

**STATEMENT OF PURPOSE OF AMENDMENT:****Senate Bill No. 2002 - Funding Summary**

	<b>Executive Budget</b>	<b>Final Legislative Action</b>	<b>Comparison To Executive Budget</b>
Supreme Court			
Salaries and wages	\$6,471,084	\$6,410,450	(\$60,634)
Operating expenses	1,927,261	1,927,261	
Capital assets	8,000	8,000	
Judges retirement	137,274	133,615	(3,659)
Total all funds	<u>\$8,543,619</u>	<u>\$8,479,326</u>	<u>(\$64,293)</u>
Less estimated income	2,500	2,500	0
General fund	<u>\$8,541,119</u>	<u>\$8,476,826</u>	<u>(\$64,293)</u>
FTE	44.50	44.50	0.00
District Courts			
Salaries and wages	\$37,100,037	\$36,694,932	(\$405,105)
Operating expenses	10,794,780	10,694,780	(100,000)
Capital assets	195,500	185,500	(10,000)
Indigent defense - July 2005 - Dec 2005	3,149,481	2,769,101	(380,380)
Indigent defense - Jan 2006 - June 2007	7,864,817	6,723,674	(1,141,143)
Judges retirement	718,997	699,903	(19,094)
UND-central legal research	80,000	80,000	
Alternative dispute resolution	20,000	20,000	
Indigent defense commission		565,593	565,593
Total all funds	<u>\$59,923,612</u>	<u>\$58,433,483</u>	<u>(\$1,490,129)</u>
Less estimated income	2,237,521	2,433,917	196,396
General fund	<u>\$57,686,091</u>	<u>\$55,999,566</u>	<u>(\$1,686,525)</u>
FTE	283.50	283.50	0.00
Judicial Conduct Commission			
Judicial conduct com. & disciplinary board	\$605,926	\$603,400	(\$2,526)
Total all funds	<u>\$605,926</u>	<u>\$603,400</u>	<u>(\$2,526)</u>
Less estimated income	286,787	285,600	(1,187)
General fund	<u>\$319,139</u>	<u>\$317,800</u>	<u>(\$1,339)</u>
FTE	4.00	4.00	0.00
Bill Total			
Total all funds	\$69,073,157	\$67,516,209	(\$1,556,948)
Less estimated income	<u>2,526,808</u>	<u>2,722,017</u>	<u>195,209</u>
General fund	<u>\$66,546,349</u>	<u>\$64,794,192</u>	<u>(\$1,752,157)</u>
FTE	332.00	332.00	0.00

**Senate Bill No. 2002 - Supreme Court - Senate Action**

	<b>Executive Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
Salaries and wages	\$6,471,084	(\$55,144)	\$6,415,940
Operating expenses	1,927,261		1,927,261
Capital assets	8,000		8,000
Judges retirement	137,274	(3,659)	133,615
Total all funds	<u>\$8,543,619</u>	<u>(\$58,803)</u>	<u>\$8,484,816</u>
Less estimated income	2,500	0	2,500
General fund	<u>\$8,541,119</u>	<u>(\$58,803)</u>	<u>\$8,482,316</u>
FTE	44.50	0.00	44.50

**Department No. 181 - Supreme Court - Detail of Senate Changes**

	<b>Reduces Compensation Package to 3/4<sup>1</sup></b>	<b>Total Senate Changes</b>
Salaries and wages	(\$55,144)	(\$55,144)
Operating expenses		
Capital assets		
Judges retirement	<u>(3,659)</u>	<u>(3,659)</u>
Total all funds	<u>(\$58,803)</u>	<u>(\$58,803)</u>
Less estimated income	0	0
General fund	<u>(\$58,803)</u>	<u>(\$58,803)</u>
FTE	0.00	0.00

<sup>1</sup> The table below provides salary information for the Supreme Court justices.

	<b>2003-05 Biennium Salary</b>	<b>Salary Included in SB 2002</b>	<b>Salary as Amended (3% and 4%)</b>
Supreme Court Justices			
First year of biennium	\$99,122	\$104,851	\$102,096
Second year of biennium	\$99,122	\$109,122	\$106,180
Chief Justice (amount in addition to justice salary)			
First year of biennium	\$2,899	\$3,066	\$2,986
Second year of biennium	\$2,899	\$3,189	\$3,105

**Senate Bill No. 2002 - Supreme Court - House Action**

	<b>Executive Budget</b>	<b>Senate Version</b>	<b>House Changes</b>	<b>House Version</b>
Salaries and wages	\$6,471,084	\$6,415,940	(\$5,490)	\$6,410,450
Operating expenses	1,927,261	1,927,261		1,927,261
Capital assets	8,000	8,000		8,000
Judges retirement	137,274	133,615		133,615
Total all funds	<u>\$8,543,619</u>	<u>\$8,484,816</u>	<u>(\$5,490)</u>	<u>\$8,479,326</u>
Less estimated income	2,500	2,500	0	2,500
General fund	<u>\$8,541,119</u>	<u>\$8,482,316</u>	<u>(\$5,490)</u>	<u>\$8,476,826</u>
FTE	44.50	44.50	0.00	44.50

**Department No. 181 - Supreme Court - Detail of House Changes**

	<b>Reduces Recommended Funding for Health Insurance<sup>1</sup></b>	<b>Total House Changes</b>
Salaries and wages	(\$5,490)	(\$5,490)
Operating expenses		
Capital assets		
Judges retirement		
Total all funds	(\$5,490)	(\$5,490)
Less estimated income	0	0
General fund	(\$5,490)	(\$5,490)
FTE	0.00	0.00

<sup>1</sup> This amendment reduces funding for state employee health insurance premiums from \$559.15 to \$553.95 per month.

