

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 4233, entitled

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

(attached)

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

Rob VerHeulen

John Proos

Tommy Brann

Tonya Schuitmaker

Kristy Pagan

Coleman Young II

Conferees for the House

Conferees for the Senate

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2018; and to provide for the expenditure of the appropriations.

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. There is appropriated for the judiciary for the

4 fiscal year ending September 30, 2018, from the following funds:

5 **JUDICIARY**

6 APPROPRIATION SUMMARY

7 Full-time equated exempted positions 499.0

8 GROSS APPROPRIATION \$ 299,437,300

9 Interdepartmental grant revenues:

10 Total interdepartmental grants and intradepartmental

1	transfers.....		1,550,600
2	ADJUSTED GROSS APPROPRIATION	\$	297,886,700
3	Federal revenues:		
4	Total federal revenues		6,464,100
5	Special revenue funds:		
6	Total local revenues		5,955,300
7	Total private revenues		969,600
8	Total other state restricted revenues		92,529,000
9	State general fund/general purpose	\$	191,968,700
10	Sec. 102. SUPREME COURT		
11	Full-time equated exempted positions	246.0	
12	Community dispute resolution--3.0 FTE positions	\$	2,384,000
13	Direct trial court automation support--44.0 FTE		
14	positions.....		5,955,300
15	Drug treatment courts		11,833,000
16	Foster care review board--10.0 FTE positions		1,317,100
17	Judicial information systems--22.0 FTE positions		4,379,100
18	Judicial institute--13.0 FTE positions		1,819,400
19	Mental health courts and diversion services--1.0 FTE		
20	position.....		5,464,000
21	Next generation Michigan court system		4,116,000
22	Other federal grants		275,100
23	State court administrative office--61.0 FTE positions		12,306,400
24	Supreme court administration--92.0 FTE positions		13,765,800
25	Swift and sure sanctions program		4,000,000
26	Veterans courts		936,400
27	GROSS APPROPRIATION	\$	68,551,600

1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG from department of corrections	50,600
4	IDG from department of state police	1,500,000
5	Federal revenues:	
6	DOJ, drug court training and evaluation	300,000
7	DOT, National Highway Traffic Safety Administration ..	2,214,400
8	HHS, access and visitation grant	622,900
9	HHS, children's justice grant	236,100
10	HHS, court improvement project	1,320,600
11	HHS, title IV-D child support program	1,031,800
12	HHS, title IV-E foster care program	395,900
13	Other federal grant revenues	275,100
14	Special revenue funds:	
15	Local - user fees	5,955,300
16	Private	193,400
17	Private - interest on lawyers trust accounts	266,100
18	Private - state justice institute	425,300
19	Community dispute resolution fund	2,384,000
20	Court of appeals filing/motion fees	1,641,800
21	Drug court fund	1,920,500
22	Justice system fund	581,000
23	Law exam fees	657,000
24	Miscellaneous revenue	275,700
25	State court fund	388,000
26	State general fund/general purpose	\$ 45,916,100
27	Sec. 103. COURT OF APPEALS	

1	Full-time equated exempted positions	175.0	
2	Court of appeals operations--175.0 FTE positions		\$ <u>23,446,900</u>
3	GROSS APPROPRIATION		\$ 23,446,900
4	Appropriated from:		
5	State general fund/general purpose		\$ 23,446,900
6	Sec. 104. BRANCHWIDE APPROPRIATIONS		
7	Full-time equated exempted positions	4.0	
8	Branchwide appropriations--4.0 FTE positions		\$ <u>9,123,100</u>
9	GROSS APPROPRIATION		\$ 9,123,100
10	Appropriated from:		
11	State general fund/general purpose		\$ 9,123,100
12	Sec. 105. JUSTICES' AND JUDGES' COMPENSATION		
13	Full-time judges positions	588.0	
14	Supreme court justices' salaries--7.0 justices		\$ 1,152,300
15	Circuit court judges' state base salaries--214.0		
16	judges		21,364,800
17	Circuit court judicial salary standardization		9,785,000
18	Court of appeals judges' salaries--27.0 judges		4,252,700
19	District court judges' state base salaries--237.0		
20	judges		23,254,600
21	District court judicial salary standardization		10,836,700
22	Probate court judges' state base salaries--103.0		
23	judges		10,203,000
24	Probate court judicial salary standardization		4,669,600
25	Judges' retirement system defined contributions		4,761,200
26	OASI, social security		<u>5,954,100</u>
27	GROSS APPROPRIATION		\$ 96,234,000

