

# **LSC Redbook**

**Analysis of the Executive Budget Proposal**

## **Judiciary/Supreme Court**

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## READER'S GUIDE

The Legislative Service Commission prepares an analysis of the executive budget proposal for each agency. These analyses are commonly called "Redbooks." This brief introduction is intended to help readers navigate the Redbook for the Judiciary/Supreme Court (JSC), which includes the following three sections.

1. Overview: Provides a description of the Court's existing functions and staffing, and an overview of the Court's executive recommended budget for the FY 2014-FY 2015 biennium, and notes other important budgetary matters.
2. Analysis of Executive Proposal: Provides a detailed analysis of the Court's executive recommended budget, including the funding and purposes for each appropriated line item, and the services and activities that are financed by those appropriated moneys.
3. Attachments: Includes LSC's catalog of budget line items (COBLI), which describes each line item's purpose, revenue, and expenditures, and the LSC budget spreadsheet, which summarizes each line item's recent expenditure and appropriations history.

## TABLE OF CONTENTS

<b>OVERVIEW</b> .....	<b>1</b>
<b>Duties and Responsibilities</b> .....	<b>1</b>
<b>Executive Recommended FY 2014-FY 2015 Biennial Budget</b> .....	<b>1</b>
Appropriations.....	1
Expense Category .....	2
Fund Groups.....	3
<b>Payroll Headcount</b> .....	<b>3</b>
<b>ANALYSIS OF EXECUTIVE PROPOSAL</b> .....	<b>4</b>
<b>Administrative Operations and Affiliates</b> .....	<b>4</b>
Operating Expenses (GRF line item 005321).....	4
Law-Related Education (GRF line item 005406).....	6
Ohio Courts Technology Initiative (GRF line item 005409).....	6
Continuing Judicial Education (GSF line item 005601) .....	7
Federal Grants (FED line item 005603) .....	7
Attorney Services (SSR line item 005605) .....	9
Court Interpreter Certification (SSR line item 005617) .....	9
County Law Library Resources Board (SSR line item 005620).....	10
Grants and Awards (SSR line item 005609).....	10
Supreme Court Admissions (SSR line item 005606) .....	11

### **ATTACHMENTS:**

- Catalog of Budget Line Items
- Budget Spreadsheet By Line Item

# Judiciary/ Supreme Court

- Roughly three-quarters of GRF budget pays judges' and courts of appeals staff salaries
- \$6.7 million in GRF earmarked for court technology

## OVERVIEW

### Duties and Responsibilities

The duties and responsibilities of the Supreme Court of Ohio as specified in Article IV of the Ohio Constitution can be viewed as having two distinct general requirements:

- Ruling upon legal matters, including cases arising under the U.S. Constitution or the Ohio Constitution, cases originating in the courts of appeals, cases in which there have been conflicting opinions on the same question from courts of appeals, cases involving the death penalty, and appeals arising from the actions of certain administrative agencies.
- Regulating the admission to and practice of law, promulgating rules of practice and procedure in Ohio courts, and exercising general superintendence over all Ohio courts.

The Court itself is comprised of a Chief Justice and six justices who are elected in even-numbered years to six-year terms. The majority of the cases heard by the Court are appeals from the state's 12 district courts of appeals. The Supreme Court also has original jurisdiction to issue extraordinary writs, including writs of habeas corpus, writs of mandamus, writs of procedendo, writs of prohibition, and writs of quo warranto.

### Executive Recommended FY 2014-FY 2015 Biennial Budget<sup>1</sup>

#### Appropriations

The Court's estimated FY 2013 expenditures are compared with the executive recommendations for FY 2014 and FY 2015, by fund group, in Table 1 below. To support the Court's services and activities, the executive budget recommends an FY 2014 appropriation totaling \$148.5 million, an increase of 3.2%, or \$4.6 million, from the total

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<sup>1</sup> Pursuant to R.C. 107.03, the Governor is not permitted to make any alterations in the biennial budget requests submitted to the Office of Budget and Management by the judicial branch of the state. Thus, herein, as the Supreme Court is an entity of the judicial branch of the state, the executive budget/recommendations reflect the appropriations as requested by the Court.

FY 2013 estimated expenditures of \$143.8 million. For FY 2015, the executive budget recommends an appropriation totaling \$150.7 million, an increase of 1.5%, or \$2.2 million, from the FY 2014 recommendation.

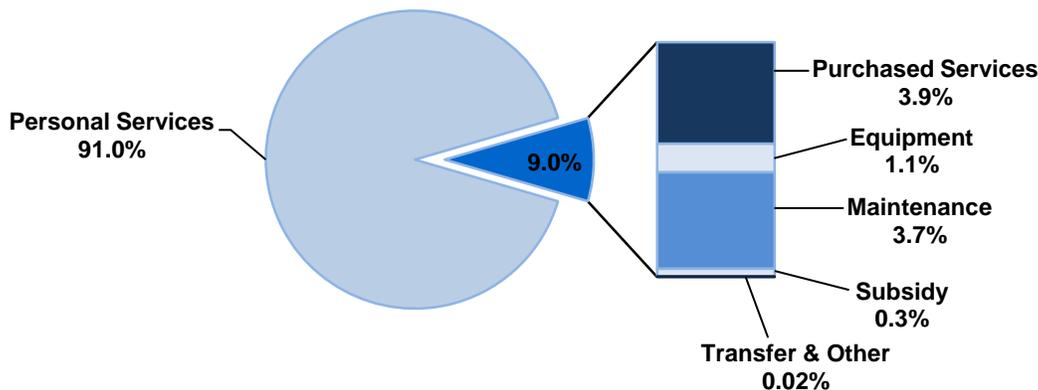
<b>Table 1. Executive Budget Recommendations by Fund Group, FY 2014-FY 2015</b>					
<b>Fund Group</b>	<b>FY 2013*</b>	<b>FY 2014</b>	<b>% change, FY 2013-FY 2014</b>	<b>FY 2015</b>	<b>% change, FY 2014-FY 2015</b>
General Revenue	\$136,308,695	\$141,602,706	3.9%	\$143,818,909	1.6%
General Services	\$261,420	\$101,392	-61.2%	\$93,563	-7.7%
State Special Revenue	\$5,634,926	\$5,512,852	-2.2%	\$5,529,746	0.3%
Federal Special Revenue	\$1,605,717	\$1,235,900	-23.0%	\$1,252,600	1.4%
<b>TOTAL</b>	<b>\$143,810,758</b>	<b>\$148,452,850</b>	<b>3.2%</b>	<b>\$150,694,818</b>	<b>1.5%</b>

\*FY 2013 figures represent estimated expenditures.

