

Regular Session, 2010

ACT No. 61

HOUSE BILL NO. 1386

BY REPRESENTATIVES FANNIN AND TUCKER AND SENATORS CHAISSON AND MICHOT

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-Three Million Two Hundred Nineteen
7 Thousand One Hundred Two and No/100 (\$163,219,102.00) Dollars, or so much thereof as
8 may be necessary, is hereby appropriated to defray the expenses of the judiciary, including
9 the Supreme Court, Courts of Appeal, the District Courts, the Criminal District Court of
10 Orleans Parish, and of the other courts.

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

12 **03-8170 SUPREME COURT**

13 **Program Description:** *The Supreme Court has general supervisory jurisdiction over 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 has criminal and other appellate jurisdiction. The Supreme Court has exclusive original jurisdiction of disciplinary proceedings against lawyers, recommendations of the Judiciary Commission of Louisiana for the discipline of judges, and fact questions affecting its 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.*

23 **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.*

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

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

31 **General Performance Information:**

	2007	2008	2009
Total Filings	2,497	3,014	2,780
Total Appeals Filed	16	15	14
Total Writs Filed	2,320	2,843	2,564
Total Dispositions Rendered	2,645	2,834	2,801

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

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

3 **General Performance Information:**

	2007	2008	2009
4 <i>Percentage of noncriminal case</i>			
5 <i> applications acted on within Supreme</i>			
6 <i> Court standard of 120 days of filing</i>	93.1%	91.4%	92.2%
7 <i>Percentage of criminal case applications</i>			
8 <i> acted on within Supreme Court</i>			
9 <i> standard of 120 days of filing</i>	29.3%	35.4%	38.2%
10 <i>Percentage of pro se post conviction</i>			
11 <i> applications acted on within Supreme</i>			
12 <i> Court standard of 120 days of filing</i>	7.7%	35.3%	11.8%
13 <i>Percentage of bar disciplinary filings</i>			
14 <i> acted upon within Supreme Court</i>			
15 <i> standard of 120 days of filing</i>	62.9%	70.5%	76.5%
16 <i>Percentage of opinions rendered within</i>			
17 <i> Supreme Court standard of 84 days</i>			
18 <i> from argument</i>	70.0%	74.4%	81.3%

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

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

22 **General Performance Information:**

	2007	2008	2009
23 <i>Percentage of written opinions available</i>			
24 <i> to the public within 5 days of decision</i>	100%	100%	100%

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

27 **General Performance Information:**

	2007	2008	2009
28 <i>Number of outreach programs</i>	65	59	67
29 <i>Number of media releases on court decisions</i>	82	82	81
30 <i>Number of media releases on other matters</i>	19	26	26
31 <i>Number of recipients of releases on</i>			
32 <i> court decisions</i>	64	60	1,103
33 <i>Number of recipients of releases on other</i>			
34 <i> matters</i>	3,048	5,155	5,144

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

37 **General Performance Information:**

	2007	2008	2009
38 <i>Average number of hours acquired</i>			
39 <i> through continuing legal education</i>			
40 <i> per judge</i>	37.58	34.19	34.96
41 <i>Number of complaints filed against</i>			
42 <i> judges and justices of the peace</i>	531	818	664
43 <i>Number of complaints against judges</i>			
44 <i> and justices of the peace resolved or</i>			
45 <i> disposed of in the calendar year</i>	579	563	690

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

49 **General Performance Information:**

	2007	2008	2009
50 <i>Average number of hours acquired through</i>			
51 <i> continuing legal education per lawyer</i>	19.89	15.48	15.03
52 <i>Number of complaints filed against lawyers</i>	2,712	3,096	3,128
53 <i>Number of complaints filed against lawyers</i>			
54 <i> resolved or disposed of in calendar year</i>	1,436	1,726	3,068

57 Payable out of the State General Fund:

58	01	Salaries of Chief Justice and six (6)	
59		Associate Justices of the Supreme Court,	
60		as provided by R.S. 13:102	\$ 970,480