1	Appropriated from:	
2	Special revenue funds:	
3	Court fee fund	2,702,100
4	State general fund/general purpose	\$ 93,531,900
5	Sec. 106. JUDICIAL AGENCIES	
6	Full-time equated exempted positions	7.0
7	Judicial tenure commission--7.0 FTE positions	\$ <u>1,149,700</u>
8	GROSS APPROPRIATION	\$ 1,149,700
9	Appropriated from:	
10	State general fund/general purpose	\$ 1,149,700
11	Sec. 107. INDIGENT DEFENSE - CRIMINAL	
12	Full-time equated exempted positions	51.0
13	Appellate public defender program--51.0 FTE positions	\$ <u>7,795,000</u>
14	GROSS APPROPRIATION	\$ 7,795,000
15	Appropriated from:	
16	Federal revenues:	
17	Other federal grant revenues	67,300
18	Special revenue funds:	
19	Private - interest on lawyers trust accounts	84,800
20	Miscellaneous revenue	136,900
21	State general fund/general purpose	\$ 7,506,000
22	Sec. 108. INDIGENT CIVIL LEGAL ASSISTANCE	
23	Indigent civil legal assistance	\$ <u>7,937,000</u>
24	GROSS APPROPRIATION	\$ 7,937,000
25	Appropriated from:	
26	Special revenue funds:	
27	State court fund	7,937,000

1	State general fund/general purpose	\$	0
2	Sec. 109. TRIAL COURT OPERATIONS		
3	Full-time equated exempted positions	5.0	
4	Court equity fund reimbursements	\$	60,815,700
5	Drug case-flow program		250,000
6	Drunk driving case-flow program		3,300,000
7	Judicial technology improvement fund		4,815,000
8	Juror compensation reimbursement		6,600,000
9	Statewide e-file system--5.0 FTE positions		<u>8,500,000</u>
10	GROSS APPROPRIATION	\$	84,280,700
11	Appropriated from:		
12	Special revenue funds:		
13	Court equity fund		50,440,000
14	Drug fund		250,000
15	Drunk driving fund		3,300,000
16	Electronic filing fee fund		8,500,000
17	Judicial technology improvement fund		4,815,000
18	Juror compensation fund		6,600,000
19	State general fund/general purpose	\$	10,375,700
20	Sec. 110. ONE-TIME APPROPRIATIONS		
21	Full-time equated exempted positions	11.0	
22	Compliance with <u>Montgomery v Louisiana</u> --11.0 FTE		
23	positions	\$	700,000
24	Expansion of problem solving courts		<u>219,300</u>
25	GROSS APPROPRIATION	\$	919,300
26	Appropriated from:		
27	State general fund/general purpose	\$	919,300

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2017-2018

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2017-2018 is \$284,497,700.00 and state spending from state sources to be paid to local units of government for fiscal year 2017-2018 is \$147,230,400.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

JUDICIARY

SUPREME COURT

Drug treatment courts	\$	11,833,000
Mental health courts and diversion services		5,331,400
Next generation Michigan court system		4,116,000
State court administrative office		300,000
Swift and sure sanctions program		3,900,000
Veterans courts		936,400

JUSTICES' AND JUDGES' COMPENSATION

Circuit court judicial salary standardization	\$	9,785,000
District court judicial salary standardization		10,836,700
Probate court judges' state base salaries		10,203,000
Probate court judicial salary standardization		4,669,600
Grant to OASI contribution fund, employer's share, social security.....		1,038,600

TRIAL COURT OPERATIONS

1	Court equity fund reimbursements	\$	60,815,700
2	Drug case-flow program		250,000
3	Drunk driving case-flow program		3,300,000
4	Judicial technology improvement fund		4,815,000
5	Juror compensation reimbursement		6,600,000
6	Statewide e-file system		<u>8,500,000</u>
7	TOTAL	\$	147,230,400

8 Sec. 202. (1) The appropriations authorized under this part
9 and part 1 are subject to the management and budget act, 1984 PA
10 431, MCL 18.1101 to 18.1594.