### Expense Category

Chart 1 immediately below summarizes the Court's proposed biennial budget in terms of the types of expenses for which its appropriations will be allocated. Over 90% of its total biennial appropriation will be allocated for personal services, which represents the payroll-related expenses (salary and fringe benefits).

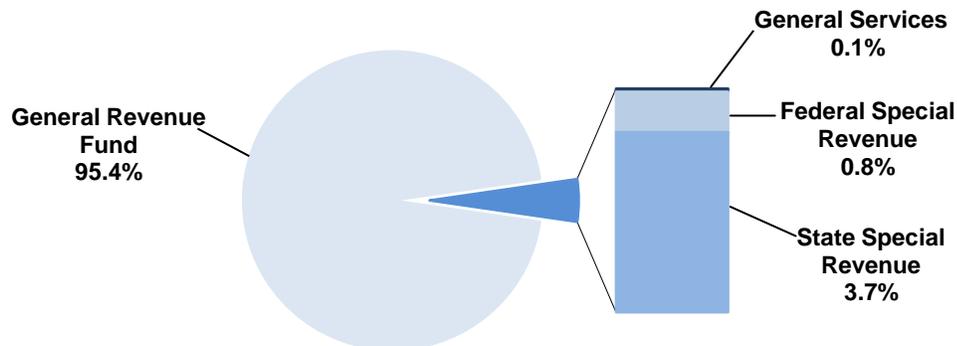
**Chart 1: Biennial Executive Budget Recommendations by Object of Expense, FY 2014-FY 2015**



### Fund Groups

Chart 2 below summarizes the Court's proposed biennial budget in terms of its funding sources, generally termed "fund groups." As the chart clearly demonstrates, the Court is primarily a GRF-funded state judicial entity, in that the GRF pays for over 95% of the cost of its activities and services.

**Chart 2: Biennial Executive Budget Recommendations by Fund Group, FY 2014-FY 2015**



### Payroll Headcount

Table 2 immediately below summarizes the number of personnel paid by the Court from FY 2012 projected through FY 2015, including sitting and retired assigned judges, certain clerks of courts, courts of appeals staff, and staff of the Court performing various administrative functions.

<b>Table 2. Court Payroll Headcount by Line Item, FY 2012-FY 2015</b>				
<b>Fund/Line Item</b>	<b>FY 2012</b>	<b>FY 2013</b>	<b>FY 2014*</b>	<b>FY 2015*</b>
GRF/005321				
Judges/Clerks	812	812	812	812
Courts of Appeals Staff	283	284	284	284
Supreme Court Staff	207	208	216	218
Intermittent RAJs**	96	106	106	106
<b>GRF/005321 Subtotal</b>	<b>1,398</b>	<b>1,410</b>	<b>1418</b>	<b>1420</b>
GSF/005601	2	2	1	1
FED/005603	1	1	2	2
SSR/005605	40	40	40	40
SSR/005606	8	8	8	8
<b>TOTAL</b>	<b>1,449</b>	<b>1,461</b>	<b>1,469</b>	<b>1,471</b>

\*FY 2014-FY 2015 are Court provided estimates.

\*\*RAJ denotes retired assigned judges.

## ANALYSIS OF EXECUTIVE PROPOSAL

### Administrative Operations and Affiliates

The Supreme Court of Ohio exercises general powers of superintendence over the courts of the state, a responsibility that is supported by administrative staff and affiliated offices. Structurally, this most notably includes eight divisions, and affiliated disciplinary offices and special purpose commissions. Table 3 immediately below shows the line items that are used to pay for the services and activities performed by those divisions and affiliates. It is then followed by a discussion of the purpose of each appropriated line item and the planned allocation of those recommended FY 2014 and FY 2015 appropriations.

<b>Table 3. Executive Recommendations for Administrative Operations and Affiliates</b>				
<b>Fund</b>	<b>ALI and Name</b>		<b>FY 2014</b>	<b>FY 2015</b>
<b>General Revenue Fund</b>				
GRF	005321	Operating Expenses – Judiciary/Supreme Court	\$138,016,534	\$140,232,737
GRF	005406	Law-Related Education	\$236,172	\$236,172
GRF	005409	Ohio Courts Technology Initiative	\$3,350,000	\$3,350,000
<b>General Revenue Fund Subtotal</b>			<b>\$141,602,706</b>	<b>\$143,818,909</b>
<b>General Services Fund Group</b>				
6720	005601	Continuing Judicial Education	\$101,392	\$93,563
<b>Federal Special Revenue Fund Group</b>				
3J00	005603	Federal Grants	\$1,235,900	\$1,252,600
<b>State Special Revenue Fund Group</b>				
4C80	005605	Attorney Services	\$3,923,101	\$3,915,721
5HT0	005617	Court Interpreter Certification	\$23,000	\$23,000
5JY0	005620	County Law Library Resources Board	\$258,000	\$258,000
5T80	005609	Grants and Awards	\$25,000	\$25,000
6A80	005606	Supreme Court Admissions	\$1,283,751	\$1,308,025
<b>State Special Revenue Fund Group Subtotal</b>			<b>\$5,512,852</b>	<b>\$5,529,746</b>
<b>Total Funding: Administrative Operations and Affiliates</b>			<b>\$148,452,850</b>	<b>\$150,694,818</b>

### Operating Expenses (GRF line item 005321)

This GRF line item's appropriation, which accounts for 93.0% of the Court's total biennial budget, is allocated for three major categories of expenditure, in order of magnitude, as follows: (1) the payment of the state portion of the salaries and benefits of 724 judges, (2) the operating costs of the Court's administrative structure, and (3) the payment of salaries and benefits for almost 300 employees of the appellate courts.