1	02	Salaries and other expenses of the	
2		Supreme Court Proper and salary of	
3		the Crier of the Supreme Court	\$ 10,199,815
4	03	Expenses of Judicial Administrator's	
5		Office and of the Judiciary Commission	
6		provided for in Article V, Section	
7		25 of the Constitution of Louisiana and	
8		under the provisions of R.S. 13:32 et seq.	
9	A.	Expenses of Judicial Administrator's Office	\$ 4,560,081
10		Program Description: <i>The Judicial Administrator's Office assists the Supreme Court in the administration</i>	
11		<i>of the state court system. It staffs the Judicial Council and the Judiciary Commission of Louisiana.</i>	
12		<i>Through the Judicial Council, it performs studies and makes recommendations for the creation of new</i>	
13		<i>judgeships and for improving the administration of justice. The Judicial Administrator's Office provides</i>	
14		<i>payroll and other fiscal services to the Judiciary, including the administration of a judicial retirement</i>	
15		<i>system, and support for the Supreme Court and Appellate Court human resource system. The Judicial</i>	
16		<i>Administrator's Office provides technological services to courts and manages the Trial Court Case</i>	
17		<i>Management Information System. It also manages the ad hoc judgeship system, and monitors cases under</i>	
18		<i>advisement. The Judicial Administrator's Office provides outreach services to state and local courts, staffs</i>	
19		<i>the Committee on Judicial Ethics, and performs numerous legal services for the Supreme Court and the</i>	
20		<i>Judiciary.</i>	
21	B.	Expenses of Judiciary Commission	\$ 1,884,489
22		Program Description: <i>The Judiciary Commission of Louisiana is a constitutional body established under</i>	
23		<i>Article V, Section 25 of the Constitution of 1974 to accept, screen, investigate, and prosecute complaints</i>	
24		<i>of judicial misconduct. As part of its authority, it may recommend to the Supreme Court the censure,</i>	
25		<i>suspension, removal from office, or involuntary retirement of any judge for ethical misconduct.</i>	
26	C.	Court Reporters as required by R.S. 13:981	\$ 348,174
27	D.	Dues to National Center for State Courts	\$ 138,829
28	04	Expenses of Committee on Professional	
29		Ethics and Grievances including	
30		disbarment proceedings, R.S. 37:211 et seq.	\$ 3,000
31	05	Compensation and expenses of retired	
32		judges assigned under Article V,	
33		Section 5(A) of the Constitution of	
34		Louisiana, be it more or less estimated at	\$ 1,380,560
35	06	Law Library of Louisiana for salaries,	
36		services, supplies, maintenance, repairs,	
37		and equipment	\$ 1,972,066
38		Program Description: <i>The Law Library of Louisiana was created by an Act of the Legislature in 1855</i>	
39		<i>to serve the legal information needs of the public, the state judiciary, and the bar.</i>	
40	07	Salaries and expenses of transferred	
41		judges assigned under Article V,	
42		Section 5(A) of the Constitution,	
43		be it more or less estimated at	\$ 189,159
44	08	Retirement pay for services rendered by	
45		justices and judges of all courts, as	
46		provided by R.S. 11:1358 and	
47		R.S. 13:103	\$ 1,562,354

