

**Proposed Budget
of the
Unified Judicial System
2020-21**

SUPREME COURT OF PENNSYLVANIA

Chief Justice Thomas G. Saylor

Justice Max Baer

Justice Debra Todd

Justice Christine Donohue

Justice Kevin M. Dougherty

Justice David N. Wecht

Justice Sallie Updyke Mundy



Geoff Moulton
Court Administrator of Pennsylvania

Pennsylvania Judicial Center
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AOPC

ADMINISTRATIVE OFFICE
of PENNSYLVANIA COURTS

PROPOSED BUDGET OF THE UNIFIED JUDICIAL SYSTEM, FY 2020-21

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FISCAL YEAR 2020-21 JUDICIARY BUDGET REQUEST

(in thousands)

<u>APPROPRIATION</u>	AVAILABLE	REQUESTED	GOV. REC.
	<u>2019-20</u>	<u>2020-21</u>	<u>2020-21</u>
<i>Supreme Court</i>	17,150	17,554	17,150
(A) <i>Filing Fees</i>	368	368	368
(A) <i>Miscellaneous</i>	4,756	4,756	4,756
<i>Justices' Expenses</i>	118	118	118
<i>Judicial Council</i>	141	141	141
<i>Interbranch Commission for Gender, Racial, Ethnic Fairness</i>	350	373	350
(A) <i>Miscellaneous</i>	14	0	0
<i>Rules Committees</i>	1,595	1,595	1,595
(A) <i>Miscellaneous</i>	5	5	5
<i>Subtotal</i>	<u>24,497</u>	<u>24,910</u>	<u>24,483</u>
<i>Superior Court</i>	32,377	34,931	32,377
(A) <i>Filing Fees</i>	200	200	200
(A) <i>Miscellaneous</i>	9,933	9,937	9,937
<i>Judges' Expenses</i>	183	183	183
<i>Subtotal</i>	<u>42,693</u>	<u>45,251</u>	<u>42,697</u>
<i>Commonwealth Court</i>	21,192	21,192	21,192
(A) <i>Filing Fees</i>	145	150	150
(A) <i>Miscellaneous</i>	1,132	1,633	1,633
<i>Judges' Expenses</i>	132	132	132
<i>Subtotal</i>	<u>22,601</u>	<u>23,107</u>	<u>23,107</u>
<i>Court Administrator</i>	11,577	12,891	11,577
(F) <i>Court Improvement Program</i>	1,130	1,130	1,130
(F) <i>STOP Violence Against Women Program</i>	339	268	268
(F) <i>Language Access Grant</i>	50	50	50
(F) <i>Veterans Treatment Court Strategic Planning</i>	200	100	100
(F) <i>Drug Court Outcome Evaluation</i>	225	225	225
(F) <i>Civil Case Management System Template Install</i>	0	60	60
(F) <i>PA Reestablishment Analysis of Magisterial District Courts</i>	0	80	80
(A) <i>Miscellaneous</i>	3,495	3,497	3,497
<i>Judicial Center Operations</i>	814	1,274	814
(A) <i>Miscellaneous</i>	354	354	354
<i>District Court Management - Administrators</i>	19,657	21,122	19,657
(A) <i>Miscellaneous</i>	8,553	8,553	8,553
<i>Office of Elder Justice in the Courts</i>	496	539	496
<i>Court Management Education</i>	73	73	73
<i>Judicial Education</i>	1,247	1,661	1,247
(A) <i>Miscellaneous</i>	311	311	311
<i>Problem-Solving Courts</i>	1,103	1,103	1,103
<i>Unified Judicial System Security</i>	2,002	2,082	2,002
(A) <i>Miscellaneous</i>	0	1	1
<i>Subtotal</i>	<u>51,626</u>	<u>55,374</u>	<u>51,598</u>

FISCAL YEAR 2020-21 JUDICIARY BUDGET REQUEST

(in thousands)

APPROPRIATION	AVAILABLE 2019-20	REQUESTED 2020-21	GOV. REC. 2020-21
<i>(R) Statewide Judicial Computer System</i>	40,861	45,626	45,626
<i>(A) Act 119-1996</i>	108	114	114
<i>(A) Miscellaneous</i>	4,652	4,652	4,652
<i>Integrated Criminal Justice System (JNET)</i>	2,372	2,498	2,372
<i>(F) NCHIP Grant</i>	170	100	100
<i>Subtotal</i>	<u>48,163</u>	<u>52,990</u>	<u>52,864</u>
<i>Courts of Common Pleas</i>	117,739	129,198	117,739
<i>(A) Miscellaneous</i>	22,056	20,082	20,082
<i>Common Pleas Senior Judges</i>	4,004	4,099	4,004
<i>(A) Miscellaneous</i>	577	577	577
<i>Ethics Cmte. of the PA Conf of State Trial Judges</i>	62	62	62
<i>Subtotal</i>	<u>144,438</u>	<u>154,018</u>	<u>142,464</u>
<i>Magisterial District Judges</i>	82,802	86,880	82,802
<i>(A) Miscellaneous</i>	12,450	12,453	12,453
<i>Magisterial District Judge Education</i>	744	779	744
<i>(A) Registration Fees</i>	25	28	28
<i>(A) Miscellaneous</i>	321	321	321
<i>Philadelphia Municipal Court</i>	7,794	8,304	7,794
<i>(A) Miscellaneous</i>	2,590	2,590	2,590
<i>Subtotal</i>	<u>106,726</u>	<u>111,355</u>	<u>106,732</u>
<i>County Court Reimbursement Grant</i>	23,136	23,136	23,136
<i>Rule 701 - Sr. Judge Support Reimbursement</i>	1,375	1,375	1,375
<i>Juror Cost Reimbursement</i>	1,118	1,118	1,118
<i>Court Interpreter County Grant</i>	1,500	1,500	1,500
<i>Subtotal</i>	<u>27,129</u>	<u>27,129</u>	<u>27,129</u>
<i>Judicial Conduct Board</i>	2,468	2,586	2,505
<i>(A) Miscellaneous</i>	5	5	5
<i>Court of Judicial Discipline</i>	468	535	468
<i>(A) Miscellaneous</i>	1	1	1
<i>Subtotal</i>	<u>2,942</u>	<u>3,127</u>	<u>2,979</u>
STATE FUNDS	355,789	379,034	355,826
FEDERAL FUNDS	2,114	2,013	2,013
AUGMENTATIONS	72,051	70,588	70,588
RESTRICTED REVENUES	40,861	45,626	45,626
TOTAL, ALL SOURCES	<u>470,815</u>	<u>497,261</u>	<u>474,053</u>

2020-21 JUDICIAL BUDGET PROPOSAL
Supreme Court

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	17,150	17,150	17,554	17,150
Federal Funds	0	0	0	0
Other Funds	<u>3,088</u>	<u>5,124</u>	<u>5,124</u>	<u>5,124</u>
Total	20,238	22,274	22,678	22,274

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	17,147	16,926	17,554	0
Federal Funds	0	0	0	0
Other Funds	<u>728</u>	<u>2,405</u>	<u>2,405</u>	<u>0</u>
Total	17,875	19,331	19,959	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec # 2020-21
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	
State Funds:							
Justices	7	7	7	7	7	7	0
Staff	* 129.0	100.0	* 129.6	101.6	** 112.0	102.0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	136.0	107.0	136.6	108.6	119.0	109.0	0

* Includes 9 summer interns

** Includes 7 summer interns

3. OPERATING (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>2,360</u>	<u>2,719</u>	<u>2,719</u>	<u>0</u>
Total	2,360	2,719	2,719	0

4. FIXED ASSETS (\$000)

	2018-19	2019-20	Judicial 2020-21	Gov Rec # 2020-21
State Funds	<u>3</u>	<u>224</u>	<u>0</u>	<u>0</u>
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	3	224	0	0

5. GRANTS AND SUBSIDIES (\$000)

	2018-19	2019-20	Judicial 2020-21	Gov Rec # 2020-21
State Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

6. NON-EXPENSE/INTERAGENCY (\$000)

	2018-19	2019-20	Judicial 2020-21	Gov Rec # 2020-21
State Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

#Detail not provided by Governor's Office of the Budget.

^Fiscal Year 2019-20 – Personnel and Operating: Other Funds include augmenting revenues of \$4,711 in Act 49 of 2009 revenues.

^Fiscal Year 2020-21 – Personnel and Operating: Other Funds include augmenting revenues of \$4,711 in anticipated Act 49 of 2009 revenues.

7. ASSUMPTIONS

Personnel:

Act 30 of 2007 provides for annual increases in judges' salaries, including per diem compensation paid to senior judges, effective each January 1 to reflect the latest 12-month change in the Consumer Price Index (CPI) for the Philadelphia-Wilmington-Atlantic City, Pennsylvania, Delaware, New Jersey and Maryland area. This budget request includes a 1.75% increase in judicial salaries and per diems effective January 1, 2021. Assumptions regarding Justices' salaries are as follows:

	<u>July - December, 2020</u>	<u>January - June, 2021</u>
Chief Justice	\$221,295	\$225,168
Justices (6)	\$215,037	\$218,801

Proposed personnel expenditures follow.

-Increase for pension contributions due to rate increase -	\$159,000
-Increase in cost of health insurance benefits to restore funding due to credits received in Fiscal Year 2019-20 -	\$168,000
-Increase in cost of health/life insurance benefits for Justices and staff and health insurance benefits for annuitants -	\$117,000
-Increase in salaries and related benefits (social security, pension contributions, WC) for 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit/step increments and provide merit/step increments in Fiscal Year 2020-21 - filled staff and law clerks -	\$59,000
-Increase in salaries and related benefits (social security, pension contributions) for Justices' COLA (1.75% effective 1/1/21) -	\$45,000
-Increase in salaries and all benefits to annualize the cost for staff vacancies filled/to be filled in Fiscal Year 2019-20 -	\$80,000

Fixed Assets (Nonrecurring):

-Decrease in buildings & leasehold improvements costs in Fiscal Year 2019-20 -	(\$224,000)
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8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	<u>Judicial</u> <u>2020-21</u>
Employee Factor			
Justices	75.22%	76.50%	80.53%
Staff	76.57%	77.91%	80.54%

10. NONRECURRING PURCHASES

2019-20:	Leasehold improvements - \$224,000
2020-21:	none

11. PROGRAM STATEMENT

Pennsylvania's Supreme Court is the oldest in the nation, predating the United States Supreme Court by 67 years. In matters of law, the state Supreme Court is Pennsylvania's court of last resort. In matters of administration, the Court's seven Justices are responsible for the effective management of the Commonwealth's Unified Judicial System, including the intermediate appellate courts, the Courts of Common Pleas, the magisterial district judge courts and related minor courts, and all staff who contribute to the system's administration. Justices are elected to 10-year terms, with the Chief Justice being the member having the longest continuous service among the seven.

This appropriation provides funding for the salaries and benefits of the Supreme Court Justices, their staff and the staff of the prothonotary offices in Harrisburg, Pittsburgh and Philadelphia, in addition to necessary operating expenses and fixed assets. This budget request reflects an estimate of the expenses required for the Supreme Court to carry out the programs mandated under the laws of the Commonwealth and to give the Court the ability to manage the increasing workload of the entire judicial system.

STATUTORY AUTHORITY: Art.V, Sec. 2, PA Constitution
42 Pa.C.S.A. Sec. 501, et seq.

2020-21 JUDICIAL BUDGET PROPOSAL
Justices' Expenses

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	118	118	118	118
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>118</u>	<u>118</u>	<u>118</u>	<u>118</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	0	0	0	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	81	118	118	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>81</u>	<u>118</u>	<u>118</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>*2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	37	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>37</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Fiscal Year 2018-19 – Non-expense/Interagency, consists of \$37 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.*

7. ASSUMPTIONS

The Judiciary requests that the same level of funding be provided as in Fiscal Year 2019-20.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are paid from this appropriation.

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

This appropriation provides funding to cover the actual expenses incurred by the Chief Justice and Justices of the Supreme Court to enable them to fulfill their mandated constitutional responsibilities of the Unified Judicial System. Allowable business expenses are reimbursed under a vouchered system implemented by the Supreme Court.

STATUTORY AUTHORITY: Annual Appropriation Act.

2020-21 JUDICIAL BUDGET PROPOSAL
Judicial Council

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	141	141	141	141
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	141	141	141	141

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	80	84	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	80	84	0	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	1.40	0.40	1.40	0.40	0.00	0.00	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	1.40	0.40	1.40	0.40	0.00	0.00	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	11	57	141	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	11	57	141	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	0	0	0	0

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>*2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	50	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	50	0	0	0

#Detail not provided by Governor's Office of the Budget.

**Fiscal Year 2018-19 – Non-expense/Interagency consists of \$50 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.*

7. ASSUMPTIONS

Personnel:

-Decrease in personnel costs due to reduction in funded complement - (\$84)

Operating:

-Increase in operating costs - \$84

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	63.26%	64.12%	0.0%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

In accordance with the Pennsylvania Constitution and the provisions of the Rules of Judicial Administration 301 and 302, the Judicial Council of Pennsylvania serves at the Chief Justice's discretion as an advisory body to assist the Court in managing the Commonwealth's Unified Judicial System. The appropriation funds limited staff and selected program initiatives.

The Judicial Council has a two-pronged advisory role in making recommendations on matters referred to it by the Court and, from time to time, on its own initiative. Its work has been facilitated through the following committees: Statewide Rules, Statewide Unification, Budget, Judicial Education, Judicial Safety and Preparedness, and Strategic Planning.

Notable accomplishments by the Judicial Council are the publication of a continuing education curriculum for state trial judges, which was a joint initiative of the Council's Education Committee and AOPC's Judicial Education Department; and the initiation of an ongoing security program improving the safety of court facilities across the Commonwealth. Funding from this appropriation is supporting the seven-member task force implemented in July 2017 by the Supreme Court to evaluate and recommend improvements to the investigating grand jury system.

STATUTORY AUTHORITY: Art. V, Sec. 10(c) Pa Constitution
42 Pa.C.S.A. Sec. 1722, et.seq

2020-21 JUDICIAL BUDGET PROPOSAL
Interbranch Commission for Gender, Racial and Ethnic Fairness

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	350	350	373	350
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>14</u>	<u>0</u>	<u>0</u>
Total	350	364	373	350

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	273	298	293	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	273	298	293	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec#
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	3	3	3	3	2	2	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	3	3	3	3	2	2	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>^ 2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	42	52	80	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>14</u>	<u>0</u>	<u>0</u>
Total	42	66	80	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>^ 2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	35	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>35</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

^Fiscal Year 2018-19 – Non-expense/Interagency, consists of \$35,000 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.

^Fiscal Year 2019-20 – Operating, Other Funds include a one-time augmenting revenue of \$14,000 in anticipated Act 49 of 2009 revenues.

