

Agency Name: SUPREME COURT
 Division Org Name: CIRCUIT COURTS

C- Appropriation Organization Summary

Agency Number: 101
 Division Number: 0500

1		Ch. 17 Base to Standard Reconciliation			6	7	8	9
		2	3	4				
Description	Code	Actual Expenditures 2009-2010	Base Budget	Adjustments to Base	Standard Budget Col. 3+4+5	Exception Request	Total Agency Request	Supreme Court Recommendation
COMMON JURY FUND	0501	130,919	165,209	0	165,209	0	165,209	165,209
SPECIAL COURT MAGISTRATES	0502	792	9,200	0	9,200	0	9,200	9,200
EQUIPMENT	0503	327,985	95,570	0	95,570	43,620	139,190	139,190
EXAMINATION OF COURTS	0504	308,683	397,751	5,427	403,178	0	403,178	403,178
TEMPORARY SERVICES	0505	60,000	60,000	0	60,000	0	60,000	60,000
FIRST JUDICIAL DISTRICT	0511	2,595,190	2,831,756	62,653	2,894,409	0	2,894,409	2,894,409
SECOND JUDICIAL DISTRICT	0521-0522	2,031,316	2,210,838	40,725	2,251,563	0	2,251,563	2,251,563
THIRD JUDICIAL DISTRICT	0531-0534	3,911,193	4,190,052	-15,212	4,174,840	0	4,174,840	4,174,840
FOURTH JUDICIAL DISTRICT	0541-0542	1,404,879	1,557,344	-41,374	1,515,970	0	1,515,970	1,515,970
FIFTH JUDICIAL DISTRICT	0551-0554	2,233,058	2,516,209	63,234	2,579,443	0	2,579,443	2,579,443
SIXTH JUDICIAL DISTRICT	0561+0563	2,759,014	3,129,835	61,137	3,190,972	0	3,190,972	3,190,972
SEVENTH JUDICIAL DISTRICT	0571	2,702,597	2,754,031	10,979	2,765,010	0	2,765,010	2,765,010
EIGHTH JUDICIAL DISTRICT	0581-0584	2,226,198	2,467,983	3,039	2,471,022	0	2,471,022	2,471,022
NINTH JUDICIAL DISTRICT	0591-0594	3,244,039	3,689,911	111,337	3,801,248	0	3,801,248	3,801,248
SUPPORTIVE SERVICES		23,935,863	26,075,689	301,945	26,377,634	43,620	26,421,254	26,421,254
PERSONAL SERVICES	0100	22,093,183	24,062,230	301,945	24,364,175	0	24,364,175	24,364,175
SUPPORTIVE SERVICES	0200	1,448,890	1,441,326	0	1,441,326	43,620	1,484,946	1,484,946
CENTRAL SERVICES	0400	91,937	90,174	0	90,174	0	90,174	90,174
GRANTS & AID PAYMENT	0600	0	0	0	0	0	0	0
CONTRACTUAL SERVICES	0900	301,853	481,959	0	481,959	0	481,959	481,959
TOTAL BY OBJECT SERIES		23,935,863	26,075,689	301,945	26,377,634	43,620	26,421,254	26,421,254
MEANS OF FUNDING								
GENERAL FUND	1001	23,935,863	26,075,689	301,945	26,377,634	43,620	26,421,254	26,421,254
TOTAL BY FUNDING	G	23,935,863	26,075,689	301,945	26,377,634	43,620	26,421,254	26,421,254
AUTHORIZED EMPLOYEES								
FULL TIME EMPLOYEE COUNT		0	154	0	154	0	154	154
PART TIME EMPLOYEE COUNT		0	7	0	7	0	7	7
AUTHORIZED EMPLOYEES		0	161	0	161	0	161	161
TOTAL AUTHORIZED EMPLOYEES		0	161	0	161	0	161	161

AGENCY NAME: SUPREME COURT
 APPROPRIATION ORGANIZATION NAME: CIRCUIT COURTS

AGENCY NUMBER: 101
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CIRCUIT COURT PROGRAM

The circuit court program encompasses appropriations and expenses for the operation of the state funded circuit courts pursuant to the Wyoming Constitution and Wyo. Stat. § 5-9-101, et seq., W.S. 1977. These 25 circuit courts have been consolidated into one program for purposes of consistency and flexibility. While the circuit court budgets are itemized by circuit, funds for each of the courts are kept in separate sub-budgets on the WOLFS system to provide individual circuit court accountability.