1	09	Pensions for widows of justices and	
2		judges of all courts, as provided by	
3		R.S. 11:1371 and R.S. 11:1381, be it	
4		more or less estimated at	\$ 1,639,394
5	10	Judicial College	\$ 225,668
6	Program Description: <i>The Judicial College was established by order of the Supreme Court in 1976 to</i>		
7	<i>provide continuing legal education to Louisiana judges.</i>		
8	11	State contribution to judicial	
9		retirement provided for in Article V,	
10		Section 23 of the Constitution and	
11		R.S. 11:551 et seq., be it more or	
12		less estimated at	\$ 8,808,611
13	12	Civil commitment matters as	
14		required by R.S. 28:54	\$ 143,424
15	13	Paul M. Hebert Law Center for the expenses	
16		of storage of appellate court records	\$ 60,000
17	14	Funding for statewide operations of the	
18		Louisiana Protective Order Registry	
19		(R.S. 46:2136.2) under the Case	
20		Management Information System	\$ 1,696,371
21	15	Payable out of the State General Fund for the	
22		expenses associated with the operation of the	
23		Families in Need of Services Program (FINS)	\$ 2,010,940
24	Program Description: <i>The mission of the FINS Assistance Program is to assist local FINS processes by</i>		
25	<i>developing and implementing a needs-based allocation formula; developing, implementing, and mandating</i>		
26	<i>the use of a uniform data system for tracking, managing, and reporting FINS informal cases; developing</i>		
27	<i>and mandating the use of programmatic standards; developing, implementing, and reporting performance</i>		
28	<i>indicators and measures; requiring and monitoring periodic fiscal reports and financial accountability;</i>		
29	<i>and, generally supervising and assisting local FINS processes in other ways.</i>		
30	16	Drug court maintenance and enhancement	\$ 12,514,453
31	Program Description: <i>Drug treatment courts, authorized in 1977 by R.S. 13:5301 through R.S. 13:5304,</i>		
32	<i>provided integrated substance abuse treatment, sanctions, and incentives with case processing to place</i>		
33	<i>low-level, nonviolent drug-involved defendants in community-based, judicially supervised rehabilitation</i>		
34	<i>programs. Clients are regularly tested and monitored for compliance with educational, employment, and</i>		
35	<i>treatment requirements set by the court.</i>		
36	17	Court Appointed Special Advocates	\$ 3,537,501
37	Program Description: <i>The purpose of the CASA Assistance Program is to promote timely placement of</i>		
38	<i>children in need of care in permanent, safe and stable homes, in accordance with the provisions of</i>		
39	<i>Children's Code articles 424-426. Services are provided through local CASA programs which recruit,</i>		
40	<i>screen, train and supervise community advocates. Upon appointment by the trial judge, qualified</i>		
41	<i>advocates serve children by providing independent factual information to the judge, advocating for the best</i>		
42	<i>interest of the children, monitoring cases to which they have been assigned, and advising and assisting the</i>		
43	<i>judge in the determination of the best interest of the children involved.</i>		
44	TOTAL - GENERAL FUND		\$ <u>53,845,369</u>
45	18	Administrative expenses of the office	
46		of the Clerk of the Louisiana Supreme	
47		Court attributable to the selection	
48		process of attorney chairman of the	
49		Medical Review Panel as provided	
50		for in R.S. 40:1299.47 to be paid out	
51		of the Patient's Compensation Fund	\$ 10,000

1 **03-8172 DISTRICT COURTS**

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

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

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

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

25 **General Performance Information:**

	2007	2008	2009
26			
27			
28			
29			
	Percentage of surveyed district court chief judges indicating		
	actions taken in FY 2008-2009 to improve compliance with		
	the Americans with Disabilities Act (ADA)	79.2%	74.5%
		93.5%	

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

34 **General Performance Information:**

	2007	2008	2009
35			
36			
37			
	Percentage of surveyed district court chief judges indicating		
	actions taken in FY 2008-2009 to assist pro se litigants	79.2%	95.7%
		100%	

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

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

41 **General Performance Information:**

	2007	2008	2009
42			
43			
44			
45			
46			
47			
48			
49			
50			
51			
	Number of parishes reporting criminal disposition		
	data to CMIS	59	59
		55	
	Percentage of parishes reporting criminal disposition		
	data to CMIS	92.1%	92%
		85.9%	
	Percentage of surveyed district court chief judges		
	indicating that their courts had taken steps within		
	FY 2008-2009 to reduce delays and improve the		
	timeliness of case processing	99.7%	95.7%
		97.9%	

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

53 **General Performance Information:**

	2007	2008	2009
54			
55			
56			
57			
	Percentage of surveyed district court chief judges indicating		
	that their court had taken steps within FY 2008-2009		
	to make jury service more convenient or effective	99.6%	76.2%
		100%	

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

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

6 **General Performance Information:**

	<i>2007</i>	<i>2008</i>	<i>2009</i>
7			
8 <i>Percentage of surveyed district court chief judges indicating</i>			
9 <i>actions taken in FY 2008-2009 to improve employee</i>			
10 <i>training and development</i>	99.7%	89.4%	100%
11 <i>Percentage of surveyed district court chief judges indicating</i>			
12 <i>actions taken in FY 2008-2009 to install or implement</i>			
13 <i>technologies</i>	99.9%	91.5%	97.9%

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

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

17 **General Performance Information:**

	<i>2007</i>	<i>2008</i>	<i>2009</i>
18			
19 <i>Percentage of surveyed district court chief judges indicating</i>			
20 <i>that their courts regularly provided public education</i>			
21 <i>and public outreach services in FY 2008-2009</i>	99.8%	100%	97.9%