7. ASSUMPTION

Personnel:

-Increase in salaries and all benefits to annualize the cost for one position filled in Fiscal Year 2019-20 -	\$9,000
-Decrease in salaries and related benefits for the cost of one temporary position in FY 2019-20 -	(\$17,000)
-Increase in health insurance benefits due to rate increase -	\$2,000
-Increase in health insurance costs to restore funding due to credits received in Fiscal Year 2019-20 -	\$1,000

Operating:

-Increase for contract personnel -	\$30,000
-Miscellaneous operating expense decreases -	(\$2,000)
-Decrease in augmentations for miscellaneous operating expenses -	(\$14,000)

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	53.37%	68.97%	67.29%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

The 24-member Interbranch Commission for Gender, Racial and Ethnic Fairness is a collaborative effort among the three branches of state government. Its membership consists of appointments from both the majority and minority parties of the House and Senate, the Governor's office, and the Supreme Court. Members are organized into six committees, which undertake the commission's work. A list of the committees and a summary of their recent work follows:

- **Criminal Justice Committee:** Since the completion of the two studies of the administration of the death penalty in Pennsylvania, the commission has conducted briefings and submitted recommendations based upon the studies' findings to the three branches of state government. The commission continues to work with Supreme Court Rules Committees and the legislature to implement the recommendations. The committee has also been engaged in implementing the recommendations in its guide, *Ending Debtors' Prisons in Pennsylvania: Current Issues in Bail and Legal Financial Obligations: A Practical Guide for Reform*. The commission continues to monitor and comment upon the PA Sentencing Commission's proposed risk assessment tool for determining criminal sentences. Additionally, the committee is prioritizing its long-standing initiative to reform Pennsylvania's indigent defense system.
- **Jury Service Committee:** The committee continues to collaborate with the AOPC and state agencies to remove a key impediment to the use of the statewide juror list by Pennsylvania judicial districts. The committee worked with the Department of Revenue to ensure birth date data from its taxpayer lists are provided to the AOPC to reduce the number of duplicate names on the statewide jury list. In a second related effort, the committee is collaborating with its Interpreter Services Committee to educate individuals with limited English proficiency about language requirements for jury service.
- **Equal Opportunity and Diversity Committee:** In September 2019, the commission filed comments to the PA Disciplinary Board's third version of proposed amendments to Rule 8.4 of the PA Rules of Professional Conduct. Another primary focus of the committee has been the education and training on implicit bias awareness in the legal system. The

committee is helping to draft a multi-faceted program for each law school to use in integrating implicit bias training into its curriculum.

- Domestic Violence and Sexual Assault Victims Committee: In January 2019, the committee produced *Guiding Principles to Address the Needs of Victims of Human Trafficking in Pennsylvania*, representing the collective input of approximately twenty-five organizations who provide services to human trafficking victims throughout the state. Additionally, the commission is working to create an exception to the requirement of the Interstate Compact for Juveniles that local authorities securely detain and return out-of-state juvenile run-aways to their home states, regardless of whether the juveniles are human trafficking victims. Strict enforcement of this compact could endanger the lives of juveniles who have fled from their residences in other states because their lives were threatened by traffickers.
- L.G.B.T.Q. Rights Committee: In 2019, the committee began working to develop a broader coalition of supporters for passage of current legislation to amend the Pennsylvania Human Relations Act. The amendment would expand the Act's provisions to include sexual orientation and gender identity within its protected classes. The committee also submitted official comments in opposition to a proposed change to a U.S. Department of Health and Human Services Rule. The proposed rule change would disproportionately impact individuals from the LGBTQ community, enabling agencies who receive HHS grants to refuse to provide services to those individuals based on their sexual orientation or gender identity. The committee is seeking amendment of the Pennsylvania DHS regulatory definition of gender to include gender identity and expression. This would enable transgender youth who are trafficking victims or homeless to obtain appropriate housing placement and other assistance.
- Interpreter Services Committee: The committee is working with the commission's Jury Service Committee to educate immigrant communities about their eligibility to perform jury service. Among other efforts, the committee is seeking permission from the federal district courts in Pennsylvania to distribute an educational pamphlet on jury service to individuals participating in naturalization ceremonies.

STATUTORY AUTHORITY: Art. V, Sec. 10(c) PA Constitution
42 Pa.C.S.A. Sec. 1722, et seq.

2020-21 JUDICIAL BUDGET PROPOSAL
Rules Committees

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	1,595	1,595	1,595	1,595
Federal Funds	0	0	0	0
Other Funds	<u>4</u>	<u>5</u>	<u>5</u>	<u>5</u>
Total	1,599	1,600	1,600	1,600

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	1,244	1,258	1,324	0
Federal Funds	0	0	0	0
Other Funds	<u>4</u>	<u>5</u>	<u>5</u>	<u>0</u>
Total	1,248	1,263	1,329	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec#
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	11	8	11	7	7	7	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	11	8	11	7	7	7	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	201	337	271	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	201	337	271	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>*2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	150	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>150</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor’s Office of the Budget.

*Fiscal Year 2018-19 – Non-expense/Interagency consists of \$150 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.

7. ASSUMPTIONS

Personnel:

- Increase in salaries and related benefits (social security, pension - contributions, workers compensation) for a 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and to provide merit increments for Fiscal Year 2020-21 - \$28,000
- Increase in pension contributions due to rate increase - \$10,000
- Increase in cost of health and life insurance benefits for active staff positions and health insurance for annuitants - \$17,000
- Increase in cost of health/life insurance due to credits received in Fiscal Year 2019-20 - \$18,000
- Decrease in cost for leave payouts - (\$7,000)

Operating:

- Decrease in operating costs - (\$66,000)

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	78.05%	83.50%	89.50%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

This appropriation funds the eight Supreme Court standing rules committees: Criminal Procedural Rules, Civil Procedural Rules, Domestic Relations Procedural Rules, Juvenile Court Procedural Rules, Appellate Court Procedural Rules, Orphans' Court Procedural Rules, Committee on Rules of Evidence, and Minor Court Rules.

The rules committees assist the Supreme Court in fulfilling its constitutional responsibility to prescribe general rules governing court proceedings in Pennsylvania's Unified Judicial System. Acting as advisory bodies, the rules committees study and recommend procedural and evidentiary rules to the Court. In executing this role, the committees coordinate with members of the bench, bar, public, and the legislative and executive branches to receive information, comments, and suggestions regarding the rules and rule proposals. The committees also monitor recent legislation and court opinions to maintain rules that are current with the Commonwealth's developing law.

Another committee function is rules drafting. During this process, the committee may direct staff to investigate and prepare proposed changes, additions, or deletions to the rules. After consideration by the full committee, which may or may not have been preceded by a subcommittee review, a proposed recommendation proceeds in accordance with Pennsylvania Rule of Judicial Administration 103. Under Rule 103, a proposed recommendation is published in the *Pennsylvania Bulletin* and other legal publications for public comment. Subsequently, the committee reviews the public comments received and, as necessary, the committee may modify the proposal before submitting to the Court a final recommendation for its consideration.

In aggregate, the eight rules committees have approximately 101 members serving without compensation and supported by five attorneys and two administrative staff. The rules committees meet several times a year, generally for one-to-two day meetings. Some committees use standing or *ad hoc* subcommittees, which meet at other times to work on specific issues. In Fiscal Year 2019-2020, the various rules committees will have convened

approximately 23 times in locations across the Commonwealth, including the Pennsylvania Judicial Center.

The work of the rules committees in 2019 has included:¹

- The **Juvenile Court Procedural Rules Committee** published proposed rule changes on the following topics: 1) removing the requirement that a written allegation accompany a juvenile at the time of placement in a detention facility; 2) addressing the imposition of the financial obligations of juveniles at the time of disposition; 3) concerning venue in dependency proceedings and intercountry transfers of dependency cases; and 4) revising the required contents of an expungement order and providing the juvenile court with the discretion to establish a compliance deadline.

The Court adopted the following committee recommendations: 1) clarifying that juvenile probation files includes records existing in paper or digital form and distinguishing between juvenile probation files and other information maintained by the juvenile probation office; 2) requiring the inclusion of additional information in a motion for expungement and requiring service of the expungement order on the Pennsylvania State Police and Juvenile Court Judges' Commission; 3) updating statutory references resulting from the Act of June 28, 2018, P.L. 402 concerning the clean slate program; 4) requiring that juveniles are advised of the right to challenge an adjudication of delinquency as recommended by a juvenile court hearing officer; 5) facilitating the use of PACFile in delinquency and dependency proceedings; and 6) exempting the Fifth Judicial District from the two-year period set forth in Pa.R.J.P. 205(B)(2) and 1205(B)(2).

- The **Orphans' Court Procedural Rules Committee** published proposed rule changes prescribing the contents of a petition filed to settle a small estate.

The Court adopted the committee's recommendation for revisions clarifying the substantially rewritten 2016 rules and forms.

- The **Domestic Relations Procedural Rules Committee** published proposed rule changes on the following topics: 1) the identification of parties in custody case captions and in written court opinions and orders; 2) amending the Criminal Records/Abuse History Verification form and requiring the trial court to address the parties' criminal record and abuse history in pre-trial conferences and the admissibility of associated documents at trial; 3) incorporating another class of third-party standing into rules and the custody complaint

¹ To avoid repetition, recommendations both published and adopted in calendar year 2019 are listed only once hereafter as adopted.

form; and 4) clarifying the procedures for withdrawing a divorce complaint and ancillary claims raised in a divorce actions.

The Court adopted the following committee recommendations: 1) revising the Protection from Abuse forms resulting from statutory amendments; 2) adding divorce procedures for “personal injury” divorces and new procedures for establishing grounds for divorce; and 3) requiring written memorialization of custody agreements that are orally placed on the record.

- The **Minor Court Rules Committee** published proposed rule changes on the following topics: 1) requiring a plaintiff in civil and landlord tenant action to verify the defendant’s military status; and 2) addressing denials of petitions for emergency protection from abuse and sexual violence as well as service of the denial orders.
- The **Appellate Court Procedural Rules Committee** published proposed rule changes on the following topics: 1) clarifying the finality of resentencing orders resolving petitions filed under the Post Conviction Relief Act; 2) additional rules and rule amendments governing the electronic filing of documents in the appellate courts; and 3) governing the docketing of appeals to require the parties’ names in the caption of custody appeals.

The Court adopted the following committee recommendations: 1) amending citations referencing the criteria for the issuance of a stay pending appeal; 2) permitting the citation of non-precedential appellate decisions; 3) providing guidance regarding when a cross petition for allowance of appeal may be appropriate; and 4) providing for an extension of time to file a statement of errors complained of on appeal when the transcript is unavailable, eliminating service of the statement on the judge, and revising the standard for waiver of issues of appeal, except in criminal matters.

- The **Criminal Procedural Rules Committee** published proposed rule changes on the following topics: 1) revising the rules to reflect that summary cases appealed to the court of common pleas that are dismissed upon agreement are governed by Rule 458; 2) providing for a more equitable enforcement of monetary assessments imposed in summary cases on those without the financial ability to pay; 3) the manner in which arrest warrants are used as the authority for searches of premises to apprehend the subjects of the arrest warrants; 4) prescribing the information covered by the non-disclosure requirements relative to investigating grand juries; 5) clarifying that the duty or night court issuing authority can make the recognizance/collateral determination and provide notice that the defendant must appear before the proper issuing authority the next business day; 6) clarifying that a defendant arrested for failure to appear for execution of sentence shall proceed in accordance with the normal bench warrant procedures and shall be taken before the issuing authority for a bench warrant hearing; 7) improving the discovery procedures

regarding the mandatory disclosure of *Brady* materials; and 8) regarding the extent to which hearsay may be used in preliminary hearings and establishing a *prima facie* case.

The Court adopted the following committee recommendations to: 1) clarifying the procedures for the expungement of summary cases for defendants under 18; and 2) reflecting changes in the Post Conviction Relief Act regarding the timing for raising exceptions to the Act's one-year limitation for filing the petition.

- The **Committee on Rules of Evidence** published proposed rule changes on the topics: 1) limiting the admissibility of a party's or witness' immigration status and describing the relevancy of evidence of class; 2) providing procedural guidance for determining claims involving the right against testimonial self-incrimination; and 3) providing guidance for resolving authentication questions involving attributed-authorship of digital evidence.

The Court adopted the following committee recommendation to: 1) concerning the self-authentication of certified records generated by an electronic process or system and certified data copied from an electronic device, storage medium, or file; and 2) facilitating the authentication of evidence and correcting an error that occurred during the restyling of the Rules in 2013

- The **Civil Procedural Rules Committee** published proposed rule changes on the following topics: 1) amending an historical citation to the *Pennsylvania Bulletin*; 2) requiring a litigant to raise all grounds for relief in a single petition for relief from a default judgment; and 3) governing note taking by jurors to clarify and expand when note taking is permitted during a trial that is expected to last more than two days.

The Court adopted the following committee recommendations: 1) adding Rule 1065.1 setting forth the form notice required by 42 Pa.C.S. § 5527.1 for an action to quiet title; and 2) providing a procedural mechanism to substitute the actual name of an unknown Doe-designated defendant where the action has been filed within the limitations period and the defendant has been adequately described in the complaint to demonstrate that it was that defendant against whom the action was asserted.

The volume of the rules committees' activities reflects the quickening pace of change in the practice of law and society in general.

STATUTORY AUTHORITY: Art. V, sec. 10(c), PA Constitution
42 Pa.C.S. §§ 1722, *et seq.*

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2020-21 JUDICIAL BUDGET PROPOSAL
Superior Court

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	32,377	32,377	34,931	32,377
Federal Funds	0	0	0	0
Other Funds	<u>5,985</u>	<u>10,133</u>	<u>10,137</u>	<u>10,137</u>
Total	38,362	42,510	45,068	42,514

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	32,314	31,977	34,227	0
Federal Funds	0	0	0	0
Other Funds	<u>1,126</u>	<u>4,909</u>	<u>4,913</u>	<u>0</u>
Total	33,440	36,886	39,140	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds:							
Judges	15	14	15	14	15	15	0
Staff	* 247	210	* 248	216	** 250	224	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	262	224	263	230	265	239	0

* Includes 21 summer interns

** Includes 20 summer interns

3. OPERATING (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	304	0
Federal Funds	0	0	0	0
Other Funds	<u>4,859</u>	<u>5,224</u>	<u>5,224</u>	<u>0</u>
Total	4,859	5,224	5,528	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	63	400	400	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>63</u>	<u>400</u>	<u>400</u>	<u>0</u>

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

^Fiscal Year 2019-20 – Personnel and Operating: Other Funds include augmenting revenues of \$9,845 in anticipated Act 49 of 2009 revenues.

^Fiscal Year 2020-21 – Personnel and Operating: Other Funds include augmenting revenues of \$9,845 in anticipated Act 49 of 2009 revenues.

7. ASSUMPTIONS

To fund the continued operation of the Superior Court, the following amounts are required above the amount budgeted for Fiscal Year 2019-20.

