



STATE OF WYOMING

2009-2010

BIENNIUM BUDGET REQUEST

JUDICIAL DISTRICT 6C 140

Agency Name and Number

Submitted by:

Signature

Michael N. Deegan

Name

MICHAEL N. DEEGAN

Title

DISTRICT JUDGE

Person(s) responsible for the preparation of this budget:

← SAME

B - AGENCY SUMMARY

Agency Name: JUDICIAL DISTRICT 6-C		Agency Number: 140							
1	2	3	4	5	6	7	8	9	
Description	Code	Actual Expenditures 2005-2006	Base Budget	Adjustment to Base	Agency Net to Zero/Other Changes	Standard Budget Col. 3+4+5	Exception Request	Total Agency Request	District Judge's Budget Comm. Recommendation
ADMINISTRATION	0100	237,974	693,905	103,161	0	797,066	60,426	857,492	857,492
TOTAL BY EXPENSE ORGS		237,974	693,905	103,161	0	797,066	60,426	857,492	857,492
PERSONAL SERVICES	0100	209,862	636,165	106,101	0	742,266	56,066	798,332	798,332
SUPPORTIVE SERVICES	0200	25,949	41,540	-2,700	0	38,840	4,360	43,200	43,200
CENT.SERV./DATA SERV.	0400	0	1,200	-240	0	960	0	960	960
CONTRACTUAL SERVICES	0900	2,163	15,000	0	0	15,000	0	15,000	15,000
TOTAL BY OBJECT SERIES		237,974	693,905	103,161	0	797,066	60,426	857,492	857,492
GENERAL FUND	G	237,974	693,905	103,161	0	797,066	60,426	857,492	857,492
TOTAL BY FUNDS		237,974	693,905	103,161	0	797,066	60,426	857,492	857,492
FULL TIME EMPLOYEE COUNT		0	4	0	0	4	0	4	4
PART TIME EMPLOYEE COUNT		0	0	0	0	0	0	0	0
TOTAL AUTHORIZED EMPLOYEES		0	4	0	0	4	0	4	4

Agency Name: Judicial District 6C (Gillette)	Agency Number: 140
Approp. Org. Name: Administration	AORG Number: 0100
Expense Org. Name: Administration	EORG Number: 0101

JUDICIAL DISTRICT 6A DEFINED:

The counties of Campbell, Crook and Weston are included in Sixth Judicial District, which is served by three (3) judges, Judge Dan R. Price II (6A), Judge John R. Perry (6B), and Judge Nick Deegan (6C). All of the Judges reside in Campbell County and each travels to Crook and Weston Counties on an average of every other week. These judges also help out in other counties upon request.

W.S. 1977 DISTRICT COURT IN GENERAL ARTICLE I

- 5-3-101 Judicial district enumerated; terms of court.
- 5-3-102 Number of judges; distribution among districts; concurrent jurisdiction; Supreme Court to adopt rules regulating division of work, *etc.*
- 5-3-103 Failure of judge to open court at appointed time; duty of clerk to declare court open.
- 5-3-104 Opening day in case of legal holiday.
- 5-3-105 Simultaneous terms in same district; calling judge from another district.
- 5-3-106 Judges to hold court for each other.
- 5-3-107 Assignment of action or retired judge to another district.
- 5-3-108 Expense of judges while action on supreme bench.
- 5-3-109 Expenses of judges when action in another district.
- 5-3-110 Seal of the district court.
- 5-3-111 County law library.
- 5-3-401 Office created; appointment; term.
- 5-3-402 Qualifications; examination; certificate; supervision and control by judge; removal for cause; appointment of successor.
- 5-3-403 Duties generally; oath; furnishing transcripts, *etc.*
- 5-3-404 Criminal cases; attendance and duties at certain arraignment and sentencing proceedings; transcript of proceedings.
- 5-3-405 Same; to transcribe notes of evidence introduced at trial in certain cases under W.S. Art. 7-14-101 to 7-14-108.
- 5-3-406 Same; original and copy of transcript to be furnished when required by order.
- 5-3-407 Same; payment of fees; form and contents of certificate.
- 5-3-408 Bond.
- 5-3-409 Duty as judge's stenographer.
- 5-3-410 Fees for civil and criminal cases; collection; to be paid into state treasury; taxing as costs; liability of reporter for collection; fees for transcript, records, *etc.*

EXPENSE ORGANIZATION OVERVIEW

Article 5, Wyoming Constitution, and Sections 5-3-101 through 5-3-504 of the Wyoming Statutes, 1977 Republished Edition established and define the activities of District Courts and supporting offices.