22

23 Payable out of the State General Fund:

24 01	Salaries of one hundred ninety-one 25 (191) District Judges as provided 26 by R.S. 13:691	\$ 23,787,827
27 02	Office and travel expenses of District 28 Judges as provided by R.S. 13:694	\$ 1,292,600
29 03	Salaries of fourteen (14) Judges of 30 Civil District Court, Orleans Parish, 31 as provided by R.S. 13:691	\$ 1,743,611
32 04	Expenses of Judges of Civil District 33 Court, Parish of Orleans, for salaries 34 of stenographers, clerks, law books, 35 stationery, telephone, and like expenses 36 as provided by R.S. 13:694	\$ 78,400
37 05	Salaries of two (2) Court Reporters 38 of the Twentieth Judicial District Court, 39 including retirement contributions, as 40 provided by R.S. 13:966.1	\$ 104,123
41 06	Clerk of Civil District Court, Orleans 42 Parish, as provided by R.S. 13:1212(A)	\$ 10,000
43 07	State share of Group, Workers' 44 Compensation, General Liability, 45 and Property Insurance Premiums 46 as provided by R.S. 42:851	\$ 6,369,426
47 08	Salaries of two (2) commissioners of 48 the Nineteenth Judicial District and 49 one (1) commissioner of the Fifteenth 50 Judicial District as provided by 51 R.S. 13:712 and R.S. 13:715, 52 respectively	\$ 442,682

1	09	Office expenses for the Judicial	
2		Expense Fund of the Nineteenth Judicial	
3		District Court as provided by	
4		R.S. 13:711-713	\$ 437,708
5	10	Office expenses for the Judicial	
6		Expense Fund of the Fifteenth	
7		Judicial District Court as provided	
8		by R.S. 13:714-716	\$ 270,420
9	11	Law Clerk, Twentieth Judicial District	
10		Court as provided by Act 747 of 1977	\$ 43,735
11	12	For the expenses of the Judicial Expense	
12		Fund, Tenth Judicial District Court as	
13		provided by Act 57 of 2006	\$ <u>35,000</u>
14		SUBTOTAL	\$ <u>34,615,532</u>
15	13	Criminal Court - Parish of Orleans	
16		<i>Program Description: The Criminal District Court for the Parish of Orleans has exclusive jurisdiction</i>	
17		<i>of the trial and punishment of all crimes, misdemeanors, and offenses committed within the parish of</i>	
18		<i>Orleans, if the jurisdiction is not vested by law in some other court. The court, through its magistrate and</i>	
19		<i>with assistance from its commissioners, has the power of committing magistrates in all felony charges and</i>	
20		<i>the power to hold preliminary examinations, with authority to bail or discharge, or to hold for trial, in all</i>	
21		<i>cases before the court. The court has appellate jurisdiction of all cases tried before the Municipal Court</i>	
22		<i>of New Orleans and the Traffic Court of New Orleans and has general supervisory jurisdiction over these</i>	
23		<i>courts.</i>	
24	A.	Salaries of thirteen (13) District Judges of	
25		Criminal Court, Orleans Parish as provided	
26		by R.S. 13:691	\$ 1,619,067
27	B.	Office expenses of Judges of Criminal Court,	
28		Orleans Parish and the state's share of group	
29		insurance for the personnel of Criminal Court as	
30		provided by R.S. 13:694 and R.S. 42:851, respectively	\$ 664,642
31	C.	Salaries of thirteen (13) minute clerks as provided	
32		by R.S. 13:1373.1	\$ 251,969
33	D.	Salaries of twenty-six (26) court reporters as	
34		provided by R.S. 13:1373.1	\$ 389,474
35	E.	Salaries of four (4) commissioners of Criminal	
36		Court, Orleans Parish, including related benefits	
37		as provided by R.S. 13:1347	\$ 370,933
38	F.	Office and travel expenses of commissioners as	
39		provided by R.S. 13:1347	\$ 10,000
40	G.	Salaries of four (4) minute clerks, one for each	
41		commissioner as provided by R.S. 13:1347	\$ 63,209
42	H.	Salaries of four (4) court reporters, one for each	
43		commissioner as provided by R.S. 13:1347	\$ 47,611
44	I.	Salaries of Judicial Administrator, and assistants,	
45		including related benefits	\$ 881,712
46	J.	Salaries of thirteen (13) law clerks	\$ 633,041
47	K.	Salaries of four (4) secretaries	\$ 183,455

