

Judicial Department

Adopted Amendments (\$ in millions)				
	FY 2015 Adopted <u>GF</u> <u>NGF</u>		FY 2016 Adopted <u>GF</u> <u>NGF</u>	
2014-16 Current Budget (Chapter 3, 2014 Special Session I)	\$436.4	\$34.2	\$435.5	\$34.3
Increases	16.2	0.0	19.9	0.0
Decreases	<u>(0.0)</u>	<u>(0.0)</u>	<u>(0.0)</u>	<u>(0.0)</u>
\$ Net Change	16.2	0.0	19.9	0.0
Chapter 665 (HB 1400, as Adopted)	\$452.6	\$34.2	\$455.4	\$34.3
% Change	3.7%	0.0%	4.6%	0.0%
FTEs	3,261.71	103.00	3,261.71	103.00
# Change	0.00	0.00	0.00	0.00

- **Supreme Court of Virginia**
 - ***Criminal Fund.*** Adds \$10.6 million GF the first year and \$8.2 million GF the second year for increased costs associated with the Criminal Fund. These funds are distributed to the Circuit, General District, Juvenile and Domestic Relations District, and Combined District Courts in the budget as adopted.
 - ***Computer Systems Improvement Report.*** Adjusts existing language which directs the Supreme Court to report on computer systems improvements in order to include more specific performance reporting information.
 - ***Local Fines and Fees.*** Adjusts existing language concerning deposit of local fines and fees, by providing that only state collections are to be deposited into the State Treasury.
 - A companion amendment to Part 3 adjusts the formula for transferring a percentage of fines based on local ordinances to the Literary Fund. Under the revised language in the adopted budget, if local fines and forfeitures (based on local ordinances, and excluding fees) exceed 65 percent of the

total collections of fines and forfeitures, then a percentage of the excess collections over 65 percent of the total is to be deposited into the Literary Fund. For FY 2016, one-quarter of the excess over 65 percent will be deposited into the Literary Fund. It is the intent of the General Assembly that for FY 2017, one-third of the excess, and for FY 2018, one-half of the excess will be deposited into the Literary Fund.

- **Circuit Courts**

- *Special Prosecutors.* Adjusts existing language to clarify that when a circuit court judge appoints a special prosecutor due to a conflict of interest, the special prosecutor must be a Commonwealth's Attorney or Assistant Commonwealth's Attorney, and does not have to be from a "neighboring" jurisdiction, but may be from "another" jurisdiction.
- *Commissioners of Accounts.* Adds language which provides that Commissioners of Accounts may charge a reasonable fee not to exceed \$150 for any foreclosures on a timeshare estate to reimburse for reasonable costs.
- *Protective Orders.* Includes \$42,000 GF the second year for compensation of counsel or a guardian ad litem for the required representation of a respondent in a proceeding for the issuance of a protective order, pursuant to Chapter 556 of the 2015 Acts of Assembly (SB 941).

- **Virginia Criminal Sentencing Commission**

- *Immediate Sanction Pilot Program.* Strikes language which would have terminated the Immediate Sanction Probation Pilot Program as of July 1, 2015, so that the current participants in the four program sites may complete the program and the evaluation report may be completed by November 1, 2016.

- **Virginia State Bar**

- *Legal Aid.* Provides \$750,000 GF the second year to offset reductions in nongeneral fund support for legal aid (civil indigent defense) programs operated by the Virginia Legal Services Corporation.

- **Judicial Reversion Clearing Account**

- *Judicial Agency Balances.* Includes language directing the Department of Planning and Budget to revert judicial agency general fund balances estimated at \$700,000 on or before June 30, 2015.
- *Specification of Funding for Vacant Judgeships.* Includes \$855,795 from the general fund the second year to increase the base funding for circuit and district

court judgeships from 402 to 405 judgeships. Also includes language specifying the 34 vacant judgeships which are to be filled as of July 1, 2015, including 16 circuit court judgeships, eight general district court judgeships, and ten juvenile and domestic relations district court judgeships. The language further specifies that the judicial budget for FY 2016 contains sufficient funds to support a total of 405 out of the 429 judgeships authorized in statute.