Twenty-three counties with 24 circuit court judges and six full-time magistrates are part of the fully state funded circuit court system.

Fully funded Circuit Court

Laramie
 Natrona
 Fremont
 Fremont
 Sweetwater
 Sweetwater
 Converse
 Uinta
 Sheridan
 Carbon
 Albany
 Campbell
 Lincoln
 Goshen
 Park
 Sublette
 Big Horn
 Hot Springs
 Teton
 Crook
 Weston
 Johnson
 Washakie
 Platte
 Niobrara

Location/Number of Judges

Cheyenne/3 judges
 Casper/3 judges
 Lander and Dubois/1 judge
 Riverton/1 judge
 Green River/1 judge
 Rock Springs/1 judge
 Douglas/1 judge
 Evanston/1 judge
 Sheridan/1 judge
 Rawlins/1 judge
 Laramie/1 judge
 Gillette/2 judges
 Kemmerer and Afton/1 judge
 Torrington/1 judge
 Cody and Powell/1 judge
 Pinedale/1 judge
 Basin and Lovell/1 judge
 Thermopolis/shares judge from Big Horn County
 Jackson/1 judge
 Sundance/1 judge
 Newcastle/shares judge from Crook County
 Buffalo/shares judge from Sheridan County
 Worland/shares judge from Big Horn County
 Wheatland/shares judges from Converse and Goshen Counties
 Lusk/shares judges from Converse and Goshen Counties

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In addition to the sub-budget for each circuit court there are sub-budgets for the common jury fund, a common equipment fund, special court magistrate fund, examination of courts, and temporary services.

CIRCUIT COURT BUDGET REVIEW COMMITTEE

In past years there has been a budget review committee consisting of three circuit judges. The committee reviews the exception budget requests submitted by the circuit courts and makes a recommendation to the Supreme Court for approval or denial.

JURISDICTION

Circuit courts have jurisdiction in misdemeanor criminal cases and they conduct preliminary examinations of persons charged with a felony. Activities in the circuit courts include the issuance of arrest warrants or summonses, the issuance of search warrants and the conducting of initial appearances for persons arrested in addition to the preliminary examinations. Circuit courts have exclusive jurisdiction over civil cases when the recovery requested does not exceed \$50,000. In addition, circuit courts have jurisdiction over family violence and stalking actions. Circuit court judges also function as district court commissioners if appointed by district court judges.

The following chart shows the composition of case filings in the circuit courts for Fiscal year 2011.

<u>Case Filings by Type</u>	<u>Number of Filings</u>	<u>Percent of Total Filings for FY 2011</u>
Small Claims	5,842	3%
Other Civil	25,767	14%
Family Violence	1,879	1%
Traffic Violations	119,777	67%
Misdemeanors (Non-traffic)	22,035	12%
Felony Charges	<u>4,526</u>	<u>3%</u>
Total	179,826	100%

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ANALYSIS OF CASELOAD COMPOSITION IN THE CIRCUIT COURTS

Following are the statewide caseload and revenue statistics for fiscal years 2010 and 2011.

	2010	2011
Filings		
Civil	37,470	33,488
Misdemeanors	137,674	141,812
Felony Charges	4,794	4,526
Total	<u>179,938</u>	<u>179,826</u>
Money Collected		
Transmitted to County	\$9,835,535	\$9,750,719
Transmitted to State (General Fund)	\$4,648,929	\$4,717,600
Transmitted to State (Special Revenue)	\$1,372,381	\$2,448,924
Other Party Disbursements	<u>\$11,691,578</u>	<u>\$13,134,419</u>
TOTAL	<u>\$27,548,423</u>	<u>\$30,051,662</u>

General Fund revenues for Fiscal Years 2013 and 2014 are difficult to estimate for each circuit court, however, it is estimated that overall, the circuit courts will generate \$4,000,000 per fiscal year or \$8,000,000 for the biennium.