**Senate Bill No. 2002 - Supreme Court - Conference Committee Action**

The Senate acceded to the House amendments.

**Senate Bill No. 2002 - District Courts - Senate Action**

	<b>Executive Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
Salaries and wages	\$37,100,037	(\$369,287)	\$36,730,750
Operating expenses	10,794,780		10,794,780
Capital assets	195,500		195,500
Indigent defense - July 2005 - Dec 2005	3,149,481	(288,982)	2,860,499
Indigent defense - Jan 2006 - June 2007	7,864,817	(866,948)	6,997,869
Judges retirement	718,997	(19,094)	699,903
UND-central legal research	80,000		80,000
Alternative dispute resolution	20,000		20,000
Total all funds	\$59,923,612	(\$1,544,311)	\$58,379,301
Less estimated income	2,237,521	(2,924)	2,234,597
General fund	\$57,686,091	(\$1,541,387)	\$56,144,704
FTE	283.50	0.00	283.50

### Department No. 182 - District Courts - Detail of Senate Changes

	Reduces Compensation Package to 3/4 <sup>1</sup>	Reduces Funding for Indigent Defense Contracts <sup>2</sup>	Total Senate Changes
Salaries and wages	(\$369,287)		(\$369,287)
Operating expenses			
Capital assets			
Indigent defense - July 2005 - Dec 2005		(288,982)	(288,982)
Indigent defense - Jan 2006 - June 2007		(866,948)	(866,948)
Judges retirement	(19,094)		(19,094)
UND-central legal research			
Alternative dispute resolution			
<b>Total all funds</b>	<b>(\$388,381)</b>	<b>(\$1,155,930)</b>	<b>(\$1,544,311)</b>
Less estimated income	(2,924)	0	(2,924)
<b>General fund</b>	<b>(\$385,457)</b>	<b>(\$1,155,930)</b>	<b>(\$1,541,387)</b>
FTE	0.00	0.00	0.00

<sup>1</sup> The table below provides salary information for district court judges.

	2003-05 Biennium Salary	Salary Included in SB 2002	Salary as Amended (3% and 4%)
District Court Judges			
First year of biennium	\$90,671	\$95,911	\$93,391
Second year of biennium	\$90,671	\$99,748	\$97,127
Presiding Judges (amount in addition to judges salary)			
First year of biennium	\$2,672	\$2,826	\$2,752
Second year of biennium	\$2,672	\$2,939	\$2,862

<sup>2</sup> This amendment reduces the funding for indigent defense contracts from a rate of \$75 per hour to \$65 per hour.

### Senate Bill No. 2002 - District Courts - House Action

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$37,100,037	\$36,730,750	(\$35,818)	\$36,694,932
Operating expenses	10,794,780	10,794,780	(100,000)	10,694,780
Capital assets	195,500	195,500	(10,000)	185,500
Indigent defense - July 2005 - Dec 2005	3,149,481	2,860,499	(91,398)	2,769,101
Indigent defense - Jan 2006 - June 2007	7,864,817	6,997,869	(274,195)	6,723,674
Judges retirement	718,997	699,903		699,903
UND-central legal research	80,000	80,000		80,000
Alternative dispute resolution	20,000	20,000		20,000
Indigent defense commission			565,593	565,593
<b>Total all funds</b>	<b>\$59,923,612</b>	<b>\$58,379,301</b>	<b>\$54,182</b>	<b>\$58,433,483</b>
Less estimated income	2,237,521	2,234,597	199,320	2,433,917
<b>General fund</b>	<b>\$57,686,091</b>	<b>\$56,144,704</b>	<b>(\$145,138)</b>	<b>\$55,999,566</b>
FTE	283.50	283.50	0.00	283.50