Personnel:

Act 30 of 2007 provides for annual increases in judges' salaries, including per diem compensation paid to senior judges, effective each January 1 to reflect the latest 12-month change in the Consumer Price Index (CPI) for the Philadelphia-Wilmington-Atlantic City, Pennsylvania, Delaware, New Jersey and Maryland area. This budget request includes a 1.75% increase in judicial salaries and per diem compensation effective January 1, 2021. Assumptions regarding judges' salaries and senior judge per diems are as follows:

	<u>July - December, 2020</u>	<u>January - June, 2021</u>
President Judge	\$209,153	\$212,814
Judge (14)	\$202,898	\$206,449
Senior Judge per diem	\$578	\$589

Proposed personnel expenditures follow:

-Increase in pension contributions for judges and staff due to rate increase -	\$268,000
-Increase in cost of health insurance benefits to restore funding due to credits received in Fiscal Year 2019-20 -	\$364,000
-Increase in health/life insurance benefits for 14 judges, filled staff and health insurance for annuitants -	\$156,000
-Increase in salaries and related benefits (social security, pension contributions, and WC) for 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and provide merit increments in Fiscal Year 2020-21 for filled staff and law clerks -	\$115,000
-Increase in salaries and related benefits (social security, pension contributions) for Judges' COLA (1.75% effective 1/1/21) -	\$90,000
-Increase to annualize costs for one judge position filled by election effective 1/6/20 -	\$169,000
-Increase in salaries and all benefits to annualize costs of vacant staff positions filled/ to be filled in Fiscal Year 2019-20 -	\$272,000
-Increase in salaries and all benefits to annualize cost to fill the staff complement of six for a commissioned judge vacancy filled by election effective 1/6/20 -	\$392,000
-Increase in salaries and all benefits for two new staff positions to be filled in Fiscal Year 2020-21 -	\$237,000
-Increase in senior judge per diem compensation and social security due to increased rates -	\$11,000
-Decrease in senior judge per diem compensation and social security due to decreased days (from 886 days to 875 days) -	(\$7,000)
-Increase in senior judge per diem compensation and social security for one administrative judge (240 days) -	\$151,000
-Increase in annual/sick leave payout -	\$32,000
-Increase in augmentations for Medicare D subsidy -	\$4,000

Operating:

-Increase in software and software maintenance -	\$160,000
-Increase in real estate - base rent -	\$100,000
-Miscellaneous operating increases -	\$44,000

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor			
Judges	73.73%	76.84%	79.07%
Staff	81.55%	82.14%	84.88%

10. NONRECURRING PURCHASES

2019-20: None

2020-21: None

11. PROGRAM STATEMENT

The Superior Court was established by the Pennsylvania General Assembly in 1895 to hear appeals from certain decisions of the Commonwealth's Courts of Common Pleas. Since the court's inception, the General Assembly has periodically expanded the Superior Court's jurisdiction, and today it decides appeals touching almost every aspect of life and commerce in the Commonwealth. These appeals include family matters such as child custody, visitation, adoption, divorce, and support; criminal cases; matters concerning wills and estates; property disputes; and cases involving damages for breach of contract or personal injury. Superior Court judges also hear applications made by the Attorney General and district attorneys under the Wiretapping and Electronic Surveillance Control Act. The Superior Court is often the final arbiter of legal disputes in Pennsylvania. Although the Supreme Court may grant a petition for an appeal from a decision of the Superior Court, in the majority of cases such petitions are denied. Appeals allowed to the United States Supreme Court are even more infrequent.

The Superior Court is comprised of 15 commissioned judges. Currently, six senior judges assist in the work of the court. Except for cases in which the court orders consideration by an en banc panel of nine judges, the court sits in three-judge panels, hearing oral arguments an average of three times per month throughout the Commonwealth.

In calendar year 2019, 7,597 appeals were filed. This is comparable to the number of appeals filed in 2018 which were 7,623. To meet the rigorous workload of the court, an annual average of 241 written decisions per judge have been produced over the last two calendar years.

Additionally, other judicial duties include voting and writing on other judges' panel decisions; reviewing re-argument petitions and en banc certifications; serving on motions panels and as

a monthly motions assignment judge; wiretap assignments; and court committee assignments. According to the National Center for State Courts, the Pennsylvania Superior Court continues to be one of the busiest intermediate state appellate courts in the country. The Superior Court strives to maintain this performance as the number of appeals and petitions received by the court increases.

Overall, this appropriation provides funding for salaries and benefits for judges, staff salaries and benefits, annuitant benefits, operating expenses, and fixed assets necessary for judicial and administrative operations. With the exception of approximately \$200,000 received annually by the court in filing fees, and the use in recent years of augmentations to supplement limited state funding, the Superior Court is entirely dependent upon this appropriation to provide the funds necessary to carry out its constitutional mandate. Funding of this budget request is essential to continue the efficient and effective operation of the court.

STATUTORY AUTHORITY: Art. V, Sec. 3, PA Constitution
42 Pa.C.S.A. Sec. 541, et seq.

2020-21 JUDICIAL BUDGET PROPOSAL
Superior Court – Judges’ Expenses

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	183	183	183	183
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	183	183	183	183

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0	0	0	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	103	183	183	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	103	183	183	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>*2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	80	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>80</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Fiscal Year 2018-19 – Non-expense/Interagency, consists of \$80 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.*

7. ASSUMPTIONS

The Judiciary requests the same level of funding as provided in Fiscal Year 2019-20.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are paid from this appropriation.

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

This appropriation funds the vouchered Court-related business expenses incurred by the 15 commissioned judges of the Superior Court, including expenses incurred when traveling to other locations within Pennsylvania to hear oral arguments, and performing Court work outside of their chambers. Expenses include travel reimbursement, food, and lodging.

STATUTORY AUTHORITY: Annual Appropriation Act.

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2020-21 JUDICIAL BUDGET PROPOSAL Commonwealth Court

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	21,192	21,192	21,192	21,192
Federal Funds	0	0	0	0
Other Funds	<u>245</u>	<u>1,277</u>	<u>1,783</u>	<u>1,783</u>
Total	21,437	22,469	22,975	22,975

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	17,980	20,285	20,999	0
Federal Funds	0	0	0	0
Other Funds	<u>62</u>	<u>64</u>	<u>64</u>	<u>0</u>
Total	18,042	20,349	21,063	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds:							
Judges	9	9	9	8	9	9	0
Staff	* 149	108	* 137	99	** 121	100	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	158	117	146	107	130	109	0

* Includes 13 summer interns

** Includes 10 summer interns

3. OPERATING (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	2,314	907	193	0
Federal Funds	0	0	0	0
Other Funds	<u>183</u>	<u>1,213</u>	<u>1,719</u>	<u>0</u>
Total	2,497	2,120	1,912	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	42	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	42	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>*2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	856	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	856	0	0	0

#Detail not provided by Governor's Office of the Budget.

*Fiscal Year 2018-19 – Non-expense/Interagency, consists of \$856 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.

^Fiscal Year 2019-20 – Operating: Other Funds include augmenting revenues of \$1,068 in anticipated Act 49 of 2009 revenues.

^Fiscal Year 2020-21 – Operating: Other Funds include augmenting revenues of \$1,569 in anticipated Act 49 of 2009 revenues.

7. ASSUMPTIONS

Personnel:

Act 30 of 2007 provides for annual increases in judges' salaries, including per diem compensation paid to senior judges, effective each January 1, to reflect the latest 12-month change in the Consumer Price Index (CPI) for the Philadelphia-Wilmington-Atlantic City, Pennsylvania, Delaware, New Jersey and Maryland area. This budget request includes a 1.75% increase in judicial salaries and per diems effective January 1, 2021. Assumptions regarding judges' salaries and senior judge per diem compensation are as follows:

	<u>July - December, 2020</u>	<u>January - June, 2021</u>
President Judge	\$209,153	\$212,814
Judge (8)	\$202,898	\$206,449
Senior Judge per diem	\$578	\$589

Proposed personnel expenditures follow.

-Increase in pension contributions due to rate increase -	\$143,000
-Increase in health insurance costs to restore funding due to credits received in Fiscal Year 2019-20 -	\$248,000
-Increase in health/life insurance benefits for judges and staff, and health insurance benefits for annuitants -	\$264,000
-Increase in salaries and related benefits (social security, pension contributions, WC) for 1.75% COLA and to provide merit increments for filled staff and law clerks -	\$346,000
-Increase in salaries and related benefits (social security, pension contributions) for judges' COLA (1.75% effective 1/1/21) -	\$95,000
-Decrease in salaries and all benefits to annualize the cost of two staff vacancies funded in Fiscal Year 2019-20 but not funded in Fiscal Year 2020-21 -	(\$314,000)
-Increase in senior judge per diem compensation and social security due to increased rate -	\$1,000
-Decrease in senior judge per diem compensation and social security due to decreased days (from 178 days in Fiscal Year 2019-20 to 160 days in Fiscal Year 2020-21) -	(\$10,000)
-Decrease in sick leave and annual leave payouts -	(\$59,000)

Operating (Nonrecurring):

-Increase in Act 49 funds available in Fiscal Year 2020-21 to supplement state funding -	\$501,000
-Decrease in state funds due to increase in Act 49 funds in Fiscal Year 2020-21 -	(\$501,000)
-Increase in filing fees available in Fiscal Year 2020-21 to supplement state funding -	\$5,000
-Decrease in state funds required due to increase in filing fees available in Fiscal Year 2020-21 to supplement state funding -	(\$5,000)
-Decrease in operating expenses due to closing home chambers of retired judge and appointed judge chambers in Pennsylvania Judicial Center only -	(\$106,000)
-Decrease in operating costs -	(\$102,000)

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor			
Judges	68.64%	73.27%	76.41%
Staff	84.32%	83.43%	89.52%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

Funding for this appropriation in Fiscal Year 2019-20 will be supplemented by a transfer of \$1.068 million in anticipated Act 49 revenues. This Fiscal Year 2020-21 budget request anticipates the availability and use of \$1.569 million in Act 49 revenues which offset the need for state funding.

The Commonwealth Court of Pennsylvania came into existence January 1, 1970, created by the Pennsylvania Constitution of 1968. The court hears appeals from county Courts of Common Pleas and state administrative agencies. From county courts, the Commonwealth Court hears appeals in matters involving zoning, taxation, civil service, negligence cases involving state and local government, and eminent domain, among others. From state administrative agencies, the court hears appeals in matters involving workers' and unemployment compensation, environmental issues, welfare claims, public utility rate disputes, and taxation, among others. In addition, the court acts as a trial court in certain types of cases where the Commonwealth is a party, including actions in equity, mandamus, and declaratory judgment, as well as hearing cases arising under the Election Code in both its original and appellate jurisdiction. The court also actively supervises insolvent insurance company estates in various stages of rehabilitation or liquidation. These matters, which are akin to bankruptcy proceedings, involve complex, protracted litigation, and present unique case management challenges requiring significant judicial and staff resources.

Overall, 3,721 new actions were filed in the court in calendar year 2019. Of these, 701 were new original jurisdiction cases, 525 of which were filed by prisoners. In the court's appellate jurisdiction, 1,033 new agency appeals were filed in 2019, including 359 unemployment compensation appeals, 164 workers' compensation appeals, and 179 Probation & Parole appeals, among other categories. In other major appellate categories, the court received 851 new appeals from the Courts of Common Pleas – a 23% increase over 2018 – and 1,072 new tax appeals from the Board of Finance and Revenue.

In 2019 the Commonwealth Court disposed of 3,415 cases, 830 of which were decided by majority opinion. The court's mediation program continued to be successful in 2019: 136 cases were referred to mediation, and 70 cases were resolved, eliminating the need for further litigation.

STATUTORY AUTHORITY: Art. V, Sec. 4, PA Constitution
42 Pa.C.S.A. Sec. 561, et seq.

2020-21 JUDICIAL BUDGET PROPOSAL
Commonwealth Court – Judges’ Expenses

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	132	132	132	132
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	132	132	132	132

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0	0	0	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	100	132	132	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	100	132	132	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>*2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	32	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>32</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Fiscal Year 2018-19 – Non-expense/Interagency, consists of \$32 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.*

7. ASSUMPTIONS

The Judiciary requests the same level of funding as provided in Fiscal Year 2019-20.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are paid from this appropriation.

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

This appropriation provides funding for vouchered expenses of the Commonwealth Court's authorized complement of nine judges. The requested level of funding is the amount necessary to fund the reimbursement of allowable business expenses of the full complement.

STATUTORY AUTHORITY: Annual Appropriation Act.

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2020-21 JUDICIAL BUDGET PROPOSAL
Court Administrator

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	11,577	11,577	12,891	11,577
Federal Funds:	992	1,944	1,913	1,853
CIP	828	1,130	1,130	1,130
STOP Grant	164	339	268	268
Adult Drug Eval	0	225	225	225
Language Access	0	50	50	50
VTC Strat Planning	0	200	100	100
Civil Case Mgt Syst	0	0	60	0
PA Reestab Analys	0	0	80	80
Other Funds	2,344	3,495	3,497	3,497
Total	<u>14,913</u>	<u>17,016</u>	<u>18,301</u>	<u>16,927</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	11,470	11,577	12,179	0
Federal Funds	693	766	761	0
Other Funds	1,098	1,977	2,059	0
Total	<u>13,261</u>	<u>14,320</u>	<u>14,999</u>	<u>0</u>

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	88.10	83.10	85.00	82.00	85.00	82.00	0
Federal Funds	8	7	8	7	8	8	0
Other Funds	0	0	0	0	0	0	0
Total	<u>96.10</u>	<u>90.10</u>	<u>93.00</u>	<u>89.00</u>	<u>93.00</u>	<u>90.00</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	712	0
Federal Funds	251	1,178	1,152	0
Other Funds	1,227	1,518	1,438	0
Total	<u>1,478</u>	<u>2,696</u>	<u>3,302</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	5	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>5</u>	<u>0</u>	<u>0</u>	<u>0</u>

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	102	0	0	0
Federal Funds	48	0	0	0
Other Funds	19	0	0	0
Total	<u>169</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

^Fiscal Year 2019-20 – Personnel and Operating: Other Funds include augmenting revenues of \$2,811 in anticipated Act 49 of 2009 revenues.

^Fiscal Year 2020-21 – Personnel and Operating: Other Funds include augmenting revenues of \$2,811 in anticipated Act 49 of 2009 revenues.

The federal funds shown each year in this presentation consist primarily of funds under Title IV-B and IV-E of the Social Security Act from the U.S. Department of Health and Human Services, Administration on Children, Youth and Families for the Court Improvement Program (CIP) involving the dependency courts. Each year also includes federal funds provided by the Pennsylvania Commission on Crime and Delinquency (PCCD) from the STOP Violence Against Women grant program to provide training and technical assistance to Pennsylvania's judiciary. Fiscal Year 2019-20 and Fiscal Year 2020-21 include anticipated federal grant funds for language access projects, and federal funds from the Adult Drug Court Discretionary Grant Program to support a three-year statewide assessment, outcome and cost-benefit evaluation of adult drug courts and veterans treatment courts. AOPC will be submitting two applications to the State Justice Institute (SJI). The first being for a one-time three year project grant, to begin in Fiscal Year 2020-21, for the NCSC Weighted Caseload Study of Magisterial District Courts. The second grant application is for Infocon to install templates in their Civil Case Management System in 26 counties to track statistical data.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and related benefits (social security, pension Contributions, and WC) for 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and provide merit increments in Fiscal Year 2020-21 for filled staff -	\$176,000
-Increase in pension contributions due to rate increase -	\$95,000
-Increase in cost of health/life insurance benefits for filled staff and health benefits for annuitants -	\$173,000
-Increase in cost of health insurance benefits to restore funding due to credits received in Fiscal Year 2019-20 -	\$167,000
-Increase in salaries and all benefits to annualize the cost of 4.5 positions filled in Fiscal Year 2019-20 -	\$200,000
-Decrease in annual/sick leave payout -	(\$209,000)
-Increase in augmentations in Medicare D Subsidy -	\$2,000
-Increase in augmentations (DHS) to support CIP personnel costs -	\$80,000

Operating:

-Increase in operating costs to restore funding for various operating costs being paid from prior-year encumbrances in FY 2019-20 -	\$140,000
-Decrease in professional services for biennial actuarial services -	(\$23,000)
-Increase in miscellaneous operating costs -	\$5,000
-Increase in operating costs for state match required for federal grants -	\$180,000
-Decrease in augmentations (DHS) to support CIP operating costs -	(\$80,000)
-Increase in operating costs for Pilot Video Remote Interpreting project -	\$410,000

Federal Funds:

Personnel:

-Decrease in federal funds for salaries and all benefits for eight filled staff for the CIP grant -	(\$5,000)
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Operating:

-Increase in federal funds for operating costs for the CIP grant -	\$5,000
-Decrease in operating costs for federal grants -	(31,000)

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	78.70%	79.49%	85.10%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

Pennsylvania's Constitutional Convention of 1967-68 created a Unified Judicial System (UJS) and formalized the Supreme Court's authority to supervise all of the Commonwealth's courts. That Constitution also created the position of Court Administrator of Pennsylvania, with the responsibility of leading the Administrative Office of Pennsylvania Courts (AOPC) in assisting the Supreme Court to carry out its supervisory and administrative roles.