1	L. Sanity Commissions	\$ 163,956
2	M. Board of Jury Commissioners	\$ <u>354,690</u>
3	SUBTOTAL	\$ <u>5,633,759</u>
4	14 Juvenile and Family Court Judges	
5	A. Salaries of fourteen (14) Juvenile Court	
6	Judges as provided by R.S. 13:691	\$ 1,743,611
7	B. Salaries of four (4) Family Court Judges	
8	as provided by R.S. 13:691	\$ 498,175
9	C. Office expenses of Juvenile and Family	
10	Court Judges as provided by R.S. 13:694	\$ <u>100,800</u>
11	SUBTOTAL	\$ <u>2,342,586</u>
12	TOTAL DISTRICT COURTS	\$ <u>42,591,877</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.

Objective: To encourage all responsible public bodies and public officers to make the costs of access to the 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:

	2007	2008	2009
Percentage of surveyed city/parish court chief judges indicating actions taken in FY 2008-2009 to assist pro se litigants	99.6%	91.2%	98.1%

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:

	2007	2008	2009
Percentage of surveyed city/parish court chief judges indicating that their courts had taken steps within FY 2008-2009 to reduce delays and improve the timeliness of case processing	99.7%	88%	94.2%

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

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

General Performance Information:

	2007	2008	2009
Percentage of surveyed city/parish court chief judges indicating that their courts regularly provided public education and public outreach services in FY 2008-2009	99.8%	95.9%	94.2%

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

3 **General Performance Information:**

	2007	2008	2009
4 Percentage of surveyed city/parish court chief judges indicating			
5 actions taken in FY 2008-2009 to improve			
6 employee training and development	99.9%	88%	92.3%
7 Percentage of surveyed city/parish court chief judges indicating			
8 actions taken in FY 2008-2009 to install or			
9 implement technologies	99.7%	86.3%	94.2%

11 Payable out of the State General Fund:

12 01 Salaries of sixty (60) City Court			
13 Judges as provided by R.S. 13:1875			\$ 2,412,714
14 02 Salaries of four (4) Municipal, four (4)			
15 Traffic and one (1) Parish Court			
16 Judges as provided by R.S. 13:2492,			
17 13:2501.1, and 13:2563.5, respectively			<u>\$ 389,156</u>
18 TOTAL OTHER COURTS REQUIRED BY STATUTE			<u>\$ 2,801,870</u>

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

21 Payable out of the State General Fund:

22 01 Orleans Parish Juvenile Protective			
23 Care Monitoring Program			\$ 552,226
24 Program Description: <i>The program tracks and monitors child abuse and neglect cases in the Orleans</i>			
25 <i>Parish Juvenile Court. It also provides assistance in support of the Families in Need of Services Program.</i>			
26 02 Orleans Parish Juvenile Court Reporters			\$ 91,160
27 03 For the expenses of the Judges'			
28 Assistance Program			<u>\$ 30,000</u>

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

31 TOTAL OTHER COURTS NOT REQUIRED BY STATUTE \$ 673,386

32 Section 2. The appropriations, and the allocations of such appropriations, from the State
 33 General Fund (Direct) contained in Section 1 of this Act shall be reduced by a total amount
 34 of Eight Million Eight Hundred Fifty Thousand Seven Hundred Sixty-Four and No/100
 35 (\$8,850,764.00) Dollars, pursuant to a plan adopted by the Judicial Budgetary Control Board
 36 or as approved by the Louisiana Supreme Court.

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

1 for expenses of the legislature, which shall be concurrent with the warrant provided by this
2 Act.

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

5 C. Any funds herein allocated to the judiciary, any portion of the funds previously
6 appropriated to the judiciary, other revenue of the judiciary or its agencies, and interest
7 earnings, are hereby appropriated and may be used to defray the expenses of the judiciary;
8 however, all funds remaining unexpended or unencumbered shall be returnable to the state
9 general fund on or before September 1, 2011.

10 D. For Fiscal Year 2010-2011, any surpluses occurring in the appropriations made in
11 this Act may be transferred from one agency or line-item to another during the fiscal year
12 in accordance with the rules of the Judicial Budgetary Control Board, or as approved by the
13 Supreme Court.

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

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

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

1 Section 4. This Act shall become effective on July 1, 2010; if vetoed by the governor
2 and subsequently approved by the legislature, this Act shall become effective on July 1,
3 2010, 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: _____