



COURTS: JUROR, WITNESS, INTERPRETER FEES

EXECUTIVE OFFICES AND CRIMINAL JUSTICE APPROPRIATIONS SUBCOMMITTEE
STAFF: GARY SYPHUS

BUDGET BRIEF

SUMMARY

The state is responsible for the payment of jurors and witnesses who appear in court. The state must also pay for court interpreter expenses. In recent years this line item has regularly run a deficit.

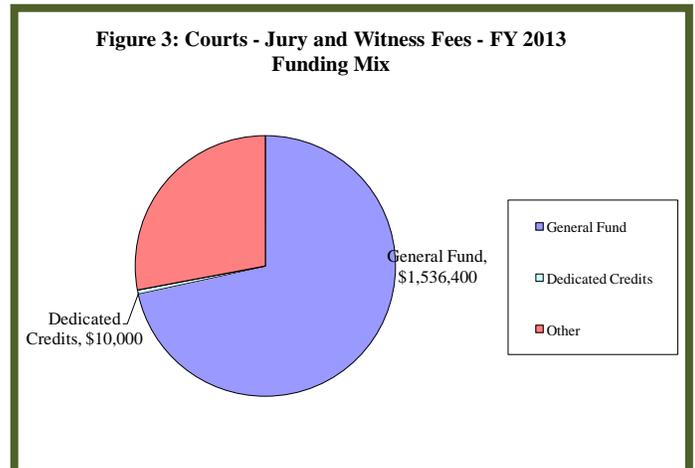
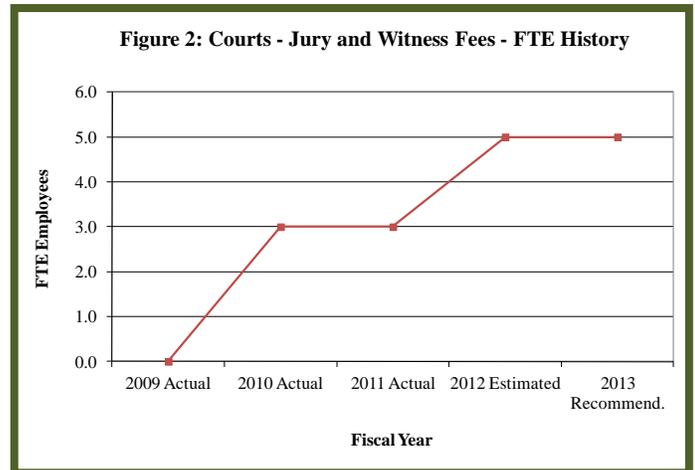
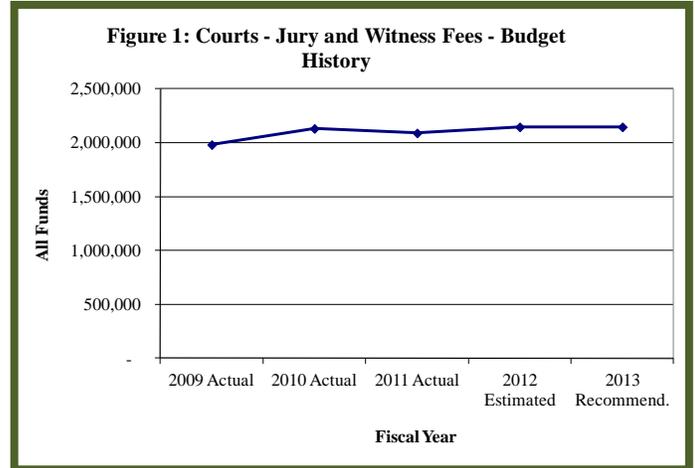
Such shortfalls are referred to the Board of Examiners to be certified as a claim against the state.

At the end of a fiscal year, surplus General Fund is used to pay the deficit, although budgetary accounting shows a negative carry-forward amount.

LEGISLATIVE ACTION

The Analyst recommends the Legislature:

1. Adopt the FY 2013 recommended budget of \$2,146,400 as shown in the budget detail table on page 2.
2. Approve the intent language on page 2.
3. Approve Court fees on the document titled ""Executive Offices and Criminal Justice: Fees".
4. Approve funding for the projected running FY 2012 deficit - \$1,742,900 from the General Fund
5. Forward request of funding for the ongoing FY 2013 deficit - \$600,000 from the General Fund.



Issues and Recommendations

Intent Language

The Analyst recommends the following intent language:

Under Section 63J-1-603 of the Utah Code, the Legislature intends that appropriations provided for Jury and Witness Fees in Item 23 of Chapter 2 Laws of Utah 2011 not lapse at the close of fiscal year 2012.

Budget Requests

The Analyst recommends consideration of the FY 2012 and FY 2013 budget request as submitted by the Courts and the Governor. This line item has a projected accumulated deficit from FY 2010 to FY 2012 of approximately \$1.7 M. Also the Courts project an annual shortfall of \$600,000 beginning in FY 2013. Generally, expenditures should not exceed revenues however this request however this line item is the sole line item allowed to run a deficit (78B-1-117) and simply will continue to run accumulate a deficit if not funded.

Request	General Fund	
	FY 2012 (1x)	FY2013 (ongoing)
Juror, Witness, Interpreter Increase	\$ 1,742,900	\$ 600,000

FEES

See document entitled "Court Fees".

BUDGET DETAIL TABLE

Courts - Jury and Witness Fees						
Sources of Finance	FY 2011 Actual	FY 2012 Appropriated	Changes	FY 2012 Revised	Changes	FY 2013* Recommended
General Fund	1,530,000	1,536,400	0	1,536,400	0	1,536,400
Dedicated Credits Revenue	12,700	10,000	0	10,000	0	10,000
Beginning Nonlapsing	(595,800)	0	(1,143,000)	(1,143,000)	(600,000)	(1,743,000)
Closing Nonlapsing	1,143,000	600,000	1,143,000	1,743,000	600,000	2,343,000
Total	\$2,089,900	\$2,146,400	\$0	\$2,146,400	\$0	\$2,146,400
Programs						
Jury, Witness, and Interpreter	2,089,900	2,146,400	0	2,146,400	0	2,146,400
Total	\$2,089,900	\$2,146,400	\$0	\$2,146,400	\$0	\$2,146,400
Categories of Expenditure						
Personnel Services	162,800	166,400	145,100	311,500	0	311,500
In-state Travel	42,700	0	0	0	0	0
Current Expense	219,800	7,800	392,100	399,900	(400,000)	(100)
Other Charges/Pass Thru	1,664,600	1,972,200	(537,200)	1,435,000	400,000	1,835,000
Total	\$2,089,900	\$2,146,400	\$0	\$2,146,400	\$0	\$2,146,400
Other Data						
Budgeted FTE	3.0	3.0	2.0	5.0	0.0	5.0
Actual FTE	3	0	0	0	0	0

*Does not include amounts in excess of subcommittee's state fund allocation that may be recommended by the Fiscal Analyst.