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CONSEQUENCES OF INADEQUATE FUNDING

The circuit courts have no control over the number of cases that come before them. Cases vary in complexity and the amount of time it may take to process a case also varies. Personnel costs account for 92 percent of the circuit court budget and 8 percent is for the supportive services, central services, and professional fees. If the circuit court program does not receive adequate funding, it cannot meet its statutory requirements. The quality and quantity of services provided would be severely affected and justice would not be served. Inadequate funding might also affect the hours the courts could be open to the public. Lack of appropriate funding could also result in delay of judicial services, causing a severe backlog of cases and possibly inadequate accounting or revenue and delay in forwarding funds to the state and county.

Agency Name: Supreme Court	Agency Number: 101
Approp. Org. Name: Circuit Courts	Division Number: 0500
Expense Org. Name: Common Jury Fund	Unit Number: 0501

EXPENSE ORGANIZATION OVERVIEW

COMMON JURY FUND

A party has a right to a jury trial if he so elects, and adequate funds must be available in the Jury Fees category to cover this expense. In accordance with Wyo. Stat. Ann. § 1-11-303, jurors are paid \$30.00 for each full or partial day of attendance.

It has been determined by a consensus of the circuit court judges and the Supreme Court Administration that calling an average of 20 jurors per trial is necessary in order to have sufficient jurors to sit after each of the attorneys has made their respective challenges. Recent experience has shown that when defendants are well known in a community there is a need to increase the number of jurors called, in order to ensure that a panel could be drawn. Based on 20 jurors per trial, the cost of holding a trial is \$600 per day, which does not include mileage. When mileage is included the average jury trial costs approximately \$700.

The number of jury trials is extremely difficult to predict; the number of jury trials can fluctuate at any time. In the last two years we have had on average 90 jury trials per year.

STANDARD BUDGET REQUEST NARRATIVE

200 Supportive Services: Funds in this category are used to pay the expenses necessary for a jury trial, including jury fees, bailiff fees, meals, mileage, etc. This fund is currently used by the 29 state funded circuit courts.

900 Contractual Services: Funds in this category are used to cover the special needs that arise to ensure compliance with the Americans With Disabilities Act. Funds in this category have been used to retain interpreters for the hearing impaired, as well as language interpreters.

Total Standard Budget Request \$165,209

NO EXCEPTION BUDGET REQUEST

Total Agency Budget Request \$165,209

Agency Name: SUPREME COURT Approp. Org. Name: CIRCUIT COURTS Expense Org. Name: COMMON JURY FUND		Wyoming On-Line Financial System Code							
1		Ch. 17 Base to Standard Reconciliation			AGY DIVISION 101 0500		UNIT FUND 0501 001		APPR UNIT 501
Description	Code	2 Actual Expenditures 2009-2010	3 Base Budget	4 Adjustments to Base	5 Budget Reductions	6 Standard Budget Col. 3+4+5	7 Exception Request	8 Total Agency Request	9 Supreme Court Recommendation
EXPENDITURES									
JURY FEES (NEW CODE)	0211	121,347	159,209	0	0	159,209	0	159,209	159,209
TRAVEL IN STATE	0221	0	0	0	0	0	0	0	0
SUPPLIES	0230	5,283	0	0	0	0	0	0	0
OFFICE SUPPL-PRINTING	0231	218	0	0	0	0	0	0	0
FOOD SERVICE SUPP	0234	0	0	0	0	0	0	0	0
JURY FEES (CODE CHGD BY SAO)	0257	0	0	0	0	0	0	0	0
SUPPORTIVE SERVICES	0200	126,848	159,209	0	0	159,209	0	159,209	159,209
PROFESSIONAL FEES	0901	4,071	6,000	0	0	6,000	0	6,000	6,000
CONTRACTUAL TRAVEL	0905	0	0	0	0	0	0	0	0
CONTRACTUAL SERVICES	0900	4,071	6,000	0	0	6,000	0	6,000	6,000
EXPENDITURE TOTALS		130,919	165,209	0	0	165,209	0	165,209	165,209
MEANS OF FUNDING									
GENERAL FUND	1001	130,919	165,209	0	0	165,209	0	165,209	165,209
GENERAL FUND	G	130,919	165,209	0	0	165,209	0	165,209	165,209
TOTAL FUNDING		130,919	165,209	0	0	165,209	0	165,209	165,209

