

Regular Session, 2013

ACT No. 64

HOUSE BILL NO. 691

BY REPRESENTATIVES FANNIN AND KLECKLEY AND SENATORS ALARIO AND DONAHUE

APPROPRIATIONS: Appropriates funds for the expenses of the Louisiana Judiciary for Fiscal Year 2013-2014

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 Sixty-Nine Million Two Hundred Forty-Two
7 Thousand Five Hundred Forty-Nine and No/100 (\$169,242,549.00) Dollars, or so much
8 thereof as may be necessary, is hereby appropriated to defray the expenses of the judiciary,
9 including the Supreme Court, Courts of Appeal, the District Courts, the Criminal District
10 Court of Orleans Parish, and of the other courts.

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

12 **03-8170 SUPREME COURT**

13 **Program Description:** *The Supreme Court has general supervisory jurisdiction*
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 has criminal and other appellate jurisdiction. The Supreme*
19 *Court has exclusive original jurisdiction of disciplinary proceedings against*
20 *lawyers, recommendations of the Judiciary Commission of Louisiana for the*
21 *discipline of judges, and fact questions affecting its appellate jurisdiction. It has*
22 *inherent authority to regulate the legal profession and to promulgate and update*
23 *the Code of Judicial Conduct. The court also provides judicial training through the*
24 *Judicial 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*
28 *of 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.

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

3 **General Performance Information:**

	2010	2011	2012
4 Total Filings	2,875	2,852	2,769
5 Total Appeals Filed	9	10	10
6 Total Writs Filed	2,674	2,613	2,639
7 Total Dispositions Rendered	2,736	2,916	3,181

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

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

10 **General Performance Information:**

	2010	2011	2012
11 Percentage of noncriminal case			
12 applications acted on within Supreme			
13 Court standard of 120 days of filing	90.9%	96.6%	93.3%
14 Percentage of criminal case applications			
15 acted on within Supreme Court			
16 standard of 120 days of filing	39.9%	40.4%	45.9%
17 Percentage of pro se post conviction			
18 applications acted on within Supreme			
19 Court standard of 120 days of filing	7.7%	5.2%	8.5%
20 Percentage of bar disciplinary filings			
21 acted upon within Supreme Court			
22 standard of 120 days of filing	76.5%	98.7%	88.9%
23 Percentage of opinions rendered within			
24 Supreme Court standard of 84 days			
25 from argument	83.7%	64.4%	80.6%

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

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

28 **General Performance Information:**

	2010	2011	2012
29 Percentage of written opinions available			
30 to the public within 5 days of decision	100%	100%	100%

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

32 **General Performance Information:**

	2010	2011	2012
33 Number of outreach programs	51	63	58
34 Number of media releases on court decisions	87	83	77
35 Number of media releases on other matters	22	21	15
36 Number of recipients of releases on			
37 court decisions	1,219	1,498	1,663
38 Number of recipients of releases on other			
39 matters	5,806	2,876	3,672

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

42 **General Performance Information:**

	2010	2011	2012
43 Average number of hours acquired			
44 through continuing legal education			
45 per judge	27.19	30.20	29.35
46 Number of complaints filed against			
47 judges and justices of the peace	586	561	537
48 Number of complaints against judges			
49 and justices of the peace resolved or			
50 disposed of in the calendar year	526	562	619

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

53 **General Performance Information:**

	2010	2011	2012
54 Average number of hours acquired through			
55 continuing legal education per lawyer	15.04	15.36	15.24
56 Number of complaints filed against lawyers	3,240	3,000	3,042
57 Number of complaints filed against lawyers			
58 resolved or disposed of in calendar year	3,565	2,997	2,966