11 (2) Funds appropriated in part 1 to an entity within the
12 judicial branch shall not be expended or transferred to another
13 account without written approval of the authorized agent of the
14 judicial entity. If the authorized agent of the judicial entity
15 notifies the state budget director of its approval of an
16 expenditure or transfer, the state budget director shall
17 immediately make the expenditure or transfer. The authorized
18 judicial entity agent shall be designated by the chief justice of
19 the supreme court.

20 Sec. 203. As used in this part and part 1:

21 (a) "DOJ" means the United States Department of Justice.

22 (b) "DOT" means the United States Department of
23 Transportation.

24 (c) "FTE" means full-time equated.

25 (d) "HHS" means the United States Department of Health and
26 Human Services.

27 (e) "IDG" means interdepartmental grant.

1 (f) "OASI" means old age survivor's insurance.

2 (g) "SADO" means the state appellate defender office created
3 under the appellate defender act, 1978 PA 620, MCL 780.711 to
4 780.719.

5 (h) "Title IV-D" means the part of the federal social security
6 act, 42 USC 301 to 1397mm, pertaining to the child support
7 enforcement program.

8 (i) "Title IV-E" means the part of the federal social security
9 act, 42 USC 301 to 1397mm, pertaining to the foster care program.

10 Sec. 204. The reporting requirements of this part shall be
11 completed with the approval of, and at the direction of, the
12 supreme court, except as otherwise provided in this part. The
13 judicial branch shall use the internet to fulfill the reporting
14 requirements of this part. This may include transmission of reports
15 via electronic mail to the recipients identified for each reporting
16 requirement, or it may include placement of reports on an internet
17 or intranet site.

18 Sec. 205. Funds appropriated in part 1 shall not be used for
19 the purchase of foreign goods or services, or both, if
20 competitively priced and of comparable quality American goods or
21 services, or both, are available. Preference shall be given to
22 goods or services, or both, manufactured or provided by Michigan
23 businesses, if they are competitively priced and of comparable
24 quality. In addition, preference shall be given to goods or
25 services, or both, that are manufactured or provided by Michigan
26 businesses owned and operated by veterans, if they are
27 competitively priced and of comparable quality.

1 Sec. 207. Not later than January 1 of each year, the state
2 court administrative office shall prepare a report on out-of-state
3 travel listing all travel by judicial branch employees outside this
4 state in the immediately preceding fiscal year that was funded in
5 whole or in part with funds appropriated in the budget for the
6 judicial branch. The report shall be submitted to the senate and
7 house appropriations committees, the senate and house fiscal
8 agencies, and the state budget office. The report shall include the
9 following information:

10 (a) The dates of each travel occurrence.

11 (b) The transportation and related costs of each travel
12 occurrence, including the proportion funded with state general
13 fund/general purpose revenues, the proportion funded with state
14 restricted revenues, the proportion funded with federal revenues,
15 and the proportion funded with other revenues.

16 Sec. 209. Not later than November 30, the state budget office
17 shall prepare and transmit a report that provides for estimates of
18 the total general fund/general purpose appropriation lapses at the
19 close of the prior fiscal year. This report shall summarize the
20 projected year-end general fund/general purpose appropriation
21 lapses by major program or program areas. The report shall be
22 transmitted to the chairpersons of the senate and house
23 appropriations committees and the senate and house fiscal agencies.

24 Sec. 211. From the funds appropriated in part 1, the judicial
25 branch shall maintain a searchable website accessible by the public
26 at no cost that includes all expenditures made by the judicial
27 branch within a fiscal year. The posting shall include the purpose

1 for which each expenditure is made. The judicial branch shall not
2 provide financial information on its website under this section if
3 doing so would violate a federal or state law, rule, regulation, or
4 guideline that establishes privacy or security standards applicable
5 to that financial information.

6 Sec. 212. Within 14 days after the release of the executive
7 budget recommendation, the judicial branch shall cooperate with the
8 state budget office to provide the senate and house appropriations
9 committee chairs, the senate and house appropriations subcommittee
10 chairs, and the senate and house fiscal agencies with an annual
11 report on estimated state restricted fund balances, state
12 restricted fund projected revenues, and state restricted fund
13 expenditures for the prior 2 fiscal years.

14 Sec. 213. The judiciary shall maintain, on a publicly
15 accessible website, a scorecard that identifies, tracks, and
16 regularly updates key metrics that are used to monitor and improve
17 the judiciary's performance.