**Department No. 182 - District Courts - Detail of House Changes**

	<b>Reduces Recommended Funding for Health Insurance<sup>1</sup></b>	<b>Reduces Funding for Indigent Defense Overhead Reimbursement<sup>2</sup></b>	<b>Reduces Funding for Indigent Defense Caseload Increases<sup>3</sup></b>	<b>Removes Funding for Digital Audio System<sup>4</sup></b>	<b>Removes Funding for Interactive Television<sup>5</sup></b>	<b>Provides Funding for Administration of Commission on Legal Counsel for Indigents</b>
Salaries and wages	(\$35,818)					
Operating expenses				(30,000)	(70,000)	
Capital assets				(10,000)		
Indigent defense - July 2005 - Dec 2005		(28,898)	(62,500)			
Indigent defense - Jan 2006 - June 2007		(86,695)	(187,500)			
Judges retirement						
UND-central legal research						
Alternative dispute resolution						
Indigent defense commission						565,593
<b>Total all funds</b>	<b>(\$35,818)</b>	<b>(\$115,593)</b>	<b>(\$250,000)</b>	<b>(\$40,000)</b>	<b>(\$70,000)</b>	<b>\$565,593</b>
Less estimated income	(680)	0	0	0	0	200,000
<b>General fund</b>	<b>(\$35,138)</b>	<b>(\$115,593)</b>	<b>(\$250,000)</b>	<b>(\$40,000)</b>	<b>(\$70,000)</b>	<b>\$365,593</b>
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	<b>Total House Changes</b>
Salaries and wages	(\$35,818)
Operating expenses	(100,000)
Capital assets	(10,000)
Indigent defense - July 2005 - Dec 2005	(91,398)
Indigent defense - Jan 2006 - June 2007	(274,195)
Judges retirement	
UND-central legal research	
Alternative dispute resolution	
Indigent defense commission	565,593
<b>Total all funds</b>	<b>\$54,182</b>
Less estimated income	199,320
<b>General fund</b>	<b>(\$145,138)</b>
FTE	0.00

<sup>1</sup> This amendment reduces funding for state employee health insurance premiums from \$559.15 to \$553.95 per month.

<sup>2</sup> This amendment reduces funding for indigent defense by a total of \$115,593 from the general fund for the 2005-07 biennium as the result of a decrease in the reimbursement of overhead expenses for indigent defense associated with the Senate adjustment that decreased the indigent defense contract rate from \$75 to \$65 per hour. Reimbursement of overhead expenses is calculated at 10 percent of the total indigent defense contract amount.

<sup>3</sup> This amendment decreases funding for indigent defense by a total of \$250,000 from the general fund for the 2005-07 biennium to reduce funding for caseload increases from \$500,000 to \$250,000.

<sup>4</sup> This amendment removes \$40,000 of general fund money for the installation of a digital audio system.

<sup>5</sup> This amendment removes \$70,000 of general fund money for the installation of two interactive televisions.

**Senate Bill No. 2002 - District Courts - Conference Committee Action**

The Senate acceded to the House amendments.

**Senate Bill No. 2002 - Judicial Conduct Commission - Senate Action**

	<b>Executive Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
Judicial conduct com. & disciplinary board	\$605,926	(\$2,026)	\$603,900
Total all funds	\$605,926	(\$2,026)	\$603,900
Less estimated income	286,787	(952)	285,835
General fund	\$319,139	(\$1,074)	\$318,065
FTE	4.00	0.00	4.00

**Department No. 183 - Judicial Conduct Commission - Detail of Senate Changes**

	<b>Reduces Compensation Package to 3/4</b>	<b>Total Senate Changes</b>
Judicial conduct com. & disciplinary board	(\$2,026)	(\$2,026)
Total all funds	(\$2,026)	(\$2,026)
Less estimated income	(952)	(952)
General fund	(\$1,074)	(\$1,074)
FTE	0.00	0.00

**Senate Bill No. 2002 - Judicial Conduct Commission - House Action**

	<b>Executive Budget</b>	<b>Senate Version</b>	<b>House Changes</b>	<b>House Version</b>
Judicial conduct com. & disciplinary board	\$605,926	\$603,900	(\$500)	\$603,400
Total all funds	\$605,926	\$603,900	(\$500)	\$603,400
Less estimated income	286,787	285,835	(235)	285,600
General fund	\$319,139	\$318,065	(\$265)	\$317,800
FTE	4.00	4.00	0.00	4.00

**Department No. 183 - Judicial Conduct Commission - Detail of House Changes**

	<b>Reduces Recommended Funding for Health Insurance<sup>1</sup></b>	<b>Total House Changes</b>
Judicial conduct com. & disciplinary board	(\$500)	(\$500)
Total all funds	(\$500)	(\$500)
Less estimated income	(235)	(235)
General fund	(\$265)	(\$265)
FTE	0.00	0.00

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<sup>1</sup> This amendment reduces funding for state employee health insurance premiums from \$559.15 to \$553.95 per month.

**Senate Bill No. 2002 - Judicial Conduct Commission - Conference Committee Action**

The Senate acceded to the House amendments.

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**Senate Bill No. 2002 - Other Changes - House Action**

This amendment also allows the Supreme Court and district courts to carry over up to \$250,078 of unexpended general fund money from the 2003-05 biennium to the 2005-07 biennium to be used for establishing and defraying the expenses of the Commission on Legal Counsel for Indigents and appropriates a total of \$565,593 to the district courts, of which \$365,593 is from the general fund and \$200,000 is from the indigent defense administration fund, for establishing and defraying the expenses of the Commission on Legal Counsel for Indigents for the 2005-07 biennium, for a total amount of \$815,671 available for the establishment and expenses of the Commission on Legal Counsel for Indigents for the 2005-07 biennium.