

TRIAL COURT FUNDING ACT OF 2024 (EXCERPT)
Act 47 of 2024

***** 600.11113.new *THIS NEW SECTION IS EFFECTIVE 91 DAYS AFTER ADJOURNMENT OF THE 2024 REGULAR SESSION SINE DIE* *****

600.11113.new State court administrative office; analysis and determination of revenue lost, operational costs, and maintenance of effort expenditures; state and local input requirement.

Sec. 3. (1) Not later than May 1, 2026, the state court administrative office, under the direction and supervision of the supreme court, shall analyze and determine all of the following:

(a) The revenue potential lost by each trial court from the elimination of the cost under section 1k(1)(b)(iii) of chapter IX of the code of criminal procedure, 1927 PA 175, MCL 769.1k.

(b) Based on a weighted caseload study, the operational cost of each trial court.

(c) The funds needed, in addition to maintenance of effort, at each trial court to reach the court's operational cost.

(2) The state court administrative office, under the direction and supervision of the supreme court, shall work with local units of government to determine the maintenance of effort. The allocation of costs used to determine the maintenance of effort must comply with the following:

(a) Be based on expenditures for operating a court, including, but not limited to, the following:

(i) Judicial benefits.

(ii) Regardless of the budget line item associated with the following costs, court operations staff, court clerks, whether employed by a court or the county clerk, facility staff, and security staff salaries and benefits.

(iii) Court facility operation and maintenance.

(iv) Preexisting debt on a court facility related to the construction or maintenance of the facility.

(v) Indirect costs, including, but not limited to, court supplies, mail, property and liability insurance, and cyber security coverage.

(vi) Court technology, including, but not limited to, case and document management systems, electronic filing systems, court recording systems, video conferencing systems, computer hardware, including personal computers, monitors, printers, and scanners, and the cost of internet access and data storage.

(b) Not include any expenditure that is not directly related to operating a trial court, including, but not limited to, the following:

(i) Prosecution or defense.

(ii) Local unit of government services not related to the operation of a trial court.

(3) The state court administrative office, under the direction and supervision of the supreme court, shall complete the analysis under subsection (1) with input from state and local officials and associations, including, but not limited to, all of the following:

(a) The department.

(b) The department of technology, management, and budget.

(c) The department of health and human services.

(d) The Michigan Municipal League.

(e) The Michigan Townships Association.

(f) The Michigan Association of Counties.

(g) The Michigan Association of County Clerks.

(h) Law enforcement agencies, including, but not limited to, the Michigan Association of Chiefs of Police and the Michigan Sheriffs' Association.

History: 2024, Act 47, Eff. (sine die)..