The AOPC provides services for jurists, staff and the citizens of the Commonwealth. Those duties include providing statewide support in the areas of technology, communications, human resources, payroll, budgeting and accounting, law, intergovernmental relations, court programs, research and education.

Funding for AOPC operations comes mainly from appropriated state funds, and also from fee funding and a small amount of federal funds.

AOPC/Information Technology (IT) provides case management systems and other IT services statewide, and serves as a data resource for law enforcement and thousands of others in local, state and federal governments. Unlike AOPC as a whole, AOPC/IT is mostly fee funded. More information can be found under the Judicial Computer System (JCS) tab later in this book.

Highlights of UJS initiatives in which the AOPC has been involved over the past year include the following:

- The judiciary completed a Judicial Needs Assessment (JNA), a study that uses data to help to determine the appropriate allocation of judicial resources in Common Pleas Courts to manage and resolve court business timely and effectively for the public. The JNA serves as a performance management tool for use by the AOPC and the Supreme Court in the appointment/assignment of senior judges, by president judges for the

effective management of their courts (e.g., use of quasi-judicial officers) and by the General Assembly in its judicial complement setting role. Using the JNA as a guide, the number of senior assignments has decreased substantially since implementation.

- Worked with the Executive and Legislative branch of government on the **Justice Reinvestment (JRI2) Act** which includes recommendations to help manage the continued growth in the state's corrections budget and to reinvest savings in strategies that can reduce recidivism, increase public safety and better serve victims of crime.
- Joined the governor and legislative leaders in the creation of a **Juvenile Justice Task Force** to assess how Pennsylvania currently handles juvenile justice and develop a report with recommendations on how to strengthen the system.
 - The overarching goal of this initiative is to develop data-driven policy recommendations through stakeholder consensus with the goals of protecting public safety, facilitating accountability, containing costs and improving outcomes for youth, families and communities.
- Developed **three new bench cards** outlining the procedures judges should consider when ordering a defendant to relinquish their firearm(s) in protection from abuse (PFA) cases and other domestic violence crimes.
- Assisted counties with the creation and operation of problem-solving courts.
 - Seven new treatment courts were created in the past year.
- Facilitated **41,000** request for interpreters in accordance with the Supreme Court adopted Language Access Plan.

STATUTORY AUTHORITY: Art. V, Sec. 10(b), PA Constitution
42 Pa.C.S.A. Sec. 1901, et seq.

2020-21 JUDICIAL BUDGET PROPOSAL
Judicial Center Operations

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	814	814	1,274	814
Federal Funds	0	0	0	0
Other Funds	<u>1,560</u>	<u>354</u>	<u>354</u>	<u>354</u>
Total	2,374	1,168	1,628	1,168

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	814	814	868	0
Federal Funds	0	0	0	0
Other Funds	<u>134</u>	<u>233</u>	<u>233</u>	<u>0</u>
Total	948	1,047	1,101	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec#
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	11	10	11	10	11	10	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	11	10	11	10	11	10	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	0	0	406	0
Federal Funds	0	0	0	0
Other Funds	<u>1,006</u>	<u>121</u>	<u>121</u>	<u>0</u>
Total	1,006	121	527	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>420</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	420	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec# <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and related benefits (social security, pension contributions and WC) for 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and to provide merit increments in Fiscal Year 2020-21 for filled staff -	\$13,000
-Increase in pension contributions due to rate increase -	\$7,000
-Increase in cost of health/life insurance benefits for filled staff -	\$19,000
-Increase in health insurance costs to restore funding due to credits received in Fiscal Year 2019-20 -	\$15,000

Operating:

-Increase in maintenance services and supplies-building to restore funding for cleaning services (current-year costs are being paid from a prior-year encumbrance -	\$406,000
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8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	97.21%	97.50%	104.24%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

This appropriation funds the centralized costs to operate the Judicial Center in the capitol complex. This budget request provides full-year funding for 11 staff positions and related operating costs required to support this facility.

The majority of centralized operating costs consist of janitorial, telephone and data circuits, equipment maintenance, facilities management, and mail room expenses required for central support of building occupants and building operations of the Judicial Center. Augmentations of \$354,000 are expected to be collected from tenants to offset on-going operating costs.

The Judicial Center continues to be an example of intergovernmental cooperation with the recent move of the grand jury courtroom from Strawberry Square to the sixth floor of the Judicial Center. In addition, meeting rooms within the Judicial Center are routinely offered to and used by executive and legislative branch agencies.

STATUTORY AUTHORITY: Annual Appropriation Act.

2020-21 JUDICIAL BUDGET PROPOSAL
District Court Management - Administrators

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	19,657	19,657	21,122	19,657
Federal Funds	0	0	0	0
Other Funds	<u>7,310</u>	<u>8,553</u>	<u>8,553</u>	<u>8,553</u>
Total	26,967	28,210	29,675	28,210

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	19,565	19,599	21,090	0
Federal Funds	0	0	0	0
Other Funds	<u>7,310</u>	<u>8,553</u>	<u>8,553</u>	<u>0</u>
Total	26,875	28,152	29,643	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	195	195	196	193	196	193	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	195	195	196	193	196	193	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	92	58	32	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	92	58	32	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

^Fiscal Year 2019-20 – Personnel: Other Funds include augmenting revenues of \$8,463 in anticipated Act 49 of 2009 revenues.

^Fiscal Year 2020-21 – Personnel and Operating: Other Funds include augmenting revenues of \$8,463 in anticipated Act 49 of 2009 revenues.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and related benefits (social security, pension contributions, and WC) for 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and provide merit increments in Fiscal Year 2020-2021 for filled staff -	\$480,000
-Increase in pension contributions due to rate increase -	\$190,000
-Increase in health insurance benefits for staff and health insurance for annuitants -	\$464,000
-Increase in health insurance costs to restore funding due to credits received in Fiscal Year 2019-20 -	\$361,000
-Decrease in costs of sick and annual leave payouts -	(\$4,000)

Operating:

-Decrease in equipment costs (one time purchase of laptops) (nonrecurring) -	(\$38,000)
-Increase in professional services costs to restore funding (current year costs paid from prior-year encumbrance) -	\$12,000

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	83.15%	84.11%	89.84%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

Funding for this appropriation in Fiscal Year 2019-20 will be supplemented by a transfer of \$8.463 million of Act 49 of 2009 revenues. This Fiscal Year 2020-21 budget request also anticipates the availability and use of \$8.463 million in Act 49 revenues which offset the need for state funding.

This appropriation funds the salaries, benefits and related expenses of the district court administrative positions transitioned to state service January 1, 2000 in accordance with Act 12 of 1999 and those created subsequently. Act 12 authorized those transfers as a means of developing a solid management infrastructure between the state and district courts as components of the overall Unified Judicial System. Judicial district (county) administrative positions have been held steady for some years, but future requests to increase funding to fulfill long-standing staff needs are under consideration. This budget request provides funding for 196 positions, an increase of 21, or 12%, over the 175 transitioned to the Unified Judicial System in 2000.

STATUTORY AUTHORITY: Art. V, Sec. 10(b), PA Constitution
42 Pa.C.S.A. Sec. 1905

2020-21 JUDICIAL BUDGET PROPOSAL
Office of Elder Justice in the Courts (OEJC)

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	496	496	539	496
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	496	496	539	496

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	265	364	416	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	265	364	416	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	3	2	3	3	3	3	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	3	2	3	3	3	3	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	46	132	123	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	46	132	123	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>*2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	185	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>185</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Fiscal Year 2018-19 – Non-expense/Interagency, consists of \$185 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.*

#Detail not provided by Governor’s Office of the Budget.

7. ASSUMPTIONS

Personnel:

- Increase in salaries and related benefits (social security, pension contributions, and WC) for 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and provide merit increments in Fiscal Year 2020-2021 for filled staff - \$6,000
- Increase in pension contributions due to rate increase - \$2,000
- Increase in cost of health/life insurance benefits for filled positions - \$3,000
- Increase in health insurance costs to restore funding due to credits received in Fiscal Year 2019-20 - \$3,000
- Increase in senior judge per diem compensation and social security due to increased rates - \$1,000
- Increase in senior judge per diem compensation and social security due to increased days (from 60 days in Fiscal Year 2019-20 to 120 days in Fiscal Year 2020-21) - \$37,000

Operating:

- Miscellaneous operating decreases - (\$9,000)

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	62.14%	66.12%	69.81%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

This appropriation funds the Office of Elder Justice in the Courts (OEJC) in support of its mission to address access to justice issues affecting older Pennsylvanians. The OEJC was created by the Supreme Court in January 2015 and is one of the recommendations developed by the Elder Law Task Force. The OEJC is responsible for implementing other relevant recommendations identified by the Elder Law Task Force. This appropriation also funds the Advisory Council on Elder Justice.

Among the activities and accomplishments of the OEJC in 2019 were the following:

- Continued collaboration with AOPC/IT following the statewide rollout of the Guardianship Tracking System (GTS) by AOPC/IT (recommended by the Supreme Court’s Elder Law Task Force) in 2018. GTS is used by guardians and the court system to file, manage, track and report on guardianships;
 - published the Elder Abuse Bench Book, a practical and valuable new resource for judges, and provided copies to 525 common pleas judges;
 - completed the Guardianship Bench Book, which is being finalized for publication in early 2020;
 - presented OEJC’s free training program for family and lay guardians, “Fundamentals of Guardianship: What Family Guardians Need to Know,” to 120 guardians from the counties of Allegheny, Cameron, Carbon, Elk, Fayette, Somerset, and Venango (additional presentations are planned for Fiscal Year 2020-21);
 - established a collaboration between the Advisory Council, the OEJC and a multi-disciplinary team from Penn State University (PSU) and its Dickinson Law School to develop online educational modules for use with current/prospective guardians or similar agents serving disabled, frail or vulnerable adults (drawing on key stakeholders in the field and the courts, PSU - with guidance from the OEJC and
-

-
- Advisory Council - is developing a dozen modules to provide guidance to guardians about their powers, duties and responsibilities, thereby promoting the greater safety, well-being and enhanced quality of life for adults in need of assistance);
- launched the Pilot Project for Excellence in Adult Guardianship Proceedings in Montgomery County in 2019. The project seeks to improve court practices in screening petitions, appointing counsel, appointing guardians where needed, and in monitoring guardians after court appointment, focusing on best practices during the hearing, review and monitoring stages, and the appointment of counsel in all cases, with an eye towards replication in other courts. By local rule, professional guardians must be certified in 2020;
 - members of the Advisory Council made presentations to Villanova, Penn, Temple, Widener, Duquesne, Pittsburgh, Dickenson, and Penn State law schools to encourage their law school clinics to focus on issues involving elder justice;
 - presented 27 trainings, educational sessions and presentations, including those about the work and mission of the Advisory Council to members of various justice entities in 2019. From the creation of the Advisory Council in 2015 through the end of 2019, a total of 96 trainings, educational sessions and presentations have been made.

STATUTORY AUTHORITY: Art. V, Sec. 7, PA Constitution
42 Pa.C.S.A. Sec. 1501, et seq.
42 Pa.C.S.A. Sec. 3532

2020-21 JUDICIAL BUDGET PROPOSAL
Court Management Education

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	73	73	73	73
Federal Funds	0	0	0	0
Other Funds	5	0	0	0
Total	<u>78</u>	<u>73</u>	<u>73</u>	<u>73</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	0	0	0	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	73	73	73	0
Federal Funds	0	0	0	0
Other Funds	5	0	0	0
Total	<u>78</u>	<u>73</u>	<u>73</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>*2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

7. ASSUMPTIONS

The Judiciary requests that the same level of funding be provided as in Fiscal Year 2019-20.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are funded from this appropriation.

10. NONRECURRING PURCHASES

No purchases are made from this appropriation.

11. PROGRAM STATEMENT

The funding provided by this appropriation enables the provision of an ongoing education program to allow Judiciary staff to participate in various education forums to further their professional competence. This includes attendance at seminars, professional conferences, and other venues as appropriate. The education program is designed to further develop and strengthen the skills of both management and staff.

This budget request provides for continued professional education of state-level district court staff; the education is presented in various venues, including regional settings, and via webinars as a recent innovation under a distance-learning program. Under the distance-learning program, webinars enable participants to attend at no cost to the counties and eliminate AOPC's cost to present the seminars on-site in regional settings. The webinars are supplemented by a special session developed for and offered each spring in Harrisburg to new court staff. An optional course open to all district court staff, both state-level and county-level, is also traditionally offered each year.

Education programs are also made available to other Judiciary staff through private providers so that offerings may be tailored to meet individual needs. Group training sessions have also traditionally been used as needed to address specific skills for non-management staff. This program of education is designed to advance the contemporary professional and managerial skills of employees throughout the Judiciary, and to reduce the potential for litigation for liability which would accrue to the employer as a result of the professional actions of its employees.

STATUTORY AUTHORITY: Annual Appropriation Act.

2020-21 JUDICIAL BUDGET PROPOSAL
Judicial Education

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	1,247	1,247	1,661	1,247
Federal Funds	0	0	0	0
Other Funds	<u>459</u>	<u>311</u>	<u>311</u>	<u>311</u>
Total	1,706	1,558	1,972	1,558

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	612	632	778	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	612	632	778	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	4	4	4	4	5	4	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	4	4	4	4	5	4	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	635	615	883	0
Federal Funds	0	0	0	0
Other Funds	<u>459</u>	<u>311</u>	<u>311</u>	<u>0</u>
Total	1,094	926	1,194	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

^Fiscal Year 2019-20 – Operating: Other Funds include augmenting revenues of \$311 in anticipated Act 49 of 2009 revenues.

^Fiscal Year 2020-21 – Operating: Other Funds include augmenting revenues of \$311 in anticipated Act 49 of 2009 revenues.

7. ASSUMPTIONS**Personnel:**

-Increase in salaries and related benefits (social security, pension contributions, and WC) for 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and to provide merit increments in Fiscal Year 2020-21 for filled staff -	\$10,000
-Increase in pension contributions due to rate increase -	\$5,000
-Increase in health/life insurance for filled staff -	\$7,000
-Increase in health insurance costs to restore funding due to credits received in Fiscal Year 2019-20 -	\$6,000
-Increase in salaries and benefits for one new position to be filled in Fiscal Year 2020-21 -	\$87,000

Operating:

-Decrease in furniture & equipment costs < \$25,000 for one-time purchase of audience response system in Fiscal Year 2019-20 (non-recurring) -	(\$8,000)
-Increase in training/conference expenses (current-year costs are primarily being paid from prior-year encumbrances) -	\$307,000

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	71.54%	73.32%	76.52%

10. NONRECURRING PURCHASES

2019-20: Furniture & equipment costs < \$25,000 - \$8,000

2020-21: none

11. PROGRAM STATEMENT

The Supreme Court of Pennsylvania adopted continuing education requirements effective January 1, 2017 for all judges who do not fall under the statutory provisions and Supreme Court Rules of Judicial Administration applicable to magisterial district judges. The order requires each judge to earn annually three hours of judicial ethics education and nine hours of continuing education in judicial practice and related areas.