For these purposes in each of FYs 2014 and 2015, the executive budget recommends appropriations of \$138.0 million and \$140.2 million, respectively. The recommended appropriation for FY 2014 represents a \$4.1 million, or 3.0%, increase over the FY 2013 estimated expenditure of \$133.9 million. The recommended appropriation for FY 2015 represents a \$2.2 million, or 1.6%, increase from the FY 2014 recommended appropriation. Almost 95% of the line item's appropriation in each year will be allocated for personal services (the salary, wage, fringe benefit, and payroll charge costs of judges and court administrative staff).

The broader components into which these specific types of expenditures fit is summarized in Table 4 below, followed by a brief description of each component.

<b>Table 4. Major Projected Cost Components of GRF Line Item 055321</b>		
<b>Components</b>	<b>Estimated FY 2014 GRF Cost</b>	<b>Estimated FY 2015 GRF Cost</b>
Judges' Salaries	\$84,291,118	\$84,778,532
Court of Appeals Staff	\$26,377,686	\$26,740,307
Supreme Court Administrative Operations	\$27,347,730	\$28,713,898
<b>TOTAL</b>	<b>\$138,016,534</b>	<b>\$140,232,737</b>

**Judicial salaries.** This component compensates three distinct groups of judicial personnel as follows:

1. The state's portion of the salaries and benefits of the justices and judges of certain Ohio courts: seven justices of the Supreme Court (state share 100%), 69 judges of the courts of appeals (state share 100%), 394 judges of the courts of common pleas (state share 90%), and 254 judges of the municipal and county courts (state share 45%);
2. Each of the 88 clerks of the court of common pleas is provided additional compensation equal to one-eighth of the annual amount of that clerk for acting as the clerk of the court of appeals; and
3. Each retired judge sitting on a court of common pleas or a court of appeals is paid a per diem for each calendar day worked. The Chief Justice is vested with the authority to temporarily assign a judge to serve in a court.<sup>2</sup>

**Courts of appeals support staff.** This component funds 100% of the salaries and fringe benefits for nearly 300 staff of the state's 12 courts of appeals.

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<sup>2</sup> The reasons for such assignments are as follows: (1) an over-burdened docket or extended trial anticipated to disrupt the court's docket, (2) recusals for conflict of interest, (3) illness, emergency, vacation, and continuing education, and (4) an extraordinary circumstance.

**Supreme Court administrative operations.** This component funds the Court's administrative structure, including the following divisions: Administrative, Clerk, Legal Resources, Judicial and Court Services, Fiscal and Management Resources, Information Technology, and Facilities Management. There are an estimated 206 total full-time equivalent (FTE) staff positions associated with these divisions of the Court's administrative structure.

**Temporary law.** The executive recommended budget contains an earmark for up to \$206,770 in each fiscal year for the support and functions of the State Criminal Sentencing Council. The Council, created pursuant to R.C. 181.21, is a 31-member body charged with, among other duties and responsibilities, studying the state's criminal laws, sentencing patterns, and juvenile offender dispositions, recommending comprehensive sentencing plans to the legislature, and advising legislative committees and members when bills that affect criminal sentencing are considered and enacted. Traditionally, the Council has been referred to as the Ohio Criminal Sentencing Commission.

#### **Law-Related Education (GRF line item 005406)**

GRF line item 005406, Law-Related Education, is the funding source for the Ohio Center for Law-Related Education, a nonprofit organization. The executive budget recommends an appropriation of \$236,172 for each of FY 2014 and FY 2015, amounts that are identical to the FY 2013 estimated expenditure.

**Temporary law.** A related ongoing temporary law provision requires the entire appropriated amount in each fiscal year be distributed to the Ohio Center for Law-Related Education for the purposes of providing continuing citizenship education activities to primary and secondary students, expanding delinquency prevention programs, increasing activities for at-risk youth, and accessing additional public and private money for new programs.

#### **Ohio Courts Technology Initiative (GRF line item 005409)**

This GRF line item's appropriation provides funding to facilitate the exchange of information and warehousing of data by and between Ohio courts and other justice system partners, more specifically the creation and continuing development of the Ohio Courts Network (OCN). The executive budget recommends an appropriation of \$3,350,000 in each of FY 2014 and FY 2015, which is an increase of 55.8%, or \$1.2 million, from the FY 2013 estimated expenditure of \$2,150,000. Virtually all of the FY 2014-FY 2015 recommended funding will be allocated for personal services contracts.

The OCN now has 269 courts connected, representing 71.7% of the court case volume statewide. In addition, there are 36 courts, representing 17.3% of the court case volume, in various stages of testing and/or loading into the OCN system. Over the next biennium, the OCN will continue to connect the remaining courts as they become

technically capable of submitting case data. This will represent a transition of the OCN from a rollout to maintenance phase. During this phase, new search features and custom user reports will be added. Finally, the Supreme Court will continue its work with the Attorney General's Bureau of Criminal Investigation (BCI) to use OCN to streamline the reporting of court case dispositions to BCI's computerized criminal history database.

**Temporary law.** A related temporary law provision requires the line item be used to fund: (1) an initiative by the Supreme Court to facilitate the exchange of information and warehousing of data by and between Ohio courts and other justice system partners through the creation of an OCN, (2) the delivery of technology services to courts throughout the state, including the provision of hardware, software, and the development and implementation of educational and training programs for judges and court personnel, and (3) the operation of the Commission on Technology and the Courts by the Supreme Court for the promulgation of statewide rules, policies, and uniform standards, and to aid in the orderly adoption and comprehensive use of technology in Ohio courts.