Agency Name: Supreme Court	Agency Number: 101
Approp. Org. Name: Circuit Courts	Division Number: 0500
Expense Org. Name: Special Circuit Magistrates	Unit Number: 0502

COURT MAGISTRATES – SPECIAL FUND

STANDARD BUDGET REQUEST

900 Contractual Services: Funds in this category are used to pay for the increased cost of securing court magistrates for the circuit courts. This special fund was established in response to the enactment of Wyo. Stat. Ann. § 5-9-132, Wyoming Rules of Criminal Procedure, Rule 5, Amended 2001. Judges and magistrates of the circuit court are authorized to set bail before trial in accordance with this subsection and with the rules of the Wyoming Supreme Court. Judges and magistrates of the circuit court shall have the power and the duty to decide promptly the bail application of any person arrested for a violation of state law within the county, whether or not the formal document charging the person with a violation of state law has been filed with the court. This circuit court wide special fund was established to cover expenditures arising from compliance with the 72-hour rule. The funds in this category are used for expenditures when court magistrates are used for weekend and holiday appearances, as well as when a court’s individual budget is not sufficient. Standard budget request \$9,200.

Total Standard Budget Request \$9,200

NO EXCEPTION BUDGET REQUEST

Total Agency Budget Request \$9,200

Agency Name: SUPREME COURT		Ch. 17 Base to Standard Reconciliation				Wyoming On-Line Financial System Code				
Approp. Org. Name: CIRCUIT COURTS		2 Actual Expenditures 2009-2010	3 Base Budget	4 Adjustments to Base	5 Budget Reductions	6 Standard Budget Col. 3+4+5	AGY DIVISION		8 Total Agency Request	9 Supreme Court Recommendation
Expense Org. Name: SPECIAL CIRCUIT MAGISTRATES							7 Exception Request	FUND		
1						101	0500	0502	001	501
Description	Code									
EXPENDITURES										
PROFESSIONAL FEES	0901	792	9,200	0	0	9,200	0	9,200		9,200
CONTRACTUAL SERVICES	0900	792	9,200	0	0	9,200	0	9,200		9,200
EXPENDITURE TOTALS		792	9,200	0	0	9,200	0	9,200		9,200
MEANS OF FUNDING										
GENERAL FUND	1001	792	9,200	0	0	9,200	0	9,200		9,200
GENERAL FUND	G	792	9,200	0	0	9,200	0	9,200		9,200
TOTAL FUNDING		792	9,200	0	0	9,200	0	9,200		9,200

Agency Name: SUPREME COURT Approp. Org. Name: CIRCUIT COURTS Expense Org. Name: EQUIPMENT		Wyoming On-Line Financial System Code							
		AGY DIVISION		UNIT	FUND	APPR UNIT			
1		Ch. 17 Base to Standard Reconciliation			101	0500	0503	001	501
Description		2	3	4	5	6	7	8	9
Code		Actual Expenditures 2009-2010	Base Budget	Adjustments to Base	Budget Reductions	Standard Budget Col. 3+4+5	Exception Request	Total Agency Request	Supreme Court Recommendation
EXPENDITURES									
UTILITIES	0203	2,317	0	0	0	0	0	0	0
COMMUNICATION	0204	210	0	0	0	0	0	0	0
OFFICE SUPPLIES-PRINTING	0231	1,000	0	0	0	0	0	0	0
OFFICE EQUIP-FURNISH	0241	92,546	0	0	0	0	43,620	43,620	43,620
DP REPRODUCT OTHER EQ	0242	0	0	0	0	0	0	0	0
REAL PROPERTY RENTAL	0251	0	0	0	0	0	0	0	0
EQUIPMENT RENTAL	0252	33,552	95,570	0	0	95,570	0	95,570	95,570
EXTERNAL MNT CONTRACTS	0292	191,869	0	0	0	0	0	0	0
SUPPORTIVE SERVICES	0200	321,494	95,570	0	0	95,570	43,620	139,190	139,190
TELECOMMUNICATIONS	0420	6,491	0	0	0	0	0	0	0
CENT.SERV./DATA SERV	0400	6,491	0	0	0	0	0	0	0
PROFESSIONAL FEES	0901	0	0	0	0	0	0	0	0
CONTRACTUAL SERVICES	0900	0	0	0	0	0	0	0	0
EXPENDITURE TOTALS		327,985	95,570	0	0	95,570	43,620	139,190	139,190
MEANS OF FUNDING									
GENERAL FUND	1001	327,985	95,570	0	0	95,570	43,620	139,190	139,190
GENERAL FUND	G	327,985	95,570	0	0	95,570	43,620	139,190	139,190
TOTAL FUNDING		327,985	95,570	0	0	95,570	43,620	139,190	139,190