This appropriation provides the funding for the program of professional continuing education for judges subject to the new mandatory education requirements. This program is conducted through conferences and seminars presented in both statewide and in regional settings under the auspices of AOPC's Judicial Education Department. The department works closely with the Pennsylvania Conference of State Trial Judges and the Special Court Judges Association to develop a state-of-the-art curriculum that includes timely and relevant continuing education courses presented to judges throughout the state.

This appropriation funds conferences, seminars, and educational programs as well as two professional educators and an education specialist to plan, implement and support the vital continuing education program for jurists.

It also funds orientation programs offered biennially for newly-elected common pleas judges, informational mailings, and records maintenance. These programs are supplemented by regional symposia which are designed to be held at geographically convenient locations and with sufficient frequency to accommodate judges in remote counties and those serving in one-judge districts so that they may avail themselves of ongoing education and meet the new requirements. In addition, annual meetings are held for president judges and court administrators to discuss issues pertinent to their responsibilities.

Funding requested in this appropriation will allow increased course offerings and judicial participation, and costs associated with tracking and reporting compliance with the education requirements. It also funds the newly-created Board of Judges designated to make accreditation decisions, grant waivers and deferrals, and hear non-compliance appeals.

STATUTORY AUTHORITY: Annual Appropriation Act.

2020-21 JUDICIAL BUDGET PROPOSAL
Problem-Solving Courts

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	1,103	1,103	1,103	1,103
Federal Funds	0	0	0	0
Other Funds	<u>40</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	1,143	1,103	1,103	1,103

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	20	32	33	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	20	32	33	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0	0	0	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	285	721	910	0
Federal Funds	0	0	0	0
Other Funds	<u>40</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	325	721	910	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	798	350	160	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	798	350	160	0

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	0	0	0	0

#Detail not provided by Governor’s Office of the Budget.

7. ASSUMPTIONS

Personnel:

-Increase in senior judge per diem compensation due to increased rates - \$1,000

Operating:

-Increase in professional services costs - \$4,000

-Increase in training costs - \$5,000

-Increase in software licenses and maintenance costs (current-year costs are primarily being paid from prior-year encumbrances) - \$180,000

Grants:

-Decrease in grants to counties - (\$190,000)

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employe Factor	NA	NA	NA

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

Problem-solving courts continue to be seen as an effective means of rehabilitating individuals charged with criminal behavior stemming from problems better treated outside the traditional punitive corrections process. We believe these courts are both cost-effective and beneficial in providing meaningful help to people to address behavior that contributes to criminality.

In 2005, the Pennsylvania Supreme Court endorsed the drug court model for judicial districts throughout the Commonwealth and sanctioned the nationally-recognized template which sets forth a protocol for their operation, and applied it to the operation of problem-solving courts in general. The Court's endorsement included the creation of performance standards to guide the operation and measurement of the efficacy of all problem-solving courts, and served as an impetus to their creation.

The increased number of these courts over recent years increases the ability to deliver effective and efficient programs in response to local needs and desires to benefit court management and constituents. As of January 2020, there were approximately 125 problem-solving courts in operation in Pennsylvania, including drug courts, mental health courts, and veterans courts which address specific problems that contribute to criminal behavior, and their numbers continue to grow. Although there are differences in structure and operation among the various courts, all follow the foundation provided by the national drug court model in format and content. The AOPC is charged with oversight of these programs and coordination of related activities.

This appropriation provides the resources used to assist counties in managing these courts in accordance with nationally-recognized standards for best practices. Such assistance takes the form of staff training, monitoring program performance, and costs associated with maintaining the case management system that provides data on program performance. This FY 2020-21 budget request includes funding to support the regional drug court created to serve three rural counties, grant funding to counties to implement new problem-solving courts, and discretionary grants designed to support program functions of existing problem-solving courts.

STATUTORY AUTHORITY: Annual Appropriation Act.

2020-21 JUDICIAL BUDGET PROPOSAL
Unified Judicial System Security

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	2,002	2,002	2,082	2,002
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>1</u>	<u>1</u>
Total	2,002	2,002	2,083	2,003

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	520	477	663	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>1</u>	<u>0</u>
Total	520	477	664	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filed</u>	<u>Auth</u>	<u>Filed</u>	<u>Funded</u>	<u>Filed</u>	<u>2020-21</u>
State Funds	4	4	4	4	6	4	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	4	4	4	4	6	4	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	53	53	136	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	53	53	136	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	1,429	1,472	1,283	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	1,429	1,472	1,283	0

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

#Detail not provided by Governor's Office of the Budget.

Note: The Fiscal Year 2018-19 and 2019-20 appropriations were provided in the form of continuing appropriations per Act 1-A of 2018 and Act 1-A of 2019, respectively. Likewise, it is requested that the Fiscal Year 2020-21 funding also be provided in the form of a continuing appropriation.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and related benefits (social security, pension contributions, and WC) for 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and provide merit increments in Fiscal Year 2020-2021 for filled staff -	\$15,000
-Increase in salaries and all benefits for two new positions; one full-time and one part-time -	\$157,000
-Increase in pension contributions due to rate increase -	\$5,000
-Increase in cost of health and life insurance benefits for filled positions and health insurance for annuitants -	\$3,000
-Increase in health insurance costs to restore funding due to credits received in Fiscal Year 2019-20 -	\$6,000
-Increase in Medicare D Subsidy -	\$1,000

Operating:

-Increase in professional services for security consulting services -	\$10,000
-Increase in training and conference expenses -	\$10,000
-Increase in travel, lodging, and meals associated with training -	\$10,000
-Increase for installation of security enhancements at two common pleas courts -	\$50,000
-Increase in miscellaneous operating expenses -	\$3,000

Grants and Subsidies:

-Decrease for reimbursement to counties in Fiscal Year 2019-20 for purchase of magnetometers for eligible magisterial district courts (nonrecurring) -	(\$266,000)
-Increase in reimbursements to counties for security enhancements -	\$77,000

*Note: Although the amounts available in Fiscal Year 2019-20 are shown here as reductions in comparison to this Fiscal Year 2020-21 request, any funds remaining at June 30 will be available for use in Fiscal Year 2020-21 because the Fiscal Year 2019-20 funds were provided in the form of a continuing appropriation.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	66.86%	79.29%	78.26%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

The goal of the Unified Judicial System's Security Program is to make every court facility a safe place for the general public, litigants and their families, jurors, witnesses, and victims of crime to conduct their business.

Current Year

Current year funding provides funds to reimburse counties for the purchase of essential security equipment including duress alarms, ballistic shielding for benches and transaction counters, magnetics locks for courtroom doors, security lighting, prisoner anchoring devices, intrusion alarms, CCTV, solid core doors, access control locks for staff areas, and intrusion resistant window film. It also provides for the purchase of magnetometers (walk-through or wands) for eligible magisterial district courts. Magnetometers are part of an overall security strategy to deter and respond to active physical threats.

Fiscal Year 2020-21

The funding request for Fiscal Year 2020-21 builds upon the past years' work of enhancing physical security and safety features for common pleas and magisterial district courts in order to mitigate and respond to the spectrum of risks posed by natural and man-made emergencies (e.g., active shooter/assailants, mass casualty events). In 2019, there were 425 incidents reported at common pleas courts, and 307 at magisterial district courts, for a total of 732, an increase of 18% from 2018.

This request includes additional funds to reimburse counties for the purchase of essential security equipment to remediate deficiencies. It also provides funds for video conference scheduling software to facilitate video arraignments, warrant authorization, and PFA issuance, and funds for security consulting services.

Finally, the request provides for the continued funding of three full-time staff and the addition of a full-time Security Specialist 2, and a part-time Security Advisor to manage the increase in incidents reported to the Pennsylvania Judicial Incident Reporting System (PJIRS), the increased demands for physical security assessments at common pleas and magisterial district courts, the need for development of expanded exportable security training programs, and the need for more comprehensive protection services for members of the judiciary while at key conference events.

STATUTORY AUTHORITY: Annual Appropriation Act.

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2020-21 JUDICIAL BUDGET PROPOSAL
Statewide Judicial Computer System

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>35,989</u>	<u>45,621</u>	<u>50,392</u>	<u>50,392</u>
Other Funds Itemized:				
-JCS Restricted				
Revenues	31,266	40,861	45,626	45,626
-Miscellaneous	4,620	4,652	4,652	4,652
-Act 119-1996	<u>103</u>	<u>108</u>	<u>114</u>	<u>114</u>
Total	<u>35,989</u>	<u>45,621</u>	<u>50,392</u>	<u>50,392</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>26,581</u>	<u>27,046</u>	<u>28,559</u>	<u>0</u>
Total	<u>26,581</u>	<u>27,046</u>	<u>28,559</u>	<u>0</u>

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>200.5</u>	<u>193.5</u>	<u>190.0</u>	<u>184.0</u>	<u>189.0</u>	<u>183.0</u>	<u>0</u>
Total	<u>200.5</u>	<u>193.5</u>	<u>190.0</u>	<u>184.0</u>	<u>189.0</u>	<u>183.0</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>8,992</u>	<u>18,160</u>	<u>21,306</u>	<u>0</u>
Total	<u>8,992</u>	<u>18,160</u>	<u>21,306</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	416	415	527	0
Total	<u>416</u>	<u>415</u>	<u>527</u>	<u>0</u>

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

Note: JCS restricted revenues shown above consist of revenues from Act 64 – 1987, and Act 59 – 1990 as amended by Act 122 – 2002.

7. ASSUMPTIONS

The following presents the categorization of the personnel, operating and fixed asset costs contained in this Fiscal Year 2020-21 JCS budget request of \$50.392 million:

- Enterprise Application Maintenance (EAM) – costs related to the maintenance and efficient operation of the magisterial district judge, common pleas criminal court, and appellate court case management systems, UJS Web Portal, Data Hub and the Guardian Tracking System (GTS) - \$29,334,000
- Costs for the operations of “Jen & Dave’s Law,” mandated by Act 119-1996 - \$114,000
- Administrative Support Application Program (ASAP) – costs for the ongoing maintenance and operation of the automated system serving the appellate courts’

administrative functions of accounting, budgeting, payroll, and human resources - \$1,785,000

- Enterprise IT Operations (EITO) – costs of those resources—including staff and equipment—to meet the hardware and support needs of the case management systems, UJS Portal, Data Hub and GTS, and the day-to-day technology needs of the PJC and the offices of the Supreme Court - \$7,934,000
- Network/Network Operations Center (NOC) – costs of those resources—including circuit costs, staff, and equipment—to meet the day-to-day networking and network security needs of the Judiciary - \$6,644,000
- Facility/Administration – costs for shared support staff, rent, utilities, telephone, and building maintenance for primary and secondary data centers - \$4,581,000

The following presents the various increases and decreases required for the operations of JCS from the amounts appropriated in Fiscal Year 2019-20:

Personnel:

-Increase in salaries and all benefits to annualize the cost of six vacancies filled/to be filled in FY 2019-20 -	\$228,000
-Increase in salaries and related benefits (social security, pension contributions, and WC) for 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and provide merit increments in Fiscal Year 2020-21 for filled staff -	\$418,000
-Increase in pension contributions due to increase in rates -	\$203,000
-Increase in cost of health and life insurance benefits for filled positions and health insurance for annuitants -	\$422,000
-Increase in health insurance costs to restore funding due to credits received in Fiscal Year 2019-20 -	\$248,000
-Decrease for unemployment compensation -	(\$8,000)
-Decrease for annual and sick leave payouts -	(\$4,000)
-Increase in salaries and all benefits for Jen & Dave staff (Act 119 of 1996 restricted revenues) -	\$6,000

Operating:

-Increase for purchase of equipment < \$25,000 (nonrecurring) -	\$2,958,000
-Increase in software licenses and maintenance -	\$1,449,000
-Increase in insurance for purchase of cyber insurance -	\$78,000
-Miscellaneous operating increases -	\$16,000
-Decrease for purchase of equipment < \$25,000 in Fiscal Year 2019-20 (nonrecurring) -	(\$1,036,000)
-Decrease in maintenance services and support – FFE -	(\$319,000)

Fixed Assets:

-Increase for leasehold improvements > \$25,000 for purchase of rooftop units to replace end-of-life units (nonrecurring) -	\$100,000
-Increase for purchase of equipment > \$25,000 for increase in allocation of lease purchase payment for Storage Area Network (SAN) equipment -	\$12,000

See Attachment A for justification of the changes.

JCS, administered by the Administrative Office of Pennsylvania Courts' Information Technology Department (AOPC/IT), is funded primarily from a dedicated funding stream consisting of restricted revenues. Act 64 of 1987 instituted this funding mechanism based on future increases in fine collections and court costs resulting from automated court systems. The funding was later supplemented by filing fees created by Act 59 of 1990, as amended by Act 122 of 2002. Revenue collections are deposited into a restricted revenue account within the state Treasury, from which annual appropriations are made to JCS. (42 Pa.C.S.A. Sec. 3734)

Annual revenues have declined steadily in recent years, falling 28%, or \$18.2 million, from Fiscal Year 2007-08 through Fiscal Year 2017-18. Declining resources forced a staff reduction beginning with a hiring freeze in March 2016 and culminating with a staff layoff in January 2018. These measures have resulted in a reduction of 81 positions, with annual cost reductions of nearly \$10 million. Additional significant staff reductions would most likely result in a significant reduction in services.

Act 42 (2018) has further reduced annual revenues by diverting \$15 million of JCS' already declining revenues to the School Safety and Security Fund each year.

The diversion and ongoing decline of revenues have jeopardized the ability to fund existing systems and services. If the diverted revenues are not restored, further substantive operating reductions such as the shuttering of at least one of the statewide case management systems and other services will be required by the end of 2022.

Funds in the restricted revenue account will provide the primary funding for this budget request. Estimates of current-year revenue collections totaling \$33.67 million are shown below:

Act 64 -	\$6,827,000
Act 122 -	\$26,843,000

Other revenues, estimated at \$4.766 million in Fiscal Year 2020-21, are designed to offset costs of specific JCS functions and include online payment fees, expungement fees, public access fees levied on nongovernmental users of information captured by the Magisterial District Judge System (MDJS), and Medicare D subsidies. Restricted revenues for the Jen and Dave program derived from fees established by Act 119 of 1996 will be available to support costs of these statutorily-required operations.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	79.26%	79.64%	84.40%

10. NONRECURRING PURCHASES

2019-20: EDP equipment <\$25,000 - \$1,036,000

2020-21: EDP equipment < \$25,000 - \$2,958,000; Leasehold improvements - \$100,000

11. PROGRAM STATEMENT

Pennsylvania continues to be a national leader in judicial computerization. The IT department within AOPC has been recognized for making court information significantly more accessible, improving collection of fines, fees, costs and restitution, and administrative efficiencies throughout the court system. In 2019, AOPC/IT received **two national court technology awards** for the development of the Guardianship Tracking System (GTS) and PDF/A electronic document archival solution.

Funded by revenues derived from court costs, filing fees and designated fines, rather than tax dollars, AOPC/IT creates, maintains and updates statewide case management systems for all three levels of Pennsylvania's courts (Appellate, Common Pleas and Magisterial District courts). Local court officials are able to access court case information about parties related to cases anywhere in the state. Most importantly, the systems are linked, allowing millions of cases to be shared as each case moves through the court system.

Access to Data

- **2.7 million cases were docketed in 2019 by utilizing** our three case management systems – the MDJS, the Common Pleas Court Case Management System (CPCMS) and Pennsylvania's Appellate Court Management System (PACMS).
- **133 million docket sheets** were viewed for free on our website in 2019.
- **263,000 electronic case transfers** from the MDJS to the CPCMS during 2019 **saved county court staff countless hours** by eliminating the need for redundant data entry.