#### **Continuing Judicial Education (GSF line item 005601)**

This fee-supported GSF line item is used to pay for the expense of providing continuing education courses to judges and other court personnel. The executive budget recommends appropriations of \$101,392 in FY 2014 and \$93,563 in FY 2015. These appropriated funds are typically allocated for a mix of personal services expenses and supplies and maintenance.

**Temporary law.** A related, ongoing temporary law provision: (1) requires that the Continuing Judicial Education Fund (Fund 6720), which supports the line item's appropriation, consist of fees paid by judges and court personnel for attending continuing education courses and other gifts and grants received for the purpose of continuing judicial education, (2) requires the line item be used to pay expenses for continuing education courses for judges and court personnel, (3) increases the line item's appropriation if deemed necessary by the Administrative Director of the Court, (4) prohibits the Director of Budget and Management and the Controlling Board from transferring moneys from Fund 6720 to any other fund, and (5) requires any interest earned on the fund's money be credited to the fund.

#### **Federal Grants (FED line item 005603)**

This line item is used to expend federal grants that are awarded either directly to the Court by the federal government, e.g., the U.S. Department of Health and Human Services, or indirectly through other entities, e.g., the Ohio Department of Job and Family Services and the Ohio Department of Public Safety's Division of Criminal Justice Services.

For the line item's FY 2014 and FY 2015 appropriations, the executive budget recommends appropriations of \$1,235,900 and \$1,252,600, respectively. Somewhere between 50% to 75% of the appropriated funds in any given year is typically allocated for purchased personal services. The remainder is allocated for a mix of maintenance and supplies, payroll-related expenses, and subsidies.

These appropriated funds will largely be used for the following purposes:

- An ongoing initiative supporting collaborations between juvenile court judges, children service agency directors, representatives of local funding authorities, school systems, and service providers;
- Ohio's Response to the Child and Family Services Review, a Supreme Court of Ohio project designed to improve both local practice in abuse, neglect, and dependency cases and the state's Children and Family Service Review (CFSR) performance review, a federally conducted evaluation of Ohio's compliance with standards in protecting children and finding safe, permanent homes for those who have suffered abuse or neglect;
- The Court Improvement Program, which was awarded money to enable state courts to conduct assessments of their foster care and adoption laws, judicial processes, and to develop and implement plans for system improvement. These improvements must provide for the safety, well-being, and permanence of children in foster care, and assist in the implementation of Program Improvement Plans developed by state child welfare agencies as a result of the federal Child and Family Services and Title IV-E Foster Care Eligibility Reviews; and
- The Court Improvement Program (CIP), a federal initiative first enacted in 1993 and reauthorized in 1997 and 2001. The Deficit Reduction Act of 2005 authorized two new CIP grants: (1) for data collection and analysis, to help ensure that foster children's needs for safety, permanency and well-being are met in a timely and complete manner and (2) for training judges, attorneys, and other legal personnel in child welfare cases and conducting cross-training with child welfare agency staff and contractors.

**Temporary law.** A related ongoing temporary law provision: (1) requires that the Federal Grants Fund (Fund 3J00), which supports the line item's appropriation, consist of grants and other money awarded to the Court by the federal government or other entities that receive money directly from the federal government, (2) requires the money deposited in Fund 3J00 be used in a manner consistent with the purpose of the grant or award, (3) increases the line item's appropriation if deemed necessary by the Administrative Director of the Court, (4) prohibits the Director of Budget and Management and the Controlling Board from transferring money from Fund 3J00 to

any other fund, and (5) requires any interest earned on the fund's money be transferred or credited to the state's GRF.

### **Attorney Services (SSR line item 005605)**

This fee-supported SSR line item is used to pay for various services and activities of the Court, including, but not limited to, the Office of Disciplinary Counsel, the Board of Commissioners on Grievances and Discipline, the Clients' Security Fund, and the Attorney Services Division. The executive budget recommends appropriations of \$3,923,101 in FY 2014 and \$3,915,721 in FY 2015. Around 90% of the appropriated funds in any given year are typically allocated for payroll-related expenses.

**Temporary law.** A related ongoing temporary law provision: (1) requires that the Attorney Services Fund (Fund 4C80), which supports the line item's appropriation, consist of money received by the Supreme Court pursuant to the Rules for the Government of the Bar of Ohio, (2) requires the line item be used to compensate employees and to fund appropriate activities of certain offices of the Supreme Court (the Office of Disciplinary Counsel, the Board of Commissioners on Grievances and Discipline, the Clients' Security Fund, and the Attorney Services Division), as well as other activities considered appropriate by the Supreme Court, (3) increases the line item's appropriation if deemed necessary by the Administrative Director of the Supreme Court, (4) prohibits the Director of Budget and Management and the Controlling Board from transferring money from Fund 4C80 to any other fund, and (5) requires any interest earned on the fund's money be credited to the fund.

### **Court Interpreter Certification (SSR line item 005617)**

This fee-supported SSR line item provides for language experts to rate, or grade, the oral examinations of those applying to become certified court interpreters. The executive budget recommends an appropriation of \$23,000 in each of FY 2014 and FY 2015, a decrease of 41.0% from the FY 2013 estimated expenditure of \$39,000. The appropriated amounts in any given year are typically allocated for a mix of purchased personal services and supplies and maintenance.

**Temporary law.** A related temporary law provision: (1) requires the Court Interpreter Certification Fund (Fund 5HT0), which supports this line item's appropriation, consist of money received by the Judiciary/Supreme Court pursuant to Rules 80 through 87 of the Rules of Superintendence for the Courts of Ohio, (2) requires money appropriated to the line item to be used to provide training, to provide the written examination, and to pay language experts to rate, or grade, the oral examinations of those applying to become certified court interpreters, (3) increases the line item's appropriation if deemed necessary by the Administrative Director of the Court, (4) prohibits the Director of Budget and Management and the Controlling Board

from transferring money from Fund 5HT0 to any other fund, and (5) requires any interest earned on the fund's money be credited to the fund.