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	\$	970,480
5	02 Salaries and other expenses of the Supreme		
6	Court Proper and salary of the Crier of the Supreme Court	\$	9,432,817
7	03 Expenses of Judicial Administrator's Office and of the		
8	Judiciary Commission provided for in Article V, Section 25		
9	of the Constitution of Louisiana and under the provisions		
10	of R.S. 13:32 et seq.		
11	A. Expenses of Judicial Administrator's Office	\$	4,777,022
12	Program Description: <i>The Judicial Administrator's Office assists the Supreme</i>		
13	<i>Court in the administration of the state court system. It staffs the Judicial Council</i>		
14	<i>and the Judiciary Commission of Louisiana. Through the Judicial Council, it</i>		
15	<i>performs studies and makes recommendations for the creation of new judgeships and</i>		
16	<i>for improving the administration of justice. The Judicial Administrator's Office</i>		
17	<i>provides payroll and other fiscal services to the Judiciary, including the</i>		
18	<i>administration of a judicial retirement system; support for the Supreme Court and</i>		
19	<i>Appellate Court human resource system; technological services to courts; and,</i>		
20	<i>manages the Trial Court Case Management Information System. The Judicial</i>		
21	<i>Administrator's Office also manages the ad hoc judgeship system, monitors cases</i>		
22	<i>under advisement, provides outreach services to state and local courts, staffs the</i>		
23	<i>Committee on Judicial Ethics, and performs numerous legal services for the</i>		
24	<i>Supreme Court and the Judiciary.</i>		
25	B. Expenses of Judiciary Commission	\$	1,926,519
26	Program Description: <i>The Judiciary Commission of Louisiana is a constitutional</i>		
27	<i>body established under Article V, Section 25 of the Constitution of 1974 to accept,</i>		
28	<i>screen, investigate, and prosecute complaints of judicial misconduct. As part of its</i>		
29	<i>authority, it may recommend to the Supreme Court the censure, suspension, removal</i>		
30	<i>from office, or involuntary retirement of any judge for ethical misconduct.</i>		
31	C. Court Reporters; Statistical Reporting Systems	\$	359,357
32	D. Dues to National Center for State Courts	\$	148,690
33	04 Expenses of Committee on Professional Ethics and		
34	Grievances including disbarment proceedings,		
35	R.S. 37:211 et seq.	\$	3,000
36	05 Compensation and expenses of retired judges assigned		
37	under Article V, Section 5(A) of the Constitution of		
38	Louisiana, be it more or less estimated at	\$	1,464,995
39	06 Law Library of Louisiana for salaries,		
40	services, supplies, maintenance, repairs,		
41	and equipment	\$	1,913,188

1	Program Description: <i>The Law Library of Louisiana was created by an Act</i>		
2	<i>of the Legislature in 1855 to serve the legal information needs of the public, the</i>		
3	<i>state judiciary, and the bar.</i>		
4	07 Salaries and expenses of transferred		
5	judges assigned under Article V,		
6	Section 5(A) of the Constitution,		
7	be it more or less estimated as	\$	182,012
8	08 Retirement pay for services rendered by		
9	justices and judges of all courts, as		
10	provided by R.S. 11:1358 and		
11	R.S. 13:103	\$	1,398,390
12	09 Pensions for widows of justices and		
13	judges of all courts, as provided by		
14	R.S. 11:1371 and R.S. 11:1381, be it		
15	more or less estimated at	\$	1,609,481
16	10 Judicial College	\$	234,310
17	Program Description: <i>The Judicial College was established by order of the</i>		
18	<i>Supreme Court in 1976 to provide continuing legal education to Louisiana judges.</i>		
19	11 State contribution to judicial		
20	retirement provided for in Article V,		
21	Section 23 of the Constitution and		
22	R.S. 11:551 et seq., be it more or		
23	less estimated at	\$	14,561,372
24	12 Civil commitment matters as		
25	required by R.S. 28:54	\$	143,424
26	13 Paul M. Hebert Law Center for the expenses		
27	of storage of appellate court records	\$	60,000
28	14 Funding for statewide operations of the		
29	Louisiana Protective Order Registry		
30	(R.S. 46:2136.2) under the Case		
31	Management Information System	\$	1,318,704
32	15 Information Technology	\$	1,037,647
33	16 Payable out of the State General Fund for the		
34	expenses associated with the operation of the		
35	Families in Need of Services Program (FINS)	\$	2,037,299
36	Program Description: <i>The mission of the FINS Assistance Program is to assist</i>		
37	<i>local FINS processes by developing and implementing a needs-based allocation</i>		
38	<i>formula; developing, implementing, and mandating the use of a uniform data system</i>		
39	<i>for tracking, managing, and reporting FINS informal cases; developing and</i>		
40	<i>mandating the use of programmatic standards; developing, implementing, and</i>		
41	<i>reporting performance indicators and measures; requiring and monitoring periodic</i>		
42	<i>fiscal reports and financial accountability; and, generally supervising and assisting</i>		
43	<i>local FINS processes in other ways.</i>		
44	17 Drug court maintenance and enhancement	\$	11,137,372
45	Program Description: <i>Drug treatment courts, authorized in 1997 by R.S. 13:5301</i>		
46	<i>through R.S. 13:5304, provided integrated substance abuse treatment, sanctions, and</i>		
47	<i>incentives with case processing to place low-level, nonviolent drug-involved</i>		
48	<i>defendants in community-based, judicially supervised rehabilitation programs.</i>		
49	<i>Clients are regularly tested and monitored for compliance with educational,</i>		
50	<i>employment, and treatment requirements set by the court.</i>		
51	18 Court Appointed Special Advocates	\$	<u>2,519,048</u>

