

**JUDICIARY: FY 2009-10**  
**Summary: Enacted**  
**Public Act 113 of 2009**



**Analyst: Ben Gielczyk**

	FY 2008-09 YTD	FY 2009-10 Executive	FY 2009-10 Senate	FY 2009-10 House	FY 2009-10 Enacted	Difference: Enacted From FY 2008-09 YTD	
						Amount	%
<b>IDG/IDT</b>	\$2,573,500	\$2,573,500	\$3,553,500	\$2,573,500	\$3,553,500	\$980,000	38.1
<b>Federal</b>	5,126,400	5,126,400	5,126,500	5,126,600	5,126,500	100	0.0
<b>Local</b>	6,093,100	6,149,300	6,149,300	6,149,300	6,149,300	56,200	0.9
<b>Private</b>	842,500	842,500	842,500	842,500	842,500	0	0.0
<b>Restricted</b>	87,947,900	88,605,600	88,605,600	88,605,600	89,957,700	2,009,800	2.3
<b>GF/GP</b>	159,320,600	158,785,900	154,251,900	154,164,400	153,132,800	(6,187,800)	(3.9)
<b>Gross</b>	<b>\$261,904,000</b>	<b>\$262,083,200</b>	<b>\$258,529,300</b>	<b>\$257,461,900</b>	<b>\$258,762,300</b>	<b>(\$3,141,700)</b>	<b>(1.2)</b>
<b>FTEs</b>	491.0	491.0	491.0	491.0	491.0	(0.0)	(0.0)

*Note: FY 2008-09 figures reflect supplementals and Executive Order (EO) actions through February 12, 2009.*

**Overview**

Article VI of the State Constitution of 1963 forms the basis for Michigan's judicial branch of government, which receives funds appropriated through the budget act for the Judiciary. The Judiciary budget provides operational funding for the Michigan Supreme Court, Court of Appeals, and related judicial agencies. The budget also funds the salaries of justices of the Supreme Court and judges of the appeals, circuit, probate, and district courts according to constitutional and statutory requirements. Assistance for local court operations is provided through a variety of grant programs. The largest of these, the Court Equity grant program, reimburses counties for trial court operations based on a statutory formula that recognizes circuit and probate caseloads and the numbers of judgeships.

**Major Budget Changes From FY 2008-09 YTD Appropriations**

		FY 2008-09 YTD	Enacted Change From YTD
<b>1. General Fund Reduction</b>	<b>Gross</b>	<b>N/A</b>	<b>(\$5,725,300)</b>
Reduced FY 2008-09 YTD by \$5.7 million spread to various line items. Reductions assume a transfer of \$1,352,100 from the Juror Compensation Reimbursement Fund to the Court Equity Fund to mitigate target reductions. Total GF/GP funding FY 2009-10 budget will total \$154.5 million after transfer is completed.	GF/GP	N/A	(\$5,725,300)
<b>2. Mental Health Court Pilots</b>	<b>Gross</b>	<b>\$550,000</b>	<b>(\$550,000)</b>
Eliminated funding for pilot mental health court program.	GF/GP	\$550,000	(\$550,000)
<b>3. Juvenile Training Pilot Project</b>	<b>Gross</b>	<b>N/A</b>	<b>\$100</b>
Included a \$100 placeholder for a pilot project to train criminal defense attorneys who accept court-appointed cases concerning juvenile delinquency, abuse, neglect, and protective services.	Federal	N/A	\$100
	GF/GP	N/A	\$0
<b>4. Intensive Probation Pilot Program</b>	<b>Gross</b>	<b>N/A</b>	<b>\$980,000</b>
Included a \$980,000 IDG from the Department of Corrections for an intensive probation pilot program.	IDG/IDT	N/A	\$980,000
	GF/GP	N/A	\$0
<b>5. Judicial Technology Improvement</b>	<b>Gross</b>	<b>\$4,465,000</b>	<b>\$350,000</b>
Increases appropriation by \$350,000 due to the receipt of additional revenues from the Civil Filing Fee Fund. Revenue primarily supports the Judicial Data Warehouse and the Next Generation of Judicial Information System (trial court case management system upgrade).	Restricted	\$4,465,000	\$350,000
	GF/GP	\$0	\$0
<b>6. Drunk Driving Case-Flow Program</b>	<b>Gross</b>	<b>\$3,000,000</b>	<b>\$300,000</b>
Increases appropriation by \$300,000 due to an increase in collections of driver license reinstatement fees which support the Drunk Driving Case-Flow Fund.	Restricted	\$3,000,000	\$300,000
	GF/GP	\$0	\$0

<b>Major Budget Changes From FY 2008-09 YTD Appropriations</b>		<b>FY 2008-09 Enacted Change</b>	
		<b><u>YTD</u></b>	<b><u>From YTD</u></b>
<b>7. Economics</b>	<b>Gross</b>	<b>N/A</b>	<b>\$1,503,500</b>
Funds economic adjustments as follows:	Federal	N/A	0
• Salaries/wages increase: \$328,300 gross, \$308,200 GF/GP	Local	N/A	56,200
• Defined Contribution (new judges): \$224,300 gross and GF/GP	Private	N/A	0
• OASI, social security (judges): \$114,500 gross and GF/GP	Restricted	N/A	7,700
• Insurance: \$202,200 gross, \$185,300 GF/GP	GF/GP	N/A	\$1,439,600
• Retirement increase: \$477,200 gross, \$448,500 GF/GP			
• Rent reduction: (\$18,400) gross and GF/GP			
• Workers' compensation increase: \$162,800 gross and GF/GP			
• Building occupancy increase: \$12,600 gross, \$14,400 GF/GP			

#### **Major Boilerplate Changes From FY 2008-09**

##### **Sec. 219. General Fund Lapses - NEW**

Requires a report on General Fund lapses.

##### **Sec. 220. Satellite Offices - NEW**

Intent language stating that the Supreme Court shall retain their satellite offices.

##### **Sec. 221. Transparency - NEW**

Requires the judicial branch to develop and maintain, on a publicly accessible Internet site, all expenditures made by the judicial branch within the fiscal year.

##### **Sec. 309. Pilot Mental Health Courts – REVISED**

Revised to require an update on the status of the pilot courts by April 1, 2010.

##### **Sec. 314. Standardized Risk Assessment - NEW**

Requests the State Court Administrative Office to conduct a survey of trial courts to determine best practices for standardized risk assessment.

##### **Sec. 318. Intensive Probation Pilot Program - NEW**

Establishes an intensive probation pilot program with an IDG from the Department of Corrections.

##### **Sec. 319. Juvenile Training Pilot Project - NEW**

Establishes a pilot project to train criminal defense attorneys who accept court-appointed cases concerning juvenile delinquency, abuse, neglect, and protective services.