services shall transfer \$90,096 in federal TANF monies to the Supreme Court for the purposes of this appropriation.

Payable out of State General Fund (Direct) for the Supreme Court for reimbursement to the Paul M. Hebert Law Center for costs associated with storage of court documents	\$ 60,000
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03-8171 COURTS OF APPEAL

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

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

Goal: To protect the rule of law.

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

General Performance Information:

	1999	2000	2001
Total appeals filed	4,213	4,556	3,733
Total writs filed	6,900	6,089	5,926
Total dispositions rendered	9,565	9,135	9,246

Goal: To promote the rule of law.

Objective: To resolve cases expeditiously.

General Performance Information:

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

	1997	2001
Criminal cases	247	211
Civil cases	200	238
Total	213	229

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

Criminal cases	41	44
Civil cases	57	63
Total	52	56

Goal: To preserve public trust.

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

General Performance Information:

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

Payable out of the State General Fund:

01	Salaries of fifty-three (53) Judges of the Courts of Appeal, R.S. 13:311	\$ 5,138,924
02	Salaries and expenses of operation and maintenance of the Court of Appeal, First Circuit	\$ 6,784,264
03	Salaries and expenses of operation and maintenance of the Court of Appeal, Second Circuit	\$ 3,628,839
04	Salaries and expenses of operation and maintenance of the Court of Appeal, Third Circuit	\$ 5,369,672
05	Salaries and expenses of operation and maintenance of the Court of Appeal, Fourth Circuit	\$ 5,385,270

06	Salaries and expenses of operation and maintenance of the Court of Appeal, Fifth Circuit	\$ 3,730,332
TOTAL COURTS OF APPEAL		<u>\$ 30,037,301</u>

03-8172 DISTRICT COURTS

Program Description: *There are forty 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 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 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.*

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

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

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

General Performance Information:	2001
Percentage of surveyed district court chief judges indicating that their courts needed significant improvements in security	61.4%

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

General Performance Information:	2001
Percentage of surveyed district court chief judges indicating actions to improve compliance with the Americans with Disabilities Act (ADA)	86.4%

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

General Performance Information:	2001
Percentage of surveyed district court chief judges indicating that their courts had taken steps within the last two years to ensure the courtesy and responsiveness of their court personnel	95.5%

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

General Performance Information:	1998
Percentage of surveyed court users indicating going to court costs too much	83%

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

Objective: To encourage timely case management and processing.

General Performance Information:

	2000	2001
<i>Number of parishes reporting criminal disposition data to CMIS</i>	50	61
<i>Percentage of parishes reporting criminal disposition data to CMIS</i>	78.1%	95.3%
<i>Percentage of surveyed district court chief judges indicating that their courts had taken steps within the last two years to reduce delays and improve the timeliness of case processing</i>		93.2%

Objective: To enhance jury service.

General Performance Information:

	2001
<i>Percentage of surveyed district court chief judges indicating that their court had taken steps within the last two years to make jury service more convenient or effective</i>	70.5%

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.

Objective: To ensure that the jury venire is representative of jurisdiction from which it is drawn.

General Performance Information:

	2001
<i>Percentage of surveyed district court chief judges indicating the use of sources other than just voter registration rolls to select the jury pool</i>	52.3%

Goal: To maintain constitutional independence, while observing the principle of cooperation with other branches of government.

Objective: To maintain the courts' constitutional independence while observing the principle of cooperation with other branches of government.

General Performance Information:

	1999
<i>Percentage of surveyed district court judges believing improved coordination/communication with the other branches of government is an issue the judiciary should address within the next five years</i>	68.0%

Objective: To seek, use and account for public resources in a responsible manner.