### **County Law Library Resources Board (SSR line item 005620)**

This SSR line item, which consists of money forwarded from each county law library resources fund, provides funding for the operation of the Statewide Consortium of County Law Library Resources Boards. The executive budget recommends an appropriation of \$258,000 in each of FY 2014 and FY 2015, a decrease of 40.0% from the FY 2013 estimated expenditure of \$430,000. This appropriations decrease, however, appears unlikely to result in a services reduction. The line item was first created by the Controlling Board in September 2011, and its annual revenues at that time were estimated at \$430,000. Actual revenues were \$285,000 in FY 2011 and \$305,000 in FY 2012. Thus, the FY 2014 and FY 2015 appropriations more closely track with the amount of cash actually available in any given year. This line item's appropriation will be allocated primarily for subsidies and equipment; secondarily for purchased personal services and supplies and maintenance.

**Temporary law.** A related temporary law provision: (1) requires that the Statewide Consortium of County Law Library Resources Boards Fund (Fund 5JY0) consist of moneys deposited pursuant to R.C. 307.515 into a county's law library resources fund and forwarded by that county's treasurer for deposit in the state treasury pursuant to R.C. 3375.481, (2) requires any money appropriated to the line item be used for the operation of the Statewide Consortium of County Law Library Resources Boards, (3) increases the line item's appropriation if deemed necessary by the Administrative Director of the Court, (4) prohibits the Director of Budget and Management and the Controlling Board from transferring money from Fund 5JY0 to any other fund, and (5) requires any interest earned on the fund's money be credited to the fund.

### **Grants and Awards (SSR line item 005609)**

This SSR line item is used to distribute grants and awards that the Court has received for a designated purpose or purposes. The executive budget recommends an appropriation of \$25,000 in each of FY 2014 and FY 2015.

**Temporary law.** A related ongoing temporary law provision: (1) requires that the Grants and Awards Fund (Fund 5T80), which supports the line item's appropriation, consist of grants and other money awarded to the Court by the State Justice Institute, the Division of Criminal Justice Services, or other entities, (2) requires any money appropriated to the line item be used in a manner consistent with the purpose of the grant or award, (3) increases the line item's appropriation if deemed necessary by the Administrative Director of the Court, (4) prohibits the Director of Budget and Management and the Controlling Board from transferring money from Fund 5T80 to

any other fund, and (5) requires any interest earned on the fund's money be credited to the state's GRF.

### **Supreme Court Admissions (SSR line item 005606)**

This fee-supported SSR line item is used primarily to pay expenses associated with administering the Attorney Admissions Program. The executive budget recommends an appropriation of \$1,283,751 in FY 2014 and \$1,308,025 in FY 2015. Around 50% of the line item's appropriation is typically allocated for payroll-related expenses, with the remainder allocated for a mix of purchased personal services and supplies and maintenance.

**Temporary law.** A related ongoing temporary law provision: (1) requires the line item be used to compensate Court employees who are primarily responsible for administering the Attorney Admissions Program, and to fund any other activities considered appropriate by the Court, (2) increases the line item's appropriation as deemed necessary by the Administrative Director of the Supreme Court, (3) prohibits the Director of Budget and Management and the Controlling Board from transferring money from the Supreme Court Admissions Fund (Fund 6A80), which supports the line item's appropriation, to any other fund, and (4) requires any interest earned on the fund's money be credited to the fund.

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## Judiciary / Supreme Court

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### General Revenue Fund

#### GRF 005321 Operating Expenses - Judiciary/Supreme Court

FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Estimate	FY 2014 Introduced	FY 2015 Introduced
\$128,178,011	\$130,575,037	\$127,845,496	\$133,922,523	<b>\$138,016,534</b>	<b>\$140,232,737</b>
	1.9%	-2.1%	4.8%	<b>3.1%</b>	<b>1.6%</b>

**Source:** General Revenue Fund

**Legal Basis:** Section 315.10 of Am. Sub. H.B. 153 of the 129th G.A. (originally established by Am. Sub. H.B. 204 of the 113th G.A., the main operating appropriations act covering FY 1980 and FY 1981)

**Purpose:** This line item is used to: (1) support the full salaries of Ohio's appellate judges, (2) support the state's share of salaries for court of common pleas, municipal, and county court judges, and county clerks of court, (3) pay the salaries for the support staff of the state's 12 courts of appeals, (4) pay for the operation of the Supreme Court, including the salaries for the justices and staff, (5) pay for the operation and maintenance of the Thomas J. Moyer Ohio Judicial Center at 65 South Front Street, and (6) provide programs for the benefit of the trial and appellate courts throughout the state. Temporary law permits up to \$206,770 of the line item's appropriation in each of FYs 2012 and 2013 to be used to support the functions of the State Criminal Sentencing Council. The executive budget contained in H.B. 59 of the 130th G.A. retains this temporary law provision.

## Judiciary / Supreme Court

### GRF 005401 State Criminal Sentencing Council

FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Estimate	FY 2014 Introduced	FY 2015 Introduced
\$155,331	\$206,765	\$0	\$0	<b>\$0</b>	<b>\$0</b>
	33.1%	-100%	N/A	<b>N/A</b>	<b>N/A</b>

**Source:** General Revenue Fund

**Legal Basis:** Discontinued line item (originally established by Am. Sub. H.B. 152 of the 120th G.A., the main operating appropriations act covering FY 1994 and FY 1995)

**Purpose:** This line item was used to support the operation of the State Criminal Sentencing Council, which is established in ORC 181.21. For the FY 2012-FY 2013 biennium, money for this purpose is earmarked in GRF line item 005321, Operating Expenses - Judiciary/Supreme Court. The Council, created by Am. Sub. S.B. 258 of the 118th G.A. and chaired by the Chief Justice of the Supreme Court of Ohio, consists of 31 specified members and a handful of staff. Its charge is to conduct a review of Ohio's sentencing statutes and sentencing patterns, and to make recommendations on statutory changes to the General Assembly. The executive budget contained in H.B. 59 of the 130th G.A. retains the above-noted earmarking provision.

