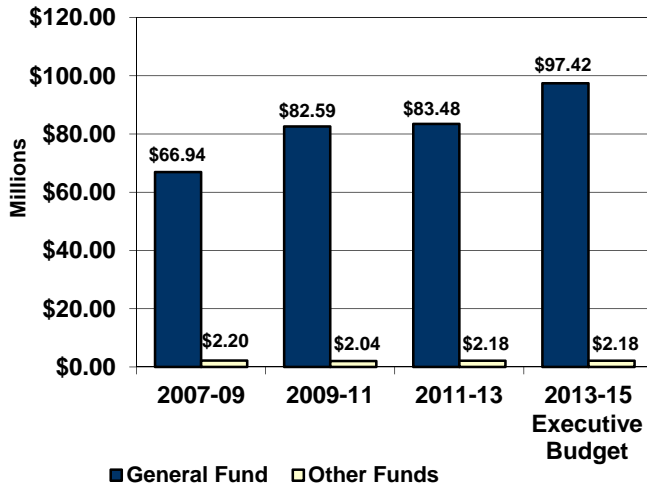


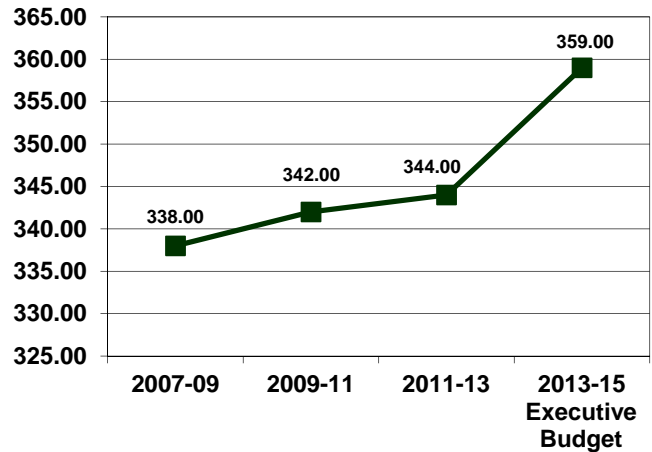
**Department 180 - Judicial Branch  
 Senate Bill No. 2002**

|                                    | FTE Positions | General Fund | Other Funds | Total        |
|------------------------------------|---------------|--------------|-------------|--------------|
| 2013-15 Executive Budget           | 359.00        | \$97,417,252 | \$2,175,589 | \$99,592,841 |
| 2011-13 Legislative Appropriations | 344.00        | 83,482,362   | 2,182,274   | 85,664,636   |
| Increase (Decrease)                | 15.00         | \$13,934,890 | (\$6,685)   | \$13,928,205 |

**Agency Funding**



**FTE Positions**



**Ongoing and One-Time General Fund Appropriations**

|                                    | Ongoing General Fund Appropriation | One-Time General Fund Appropriation | Total General Fund Appropriation |
|------------------------------------|------------------------------------|-------------------------------------|----------------------------------|
| 2013-15 Executive Budget           | \$96,244,376                       | \$1,172,876                         | \$97,417,252                     |
| 2011-13 Legislative Appropriations | 82,580,882                         | 901,480                             | 83,482,362                       |
| Increase (Decrease)                | \$13,663,494                       | \$271,396                           | \$13,934,890                     |

**Executive Budget Highlights**

|  | General Fund | Other Funds | Total       |
|--|--------------|-------------|-------------|
| <b>Judicial Branch</b>   |              |             |             |
| 1. Provides funding for state employee salary increases relating to performance  | \$2,599,325  |             | \$2,599,325 |
| <b>Supreme Court</b>   |              |             |             |
| 2. Adds funding for salary equity adjustments  | \$204,988    |             | \$204,988   |
| 3. Adds <b>one-time funding</b> for equipment  | \$15,000     |             | \$15,000    |
| 4. Adds funding for information technology costs   | \$146,108    |             | \$146,108   |
| 5. Provides additional funding for operating expenses  | \$293,028    |             | \$293,028   |
| <b>District Court</b>  |              |             |             |
| 6. Adds funding for salary equity adjustments  | \$1,089,487  |             | \$1,089,487 |
| 7. Adds <b>one-time funding</b> for equipment  | \$316,470    |             | \$316,470   |
| 8. Adds <b>one-time funding</b> for information technology equipment   | \$516,556    |             | \$516,556   |
| 9. Adds <b>one-time funding</b> for a juvenile case management information technology system replacement project study (\$90,000), disaster recovery planning (\$95,000), and a criminal justice information sharing publisher project (\$139,850) | \$324,850    |             | \$324,850   |
| 10. Adds funding for information technology costs  | \$800,707    |             | \$800,707   |
| 11. Provides additional funding for payments to contract counties for providing clerk of court services for a total of \$4,837,873   | \$1,276,250  |             | \$1,276,250 |