1 *except for those cases appealable directly to the Supreme Court or to the district*
 2 *courts.*

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

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

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

11 **General Performance Information:**

	2010	2011	2012
12 <i>Total appeals filed</i>	2,587	2,838	2,689
13 <i>Total writs filed</i>	5,102	4,987	4,499
14 <i>Total dispositions rendered</i>	6,530	5,277	6,240

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

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

18 **General Performance Information:**

	2010	2011	2012
19 <i>Average number of days from lodging of the</i> 20 <i>appeal to argument:</i>			
21 <i>Time Standard = no more than 175 days.</i>			
22 <i>Criminal cases</i>	145	145	189
23 <i>Civil Cases</i>	159	175	161
24 <i>Median number of days for all cases</i>	152	155	172

26 *Average number of days from argument to*
 27 *rendering of the opinion:*

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

29 <i>Criminal cases</i>	39	41	37
30 <i>Civil cases</i>	37	37	41
31 <i>Median number of days for all cases</i>	38	38	38

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

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

34 **General Performance Information:**

	2010	2011	2012
35 <i>Percentage of written opinions available</i> 36 <i>to the public within 5 days of decision</i>	100%	100%	100%

38 Payable out of the State General Fund:

39 01	Salaries of five (5) Chief Judges and forty-eight (48) Judges of the Courts of Appeal, R.S. 13:311	\$ 6,949,328
42 02	Salaries and expenses of operation and maintenance of the Court of Appeal, First Circuit	\$ 9,681,993
45 03	Salaries and expenses of operation and maintenance of the Court of Appeal, Second Circuit	\$ 5,561,156

1	04	Salaries and expenses of operation and	
2		maintenance of the Court of Appeal,	
3		Third Circuit	\$ 8,457,126
4	05	Salaries and expenses of operation and	
5		maintenance of the Court of Appeal,	
6		Fourth Circuit	\$ 7,701,037
7	06	Salaries and expenses of operation and	
8		maintenance of the Court of Appeal,	
9		Fifth Circuit	<u>\$ 5,719,937</u>
10	TOTAL COURTS OF APPEAL		<u>\$ 44,070,577</u>

11 **03-8172 DISTRICT COURTS**

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

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

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

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

39 **General Performance Information:**

40		2010	2011	2012
41	<i>Percentage of surveyed district court chief</i>			
42	<i>judges indicating actions taken in FY 2011-2012</i>			
43	<i>to improve compliance with the Americans with</i>			
44	<i>Disabilities Act (ADA)</i>	89.6%	91.7%	89.6%

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

49 **General Performance Information:**

50		2010	2011	2012
51	<i>Percentage of surveyed district court chief</i>			
52	<i>judges indicating actions taken in FY 2011-2012</i>			
53	<i>to assist self-represented litigants</i>	100%	93.8%	95.8%

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

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

57 **General Performance Information:**

58		2010	2011	2012
59	<i>Number of parishes reporting criminal</i>			
60	<i>disposition data to CMIS</i>	62	62	63

