



Senate Fiscal Agency
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BILL ANALYSIS



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FY 2005-06 Year-to-Date Gross Appropriation	\$255,531,900
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Changes from FY 2005-06 Year-to-Date:

Items Included by the Senate and House

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| 1. Justices and Judges Compensation. This includes compensation and defined contribution and FICA increases for seven part-time probate judges who convert to full time as of 1/2/2007. | 960,200 |
| 2. Rent Increases. This includes rent for an office outside of Lansing for a Supreme Court justice and increases for offices for various agencies. | 53,300 |
| 3. Court of Appeals (COA) Projected Collections. This reflects an \$150,000 increase in projected fee collection for COA. It was also included in PA 153 for FY 2005-06. | 0 |
| 4. GF/GP Program Reductions. These include: \$88,300 in supreme court administration; \$18,000 for the judicial institute; \$48,400 for the State Court Administrative Office (SCAO); \$21,200 for judicial information systems (JIS); \$5,900 for the foster care review board; \$6,000 for drug treatment courts; \$140,000 for COA operations; \$7,300 for the judicial tenure commission; \$29,600 for the appellate public defender program (SADO); \$5,200 for appellate assigned counsel administration (MAACS); and \$130,100 for court equity fund (CEF) reimbursements. | (500,000) |
| 5. Economic Adjustments. | 2,203,300 |

Conference Agreement on Items of Difference

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| 6. 1.302% GF/GP Cut. The Senate applied a 1.3% GF/GP cut, totaling \$2,084,800. The Conference Committee did not include this cut. | 0 |
| 7. Pending Changes to the Number of Judgeships. Four new circuit judgeships have been authorized, beginning January 2, 2007. The Governor's original recommendation did not include funding for these judgeships. The Senate included the necessary funding. The Conference Committee included the funding. | 479,400 |
| 8. Increased Federal Funding. Increased federal funding is expected to be available for judicial information systems. The House added \$200,000, and an additional \$500,000 was added by the Senate as new sources were identified by judiciary. The Conference Committee concurred with the Senate. | 700,000 |
| 9. COA Delay Reduction Contractual Services. The Senate inserted a placeholder for COA delay reduction contractual services. The House Subcommittee added \$250,000 GF/GP to court of appeal operations for this purpose. The Conference Committee did not include any funding for this purpose. | 0 |
| 10. Other Changes. The House Subcommittee added \$591,500 for SADO and \$58,500 for MAACS for increases in workload from Halbert v. Michigan. The Senate did not include these changes. The Conference Committee concurred with the Senate. | 0 |

Total Changes.....	3,896,200
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FY 2006-07 Conference Report Gross Appropriation	259,428,100
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Amount Over/(Under) GF/GP Target: \$0

Changes from FY 2005-06 Year to Date:Items Included by the Senate and House

1. **Disciplinary Action.** The Governor removed language prohibiting the judicial branch from taking disciplinary action against an employee for communicating with a member of the legislature or his or her staff. The House and Senate restored the section. (Sec. 204)
2. **Auditor General.** The House added language requiring the judiciary to comply with the auditor general regarding audits conducted under section 53 of article IV of the state constitution of 1963. The Senate concurred with the House. (Sec. 304)
3. **Quarterly Revenue Reports.** The House added language requiring the judiciary to report quarterly on revenues to the subcommittees, the fiscal agencies and the state budget director. The Senate concurred with the House. (Sec. 305)

Conference Agreement on Items of Difference

4. **K-16 Ballot Initiative.** The Senate added language requiring a report from the judiciary identifying budget cuts to reduce GF/GP spending by 7.93% if the K-16 Ballot Initiative is adopted by voters. The Conference Committee removed this section.
5. **Direct Trial Court Automation Support Program.** The Governor added language to include "development of future versions of case management systems" as part of the costs of the direct trial court automation support program. The House retained current year language and the Senate concurred with the Governor. The Conference Committee concurred with the Governor and Senate. (Sec. 301)
6. **Court of Appeals Delay Reduction.** The Governor deleted language requiring the judiciary to use \$312,500 from court of appeals operations for the purpose of delay reduction, \$225,000 from an increase in COA filing fees and \$87,500 from an increase in COA motion fees. The House and Senate retained current year language and added language identifying funds for delay reduction contractual services. The Conference Committee retained current year language. (Sec. 307)
7. **SADO Funding.** The House added language providing \$591,500 for SADO to contract for services to manage any increase in workload from Halbert v. Michigan. The Senate did not include this section. The Conference Committee concurred with the Senate.
8. **Expert Witness Testimony.** The House added a section requiring judges to receive training pertaining to expert witnesses. The Conference Committee modified the section, limiting the training requirements to include assessment of whether the manner in which an expert witness extrapolates and interprets data is science-based with sufficient facts to support the data. (Sec. 313)
9. **Transcript Fee Reimbursement.** The Governor deleted language requiring that funds appropriated for transcript fee reimbursement be disbursed to counties to compensate for costs incurred in the event of a statutory increase in court transcript fees. The House removed the language and the placeholder. The Senate retained current year language. The Conference Committee concurred with the Senate. (Sec. 317)

Date Completed: 7-11-06

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