The goal of the courts is to decide cases fairly and expeditiously.

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The district court for the sixth district handles 1) all litigation involving civil claims over \$7,000 (includes divorce, custody, paternity, torts, and property right cases) 2) felony cases 3) workers’ compensation appeals; 4) all enforcement of child support cases; 5) all juvenile cases; 6) all probate cases; 7) appeal from limited jurisdiction courts; 8) agency review (A.P.A.); 9) adoption cases; and 10) involuntary hospitalization cases.

Each judge has direct support personnel consisting of a court reporter (W.S. Art. 5-3-401 to 402) and a judicial assistant. The court has four probation counselors who are paid by the county (W.S. Art. 5-3-501 to 504) and handle juvenile matters. The three Judges in the district coordinate the probation counselors’ activities with the county commissioners. The court deals extensively with probation officers from the Department of Corrections/Field Services Division. Presently two law clerks serve the three judges. The court is also assisted by the Clerk of Court in Campbell County, Crook County and Weston County.

STANDARD BUDGET REQUEST NARRATIVE

100 Series – Personal Services: The 100 series funds are used to provide for a judge, judicial assistant, receptionist and a court reporter. These funds also provide payment of transcription fees to the court reporter and benefits for all court employees. Adjustments include a salary increase for the judge, external cost adjustments for the staff and the increased contribution to the health insurance plan. The Judge authorized salary adjustments for his staff after the July 31, 2007 cut off date and he specifically requested that the Standard budget reflect those adjustments. Standard budget request \$742,266.

200 Series – Supportive Services: The 200 series funds are used to cover the necessary operating costs for judicial services in Campbell, Crook and Weston Counties. Standard budget request \$38,840.

400 Series – Central Services: The 400 series funds are used to provide telecommunications and hardware/software support from the Department of Administration and Information. Standard budget request \$960.

900 Series – Contractual Services: Funds in the 900 series are used to pay for a contract court reporter in the event the full-time court reporter is not available and a court commissioner when needed. Standard budget request \$15,000.

Total Standard Budget Request \$797,066

EXCEPTION BUDGET REQUEST NARRATIVE

\$46,420 – Salaries Classified 0103: In the previous biennium, pursuant to request, the Legislature authorized a receptionist position for District Court 6C (the positions was to serve District Courts 6A, 6B, and 6C). The reasoning for the position was stated in the narrative provided in support of the previous biennium’s budget request. This position has never been filled. By way of background, between October, 2005 and June, 2006 District Court 6C employed a receptionist on a contractual basis using funds cobbled together from existing sources. It was decided in June, 2006 that, in fact, the court did not need a receptionist on a permanent basis. All judges and staff were consulted and concurred in this conclusion. As a result, no permanent receptionist was hired with the funds allocated for FY07 and 08.

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The court is requesting \$46,420 in order to re-classify the receptionist position to a law clerk position. Presently, the three district judges of the Sixth Judicial District share two law clerks. The number of court hearings continue to increase in our district and we could benefit from a third law clerk. (\$104,000 is needed per biennium for a law clerk - \$57,580 budgeted for a receptionist position = \$46,420 which is the difference between the two positions.)

\$9,646 – Employer Paid Benefits 0105: We are requesting \$9,646 to cover the additional cost of benefits to re-classify our receptionist position to a law clerk. The additional benefits include retirement, worker’s compensation, FICA and unemployment.

\$3,000 – Office Supplies and Printing 0231: We are requesting \$3,000 to cover the increased cost for supplies and printing.

\$1,360 – Equipment Rental 0252: We are requesting \$600 to cover our one-third responsibility for rental and supplies for our postage machine and \$760 to cover our one-third responsibility for our copier machine rental.

Total Exception Budget Request \$60,426

Total Agency Budget Request \$857,492