1	<i>Percentage of parishes reporting criminal</i>			
2	<i>disposition data to CMIS</i>	96.9%	97.0%	98.4%
3	<i>Percentage of surveyed district court chief</i>			
4	<i>judges indicating that their courts had</i>			
5	<i>taken steps within FY 2011-2012 to reduce</i>			
6	<i>delays and improve the timeliness of case</i>			
7	<i>processing</i>	97.9%	91.7%	91.7%

8 **Objective:** To enhance jury service.
 9 **General Performance Information:**

10		2010	2011	2012
11	<i>Percentage of surveyed district court chief</i>			
12	<i>judges indicating that their court had</i>			
13	<i>taken steps within FY 2011-2012 to make</i>			
14	<i>jury service more convenient or effective</i>	97.7%	95.3%	93.0%

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

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

19 **General Performance Information:**

20		2010	2011	2012
21	<i>Percentage of surveyed district court chief</i>			
22	<i>judges indicating actions taken in</i>			
23	<i>FY 2011-2012 to improve employee</i>			
24	<i>training and development</i>	87.5%	93.8%	89.6%
25	<i>Percentage of surveyed district court chief</i>			
26	<i>judges indicating actions taken in</i>			
27	<i>FY 2011-2012 to install or implement</i>			
28	<i>technologies</i>	95.8%	93.8%	91.7%

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

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

32 **General Performance Information:**

33		2010	2011	2012
34	<i>Percentage of surveyed district court chief</i>			
35	<i>judges indicating that their courts</i>			
36	<i>regularly provided public education</i>			
37	<i>and public outreach services in</i>			
38	<i>FY 2011-2012</i>	97.9%	91.7%	89.6%

39 Payable out of the State General Fund:

40	01	Salaries of one hundred ninety-one		
41		(191) District Judges as provided		
42		by R.S. 13:691	\$	23,787,827
43	02	Office and travel expenses of District		
44		Judges as provided by R.S. 13:698 and		
45		R.S. 13:694, respectively	\$	1,285,850
46	03	Salaries of fourteen (14) Judges of		
47		Civil District Court, Orleans Parish,		
48		as provided by R.S. 13:691	\$	1,743,611
49	04	Expenses of Judges of Civil District		
50		Court, Parish of Orleans, for salaries		
51		of stenographers, clerks, law books,		
52		stationery, telephone, and like expenses		
53		as provided by R.S. 13:698	\$	80,500
54	05	Salaries of two (2) Court Reporters		
55		of the Twentieth Judicial District Court,		
56		including retirement contributions, as		
57		provided by R.S. 13:966.1	\$	109,364

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1	06	Clerk of Civil District Court, Orleans		
2		Parish, as provided by R.S. 13:1212(A)	\$	10,000
3	07	State share of Group, Workers'		
4		Compensation, General Liability,		
5		and Property Insurance Premiums		
6		as provided by R.S.42:851	\$	5,652,873
7	08	Salaries of two (2) commissioners of		
8		the Nineteenth Judicial District and		
9		one (1) commissioner of the Fifteenth		
10		Judicial District as provided by		
11		R.S. 13:712 and R.S. 13:715,		
12		respectively	\$	474,997
13	09	Office expenses for the Judicial		
14		Expense Fund of the Nineteenth Judicial		
15		District Court as provided by		
16		R.S. 13:711-713	\$	452,388
17	10	Office expenses for the Judicial		
18		Expense Fund of the Fifteenth		
19		Judicial District Court as provided		
20		by R.S. 13:714-716	\$	282,306
21	11	Law Clerk, Twentieth Judicial District		
22		Court as provided by Act 747 of 1977	\$	47,968
23	12	For the expenses of the Judicial Expense		
24		Fund, Tenth Judicial District Court as		
25		provided by Act 57 of 2006	\$	<u>35,000</u>
26		SUBTOTAL	\$	<u>33,962,684</u>
27	13	Criminal Court - Parish of Orleans		
28		Program Description: <i>The Criminal District Court for the Parish of Orleans has</i>		
29		<i>exclusive jurisdiction of the trial and punishment of all crimes, misdemeanors, and</i>		
30		<i>offenses committed within the parish of Orleans, if the jurisdiction is not vested by</i>		
31		<i>law in some other court. The court, through its magistrate and with assistance from</i>		
32		<i>its commissioners, has the power of committing magistrates in all felony charges and</i>		
33		<i>the power to hold preliminary examinations, with authority to bail or discharge, or</i>		
34		<i>to hold for trial, in all cases before the court. The court has appellate jurisdiction</i>		
35		<i>of all cases tried before the Municipal Court of New Orleans and the Traffic Court</i>		
36		<i>of New Orleans and has general supervisory jurisdiction over these courts.</i>		
37	A.	Salaries of thirteen (13) District Judges of		
38		Criminal Court, Orleans Parish as provided		
39		by R.S. 13:691	\$	1,619,067
40	B.	Office expenses of Judges of Criminal Court,		
41		Orleans Parish as provided by R.S. 13:698	\$	74,750
42	C.	State's share of group insurance for the personnel		
43		of Criminal Court as provided by R.S. 42:851	\$	604,800
44	D.	Salaries of thirteen (13) minute clerks as provided		
45		by R.S. 13:1373.1	\$	272,611
46	E.	Salaries of twenty-six (26) court reporters as		
47		provided by R.S. 13:1373.1	\$	432,379