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- **38,000 law enforcement and public safety officials representing more than 20 criminal justice partners and law enforcement agencies** depended on the case management systems to perform their daily duties during 2019.

Docket sheets and customized court reports provide valuable information to media, academics, attorneys, legislators, government agencies, for-profit and nonprofit organizations, and others.

Value and Savings

The data maintained and shared by the judiciary is valuable and widely-used by courts, government agencies, public safety and law-enforcement officials, members of the public, media and attorneys to name a few.

- **AOPC/IT has reduced the cost of manually compiling and mailing boxes of official case records and transcripts** through the development of an electronic original record system. A total of 24 counties and agencies are e-filing original records with 6,678 cases e-filed in 2019.
- **In 2019, over 160 new law enforcement agencies** started to electronically file traffic citations, parking citations and criminal complaints.
- **Currently, 635 law enforcement entities** are e-filing traffic citations, parking citations and criminal complaints. This cuts down on the time needed to complete traffic stops, thereby improving safety and accuracy, and saving court staff thousands of hours a year.
 - Non-traffic electronic filing was implemented in 2019 with Pennsylvania State Police and is currently being piloted prior to offering the service to local police agencies.

Guardian Tracking System (GTS)

The statewide Guardianship Tracking System (GTS) provides the courts and guardians with expanded abilities for managing, tracking and reporting on new and existing guardianship cases. The implementation of GTS has placed Pennsylvania as a national leader of guardianship tracking.

- As of December 2019, there were **18,345 active cases statewide in GTS**.
- There are **20,126 active guardians** using the system.

Court Collections

Features within the case management systems help court staff collect and process fines, court costs and restitution – and the very popular **PAePay®**, an online payment application developed by AOPC/IT, allows people to pay these costs online.

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- **PAePay** saw a **13 percent increase** in the number of online payments over last year with a **record \$145 million collected online in 2019**.
 - Over the last 10 years, AOPC/IT collected and processed over **\$4.67 billion** in fines, costs, and restitution. This year saw a \$3 million decrease in funds distributed over last year.
 - The case management systems also enhance court collections by allowing court officials to **identify unpaid balances and actively collect on old and new cases**.

Electronic Filing/Document Storage Initiatives

Pennsylvania's courts continue to move towards a paperless operation. **PACFile**[®] saves time by allowing the direct electronic filing of documents with the courts by attorneys and *pro se* litigants.

- By the end of 2019, **31 counties** were using PACFile to electronically submit filings into CPCMS, and **41 counties** were using the electronic records management system (ERMS) for electronic document management.
- By the end of 2019, **51 counties** were using the ERMS solution for electronic document management in the MDJS. AOPC/IT will work with additional counties as requested to implement this document management solution in 2020.
- During 2019, over **34,000** documents were processed daily in the case management systems using ERMS.

Clean Slate

Act 56 of 2018, which became effective June 28, 2019, expands the criminal case sealing mandate to include additional offenses meeting specific criteria which required significant systems changes to the two case management systems (MDJS and CPCMS).

- Estimated AOPC/IT staff cost to implement Clean Slate to exceed \$3 million.
- As of December 31, 2019, **29,909,446** offenses were sealed.
- By June 2020, an estimated **41 million** offenses will have been sealed, accounting for 52% of the entire caseload of the MDJS and CPCMS.

STATUTORY AUTHORITY: 42 Pa.C.S.A. Sec. 3731, *et seq*

Statewide Judicial Computer System Justification for Changes

EQUIPMENT < \$25,000 (nonrecurring)	<p>Decrease (\$1.036 million) for the following purchases in Fiscal Year 2019-20: \$925,000 to upgrade the VMWare environment, \$82,000 to replace phone equipment, and \$29,000 to replace an ASAP server.</p> <p>Increase \$2.958 million. This increase consists of \$2.5 million for the replacement of printers at all MDJ and CP locations, \$383,000 for the replacement of Electronic Records Management System (ERMS) servers, and \$75,000 for the replacement of Cisco Physical Access Manager (CPAM) servers.</p>
SOFTWARE LICENSES AND MAINTENANCE	<p>Increase \$1.449 million. This increase consists of a \$1.914 million increase to restore funding for Microsoft and Sybase software license and support contracts (Fiscal Year 2019-20 costs are being paid from prior year encumbrances). Offsetting this increase is a (\$464,000) decrease in payments for multi-year software maintenance contracts; and a (\$1,000) decrease to maintain current level.</p>
MAINTENANCE SERVICES AND SUPPLIES – FFE	<p>Decrease (\$319,000). This decrease consists of a (\$229,000) decrease for multi-year equipment maintenance contracts paid in Fiscal Year 2019-20, a (\$65,000) decrease to replace the batteries in UPS units in Fiscal Year 2019-20, and a (\$25,000) decrease to maintain current level.</p>

2020-21 JUDICIAL BUDGET PROPOSAL
Integrated Criminal Justice System (JNET)

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	2,372	2,372	2,498	2,372
Federal Funds	48	170	100	100
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	2,420	2,542	2,598	2,472

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	635	665	691	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	635	665	691	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	4	4	4	4	4	4	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	4	4	4	4	4	4	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	1,737	1,707	1,807	0
Federal Funds	48	170	100	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	1,785	1,877	1,907	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

The federal funds shown each year in this presentation consist of federal funds from the U.S. Department of Justice made available to AOPC/IT as a subgrant from the Pennsylvania Commission on Crime and Delinquency (PCCD). The grant supports AOPC/IT activities in a two-year project led by JNET to update the electronic criminal complaint E-Filing system. This subgrant requires an executive authorization (EA) each year.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and related benefits (social security, pension contributions, and WC) to annualize the cost of Fiscal Year 2019-20 merit increments and to provide merit increments in Fiscal Year 2020-21 for filled staff -	\$16,000
-Increase in pension costs due to increase in rates -	\$5,000
-Increase in costs of health insurance benefits to restore funding due to credits received in Fiscal Year 2019-20 -	\$5,000

Operating:

-Increase for contract personnel to restore funding (a portion of Fiscal Year 2019-20 costs are being paid from prior-year encumbrances) -	\$100,000
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Federal Funds:

Operating:

-Decrease in contract personnel for NCHIP grant -	(\$70,000)
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8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	65.32%	66.29%	67.89%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

This appropriation funds portions of the UJS' activities in support of the Commonwealth's multi-agency Integrated Criminal Justice Information System (JNET). The UJS has been an active participant in JNET since its inception, and the source for important data from its automated systems.

JNET is a statewide effort that allows information from criminal justice and other related resources to be shared among federal, state, county and municipal agencies. Information makes its way to the end user through two sources - a secure Web-based interface and Extensible Markup Language (XML)-based messaging.

The Fiscal Year 2020-21 budget request seeks continued funding for limited staff and related operating costs in support of JNET functions, and a portion of the telecommunications costs between the Administrative Office of Pennsylvania Court's Information Technology (AOPC/IT) department and magisterial district judge (MDJ) offices to allow JNET traffic to flow to and from MDJ offices and other supporting systems and provide JNET access to the district courts.

In January 2019, the AOPC, PSP, JNET, and the Chiefs of Police Association were awarded a National Criminal History Improvement Program (NCHIP) sub grant under the Pennsylvania Commission on Crime and Delinquency (PCCD) to support an update to the electronic criminal complaint e-filing system which will enhance the quality of records contained in the FBI and National Instant Criminal Background Check System (NICS). In addition to enhancing the availability of arrest and disposition records at the state and national level, it will also provide a uniform tool for state and municipal police to file criminal complaints electronically with the courts. The project requirements have been documented and development during the fourth

quarter of 2019. Testing with JNET will begin during the second quarter of 2020 and a pilot implementation is targeted for the fourth quarter of 2020.

This budget request also seeks funding for the continuing development and maintenance of messages published by AOPC/IT and automated use of messages published by other criminal justice and related agencies. Messaging is a method JNET and AOPC/IT use to move information between agency computer systems in order to share case data and to reduce redundant data entry. These messages continue to assist in supporting the statewide Magisterial District Judge System (MDJS), Common Pleas Criminal Court Case Management System (CPCMS) and other criminal justice agency related systems:

- The Court Case Event (CCE) messages are event-triggered messages published from the CPCMS and MDJS systems. County agencies filing electronic information into the CPCMS will receive updated case information through this JNET messaging structure.
- Information is provided to JNET's Federated Warrant Search application and its Federated Address application and continues to report dispositions electronically through the JNET infrastructure updating the Criminal History Repository (CHR). AOPC/IT implemented an enhancement project with JNET and PSP to improve the statewide warrant process that allows the electronic filing of warrants into the Commonwealth Law Enforcement Assistance Network (CLEAN) and National Crime Information Center (NCIC) if all required information is filed on the initiating criminal complaint and entered into the MDJS. This eliminates the need for the manual entry of warrant information by local law enforcement officers.
- Message that allows users of the Pennsylvania Commission on Sentencing's (PCS) Web-based Sentencing Guideline Software (SGS) to query basic case information from the CPCMS and MDJS to assist with data entry and to reduce errors. Per a request by the PCS. New functionality was added to support their mandate to implement a recidivism risk assessment tool. AOPC/IT continues to work with the PCS in support of this new interface that allows the PCS to make a CCE Request/Reply that will return case information on all cases where an identified offender (as determined by personal demographic information) was the defendant.
- AOPC/IT, JNET, and the County Commissioners Association of Pennsylvania (CCAP) continue to provide Case Initiation and Case Disposition and Sentencing events to populate county-based systems, such as District Attorney (DA) systems. CCAP implemented a Public Defender version of their Unified Case Management system (UCM), and AOPC/IT produces a public version of the CCE message to be used with this initiative that is transmitted utilizing the JNET infrastructure.

AOPC/IT continues to work with JNET to make additional information available via the JNET user interface. Examples include the following:

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- In 2019, Act 56 of 2019, the Clean Slate law, was enacted and AOPC/IT developed and implemented essential service required to support the Act. Utilizing the JNET infrastructure, AOPC/IT provides PSP a list of approved cases/charges that are candidates for removal from public view, and when a common pleas judge issues a Clean Slate order, communication of that order is transmitted to criminal justice agencies via JNET so that records may be marked as “limited access.”
 - In 2018, AOPC/IT implemented a new JNET interface to support the Guardianship Tracking System (GTS). The interface provides a mechanism for the GTS to receive electronic case initiation data as new petitions are filed in the counties’ Orphans’ Courts proprietary case management systems. This reduces the necessity for the court staff to manually enter this information into both a local systems and the GTS.
 - AOPC/IT and JNET are members of a CCAP Steering Committee and are providing data and technical support for the ongoing implementation of CCAP’s UCM in district attorneys’ offices, probation departments and jail systems through the JNET infrastructure.
 - A mechanism for electronic matching of victims that allows for relevant case data to be sent back to PCCD through a message. This information will be used in making restitution claims at the Courts of Common Pleas.
 - Development and support of an electronic filing method for criminal complaints, traffic, and non-traffic citations. AOPC/IT and PSP have implemented a statewide project to file traffic citations electronically into the MDJS, and AOPC/IT continues to work with additional local police agencies to replicate this same functionality for criminal and traffic electronic filings.
 - Creation of Web interfaces that allow police departments to review court schedules and case and disposition information saving the officers and MDJ offices valuable time.
 - Maintenance of an interface to electronically transfer juvenile delinquency case information from the CPCMS Juvenile Court Module to the Juvenile Court Judges Commission's (JCJC's) Juvenile Tracking System (JTS) through JNET on a statewide basis providing near real-time updates throughout the lifecycle of the delinquency case.
 - Providing access to secure Web docket sheets and court calendars for all cases in the CPCMS and MDJS.
 - Receiving updated inmate location information from the county jails and information on assigned probation officers for population within the MDJS and CPCMS applications through JNET’s Electronic Reporting (ER) II (jail) and ER2P (probation) projects.
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- Participation with PCCD, JNET, PSP, Chiefs of Police, and the Attorney General's Office in maintenance of fingerprint compliance reports to ensure that PSP has appropriate identifying information resulting from an arrest.
 - Ongoing work with PSP and Attorney General's Office to provide case information needed for Megan's Law/Walsh Act compliance tracking.
 - Receiving information from Central Participant Subscription Services related to activations, terminations and address changes for attorneys, officers, constables and certified bail insurers.
 - Providing/receiving case information to/from DA offices.
 - Working with JNET and the Mid-Atlantic Regional Information Sharing (MARIS) to provide access to court data in support of their federated person search initiative.
 - Providing the State Employees Retirement System (SERS), the Pennsylvania Public School Employees' Retirement System (PSERS) and the Department of State (DOS) with public CCE messages to assist in the identification of individuals who should have their pensions forfeited and/or their state licenses revoked due to convictions.

STATUTORY AUTHORITY: Annual Appropriation Act.

2020-21 JUDICIAL BUDGET PROPOSAL
Common Pleas

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	117,739	117,739	129,198	117,739
Federal Funds	0	0	0	0
Other Funds	<u>13,892</u>	<u>22,056</u>	<u>20,082</u>	<u>20,082</u>
Total	131,631	139,795	149,280	137,821

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	117,655	117,649	129,106	0
Federal Funds	0	0	0	0
Other Funds	<u>13,892</u>	<u>22,056</u>	<u>20,082</u>	<u>0</u>
Total	131,547	139,705	149,188	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	457	426	457	418	452	442	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	457	426	457	418	452	442	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	84	90	92	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	84	90	92	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor’s Office of the Budget.

^Fiscal Year 2019-20 – Personnel: Other Funds include augmenting revenues of \$21,709 in anticipated Act 49 of 2009 revenues.

^Fiscal Year 2020-21 – Personnel: Other Funds include augmenting revenues of \$19,735 in anticipated Act 49 of 2009 revenues.

7. ASSUMPTIONS

Personnel:

Act 30 of 2007 provides for annual increases in judges' salaries, including per diem compensation paid to senior judges, effective each January 1 to reflect the latest 12-month change in the Consumer Price Index (CPI) for the Philadelphia-Wilmington-Atlantic City, Pennsylvania, Delaware, New Jersey and Maryland area. This budget request includes a 1.75% increase in judges’ salaries effective January 1, 2021. The resulting salaries are as follows. Salaries of certain president judges and administrative judges are slightly higher:

	<u>July - December, 2020</u>	<u>January - June, 2021</u>
Common Pleas Judge	\$186,665	\$189,932

Proposed personnel expenditures follow:

-Decrease in Act 49 funds available in Fiscal Year 2020-21 to supplement state funding (nonrecurring) -	(\$1,974,000)
-Increase in state funds required due to the decrease in Act 49 funds in Fiscal Year 2020-21 (nonrecurring) -	\$1,974,000

-Increase in salaries and related benefits (social security, pension contributions) for 416 judge positions funded for a full year in Fiscal Year 2019-20 (six positions are not funded) -	\$2,008,000
-Increase in pension contributions due to rate increase -	\$1,448,000
-Increase in salaries and all benefits to fund one new position funded for six months in Fiscal Year 2019-20 per Act 49 of 2017 effective January 6, 2020 -	\$163,000
-Increase in salaries and all benefits to annualize the cost of 32 vacant positions filled/to be filled during Fiscal Year 2019-20 -	\$3,248,000
-Increase in salaries and all benefits for the cost of three vacant judge positions anticipated to be filled in Fiscal Year 2020-21 by appointment -	\$957,000
-Increase in cost of health benefits/life insurance for 416 judge positions funded for a full year in Fiscal Year 2019-20 and health benefits for annuitants -	\$616,000
-Increase in health insurance costs to restore funding due to credits received in Fiscal Year 2019-20 -	\$1,043,000

Operating:

-Increase in professional services -	\$2,000
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8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	71.16%	73.80%	75.12%

10. NONRECURRING PURCHASES

No purchases are made from this appropriation.

