

COMMITTEE ON JUDICIARY  
SENATE AMENDMENTS TO H.B. 2088  
(Reference to House engrossed bill)

1 Page 3, line 28, after the second comma insert "JUDGES OF THE COURT OF APPEALS,"  
2 Page 7, line 31, strike "a court of record" insert "THE SUPREME COURT, THE COURT OF  
3 APPEALS, A SUPERIOR COURT"

4 Page 12, after line 12, insert:

5 "Sec. 8. Laws 2015, chapter 8, section 59 is amended to read:

6 Sec. 59. ARIZONA JUDICIARY

|  | <u>2015-16</u>           |
|--|--------------------------|
| 7                                      |                          |
| 8 <u>Supreme court</u>                 |                          |
| 9 FTE positions                        | 175.0                    |
| 10 Operating lump sum appropriation    | <del>\$ 13,219,300</del> |
| 11                                     | \$ 13,079,300            |
| 12 Automation                          | <del>16,620,600</del>    |
| 13                                     | 20,013,100               |
| 14 County reimbursements               | 187,900                  |
| 15 Court appointed special advocate    | <del>2,962,800</del>     |
| 16                                     | 2,860,800                |
| 17 Domestic relations                  | <del>639,100</del>       |
| 18                                     | 629,100                  |
| 19 State foster care review board      | <del>3,555,900</del>     |
| 20                                     | 3,255,900                |
| 21 Commission on judicial conduct      | <del>522,500</del>       |
| 22                                     | 512,500                  |
| 23 Judicial nominations and            |                          |
| 24 performance review                  | <del>428,500</del>       |
| 25                                     | 418,500                  |
| 26 Model court                         | <del>447,600</del>       |
| 27                                     | 437,600                  |
| 28 State aid                           | <u>5,648,000</u>         |
| 29 Total appropriation - supreme court | <del>\$ 44,232,200</del> |
| 30                                     | \$ 47,042,700            |

|    |                                   |                          |
|----|-----------------------------------|--------------------------|
| 1  | Fund sources:                     |                          |
| 2  | State general fund                | <del>\$ 15,303,000</del> |
| 3  |                                   | \$ 18,113,500            |
| 4  | Confidential intermediary and     |                          |
| 5  | fiduciary fund                    | 488,200                  |
| 6  | Court appointed special advocate  |                          |
| 7  | fund                              | 2,941,100                |
| 8  | Criminal justice enhancement fund | 4,358,200                |
| 9  | Defensive driving school fund     | 4,194,700                |
| 10 | Judicial collection enhancement   |                          |
| 11 | fund                              | 14,002,400               |
| 12 | State aid to the courts fund      | 2,944,600                |

13 On or before September 1, 2015, the supreme court shall report to the  
 14 joint legislative budget committee on current and future automation projects  
 15 coordinated by the administrative office of the courts. The report shall  
 16 include a list of court automation projects receiving or anticipated to  
 17 receive state monies in the current or next two fiscal years as well as a  
 18 description of each project, the number of FTE positions, the entities  
 19 involved and the goals and anticipated results for each automation project.  
 20 The report shall be submitted in one summary document. The report shall  
 21 indicate each project's total multiyear cost by fund source and budget line  
 22 item, including any prior year, current year and future year expenditures.

23 Included in the appropriation for the supreme court program is \$1,000  
 24 for the purchase of mementos and items for visiting officials.

25 Of the \$187,900 appropriated for county reimbursements, state grand  
 26 jury is limited to \$97,900 and capital postconviction relief is limited to  
 27 \$90,000.

28 Automation expenses of the ~~judiciary~~ SUPREME COURT shall be funded only  
 29 from the automation line item. Monies in the operating lump sum  
 30 appropriation or other line items intended for automation purposes shall be  
 31 transferred to the automation line item before expenditure.

|    |  |                     |
|----|--|---------------------|
| 32 | <u>Court of appeals</u>                |                     |
| 33 | FTE positions                          | 136.8               |
| 34 | Division I                             | \$ 10,039,900       |
| 35 | Division II                            | <u>\$ 4,340,300</u> |
| 36 | Total appropriation - court of appeals | \$ 14,380,200       |