ENROLLED

1	F.	Salaries of four (4) commissioners of Criminal Court, Orleans Parish, including related benefits as provided by R.S. 13:1347	\$	422,706
2				
3				
4	G.	Office and travel expenses of commissioners as provided by R.S. 13:1347	\$	10,000
5				
6	H.	Salaries of four (4) minute clerks, one for each commissioner as provided by R.S. 13:1347	\$	69,921
7				
8	I.	Salaries of four (4) court reporters, one for each commissioner as provided by R.S. 13:1347	\$	52,710
9				
10	J.	Salaries of Judicial Administrator, and assistants, including related benefits	\$	901,284
11				
12	K.	Salaries of thirteen (13) law clerks	\$	699,327
13	L.	Salaries of four (4) secretaries	\$	202,659
14	M.	Sanity Commissions	\$	165,221
15	N.	Board of Jury Commissioners	\$	<u>406,841</u>
16		SUBTOTAL	\$	<u>5,934,276</u>
17	14	Juvenile and Family Court Judges		
18	A.	Salaries of fourteen (14) Juvenile Court Judges as provided by R.S. 13:691	\$	1,743,611
19				
20	B.	Salaries of four (4) Family Court Judges as provided by R.S. 13:691	\$	498,175
21				
22	C.	Office and travel expenses of Juvenile and Family Court Judges as provided by R.S. 13:698 and R.S. 13:694, respectively	\$	<u>103,500</u>
23				
24				
25		SUBTOTAL	\$	<u>2,345,286</u>
26		TOTAL DISTRICT COURTS	\$	<u><u>42,242,246</u></u>

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).*

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

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

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

5 **General Performance Information:**

	2010	2011	2012
6 Percentage of surveyed city/parish court chief			
7 judges indicating actions taken in			
8 FY 2011-2012 to assist pro se litigants	100%	98.1%	96.2%

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

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

13 **General Performance Information:**

	2010	2011	2012
14 Percentage of surveyed city/parish court chief			
15 judges indicating that their courts had			
16 taken steps within FY 2011-2012 to reduce			
17 delays and improve the timeliness of case			
18 processing	88.5%	90.4%	86.5%

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

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

23 **General Performance Information:**

	2010	2011	2012
24 Percentage of surveyed city/parish court chief			
25 judges indicating that their courts regularly			
26 provided public education and public			
27 outreach services in FY 2011-2012	94.2%	90.4%	88.5%

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

31 **General Performance Information:**

	2010	2011	2012
32 Percentage of surveyed city/parish court chief			
33 judges indicating actions taken in			
34 FY 2011-2012 to improve employee			
35 training and development	94.2%	90.4%	92.3%
36 Percentage of surveyed city/parish court chief			
37 judges indicating actions taken in			
38 FY 2011-2012 to install or implement			
39 technologies	88.5%	90.4%	86.5%