General Performance Information:

	1999
<i>Number of district court judges lacking full-time law clerks</i>	54
<i>Percentage of those judges lacking full-time law clerks</i>	24.8%

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

General Performance Information:

	2001
<i>Percentage of surveyed district court chief judges indicating that their courts regularly provide public education and public outreach services</i>	63.6%

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

General Performance Information:

	1999
<i>Percentage of surveyed district court judges indicating better court technology is an issue the judiciary should address within the next five years</i>	91.4%
<i>Percentage of surveyed district court judges indicating computer literacy training for judges is an issue the judiciary should address within the next five years</i>	87.7%
<i>Percentage of surveyed district court judges indicating uniform trial court rules is an issue the judiciary should address within the next five years</i>	58.8%
<i>Percentage of surveyed district court judges indicating expansion of alternative sanctions and treatment services for juvenile courts is an issue the judiciary should address in the next five years</i>	76.0%

Payable out of the State General Fund:

01	Salaries of one hundred eighty-five (185) District Judges as provided by R.S. 13:691	\$ 16,614,606
02	Office and travel expenses of District Judges as provided by R.S. 13:694	\$ 1,239,400
03	Salaries of fourteen (14) Judges of Civil District Court, Orleans Parish, as provided by R.S. 13:691	\$ 1,267,606
04	Expenses of Judges of Civil District Court, Parish of Orleans, for salaries of stenographers, clerks, law books, stationery, telephone, and like expenses as provided by R.S. 13:694	\$ 70,000
05	Salaries of two (2) Court Reporters of the Twentieth Judicial District Court, including retirement contributions, as provided by R.S. 13:966.1	\$ 83,699
06	Clerk of Civil District Court, Orleans Parish, as provided by R.S. 13:1212(A)	\$ 10,000
07	State share of Group, Workers' Compensation, General Liability, and Property Insurance Premiums as provided by R.S. 42:851	\$ 3,186,464
08	Salaries of two (2) commissioners of the Nineteenth Judicial District and one (1) commissioner of the Fifteenth Judicial District as provided by R.S. 13:712 and R.S. 13:715, respectively	\$ 296,132
09	Office expenses for the Judicial Expense Fund of the Nineteenth Judicial District Court as provided by R.S. 13:711-713	\$ 293,868
10	Office expenses for the Judicial Expense Fund of the Fifteenth Judicial District Court as provided by R.S. 13:714-716	\$ 194,415
11	Law Clerk, Twentieth Judicial District Court as provided by Act 747 of 1977	\$ <u>25,800</u>
SUBTOTAL		\$ <u>23,281,990</u>

12 Criminal Court - Parish of Orleans

Program Description: *The Criminal District Court for the Parish of Orleans has exclusive jurisdiction of the trial and punishment of all crimes, misdemeanors, and offenses committed within the parish of Orleans, if the jurisdiction is not vested by law in some other court. The court, through its magistrate and with assistance from its commissioners, has the power of committing magistrates in all felony charges and the power to hold preliminary examinations, with authority to bail or discharge, or to hold for trial, in all cases before the court. The court has appellate jurisdiction of all cases tried before the Municipal Court of New Orleans and the Traffic Court of New Orleans and has general supervisory jurisdiction over these courts.*

A. Salaries of thirteen (13) District Judges of Criminal Court, Orleans Parish as provided by R.S. 13:691	\$ 1,177,063
B. Office expenses of Judges of Criminal Court, Orleans Parish and the state's share of group insurance for the personnel of Criminal Court as provided by R.S. 13:694 and R.S. 42:851, respectively	\$ 354,055
C. Salaries of thirteen (13) minute clerks as provided by R.S. 13:1373.1	\$ 237,205
D. Salaries of twenty-six (26) court reporters as provided by R.S. 13:1373.1	\$ 374,876
E. Salaries of four (4) commissioners of Criminal Court, Orleans Parish, including related benefits as provided by R.S. 13:1347	\$ 242,153
F. Office and travel expenses of commissioners as provided by R.S. 13:1347	\$ 10,000
G. Salaries of four (4) minute clerks, one for each commissioner as provided by R.S. 13:1347	\$ 60,840
H. Salaries of four (4) court reporters, one for each commissioner as provided by R.S. 13:1347	\$ 45,865
I. Salaries of Judicial Administrator, and assistants, including related benefits	\$ 532,175
J. Salaries of thirteen (13) law clerks	\$ 426,118
K. Salaries of four (4) secretaries	\$ 123,147
L. Sanity Commissions	\$ 162,172
M. Board of Jury Commissioners	<u>\$ 261,528</u>
SUBTOTAL	<u>\$ 4,007,197</u>