## Judiciary / Supreme Court

### GRF 005406 Law-Related Education

FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Estimate	FY 2014 Introduced	FY 2015 Introduced
\$236,172	\$236,172	\$236,172	\$236,172	<b>\$236,172</b>	<b>\$236,172</b>
	0.0%	0.0%	0.0%	<b>0.0%</b>	<b>0.0%</b>

**Source:** General Revenue Fund

**Legal Basis:** Section 315.10 of Am. Sub. H.B. 153 of the 129th G.A. (originally established by Am. Sub. H.B. 94 of the 124th G.A., the main operating appropriations act covering FY 2002 and FY 2003)

**Purpose:** Temporary law earmarks this line item to be distributed directly to the Ohio Center for Law-Related Education for the purposes of providing continuing citizenship education activities to primary and secondary students, expanding delinquency prevention programs, increasing activities for at-risk youth, and accessing additional public and private money for new programs. The Ohio Center for Law-Related Education is a nonprofit organization that delivers a variety of law-related and citizenship education services -- both programs and materials -- to teachers and students of primary and secondary schools, and draws its financial support from a mix of public and private sources. Its major statewide efforts include the Ohio Mock Trial Program, the Ohio Government in Action Program, and the Youth for Justice Summit, as well as an annual statewide law and citizenship conference. The executive budget contained in H.B. 59 of the 130th G.A. retains this earmarking provision.

### GRF 005409 Ohio Courts Technology Initiative

FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Estimate	FY 2014 Introduced	FY 2015 Introduced
\$2,170,510	\$1,936,068	\$2,155,890	\$2,150,000	<b>\$3,350,000</b>	<b>\$3,350,000</b>
	-10.8%	11.4%	-0.3%	<b>55.8%</b>	<b>0.0%</b>

**Source:** General Revenue Fund

**Legal Basis:** Section 315.10 of Am. Sub. H.B. 153 of the 129th G.A. (originally established by Am. Sub. H.B. 119 of the 127th G.A., the main operating appropriations act covering FY 2008 and FY 2009)

**Purpose:** Temporary law requires this line item be used to: (1) facilitate the exchange of information and warehousing of data by and between Ohio courts and other justice system partners through the creation of an Ohio Courts Network, (2) deliver technology goods and services to courts, (3) operate the Commission on Technology and the Courts, and (4) aid in the orderly adoption and comprehensive use of technology in Ohio courts. The executive budget contained in H.B. 59 of the 130th G.A. retains this temporary law provision.

**General Services Fund Group**

**6720 005601 Continuing Judicial Education**

FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Estimate	FY 2014 Introduced	FY 2015 Introduced
\$256,042	\$127,268	\$211,745	\$261,420	<b>\$101,392</b>	<b>\$93,563</b>
	-50.3%	66.4%	23.5%	<b>-61.2%</b>	<b>-7.7%</b>

**Source:** General Services Fund Group: (1) Fees paid by judges and court personnel for attending continuing education courses, (2) other gifts and grants received for the purpose of continuing judicial education, and (3) interest earned on the fund's money

**Legal Basis:** Section 315.10 of Am. Sub. H.B. 153 of the 129th G.A. (originally established by Am. Sub. H.B. 694 of the 114th G.A.)

**Purpose:** Temporary law: (1) requires this line item be used to pay expenses for continuing education courses for judges and court personnel, (2) increases the line item's appropriation if deemed necessary by the Administrative Director of the Court, (3) prohibits the Director of Budget and Management and the Controlling Board from transferring money from the Continuing Judicial Education Fund (Fund 6720) to any other fund, and (4) requires any interest earned on the fund's money be credited to the fund. The executive budget contained in H.B. 59 of the 130th G.A. retains this temporary law provision.

**Federal Special Revenue Fund Group**

**3J00 005603 Federal Grants**

FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Estimate	FY 2014 Introduced	FY 2015 Introduced
\$1,250,084	\$1,535,620	\$1,481,985	\$1,605,717	<b>\$1,235,900</b>	<b>\$1,252,600</b>
	22.8%	-3.5%	8.3%	<b>-23.0%</b>	<b>1.4%</b>

**Source:** Federal Special Revenue Fund Group: Mix of federal grants with varying durations and award amounts, most recently, CFDA 16.585, Drug Court Discretionary Grant Program, CFDA 16.738, Edward Byrne Memorial Justice Assistance Grant Program, CFDA 93.643, Children's Justice Grants to States, and CFDA 93.586, State Court Improvement Program (through the U.S. Department of Health and Human Services)

**Legal Basis:** Section 315.10 of Am. Sub. H.B. 153 of the 129th G.A. (originally established by Controlling Board in February 1991)

**Purpose:** This line item is used to expend federal grants that are awarded either directly to the Court by the federal government, e.g., the U.S. Department of Health and Human Services, or indirectly through other entities, e.g., the Ohio Department of Job and Family Services and the Ohio Department of Public Safety's Division of Criminal Justice Services.

Temporary law: (1) requires the money deposited in the Federal Grants Fund (Fund 3J00) be used in a manner consistent with the purpose of the grant or award, (2) increases the line item's appropriation if deemed necessary by the Administrative Director of the Court, (3) prohibits the Director of Budget and Management and the Controlling Board from transferring money from the Fund 3J00 to any other fund, and (4) requires any interest earned on the fund's money be transferred or credited to the state's GRF. The executive budget contained in H.B. 59 of the 130th G.A. retains this temporary law provision.