41 Payable out of the State General Fund:

42 01	Salaries of sixty (60) City Court		
43	Judges as provided by R.S. 13:1875	\$	2,412,714
44 02	Salaries of four (4) Municipal, four (4)		
45	Traffic and one (1) Parish Court		
46	Judges as provided by R.S. 13:2492,		
47	13:2501.1, and 13:2563.5, respectively	\$	<u>389,156</u>
48	TOTAL OTHER COURTS REQUIRED BY STATUTE	\$	<u>2,801,870</u>

49 **03-8174 OTHER COURTS - SALARIES AND OFFICE EXPENSES NOT**
 50 **REQUIRED BY STATUTE**

51 Payable out of the State General Fund:

52 01	Orleans Parish Juvenile Protective		
53	Care Monitoring Program	\$	563,937

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

57 02	Orleans Parish Juvenile Court Reporters	\$	87,785
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1	03	For the expenses of the Judges'	
2		Assistance Program	\$ <u>30,564</u>

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

5	TOTAL OTHER COURTS NOT REQUIRED BY STATUTE	\$ <u><u>682,286</u></u>
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6 **03-8175 NON-JUDICIAL STATE EXPENSES**

7 Payable out of the State General Fund:

8	01	Legal representation of children in child	
9		protection cases	\$ 1,976,474

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

15	TOTAL NON-JUDICIAL STATE EXPENSES	\$ <u><u>1,976,474</u></u>
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16 Section 2. The appropriations, and the allocations of such appropriations, from the
 17 State General Fund (Direct) contained in Section 1 of this Act shall be reduced by a total
 18 amount of One Million Six Hundred Sixty-Nine Thousand Six Hundred Seventy-Two
 19 and No/100 (\$1,669,672.00) Dollars, pursuant to a plan adopted by the Judicial
 20 Budgetary Control Board or as approved by the Louisiana Supreme Court.

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

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

31 C. Any funds herein allocated to the judiciary, any portion of the funds previously
 32 appropriated to the judiciary, other revenue of the judiciary or its agencies, and interest
 33 earnings are hereby appropriated and may be used to defray the expenses of the
 34 judiciary; however, all funds remaining unexpended or unencumbered shall be returnable
 35 to the state general fund on or before September 1, 2014.

1 D. For Fiscal Year 2013-2014, any surpluses occurring in the appropriations made
2 in this Act may be transferred from one agency or line-item to another during the fiscal
3 year in accordance with the rules of the Judicial Budgetary Control Board, or as
4 approved by the Supreme Court.

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

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

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

24 Section 4. Salary increases provided by Section 1 of the Act that was introduced as
25 Senate Bill No. 188 of the 2013 Regular Session of the Legislature shall only be effected
26 to the extent that funding is made available in this Act.

27 Section 5. This Act shall become effective on July 1, 2013; if vetoed by the
28 governor and subsequently approved by the legislature, this Act shall become effective
29 on July 1, 2013, or on the day following such approval by the legislature, whichever is
30 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 2012-2013 is compared to the appropriations for FY 2013-2014 as contained in the original bill.

	Operating Budget	Appropriation
	FY 2012-2013	Request
<u>Courts and Programs</u>	<u>FY 2012-2013</u>	<u>FY 2013-2014</u>
Supreme Court		
Total Supreme Court	\$65,463,068	\$ 67,671,627
Courts of Appeal		
Total Courts of Appeal	\$42,428,117	\$ 44,070,577
District Courts		
Total District Courts	\$41,953,795	\$ 42,242,246
Other Courts		
Total Other Courts	\$2,801,870	\$ 2,801,870
Other Programs		
Total Other Programs	<u>\$652,084</u>	<u>\$ 682,286</u>
Total State General Fund and Interagency Transfer		
All Line Items	<u>\$153,298,934</u>	<u>\$ 157,468,606</u>
Total Statutory Dedications	<u>\$9,650,831</u>	<u>\$ 9,797,469</u>
Total Funding	<u>\$162,949,765</u>	<u>\$ 167,266,075</u>

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____