Agency Name: Supreme Court	Agency Number: 101
Approp. Org. Name: Circuit Courts	Division Number: 0500
Expense Org. Name: Examination of Courts	Unit Number: 0504

EXPENSE ORGANIZATION OVERVIEW

EXAMINATION OF COURTS

In 1996 the Supreme Court was appropriated \$55,000, which was used to provide for a cooperative arrangement between the Department of Audit and the Supreme Court. While this was an excellent cooperative effort, the arrangement with the Department of Audit resulted in a five-year audit cycle for the circuit courts. The Supreme Court believed that more frequent audits were essential. Consequently, in 2001 the Supreme Court requested additional funds for the services of an internal auditor, who could provide a two-year audit cycle of the circuit courts. In 2006 the Supreme Court requested a second position to assist in auditing the circuit courts and the Supreme Court. Currently, over \$30 million passes through the circuit courts on an annual basis, most of it in cash, therefore the continuation of an internal auditor function is imperative. When the Supreme Court first began auditing the circuit courts, there were 16 circuit courts. Since that time circuit courts have been established in all 23 counties.

STANDARD BUDGET REQUEST NARRATIVE

100 Series – Personal Services: Funds in this category provide salary and benefits for two (2) internal auditors who are responsible for auditing the Supreme Court and circuit courts. Adjustments include an external cost adjustments and the increased contribution to the employee retirement plan and health insurance plan.

200 Series – Supportive Services: Funds in this category are used to cover day to day operations of the auditors and travel expenditures associated with auditing of the courts. When auditing the large circuit courts additional staff from the Supreme Court may accompany the internal auditors. Funds are also used to send confirmation letters to defendants.

400 Series – Central Services/Data Services: The 400 series funds are used to pay telecommunication costs for the Internal Auditor.

900 Series – Contractual Services: Funds in this category are used to pay expenses associated with investigations of courts. A standard audit step is to request copies of supporting documentation of deposits for a randomly selected month.