11. PROGRAM STATEMENT

The Courts of Common Pleas are courts of general trial jurisdiction, having original jurisdiction over all cases not exclusively assigned to another court. Legislative acts over the last 20 years have increased the complement from 408 to 458, with the last judgeship added in the 2019 municipal election, effective January 6, 2020 per Act 49 of 2017. This budget request includes funding for only 452 positions (six positions are not funded as a budgetary allowance for vacancies during Fiscal Year 2020-21).

In courts with seven or fewer judges, those who have the longest continuous record of service become president judges. When courts have eight or more judges, judges select from their ranks a president judge who serves in that capacity for a single five-year term. Such president judges may not serve consecutive five-year terms.

This appropriation for the Courts of Common Pleas funds the salaries, benefits, travel costs, legal fees and liability insurance (ELSIF) for all Common Pleas judges.

STATUTORY AUTHORITY: Art. V, Sec. 5, PA Constitution
42 Pa.C.S.A. Sec. 901, et seq.

2009-2018 UPDATE ON CASELOAD FILINGS & DISPOSITIONS

COMMON PLEAS -- FAMILY COURT

		<u>SUPPORT</u>	<u>CUSTODY/</u>	<u>DIVORCE</u>	<u>JUVENILE</u>	
		<u>TANF^a</u>	<u>VISITATION</u>		<u>DEPENDENCY</u>	<u>DELINQUENCY</u>
CASES FILED	2009	233,300	46,724	40,183	11,046	39,669
	2010	221,401	49,601	42,423	10,228	36,226
	2011	219,820	50,863	41,350	9,784	32,905
	2012	212,345	52,692	40,617	10,183	31,969
	2013	202,912	50,311	40,450	10,868	26,998
	2014	196,268	45,580	38,152	10,941	25,945
	2015	189,282	45,775	38,560	11,427	24,522
	2016	179,713	46,432	38,070	10,802	23,150
	2017	166,673	46,111	37,683	11,489	20,095
2018	156,654	46,091	38,140	10,578	17,984	
CASES PROCESSED	2009	241,072	46,997	38,819	9,840	41,156
	2010	228,462	51,039	39,764	8,532	37,260
	2011	217,200	48,227	41,562	9,848	33,814
	2012	213,415	49,357	44,610	10,240	10,240
	2013	202,210	45,771	41,128	10,879	27,554
	2014	193,688	50,141	37,571	12,618	NA ^c
	2015	191,318	43,664	37,842	12,883	NA ^c
	2016	185,997	46,526	37,722	12,631	28,047
	2017	169,371	50,469	34,987	13,288	21,768
2018	159,214	43,553	37,878	12,326	21,482	
YEAR-END INVENTORY ^b	2009	62,383	17,376	74,389	4,912	13,024
	2010	55,363	15,745	77,049	7,217	13,309
	2011	57,972	22,107	76,891	1,905	12,404
	2012	56,945	25,342	72,346	1,572	12,595
	2013	57,760	29,674	72,180	1,937	11,006
	2014	60,514	25,373	71,374	1,571	NA ^c
	2015	58,636	29,170	74,516	1,618	NA ^c
	2016	52,475	28,431	74,796	1,428	13,751
	2017	50,079	31,353	79,350	1,396	8,724
2018	47,791	34,250	78,934	1,516	7,186	

2009-2018 UPDATE ON CASELOAD FILINGS & DISPOSITIONS
COMMON PLEAS -- FAMILY COURT

- ^a Support data provided by Pennsylvania Child Support Enforcement System (PACSES).
- ^b Year-End Inventory represents the number of cases awaiting adjudication at the end of the year.
- ^c In 2014, counties transitioned delinquency case management to the statewide Common Pleas Case Management System (CPCMS). Therefore, only selected delinquency data are reported for 2014 and 2015.

**ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS
RESEARCH DEPARTMENT**

Common Pleas Criminal Cases

<u>YEAR</u>	<u>FILINGS</u> ^a	<u>DISPOSITIONS</u>	<u>YEAR-END INVENTORY</u>
2009	169,851	178,717	86,878
2010	164,478	176,241	80,966
2011	162,219	170,202	80,273
2012	169,600	176,318	83,052
2013	170,748	179,921	81,908
2014	168,435	180,645	79,468
2015	167,012	175,391	81,282
2016	168,038	178,991	80,703
2017	164,859	175,085	80,171
2018	156,546	171,690	76,265

^a The number of filings per year includes all misdemeanors and felony cases exclusive of reopened cases.

Common Pleas Civil Cases

<u>YEAR</u>	<u>FILINGS</u> ^a	<u>DISPOSITIONS</u>	<u>YEAR-END INVENTORY</u> ^b
2009	152,814	68,620	50,085
2010	184,460	NA ^c	NA ^c
2011	160,125	158,648 ^d	265,770 ^d
2012	157,948	155,385	282,170
2013	149,439	150,602	303,701
2014	139,980	183,983	257,586
2015	136,512	168,145	236,570
2016	134,485	148,237	271,681
2017	153,016	166,980	213,077
2018	138,778	165,296	206,423

^a The number of filings per year includes new dockets for the year, exclusive of restored cases and arbitration.

^b 2009: The Year-End Inventory includes only those cases that were deemed to be "Trial Ready" and does not include cases in the pending inventory which were not praeciped for trial.

^c 2010 Dispositions and Year-End Inventory: In June 2010, the Supreme Court introduced a new Statewide Civil Cover Sheet to enhance the data collection process and analysis of civil cases filed and processed. Therefore, the Dispositions and Year-End Inventory figures for 2010 are not available.

^d YEAR-END INVENTORY: Beginning in 2011, the Year-End Inventory includes all pending cases from date of first filing versus only those cases praeciped for trial, which was the practice prior to 2010.

2020-21 JUDICIAL BUDGET PROPOSAL
Common Pleas Senior Judges

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	4,004	4,004	4,099	4,004
Federal Funds	0	0	0	0
Other Funds	<u>986</u>	<u>577</u>	<u>577</u>	<u>577</u>
Total	4,990	4,581	4,676	4,581

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	3,922	3,919	4,014	0
Federal Funds	0	0	0	0
Other Funds	<u>986</u>	<u>577</u>	<u>577</u>	<u>0</u>
Total	4,908	4,496	4,591	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0	0	0	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	82	85	85	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	82	85	85	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor’s Office of the Budget.

^Fiscal Year 2019-20– Personnel: Other Funds consist of augmenting revenues of \$577 from Act 49 of 2009 revenues.

^Fiscal Year 2020-21 – Personnel: Other Funds consist of augmenting revenues of \$577 in anticipated Act 49 of 2009 revenues.

7. ASSUMPTIONS

Personnel:

Act 30 of 2007 provides for annual increases in judges' salaries, including per diem compensation paid to senior judges, effective each January 1 to reflect the latest 12-month change in the Consumer Price Index (CPI) for the Philadelphia-Wilmington-Atlantic City, Pennsylvania, Delaware, New Jersey and Maryland area. This budget request includes a 1.75% increase in the senior judge per diem compensation rate effective January 1, 2021. The resulting per diem compensation rates used in this budget are as follows:

July - December, 2020
\$578

January - June, 2021
\$589

Proposed personnel expenditures follow.

-Increase in senior judge per diems and social security due to increased rates - \$95,000

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	NA	NA	NA

10. NONRECURRING PURCHASES

No purchases are made from this appropriation.

11. PROGRAM STATEMENT

Funding for this appropriation in Fiscal Year 2019-20 will be supplemented by a transfer of \$577,000 of Act 49 of 2009 revenues. This Fiscal Year 2020-21 budget request also anticipates the availability and use of \$577,000 in Act 49 revenues which offset the need for state funding.

This appropriation funds the per diem compensation, limited benefits, and related operating costs (insurance and travel) for senior Common Pleas judges.

The senior judge program provides an alternative resource when there is a shortage of active Common Pleas judges. Shortages may occur due to judicial vacancies, recusals, and increases in caseload within the various jurisdictions. These senior jurists are available for service throughout the Commonwealth.

Pennsylvania Rule of Judicial Administration 701 was amended December 17, 2009, effective January 4, 2010, to provide eligibility for senior judge status beginning at either age 65 or a combination of age and years of service equivalent to at least 80. The rule as amended November 20, 2007 ends senior judge status on the last day of the calendar year in which the senior judge attains age 78 (previous age limit was 75). The rule was further amended on December 27, 2007 to impose a maximum of 10 years to be certified as a senior judge, except those serving in senior judge status as of the effective date of the rule may continue to serve until subject to the applicable age cap (78 or 80). Pennsylvania Rule of Judicial Administration 701 as amended on April 18, 2002, effective January 6, 2003, imposes an absolute limit of age 80 on senior judge status for those judges then in active service previously exempted from the original age 75 cap on senior judge service. Four Common Pleas senior judges reached age 78 mandatory retirement on 12/31/19, and eight Common Pleas senior judges will reach the age 78 mandatory retirement on 12/31/20.

The Supreme Court has approved a two-year pilot program to attempt to address inequities in the compensation program that have been raised by the senior judges. Traditionally, senior judges have been compensated for in-court activity but not out-of-court activity except under limited circumstances. Under the pilot program, judges shall be paid for case-related activity whether it occurs in-court or in chambers. The new system will be effective for any assignment beginning on or after July 1, 2018 and last for two years, at the end of which the Court will analyze the fiscal impact of the changes as well as any other impact on the senior judge program. In addition, effective July 1, 2018, the Judicial Needs Assessment (developed by the CP Weighted Caseload Study) will need to be considered by President Judges requesting senior judge use, and AOPC when approving them.

Health benefits are provided to all judges who qualify, and liability insurance is provided for all judges who are assigned. No contracts are funded from this appropriation.

This budget request will fund 7,300 days, which is the same number of days as Fiscal Year 2019-20. There are currently 97 senior judges available to be assigned cases.

STATUTORY AUTHORITY: 65 P.S. Sec. 366.2a(h)
Art. V, Sec. 16(c), PA Constitution

2020-21 JUDICIAL BUDGET PROPOSAL
Ethics Committee of the PA Conference of State Trial Judges

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	62	62	62	62
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>62</u>	<u>62</u>	<u>62</u>	<u>62</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	0	0	0	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	62	62	62	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>62</u>	<u>62</u>	<u>62</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

7. ASSUMPTIONS

The Judiciary requests that the same level of funding be provided as in Fiscal Year 2019-20.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are paid from this appropriation.

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

The Ethics Committee is a committee of the Pennsylvania Conference of State Trial Judges. The Supreme Court designated this committee as the official body authorized to advise judges subject to the Canons of Judicial Conduct on ethical matters. As such, it handles requests from judges for opinions on the propriety of various actions. Following investigation and research of the issues raised, the judges comprising the committee issue written opinions. Such opinions, in the event of subsequent litigation, carry the weight of a point of law.

The committee addresses a number of diverse, complex issues. Requests include the Code of Judicial Conduct, the Election Code, financial reporting laws, campaign activities, and First Amendment issues. The complexity of issues and the requirement for consistent and uniform rulings underscore both the challenges facing the committee and the essential need for its work. This funding provides the committee with the minimal resources for contract legal staff to assist with its work and to catalogue opinions.

STATUTORY AUTHORITY: Annual Appropriation Act.

2020-21 JUDICIAL BUDGET PROPOSAL
Magisterial District Judges

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	82,802	82,802	86,880	82,802
Federal Funds	0	0	0	0
Other Funds	<u>9,900</u>	<u>12,450</u>	<u>12,453</u>	<u>12,453</u>
Total	92,702	95,252	99,333	95,255

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	82,482	82,465	86,543	0
Federal Funds	0	0	0	0
Other Funds	<u>9,900</u>	<u>12,450</u>	<u>12,453</u>	<u>0</u>
Total	92,382	94,915	98,996	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	512	503	512	495	502	499	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	512	503	512	495	502	499	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	190	209	209	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	190	209	209	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	130	128	128	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>130</u>	<u>128</u>	<u>128</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

^ Fiscal Year 2019-20 – Personnel: Other Funds include augmenting revenues of \$11,998 in anticipated Act 49 of 2009 revenues.

^^ Fiscal Year 2020-21 – Personnel: Other Funds include augmenting revenues of \$11,998 in anticipated Act 49 of 2009 revenues.

7. ASSUMPTIONS

Personnel:

Act 30 of 2007 provides for annual increases in judges' salaries, including per diem compensation paid to senior judges, effective each January 1 to reflect the latest 12-month change in the Consumer Price Index (CPI) for the Philadelphia-Wilmington-Atlantic City, Pennsylvania, Delaware, New Jersey and Maryland area. This budget request includes a 1.75% increase in the judicial salaries and per diems effective January 1, 2021. Assumptions regarding judges' salaries and senior judge per diem compensation are as follows:

	<u>July - December, 2020</u>	<u>January - June, 2021</u>
Magisterial District Judge	\$93,338	\$94,972
Senior Magisterial Dist. Judge per diem	\$256.42	\$260.91

Per diem compensation rates paid to assigned senior magisterial district judges are calculated by dividing the annual salary by the number of days in the judicial year, which is 364 days in both 2020 and 2021. The budgeted rate reflects an average of the rate of \$256.42 in effect for calendar 2020, and the projected rate of \$260.91 for calendar 2021. The latter rate reflects the 1.75% increase anticipated for all judicial salaries.

Proposed personnel expenditures follow.

-Increase in pension contributions due to rate increase -	\$819,000
-Increase in salaries and related benefits (social security, pension contributions) for 1.75% COLA effective 1/1/2021 for 502 MDJs (10 positions are not funded) -	\$632,000
-Increase in health insurance costs due to credits received in Fiscal Year 2019-20 -	\$1,351,000
-Increase in the cost of health/life insurance benefits for 502 filled positions and health benefits for annuitants -	\$1,252,000
-Increase for senior judge per diem compensation and social security due to increased rates (from \$256.42 to \$260.91) -	\$24,000
-Increase in Medicare D Subsidy -	\$3,000

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-20</u>
Employee Factor	100.60%	101.49%	106.61%

10. NONRECURRING PURCHASES

No purchases are made from this appropriation.

11. PROGRAM STATEMENT

Forming the first level of the Unified Judicial System are Pennsylvania's special courts. Magisterial district judges preside over these courts in all counties except Philadelphia. Magisterial district judges were most recently known as district justices.

With jurisdiction over summary criminal cases, landlord-tenant matters, and other civil actions where the amount claimed does not exceed \$12,000 (increased from \$8,000 by Act 114 of 2010), magisterial district judges may also accept guilty pleas to misdemeanors of the third degree under certain circumstances, issue warrants, and hold arraignments and preliminary hearings in criminal cases. Although magisterial district judges need not be

lawyers, those who are not attorneys must complete an educational course and pass a qualifying examination before taking office. Every magisterial district judge and authorized senior magisterial district judge must participate in one week of continuing education each year. These education programs are administered by the Minor Judiciary Education Board and are funded from the Magisterial District Judge Education appropriation.