18 Sec. 214. Total authorized appropriations from all sources
19 under part 1 for legacy costs for the fiscal year ending September
20 30, 2018 are estimated at \$13,963,100.00. From this amount, total
21 judiciary appropriations for pension-related legacy costs are
22 estimated at \$7,815,500.00. Total judiciary appropriations for
23 retiree health care legacy costs are estimated at \$6,777,600.00.

24 Sec. 215. The judicial branch shall not take disciplinary
25 action against an employee for communicating with a member of the
26 legislature or his or her staff.

27 Sec. 216. It is the intent of the legislature that judges who

1 are presiding over a hearing on a foster care case shall publicly
2 acknowledge and request the input of the foster parent or foster
3 parents during the hearing.

4 Sec. 217. If the judicial branch makes any changes to a foster
5 care family service plan before its finalization, it is the intent
6 of the legislature that the presiding judge provide an explanation
7 for any changes to that plan in the court record.

8 Sec. 218. From the funds appropriated in part 1, the state
9 court administrative office shall evaluate programs within the
10 department of health and human services and the department of
11 talent and economic development to establish programmatic
12 connections with the participants in the swift and sure sanctions
13 program. The purpose of this relationship is to leverage
14 collaborations and to determine avenues of success for offenders
15 who are eligible for state-provided programs. By March 1, the state
16 court administrative office shall deliver guidance to courts
17 participating in the swift and sure sanctions program under the
18 probation swift and sure sanctions act, chapter XIA of the code of
19 criminal procedure, 1927 PA 175, MCL 771A.1 to 771A.8, detailing
20 the evaluations and directing participants into available
21 programming.

22 Sec. 219. The judicial branch shall receive and retain copies
23 of all reports funded from appropriations in part 1. Federal and
24 state guidelines for short-term and long-term retention of records
25 shall be followed. The judicial branch may electronically retain
26 copies of reports unless otherwise required by federal and state
27 guidelines.

1 **JUDICIAL BRANCH**

2 Sec. 301. From the funds appropriated in part 1, the direct
3 trial court automation support program of the state court
4 administrative office shall recover direct and overhead costs from
5 trial courts by charging for services rendered. The fee shall cover
6 the actual costs incurred to the direct trial court automation
7 support program in providing the service, including development of
8 future versions of case management systems.

9 Sec. 302. Funds appropriated within the judicial branch shall
10 not be expended by any component within the judicial branch without
11 the approval of the supreme court.

12 Sec. 303. Of the amount appropriated in part 1 for the
13 judicial branch, \$711,900.00 is allocated for circuit court
14 reimbursement under section 3 of 1978 PA 16, MCL 800.453, and for
15 costs associated with the court of claims.

16 Sec. 304. A member of the legislature may request a report or
17 data from the data collected in the judicial data warehouse. The
18 data in the judicial data warehouse shall be made available to the
19 public upon request, unless disclosure is prohibited by court order
20 or state or federal law. Any data provided under this section shall
21 be public and non-identifying information.

22 Sec. 306. By February 1, the state court administrative office
23 shall produce a statistical report, categorized by county,
24 regarding both the collected and uncollected amounts of restitution
25 payments, court fees, and any other applicable judgments placed
26 upon persons within the county, reported for the year 2016.

27 Sec. 307. From the funds appropriated in part 1 for mental

1 health courts and diversion services, \$1,730,000.00 is intended to
2 address the recommendations of the mental health diversion council.

3 Sec. 308. If sufficient funds are not available from the court
4 fee fund to pay judges' compensation, the difference between the
5 appropriated amount from that fund for judges' compensation and the
6 actual amount available after the amount appropriated for trial
7 court reimbursement is made shall be appropriated from the state
8 general fund for judges' compensation. If an appropriation is made
9 under this section, the state court administrative office shall
10 notify, within 14 days of the appropriation, the senate and house
11 standing committees on appropriations, the senate and house
12 appropriations subcommittees on judiciary, the senate and house
13 fiscal agencies, and the state budget office.

14 Sec. 309. By April 1, the state court administrative office
15 shall provide a report on drug treatment, mental health, and
16 veterans court programs in this state. The report shall include
17 information on the number of each type of program that has been
18 established, the number of program participants in each
19 jurisdiction, and the impact of the programs on offender criminal
20 involvement and recidivism. The report shall be submitted to the
21 senate and house appropriations subcommittees on judiciary, the
22 senate and house fiscal agencies, and the state budget office.