Total Standard Budget Request \$403,178

NO EXCEPTION BUDGET REQUEST

Total Agency Budget Request \$403,178

Agency Name: SUPREME COURT Approp. Org. Name: CIRCUIT COURTS Expense Org. Name: EXAMINATION OF COURTS		Wyoming On-Line Financial System Code							APPR UNIT
1		Ch. 17 Base to Standard Reconciliation			AGY DIVISION		UNIT	FUND	501
Description		2	3	4	5	6	7	8	9
Code		Actual Expenditures 2009-2010	Base Budget	Adjustments to Base	Budget Reductions	Standard Budget Col. 3+4+5	Exception Request	Total Agency Request	Supreme Court's Recommendation
EXPENDITURES									
SALARIES CLASSIFIED	0103	205,728	251,054	-2,366	0	248,688	0	248,688	248,688
EMPLOYER PD BENEFITS	0105	82,683	112,477	7,793	0	120,270	0	120,270	120,270
EXTERNAL COST ADJ - SALARIES	0198	0	0	0	0	0	0	0	0
EXTERNAL COST ADJ - BENEFIT	0199	0	0	0	0	0	0	0	0
PERSONAL SERVICES	0100	288,411	363,531	5,427	0	368,958	0	368,958	368,958
COMMUNICATION	0204	1,011	1,500	0	0	1,500	0	1,500	1,500
DUES-LICENSES-REGIST	0207	856	0	0	0	0	0	0	0
ADVERTISING-PROMOTION	0208	287	0	0	0	0	0	0	0
TRAVEL IN STATE	0221	12,022	22,482	0	0	22,482	0	22,482	22,482
TRAVEL OUT OF STATE	0222	0	0	0	0	0	0	0	0
OFFICE SUPPL-PRINTING	0231	543	0	0	0	0	0	0	0
OFFICE EQUIPMENT-FURNISH	0241	0	0	0	0	0	0	0	0
DP. REPRODUCT OTH EQUIP	0242	0	0	0	0	0	0	0	0
SUPPORTIVE SERVICES	0200	14,719	23,982	0	0	23,982	0	23,982	23,982
TELECOMMUNICATIONS	0420	4,272	2,238	0	0	2,238	0	2,238	2,238
CENT. SERV./DATA SERV.	0400	4,272	2,238	0	0	2,238	0	2,238	2,238
PROFESSIONAL FEES	0901	1,281	8,000	0	0	8,000	0	8,000	8,000
SPECIAL PROJ & SVCS	0903	0	0	0	0	0	0	0	0
SPECIAL PROJ & SVCS	0905	0	0	0	0	0	0	0	0
CONTRACTUAL SERVICES	0900	1,281	8,000	0	0	8,000	0	8,000	8,000
EXPENDITURE TOTALS		308,683	397,751	5,427	0	403,178	0	403,178	403,178
MEANS OF FUNDING									
GENERAL FUND	1001	308,683	397,751	5,427	0	403,178	0	403,178	403,178
GENERAL FUND	G	308,683	397,751	5,427	0	403,178	0	403,178	403,178
TOTAL FUNDING		308,683	397,751	5,427	0	403,178	0	403,178	403,178
AUTHORIZED EMPLOYEES									
FULL TIME EMPLOYEE COUNT		0	2	0	0	2	0	2	2
PART TIME EMPLOYEE COUNT		0	0	0	0	0	0	0	0
AUTHORIZED EMPLOYEES		0	2	0	0	2	0	2	2
TOTAL AUTHORIZED EMPLOYEES		0	2	0	0	2	0	2	2

Agency Name: Supreme Court	Agency Number: 101
Approp. Org. Name: Circuit Courts	Division Number: 0500
Expense Org. Name: Temporary Services	Unit Number: 0505

EXPENSE ORGANIZATION OVERVIEW

TEMPORARY SERVICES

From time to time, the circuit courts experience situations of being short-staffed due to employee illness. Additionally, courts will occasionally experience a significant backlog due to a higher than normal volume of case filings. During the current and last biennium these funds proved to be very beneficial and enable the courts to hire summer help to cover the backlog that is created from employees taking summer vacations, illnesses, and the increase in case filings due to summer traffic.

STANDARD BUDGET REQUEST NARRATIVE

900 Contractual Services: Funds in this category are used to hire contract temporary employees for the circuit courts, as well as to pay overtime to circuit court clerks working extra hours. In some instances a backlog of case work may be caught up by clerks working overtime, however, other situations arise where temporary personnel is required in order to maintain an up-to-date docket.

Total Standard Budget Request \$60,000

NO EXCEPTION BUDGET REQUEST

Total Agency Budget Request \$60,000

Agency Name: SUPREME COURT Approp. Org. Name: CIRCUIT COURTS Expense Org. Name: TEMP SERVICES		Wyoming On-Line Financial System Code							APPR UNIT
1		Ch. 17 Base to Standard Reconciliation			AGY DIVISION	UNIT	FUND	501	
Description		2	3	4	5	6	7	8	9
Code		Actual Expenditures 2009-2010	Base Budget	Adjustments to Base	Budget Reductions	Standard Budget Col. 3+4+5	Exception Request	Total Agency Request	Supreme Court Recommendation
EXPENDITURES									
PROFESSIONAL FEES	0901	60,000	60,000	0	0	60,000	0	60,000	60,000
CONTRACTUAL TRAVEL	0905	0	0	0	0	0	0	0	0
CONTRACTUAL SERVICES	0900	60,000	60,000	0	0	60,000	0	60,000	60,000
EXPENDITURE TOTALS		60,000	60,000	0	0	60,000	0	60,000	60,000
MEANS OF FUNDING									
GENERAL FUND	1001	60,000	60,000	0	0	60,000	0	60,000	60,000
GENERAL FUND	G	60,000	60,000	0	0	60,000	0	60,000	60,000
TOTAL FUNDING		60,000	60,000	0	0	60,000	0	60,000	60,000