|  |             |         |             |
|--|-------------|---------|-------------|
| 12. Adds the following 15 new FTE positions:   | \$2,265,557 |         | \$2,265,557 |
| 8 FTE deputy clerk of court positions (\$1,075,288)  |             |         |             |
| 4 FTE technology coordinator positions (\$631,444)   |             |         |             |
| 2 FTE juvenile court officer positions (\$342,092)   |             |         |             |
| 1 FTE court facilitator position (\$216,733)   |             |         |             |
| 13. Adds operating costs for new FTE positions   | \$75,102    |         | \$75,102    |
| 14. Adds funding for the lay guardian ad litem project   | \$523,279   | \$1,958 | \$525,237   |
| 15. Provides additional funding for juvenile court program services                                      | \$247,508   |         | \$247,508   |
| 16. Provides additional funding for the juvenile drug court to add programs in Jamestown and Valley City | \$165,350   |         | \$165,350   |
| <b>Judicial Conduct Commission and Disciplinary Board</b>  |             |         |             |
| 17. Adds funding for salary equity adjustments   | \$19,281    |         | \$19,281    |

### Other Sections in Bill

**Gifts, grants, and donations** - Section 2 provides that, in addition to the amount appropriated as special funds, any other income received from gifts, grants, and donations received by the Supreme Court, district courts, and Judicial Conduct Commission and Disciplinary Board is appropriated for the purposes designated for the 2011-13 biennium.

**Line item transfers** - Section 4 requires the Director of the Office of Management and Budget (OMB) and the State Treasurer to transfer funds between line items of appropriation for the judicial branch of government as requested by the Supreme Court upon a finding by the court that the nature of the duties of the court and its staff requires the transfers to carry on properly the functions of the judicial branch of government.

**Supreme Court justices' salaries** - Section 5 provides the statutory changes increasing Supreme Court justices' salaries by 5 percent each year of the biennium. Supreme Court justices' annual salaries are increased from the current level of \$138,159 to \$145,067, effective July 1, 2013, and to \$152,320, effective July 1, 2014. The Chief Justice of the Supreme Court is entitled to receive an additional \$4,166 per annum effective July 1, 2013, and \$4,375 per annum effective July 1, 2014, an increase from the current additional amount for the Chief Justice of \$3,968 per annum.

**District judges' salaries** - Section 6 provides the statutory changes increasing district court judges' salaries by 5 percent each year of the biennium. District court judges' annual salaries are increased from the current level of \$126,597 to \$132,927, effective July 1, 2013, and \$139,573, effective July 1, 2014. A presiding judge of a judicial district is entitled to receive an additional \$3,840 per annum effective July 1, 2013, and \$4,032 per annum effective July 1, 2014, an increase from the current additional amount for presiding judges of \$3,657.

### Continuing Appropriations

**Restitution collection assistance fund** - North Dakota Century Code Section 12.1-32-08 - This fund is used for defraying expenses incident to the collection of restitution through imposing a fee equal to the greater of \$10 or 25 percent of the amount of restitution ordered, not to exceed \$1,000.

**Court facilities improvement and maintenance fund** - Sections 27-05.2-08 and 29-26-22 - Funding from this fund may be used by the Court Facilities Improvement Advisory Committee to make grants to counties to provide funds for court facilities and improvement and maintenance projects. The source of these funds is a \$100 fee charged in all criminal cases except infractions. The first \$750,000 collected is used for indigent defense services, the next \$460,000 is used for court facilities, and additional collections are deposited equally into the two funds.

**Court receivables fund** - Section 27-05.2-04 - Any money received by the clerk which is not required to be deposited in the state general fund, a different special fund, or the county treasury, and which is received as bail or restitution, or otherwise received pursuant to an order of the court is deposited in this fund. Amounts are used for refunding bail, forwarding restitution amounts to entitled recipients, or otherwise making payments as directed by the court.

### Significant Audit Findings

There are no significant audit findings for this agency.

### Major Related Legislation

**House Bill No. 1041** - Provides an appropriation of \$70,000 from the general fund to the Supreme Court for the purpose of developing and delivering guardianship training for guardians and public administrators for the 2013-15 biennium. The bill also provides an appropriation of \$1.66 million from the general fund to OMB for the purpose of providing grants to counties for guardianship and public administrator services through an annual grant process or formula, for the 2013-15 biennium.

**Senate Bill No. 2075** - Provides an appropriation of \$1,690,950 from the general fund to the judicial branch and authorizes 6 FTE positions to establish three additional district court judgeships. Two of the judgeships will be in the Northwest Judicial District and one in the East Central Judicial District.

**Senate Bill No. 2078** - Removes the court system's continuing appropriation authority for the restitution collection assistance fund and increases criminal court fees