23 Sec. 311. (1) The funds appropriated in part 1 for drug
24 treatment courts as that term is defined in section 1060 of the
25 revised judicature act of 1961, 1961 PA 236, MCL 600.1060, shall be
26 administered by the state court administrative office to operate
27 drug treatment court programs. A drug treatment court shall be

1 responsible for handling cases involving substance abusing
2 nonviolent offenders through comprehensive supervision, testing,
3 treatment services, and immediate sanctions and incentives. A drug
4 treatment court shall use all available county and state personnel
5 involved in the disposition of cases including, but not limited to,
6 parole and probation agents, prosecuting attorneys, defense
7 attorneys, and community corrections providers. The funds may be
8 used in connection with other federal, state, and local funding
9 sources.

10 (2) From the funds appropriated in part 1, the chief justice
11 shall allocate sufficient funds for the Michigan judicial institute
12 to provide in-state training for those identified in subsection
13 (1), including training for new drug treatment court judges.

14 (3) For drug treatment court grants, consideration for
15 priority may be given to those courts where higher instances of
16 substance abuse cases are filed.

17 (4) The judiciary shall receive \$1,500,000.00 in Byrne formula
18 grant funding as an interdepartmental grant from the department of
19 state police to be used for expansion of drug treatment courts, to
20 assist in avoiding prison bed space growth for nonviolent offenders
21 in collaboration with the department of corrections.

22 Sec. 312. From the funds appropriated in part 1, the state
23 court administrator shall produce a statistical report regarding
24 the implementation of the parental rights restoration act, 1990 PA
25 211, MCL 722.901 to 722.908, as it pertains to minors seeking
26 court-issued waivers of parental consent. The state court
27 administrative office shall report the total number of petitions

1 filed and the total number of petitions granted under that act.

2 Sec. 316. (1) The state court administrative office shall
3 conduct a study to evaluate pretrial risk assessment tools used in
4 other states in an effort to provide relevant information to judges
5 so they can make evidence-based bond decisions. The study shall
6 assess criteria including, but not limited to, how pretrial risk
7 assessment tools allow low-risk offenders released on their own
8 recognizance to maintain employment, maintain relations with their
9 families, and continue to contribute to their local communities;
10 ensure consistency with bond decisions based on scientifically
11 validated criteria; address potential bias in pretrial detention
12 decision-making; and reduce costs associated with unnecessary
13 pretrial detention.

14 (2) The state court administrative office shall solicit input
15 from the Michigan District Judges Association on the feasibility of
16 establishing a pretrial risk assessment tool in this state.

17 (3) The state court administrative office shall submit a
18 report by March 1 to the senate and house appropriations
19 subcommittees on judiciary, the senate and house fiscal agencies,
20 and the state budget office that summarizes results of the study
21 and outlines recommendations for piloting a pretrial risk
22 assessment tool in this state. Recommendations shall include, but
23 not be limited to, an implementation timeline and a breakdown of
24 estimated costs associated with piloting a pretrial risk assessment
25 tool.

26 Sec. 317. Funds appropriated in part 1 shall not be used for
27 the permanent assignment of state-owned vehicles to justices or

1 judges or any other judicial branch employee. This section does not
2 preclude the use of state-owned motor pool vehicles for state
3 business in accordance with approved guidelines.

4 Sec. 320. (1) From the funds appropriated in part 1 for the
5 swift and sure sanctions program, created under section 3 of
6 chapter XIA of the code of criminal procedure, 1927 PA 175, MCL
7 771A.3, the state court administrative office shall administer a
8 program to distribute grants to qualifying courts in accordance
9 with the objectives and requirements of the probation swift and
10 sure sanctions act, chapter XIA of the code of criminal procedure,
11 1927 PA 175, MCL 771A.1 to 771A.8. Of the funds designated for the
12 program, not more than \$100,000.00 shall be available to the state
13 court administrative office to pay for employee costs associated
14 with the administration of the program funds. Of the funds
15 designated for the program, \$500,000.00 is reserved for programs in
16 counties that had more than 325 individuals sentenced to prison in
17 the previous calendar year. Courts interested in participating in
18 the swift and sure sanctions program may apply to the state court
19 administrative office for a portion of the funds appropriated in
20 part 1 under this section.