Senate Amendments to H.B. 2088

|    |  |                          |
|----|--|--------------------------|
| 1  | Fund sources:  |                          |
| 2  | State general fund   | \$ 14,380,200            |
| 3  | Of the 136.8 FTE positions for fiscal year 2015-2016, 98.3 FTE           |                          |
| 4  | positions are for Division I and 38.5 FTE positions are for Division II. |                          |
| 5  | <u>Superior court</u>  |                          |
| 6  | FTE positions  | 137.5                    |
| 7  | Operating lump sum appropriation   | <del>\$ 4,567,300</del>  |
| 8  |  | \$ 4,437,300             |
| 9  | Judges compensation  | 8,231,000                |
| 10 | Centralized service payments   | <del>4,128,000</del>     |
| 11 |  | 3,458,000                |
| 12 | Adult standard probation   | 15,109,200               |
| 13 | Adult intensive probation  | <del>9,930,000</del>     |
| 14 |  | 9,910,000                |
| 15 | Community punishment   | 2,310,300                |
| 16 | Interstate compact   | <del>426,700</del>       |
| 17 |  | 416,700                  |
| 18 | Drug court   | <del>1,013,600</del>     |
| 19 |  | 993,600                  |
| 20 | Juvenile standard probation  | <del>3,955,700</del>     |
| 21 |  | 3,745,700                |
| 22 | Juvenile intensive probation   | <del>6,002,700</del>     |
| 23 |  | 5,532,700                |
| 24 | Juvenile treatment services  | <del>20,497,800</del>    |
| 25 |  | 19,937,800               |
| 26 | Juvenile family counseling   | <del>660,400</del>       |
| 27 |  | 500,000                  |
| 28 | Juvenile crime reduction   | 3,308,000                |
| 29 | Juvenile diversion consequences  | <del>8,539,400</del>     |
| 30 |  | 8,039,300                |
| 31 | Special water master   | <del>220,000</del>       |
| 32 |  | <u>160,000</u>           |
| 33 | Total appropriation - superior court                                     | <del>\$ 88,900,100</del> |
| 34 |  | \$ 86,089,600            |

1 Fund sources:

|   |                                   |                          |
|---|-----------------------------------|--------------------------|
| 2 | State general fund                | <del>\$ 76,721,900</del> |
| 3 |                                   | \$ 73,911,400            |
| 4 | Criminal justice enhancement fund | 5,648,800                |
| 5 | Drug treatment and education fund | 500,200                  |
| 6 | Judicial collection enhancement   |                          |
| 7 | fund                              | 6,029,200                |

8 Of the 137.5 FTE positions, 82 FTE positions represent superior court  
9 judges in counties with a population of less than two million persons.  
10 One-half of their salaries are provided by state general fund appropriations  
11 pursuant to section 12-128, Arizona Revised Statutes. This is not meant to  
12 limit the counties' ability to add judges pursuant to section 12-121, Arizona  
13 Revised Statutes.

14 Up to 4.6 percent of the amounts appropriated for juvenile treatment  
15 services and juvenile diversion consequences may be retained and expended by  
16 the supreme court to administer the programs established pursuant to section  
17 8-322, Arizona Revised Statutes, and to conduct evaluations as needed. The  
18 remaining portion of the juvenile treatment services and juvenile diversion  
19 consequences appropriations shall be deposited in the juvenile probation  
20 services fund established by section 8-322, Arizona Revised Statutes.

21 Receipt of state probation monies by the counties is contingent on the  
22 county maintenance of fiscal year 2003-2004 expenditure levels for each  
23 probation program. State probation monies are not intended to supplant  
24 county dollars for probation programs.

25 On or before November 1, 2015, the administrative office of the courts  
26 shall report to the joint legislative budget committee the fiscal year  
27 2014-2015 actual, fiscal year 2015-2016 estimated and fiscal year 2016-2017  
28 requested amounts for the following:

29 1. On a county-by-county basis, the number of authorized and filled  
30 case carrying probation positions and non-case carrying positions,  
31 distinguishing between adult standard, adult intensive, juvenile standard and  
32 juvenile intensive. The report shall indicate the level of state probation  
33 funding, other state funding, county funding and probation surcharge funding  
34 for those positions.

35 2. Total receipts and expenditures by county and fund source for the  
36 adult standard, adult intensive, juvenile standard and juvenile intensive

1 probation line items, including the amount of personal services expended from  
2 each revenue source of each account.

3 3. The amount of monies from the adult standard, adult intensive,  
4 juvenile standard and juvenile intensive probation line items that the office  
5 does not distribute as direct aid to counties. The report shall delineate  
6 how the office expends these monies that are not distributed as direct aid to  
7 counties.

8 All centralized service payments made by the administrative office of  
9 the courts on behalf of counties shall be funded only from the centralized  
10 service payments line item. Centralized service payments include only  
11 training, motor vehicle payments, CORP review board funding, LEARN funding,  
12 research, operational reviews and GPS vendor payments. This footnote does  
13 not apply to treatment or counseling services payments made from the juvenile  
14 treatment services and juvenile diversion consequences line items. Monies in  
15 the operating lump sum appropriation or other line items intended for  
16 centralized service payments shall be transferred to the centralized service  
17 payments line item before expenditure.

18 All monies in the adult standard probation, adult intensive probation,  
19 interstate compact, juvenile standard probation and juvenile intensive  
20 probation line items shall be used only as pass-through monies to county  
21 probation departments. Monies in the operating lump sum appropriation or  
22 other line items intended as pass-through for the purpose of administering a  
23 county probation program shall be transferred to the appropriate probation  
24 line item before expenditure."

25 Amend title to conform

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