13 Juvenile and Family Court Judges

A. Salaries of fourteen (14) Juvenile Court Judges as provided by R.S. 13:691	\$ 1,267,606
B. Salaries of four (4) Family Court Judges as provided by R.S. 13:691	\$ 362,173

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C. Office expenses of Juvenile and Family Court Judges as required by R.S. 13:694	\$ 100,800
SUBTOTAL	\$ 1,730,579
TOTAL DISTRICT COURTS	\$ 29,019,766

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

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

Payable out of the State General Fund:

01	Salaries of sixty-one (61) City Court Judges as provided by R.S. 13:1875	\$ 1,782,681
02	Salaries of four (4) Municipal, four (4) Traffic and one (1) Parish Court Judges as provided by R.S. 13:2492, 2501.1, and 2563.5, respectively	\$ 282,911

TOTAL OTHER COURTS REQUIRED BY STATUTE	\$ 2,065,592
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**03-8174 OTHER COURTS - SALARIES AND OFFICE EXPENSES NOT
REQUIRED BY STATUTE**

Payable out of the State General Fund:

01	Orleans Parish Juvenile Protective Care Monitoring Program	\$ 356,916
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Program Description: *The program tracks and monitors child abuse and neglect cases in the Orleans Parish Juvenile Court. It also provides assistance in support of the Families in Need of Services Program.*

02	Orleans Parish Juvenile Court Reporters	\$ 57,928
03	For the expenses of the Judges’ Assistance Program	\$ 30,000

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

TOTAL OTHER COURTS NOT REQUIRED BY STATUTE	\$ 444,844
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Section 2.A. The Chief Justice of the Supreme Court, or his duly authorized and appointed agent, shall warrant the state treasurer for the allocations herein provided, or for so much thereof as may be necessary. The aforesaid warrant shall be paid out of the state general fund, and the state treasurer shall pay said warrant by preference over all other warrants, except warrants for the salaries of constitutional officers of the state and warrants for expenses of the legislature, which shall be concurrent with the warrant provided by this Act.

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

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

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

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

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

Section 3. The sum of Eight Million One Hundred Eighty-one Thousand Eight Hundred and No/100 (\$8,181,800.00) Dollars is hereby appropriated out of the State General Fund (Direct) to the Supreme Court for the maintenance and enhancement of drug courts. Provided, further, the Department of Health and Hospitals, Office of Addictive Disorders shall expend an amount estimated at One Million Five Hundred Thousand and No/100 (\$1,500,000.00) Dollars from the federal Substance Abuse Block Grant as contained in Schedule 09-351 in the Act introduced as House Bill No. 1 of the 2002 Regular Session of the Legislature to provide inpatient substance abuse treatment services for adults and juveniles enrolled in the drug court program.

Section 4. The sum of Eleven Million Three Hundred Forty Thousand Ninety-six and No/100 (\$11,340,096.00) Dollars is hereby appropriated out of the State General Fund by

Interagency Transfers to the Supreme Court from the Department of Social Services to be allocated as follows: Truancy Assessment and Service Centers (\$2,340,096) for continued support of TASC services as provided in Chapter 15 of Title 7 of the Louisiana Children's Code; Court Appointed Special Advocates (\$4,000,000) for continued expansion and improvement of CASA services statewide; and Drug Courts (\$5,000,000) for eligible drug court services which shall include treatment, assessment, training, and other supportive services, except drug court administration costs. Provided, however, that where such funds originate as federal TANF funding, expenditures of such monies shall be restricted to services for clients eligible for TANF-funded truancy assessment and services, court appointed special advocate services, and drug court services as specified in the Louisiana State TANF Plan.

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

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____