**State Special Revenue Fund Group**

**4C80 005605 Attorney Services**

FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Estimate	FY 2014 Introduced	FY 2015 Introduced
\$3,358,373	\$3,789,510	\$3,658,890	\$3,895,914	<b>\$3,923,101</b>	<b>\$3,915,721</b>
	12.8%	-3.4%	6.5%	<b>0.7%</b>	<b>-0.2%</b>

**Source:** State Special Revenue Fund Group: Except as otherwise provided in the Rules for the Government of the Bar of Ohio, all fees collected pursuant to the Rules for the Government of the Bar of Ohio, including: (1) all attorney registration, late registration, and reinstatement fees, (2) cost reimbursements from disciplined attorneys, (3) civil penalties and costs assessed against persons who are found to have engaged in the unauthorized practice of law, (4) continuing legal education fees established by the Supreme Court Commission on Continuing Legal Education, and (5) income from the investment of money deposited in the fund; Rule VI, Section 7(B) states that the money may be placed in the Attorney Services Fund, a custodial account, or transferred into the state treasury to the credit of the Supreme Court Attorney Services Fund (Fund 4C80)

**Legal Basis:** Section 315.10 of Am. Sub. H.B. 153 of the 129th G.A.; Rule VI, Section 7(B) of the Supreme Court Rules for the Government of the Bar of Ohio

**Purpose:** Temporary law: (1) requires this line item be used to compensate employees and to fund appropriate activities of certain offices of the Supreme Court (the Office of Disciplinary Counsel, the Board of Commissioners on Grievances and Discipline, the Clients' Security Fund, and the Attorney Services Division), as well as other activities considered appropriate by the Supreme Court, (2) increases the line item's appropriation if deemed necessary by the Administrative Director of the Supreme Court, (3) prohibits the Director of Budget and Management and the Controlling Board from transferring money from the Attorney Services Fund (Fund 4C80) to any other fund, and (4) requires any interest earned on the fund's money be credited to the fund. The executive budget contained in H.B. 59 of the 130th G.A. retains this temporary law provision.

## Judiciary / Supreme Court

### 5HT0 005617 Court Interpreter Certification

FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Estimate	FY 2014 Introduced	FY 2015 Introduced
\$1,185	\$21,263	\$12,254	\$39,000	<b>\$23,000</b>	<b>\$23,000</b>
	1,693.6%	-42.4%	218.3%	<b>-41.0%</b>	<b>0.0%</b>

**Source:** State Special Revenue Fund Group: Fees paid by individuals when applying, training, and testing to become certified as court foreign language and sign language interpreters, and (2) interest earned on the fund's money

**Legal Basis:** Section 315.10 of Am. Sub. H.B. 153 of the 129th G.A.; Rules 80 through 87 of the Rules of Superintendence for the Courts of Ohio (originally established by Controlling Board on March 8, 2010)

**Purpose:** Temporary law: (1) requires that the Court Interpreter Certification Fund (Fund 5HT0), which supports this line item's appropriation, be used to provide training, provide written examinations, and to pay language experts to rate the oral examinations of those applying to become certified court interpreters, (2) increases the line item's appropriation if deemed necessary by the Administrative Director of the Court, (3) prohibits the Director of Budget and Management and the Controlling Board from transferring money from Fund 5HT0 to any other fund, and (4) requires any interest earned on the fund's money be credited to the fund. The executive budget contained in H.B. 59 of the 130th G.A. retains this temporary law provision.

## Judiciary / Supreme Court

### 5JY0 005620 County Law Library Resources Boards

FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Estimate	FY 2014 Introduced	FY 2015 Introduced
\$0	\$0	\$187,332	\$430,000	<b>\$258,000</b>	<b>\$258,000</b>
	N/A	N/A	129.5%	<b>-40.0%</b>	<b>0.0%</b>

**Source:** State Special Revenue Fund Group: (1) Beginning in calendar year 2011, 2% of the funds deposited pursuant to ORC 307.515 into each county's County Law Library Resources Fund from the preceding calendar year; county funds consist of the allowance to county law libraries from fines and penalties collected in municipal courts, county courts, courts of common pleas, and probate courts and from fines and penalties for violations of liquor laws and state traffic laws; percentage of county funds deposited in this state fund -- Statewide Consortium of County Law Library Resources Boards Fund (Fund 5JY0) – can be increased or decreased by majority approval of the county law library resources boards, and (2) interest earned on the fund's money

**Legal Basis:** ORC 3375.481(E)(1); Controlling Board on September 26, 2011 (originally established by Controlling Board on March 28, 2011)

**Purpose:** The Statewide Consortium of County Law Library Resources Boards is statutorily permitted to use this line item for the operation of the Statewide Consortium and to provide grants to county law library resources boards. The Statewide Consortium is comprised of the county law library resources board of each county and was created by Am. Sub. H.B. 420 of the 127th G.A. for the purpose of coordinating the purchasing of, and reducing the operating costs of, county law library resources boards. Pursuant to a memorandum of understanding, the Statewide Consortium is responsible for management of the money in Fund 5JY0 with the Supreme Court acting as its fiscal agent.

Temporary law proposed in H.B. 59 of the 130th General Assembly: (1) requires this line item consist of money deposited pursuant to ORC 307.515 into a county's law library resources fund and forwarded by that county's treasurer for deposit in the state treasury pursuant to ORC 3375.481, (2) requires any money appropriated to the line item be used for the operation of the Statewide Consortium of County Law Library Resources Boards, (3) increases the line item's appropriation if deemed necessary by the Administrative Director of the Court, (4) prohibits the Director of Budget and Management and the Controlling Board from transferring money from Fund 5JY0 to any other fund, and (5) requires any interest earned on the fund's money be credited to the fund.