21 (2) By April 1, the state court administrative office, in
22 cooperation with the department of corrections, shall provide a
23 report on the courts that receive funding under the swift and sure
24 sanctions program described in subsection (1) to the senate and
25 house appropriations subcommittees on judiciary, the senate and
26 house fiscal agencies, and the state budget office. The report
27 shall include all of the following:

1 (a) The number of offenders who participate in the program.

2 (b) The criminal history of offenders who participate in the
3 program.

4 (c) The recidivism rate of offenders who participate in the
5 program, including the rate of return to jail, prison, or both.

6 (d) A detailed description of the establishment and parameters
7 of the program.

8 (3) As used in this section, "program" means a swift and sure
9 sanctions program described in subsection (1).

10 Sec. 321. From the funds appropriated in part 1, the judicial
11 branch shall support a statewide legal self-help internet website
12 and local nonprofit self-help centers that use the statewide
13 website to provide assistance to individuals representing
14 themselves in civil legal proceedings. The state court
15 administrative office shall summarize the costs of maintaining the
16 website, provide statistics on the number of people visiting the
17 website, and provide information on content usage, form completion,
18 and user feedback. By March 1, the state court administrative
19 office shall report this information for the preceding fiscal year
20 to the senate and house appropriations subcommittees on judiciary,
21 the senate and house fiscal agencies, and the state budget office.

22 Sec. 322. If Byrne formula grant funding is awarded to the
23 state appellate defender, the state appellate defender office may
24 receive and expend Byrne formula grant funds in an amount not to
25 exceed \$250,000.00 as an interdepartmental grant from the
26 department of state police. If the appellate defender appointed
27 under section 3 of the appellate defender act, 1978 PA 620, MCL

1 780.713, receives federal grant funding from the United States
2 Department of Justice in excess of the amount appropriated in part
3 1, the office of appellate defender may receive and expend grant
4 funds in an amount not to exceed \$300,000.00 as other federal
5 grants.

6 Sec. 324. From the funds appropriated in part 1 for the
7 medication-assisted treatment program, the judiciary shall maintain
8 a medication-assisted treatment program to provide treatment for
9 opioid-addicted and alcohol-addicted individuals who are referred
10 to and voluntarily participate in the medication-assisted treatment
11 program.

12 **ONE-TIME APPROPRIATIONS**

13 Sec. 401. From the funds appropriated in part 1 for veterans
14 courts, \$68,000.00 shall be allocated to a veterans court in a
15 county with a population of not less than 250,000 or more than
16 251,000 according to the 2010 federal decennial census. The purpose
17 of this program expansion is to increase the number of participants
18 and to decrease recidivism rates.

19 Sec. 402. (1) The state appellate defender office attorneys
20 and support staff shall increase to ensure Michigan compliance with
21 Montgomery v Louisiana, 577 US ____ (2016). The purpose of the
22 program expansion is to ensure competent, resourced, and supervised
23 counsel in cases involving the resentencing of juvenile lifers. The
24 representation by SADO counsel will create opportunities for
25 release, saving prison costs for the state.

26 (2) From the funds appropriated in part 1, the state appellate

1 defender office shall submit a report by September 30 to the senate
2 and house appropriations subcommittees on judiciary, the senate and
3 house fiscal agencies, and the state budget office on the number of
4 juvenile lifer cases investigated and prepared by the state
5 appellate defender office. The report shall include a calculation
6 of hours spent and focus on incremental costs associated with
7 investigating and conducting a robust examination of each case,
8 with particular emphasis on those costs that may be avoided after
9 the cases have been disposed.

10 PART 2A

11 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
12 FOR FISCAL YEAR 2018-2019

13 **GENERAL SECTIONS**

14 Sec. 1201. It is the intent of the legislature to provide
15 appropriations for the fiscal year ending on September 30, 2019 for
16 the line items listed in part 1. Fiscal year 2018-2019
17 appropriations are anticipated to be the same as those for fiscal
18 year 2017-2018, except that the line items will be adjusted for
19 changes in caseload and related costs, federal fund match rates,
20 economic factors, and available revenue. These adjustments will be
21 determined after the January 2018 consensus revenue estimating
22 conference.