## Judiciary / Supreme Court

### 5T80 005609 Grants and Awards

FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Estimate	FY 2014 Introduced	FY 2015 Introduced
\$58,372	\$33,407	\$16,000	\$50,000	<b>\$25,000</b>	<b>\$25,000</b>
	-42.8%	-52.1%	212.5%	<b>-50.0%</b>	<b>0.0%</b>

**Source:** State Special Revenue Fund Group: Grants and other money awarded to the Supreme Court of Ohio by the State Justice Institute, the Division of Criminal Justice Services, or other entities

**Legal Basis:** Section 315.10 of Am. Sub. H.B. 153 of the 129th G.A. (originally established by Controlling Board on February 25, 2002)

**Purpose:** Temporary law: (1) requires this line item be used in a manner consistent with the purpose of the grant or award, (2) increases the line item's appropriation if deemed necessary by the Administrative Director of the Court, (3) prohibits the Director of Budget and Management and the Controlling Board from transferring money from the Grants and Awards Fund (Fund 5T80) to any other fund, and (4) requires any interest earned on the fund's money be credited to the state's GRF. The executive budget contained in H.B. 59 of the 130th G.A. retains this temporary law provision.

## Judiciary / Supreme Court

### 6A80 005606 Supreme Court Admissions

FY 2010 Actual	FY 2011 Actual	FY 2012 Actual	FY 2013 Estimate	FY 2014 Introduced	FY 2015 Introduced
\$1,204,256	\$934,178	\$1,141,213	\$1,220,012	<b>\$1,283,751</b>	<b>\$1,308,025</b>
	-22.4%	22.2%	6.9%	<b>5.2%</b>	<b>1.9%</b>

**Source:** State Special Revenue Fund Group: Except as otherwise provided in the Rules for the Government of the Bar of Ohio, all fees collected pursuant to the Rules for the Government of the Bar of Ohio, including: (1) fees collected for admission to the practice of law (Rule I), (2), fees charged by the Supreme Court of Ohio for admissions-related services, (3) fees collected for legal intern certificates (Rule II), temporary law practice certificates (Rule IX), and limited law practice by foreign legal consultants (Rule XI), and (5) income from the investment of money deposited in the fund; Rule I, Section 14(D) states that this money may be placed in the Admissions Fund, a custodial account, or transferred to the credit of the Supreme Court Admissions Fund (Fund 6A80) in the state treasury

**Legal Basis:** Section 315.10 of Am. Sub. H.B. 153 of the 129th G.A. (originally established by Am. Sub. H.B. 94 of the 124th G.A., the main operating appropriations act covering FY 2002 and FY 2003)

**Purpose:** Temporary law: (1) requires this line item be used to compensate Court employees who are primarily responsible for administering the Attorney Admissions Program, and to fund any other activities considered appropriate by the Court, (2) increases the line item's appropriation as deemed necessary by the Administrative Director of the Supreme Court, (3) prohibits the Director of Budget and Management and the Controlling Board from transferring money from the Supreme Court Admissions Fund (Fund 6A80), which supports the line item's appropriation, to any other fund, and (4) requires any interest earned on the fund's money be credited to the fund.

# FY 2014 - FY 2015 Introduced Appropriation Amounts

# All Fund Groups

Line Item Detail by Agency			FY 2012	Estimate FY 2013	Introduced FY 2014	FY 2013 to FY 2014 % Change	Introduced FY 2015	FY 2014 to FY 2015 % Change
<b>Report For Main Operating Appropriations Bill</b>			<b>Version: As Introduced</b>					
<b>JSC Judiciary / Supreme Court</b>								
GRF	005321	Operating Expenses - Judiciary/Supreme Court	\$ 127,845,496	\$ 133,922,523	\$ 138,016,534	3.06%	\$ 140,232,737	1.61%
GRF	005406	Law-Related Education	\$ 236,172	\$ 236,172	\$ 236,172	0.00%	\$ 236,172	0.00%
GRF	005409	Ohio Courts Technology Initiative	\$ 2,155,890	\$ 2,150,000	\$ 3,350,000	55.81%	\$ 3,350,000	0.00%
<b>General Revenue Fund Total</b>			<b>\$ 130,237,558</b>	<b>\$ 136,308,695</b>	<b>\$ 141,602,706</b>	<b>3.88%</b>	<b>\$ 143,818,909</b>	<b>1.57%</b>
6720	005601	Continuing Judicial Education	\$ 211,745	\$ 261,420	\$ 101,392	-61.21%	\$ 93,563	-7.72%
<b>General Services Fund Group Total</b>			<b>\$ 211,745</b>	<b>\$ 261,420</b>	<b>\$ 101,392</b>	<b>-61.21%</b>	<b>\$ 93,563</b>	<b>-7.72%</b>
3J00	005603	Federal Grants	\$ 1,481,985	\$ 1,605,717	\$ 1,235,900	-23.03%	\$ 1,252,600	1.35%
<b>Federal Special Revenue Fund Group Total</b>			<b>\$ 1,481,985</b>	<b>\$ 1,605,717</b>	<b>\$ 1,235,900</b>	<b>-23.03%</b>	<b>\$ 1,252,600</b>	<b>1.35%</b>
4C80	005605	Attorney Services	\$ 3,658,890	\$ 3,895,914	\$ 3,923,101	0.70%	\$ 3,915,721	-0.19%
5HT0	005617	Court Interpreter Certification	\$ 12,254	\$ 39,000	\$ 23,000	-41.03%	\$ 23,000	0.00%
5JY0	005620	County Law Library Resources Boards	\$ 187,332	\$ 430,000	\$ 258,000	-40.00%	\$ 258,000	0.00%
5T80	005609	Grants and Awards	\$ 16,000	\$ 50,000	\$ 25,000	-50.00%	\$ 25,000	0.00%
6A80	005606	Supreme Court Admissions	\$ 1,141,213	\$ 1,220,012	\$ 1,283,751	5.22%	\$ 1,308,025	1.89%
<b>State Special Revenue Fund Group Total</b>			<b>\$ 5,015,689</b>	<b>\$ 5,634,926</b>	<b>\$ 5,512,852</b>	<b>-2.17%</b>	<b>\$ 5,529,746</b>	<b>0.31%</b>
<b>Judiciary / Supreme Court Total</b>			<b>\$ 136,946,977</b>	<b>\$ 143,810,758</b>	<b>\$ 148,452,850</b>	<b>3.23%</b>	<b>\$ 150,694,818</b>	<b>1.51%</b>