This Magisterial District Judge appropriation funds the salaries, benefits, travel costs, legal fees, and liability insurance costs for all magisterial district judges. A senior magisterial district judge program, a per diem program for magisterial district judges traveling outside their districts, printing costs for the Magisterial District Judge Journal, and a grant payment for the \$200 annual registration fee per judge to the Special Court Judges of Pennsylvania Association are also funded from this appropriation. Health benefits are provided to all retired magisterial district judges who qualify. Liability insurance is provided for those who are assigned.

The Supreme Court is charged with realigning magisterial districts following the decennial census. Following the 2010 census, the Supreme Court, in an effort to consolidate magisterial district judge offices in a cost-cutting effort, approved realignment plans creating, eliminating, realigning, and reestablishing districts which resulted in a net decrease of 33 districts, from 545 districts in October 2010 to 512 in January 2018.

STATUTORY AUTHORITY: Art. V, Sec. 7, PA Constitution
42 Pa.C.S.A. Sec. 1501, et seq.
42 Pa.C.S.A. Sec. 3532

2009-2018 UPDATE ON CASELOAD FILINGS & DISPOSITIONS

MAGISTERIAL DISTRICT JUDGE

	<u>CRIMINAL</u>				<u>CIVIL</u>	
	<u>CRIMINAL</u>	<u>PRIVATE CRIMINAL</u>	<u>TRAFFIC</u>	<u>NON- TRAFFIC</u>	<u>CIVIL ACTION</u>	<u>LANDLORD/ TENANT</u>
CASES FILED						
2009	211,151	71,050	1,723,547	386,950	146,693	81,637
2010	207,448	105,486	1,652,692	382,159	154,984	84,979
2011	213,531	64,331	1,613,417	375,919	162,280	90,350
2012	211,447	56,682	1,561,593	351,050	138,468	91,136
2013	211,426	58,171	1,597,042	344,443	120,014	94,569
2014	213,053	56,180	1,508,613	319,066	105,664	94,506
2015	213,539	53,435	1,530,691	299,592	102,771	93,421
2016	215,153	57,228	1,474,496	288,725	92,167	93,017
2017	215,976	51,656	1,554,546	278,496	130,120	96,621
2018	208,138	40,777	1,570,430	240,545	127,973	96,827
CASES PROCESSED						
2009	212,931	81,144	1,764,899	391,635	155,653	81,282
2010	201,602	111,737	1,688,514	383,454	152,109	84,242
2011	191,243	63,548	1,493,232	339,361	162,910	89,818
2012	189,264	60,796	1,562,934	352,737	147,972	90,140
2013	189,532	58,599	1,625,925	334,769	125,485	93,827
2014	211,488	58,102	1,551,545	323,127	110,954	94,421
2015	213,300	62,531	1,515,165	306,915	107,613	93,497
2016	225,960	63,786	1,651,870	346,003	93,724	93,013
2017	224,784	67,266	1,694,568	333,877	125,380	96,752
2018	216,977	50,421	1,705,948	292,322	133,853	96,138
CASE INVENTORY						
2009	43,805	31,946	301,199	119,369	58,344	5,736
2010	38,384	37,462	298,526	106,619	64,921	7,480
2011	38,571	20,798	254,022	94,910	65,644	9,707
2012	36,443	20,333	240,168	84,772	53,994	9,549
2013	35,446	20,366	227,558	82,988	47,283	9,072
2014	36,047	17,377	205,538	74,045	42,272	8,354
2015	36,467	16,655	220,313	70,977	37,146	8,175
2016	34,578	17,927	212,386	70,518	36,739	7,798
2017	35,279	14,114	229,974	58,568	41,616	7,557
2018	35,800	13,743	252,023	53,884	37,059	7,984

2020-21 JUDICIAL BUDGET PROPOSAL
Magisterial District Judge Education

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	744	744	779	744
Federal Funds	0	0	0	0
Other Funds	<u>206</u>	<u>346</u>	<u>349</u>	<u>349</u>
Total	950	1,090	1,128	1,093

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	368	353	363	0
Federal Funds	0	0	0	0
Other Funds	<u>2</u>	<u>2</u>	<u>2</u>	<u>0</u>
Total	370	355	365	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	2	2	2	2	2	2	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	2	2	2	2	2	2	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	376	391	416	0
Federal Funds	0	0	0	0
Other Funds	<u>204</u>	<u>344</u>	<u>347</u>	<u>0</u>
Total	580	735	763	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor’s Office of the Budget.

^Fiscal Year 2019-20 – Operating: Other Funds include augmenting revenues of \$319 in anticipated Act 49 of 2009 revenues.

^Fiscal Year 2020-21 – Operating: Other Funds include augmenting revenues of \$319 in anticipated Act 49 of 2009 revenues.

7. ASSUMPTIONS

Personnel:

- Increase in salaries and related benefits (social security, pension contributions, and WC) for 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and provide merit increments in Fiscal Year 2020-21 for filled staff - \$4,000
- Increase in medical benefits/life insurance for filled staff and medical benefits for annuitants - \$6,000
- Increase in pension contribution cost due to rate increase - \$2,000
- Increase in health insurance costs to restore funding due to credits received in Fiscal Year 2019-20 - \$7,000
- Decrease in salaries and related benefits of one temporary position eliminated in Fiscal Year 2019-20 - (\$9,000)

Operating:

- Increase in training and conference costs, and travel, lodging, and meals costs- \$25,000
- Increase in MDJ Education Program augmentations due to election cycle- \$3,000

This budget request is predicated upon the receipt of \$28,000 in revenue from \$225 tuition fees for continuing education from potential magisterial district judge candidates and from \$10 per credit CLE fees.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	85.08%	97.35%	109.66%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

Article V, Section 12, of the Pennsylvania Constitution requires magisterial district judges to be members of the bar of the Supreme Court *or* to have completed a course of training and instruction in the duties of their office and to have passed an examination prior to assuming office. Courses and examinations shall be as provided by law.

Such courses are provided pursuant to statute, 42 Pa.C.S. Chapter 31, by the Minor Judiciary Education Board. This seven-member board is responsible for the instruction and certification of individuals intending to become magisterial district judges and Philadelphia Municipal Court arraignment court magistrates who are not members of the bar. Certifying classes for magisterial district judges are four weeks in duration and one week for Municipal Court arraignment court magistrates. The board approves the curriculum, appoints and evaluates instructors, establishes course content, reviews all tests, and issues certificates to successful program participants.

Continuing education for all of the Commonwealth's magisterial district judges and Municipal Court arraignment court magistrates is mandated by the Judicial Code (42 Pa.C.S. Section 3118). In addition, the Minor Judiciary Education Board implements Rules 601 to 604 of the Rules of Judicial Administration promulgated by the Pennsylvania Supreme Court. The rules require annual continuing education for magisterial district judges, senior magisterial district judges, and Municipal Court arraignment court magistrates. Accordingly, the board conducts week-long continuing education classes for these officials. The Minor Judiciary Education Board also approves one week of supplemental practicum training for newly-elected and appointed magisterial district judges within the first year of their taking office.

This appropriation provides for programs of certification and continuing education for aspirants to the above referenced offices, and continuing education for the authorized

complement of 512 magisterial district judges, and six Philadelphia Municipal Court arraignment court magistrates. Additionally, continuing education is available for the current 93 senior magisterial district judges.

Providing training to active and senior magisterial district judges – indeed to all judges and senior judges, is a tangible expression of the Supreme Court’s commitment to professional education for both the bench and the bar.

STATUTORY AUTHORITY: 42 Pa.C.S.A. Sec. 3112, et seq.
42 Pa.C.S.A. Sec. 3118, et seq.
42 Pa.C.S.A. Sec. 2131, et seq

2020-21 JUDICIAL BUDGET PROPOSAL
Philadelphia Municipal Court

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	7,794	7,794	8,304	7,794
Federal Funds	0	0	0	0
Other Funds	<u>2,078</u>	<u>2,590</u>	<u>2,590</u>	<u>2,590</u>
Total	9,872	10,384	10,894	10,384

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	7,794	7,794	8,299	0
Federal Funds	0	0	0	0
Other Funds	<u>2,048</u>	<u>2,524</u>	<u>2,524</u>	<u>0</u>
Total	9,842	10,318	10,823	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds:							
Judges	27	26	27	26	27	26	0
Arrestment Ct. Mag.	6	6	6	6	6	4	0
Hearing Officers	5	5	5	5	5	5	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	38	37	38	37	38	35	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>^2019-20</u>	Judicial <u>^2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	5	0
Federal Funds	0	0	0	0
Other Funds	<u>30</u>	<u>66</u>	<u>66</u>	<u>0</u>
Total	30	66	71	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

^ Fiscal Year 2019-20 – Personnel and Operating: Other Funds include augmenting revenues of \$2,564 in anticipated Act 49 of 2009 revenues.

^^Fiscal Year 2020-21 – Personnel and Operating: Other Funds include augmenting revenues of \$2,564 in anticipated Act 49 of 2009 revenues.

7. ASSUMPTIONS

Personnel:

Act 30 of 2007 provides for annual increases in judges' salaries, including per diem compensation paid to senior judges, effective each January 1 to reflect the latest 12-month change in the Consumer Price Index (CPI) for the Philadelphia-Wilmington-Atlantic City, Pennsylvania, Delaware, New Jersey and Maryland area. This budget request includes a 1.75% increase in the judicial salaries and per diems effective January 1, 2021. Assumptions regarding judges' salaries and senior judge per diem compensation are as follows:

	<u>July - December, 2020</u>	<u>January - June, 2021</u>
President Judge	\$185,163	\$188,404
Judge (26)	\$182,346	\$185,538
Arraignment Court Magistrate (6)*	\$98,092	\$99,809
Senior Judge per diem	\$578	\$589

*Salaries of arraignment court magistrates are tied by law (42 Pa.C.S.A. § 1123(5)) to the salary paid an associate judge of the Philadelphia Traffic Court.

Personnel:

-Increase in pension contributions due to rate increases -	\$99,000
-Increase in cost of health insurance benefits to restore funding due to credits received in Fiscal Year 2019-20 -	\$95,000
-Increase in salaries and related benefits (social security, pension contributions) for annual COLA for 26 filled judges -	\$95,000
-Increase in health/life insurance benefits for 26 filled judges and health insurance for annuitants -	\$71,000
-Increase to annualize costs for one judge vacancy funded for six months in Fiscal Year 2019-20 -	\$110,000
-Increase in senior judge per diem compensation and social security due to increased rates -	\$3,000
-Increase in senior judge per diem compensation and social security due to increased days (from 250 days to 280 days) -	\$19,000
-Increase in salaries and related benefits (social security, pension contributions, and WC) for annual COLA for four arraignment court magistrates -	\$7,000
-Decrease in salaries and related benefits (social security, pension contributions and WC) for two vacant Arraignment Court Magistrates funded at a lower retirement rate in Fiscal Year 2020-21 -	(\$34,000)
-Increase in health/life insurance benefits for six arraignment court magistrates and health insurance for annuitants -	\$25,000
-Increase in salaries and related benefits (social security, pension contributions, and WC) for staff COLA for five hearing officers -	\$7,000
-Increase in health/life insurance benefits for five hearing officers -	\$8,000

Operating:

-Increase in training and conference expenses -	\$5,000
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8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor:			
Judges	73.17%	75.22%	77.65%
Arraignment Court Magistrates	92.11%	94.44%	91.65%
Hearing Officers	64.15%	68.87%	73.44%

10. NONRECURRING PURCHASES

No purchases are made from this appropriation.

11. PROGRAM STATEMENT

This appropriation funds the personnel and functions of Philadelphia Municipal Court. Accordingly, it funds the salaries and benefits of the 27 Municipal Court judges, six arraignment court magistrates, five hearing officers (authorized by Act 17 of 2013), and a senior judge program. Health benefits are provided to all retired judges and arraignment court magistrates who qualify. Liability insurance is provided for all judges who are assigned.

The Philadelphia Municipal Court is Pennsylvania's only special court that is a court of record. Its 27 judges, who must be lawyers, have jurisdiction over all criminal offenses which are punishable by a term of imprisonment not exceeding five years. The Municipal Court has the power to enter judgments without limitation in matters arising under the Landlord and Tenant Act of 1951 and has jurisdiction in civil actions where the amount claimed does not exceed \$12,000 (increased from \$10,000 by Act 114 of 2010). The president judge of Municipal Court is elected for a five-year term by the other active Municipal Court judges.

The Municipal Court's Traffic Division, created for a limited duration by Act 17 of 2013 to assume the functions of the former Philadelphia Traffic Court (which was later abolished by constitutional amendment approved by the voters in May 2016), expired on December 31, 2017, with the conclusion of the term of the last remaining judge who had been elected to the Traffic Court and transferred by Act 17 to the Municipal Court's Traffic Division.

Operating expenditures are for judicial training and education; travel, lodging, and meals; and ELSIF (liability insurance).

STATUTORY AUTHORITY: Art. V, Sec. 6, PA Constitution
42 Pa.C.S.A. Sec. 1121, et seq.
Act 17 of 2013

2009-2018 UPDATE ON CASELOAD FILINGS & DISPOSITIONS

PHILADELPHIA MUNICIPAL COURT

	<u>MISDEMEANOR/ FELONY</u>	<u>SUMMARY CRIMINAL</u>	<u>CIVIL</u>	<u>EMERGENCY PROTECTION</u>
CASES FILED				
2009	58,868	19,211	123,473	3,383
2010	55,292	20,128	117,269	3,194
2011	54,196	18,216	106,769	3,041
2012	52,035	20,857	109,632	2,877
2013	48,485	26,710	104,041	2,583
2014	43,011	28,601	96,894	2,270
2015	39,490	27,102	85,611	2,507
2016	36,119	12,695	77,236	2,465
2017	38,471	9,445	90,597	2,083
2018	32,296	9,732	90,764	1,907
CASES PROCESSED				
2009	66,020	27,023	113,046	3,383
2010	69,935	25,291	105,037	3,194
2011	59,346	22,019	100,721	3,041
2012	58,696	25,794	106,156	2,877
2013	55,487	24,882	111,758	2,583
2014	47,840	31,424	105,166	2,270
2015	43,795	30,243	98,811	2,507
2016	39,236	14,652	87,169	2,465
2017	39,750	10,309	86,813	2,083
2018	35,813	10,281	93,959	1,907
END PENDING INVENTORY				
2009	30,196	4,734	79,494	0
2010	19,461	4,496	91,726	0
2011	19,239	6,003	97,774	0
2012	16,886	3,410	101,250	0
2013	13,383	6,136	93,533	0
2014	11,732	4,684	85,261	0
2015	10,302	2,072	72,061	0
2016	9,754	1,068	62,128	0
2017	10,929	930	65,912	0
2018	10,005	1,014	62,717	0

2013-2018 UPDATE ON CASELOAD FILINGS & DISPOSITIONS
PHILADELPHIA MUNICIPAL COURT - TRAFFIC DIVISION

	<u>YEAR</u>	<u>CASES</u>
TICKETS AVAILABLE	2013	559,615
FOR PROCESSING	2014	156,751
	2015	152,492
	2016	128,392
	2017	122,727
	2018	118,838
CASES PROCESSED	2013	540,707
	2014	148,192
	2015	131,350
	2016	112,520
	2017	107,185
	2018	101,306
CASES PENDING	2013	18,908
	2014	18,615
	2015	15,836
	2016	14,167
	2017	13,660
	2018	15,333

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2020-21 JUDICIAL BUDGET PROPOSAL
County Court Reimbursement

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	23,136	23,136	23,136	23,136
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	23,136	23,136	23,136	23,136

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0	0	0	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	23,136	23,136	23,136	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	23,136	23,136	23,136	0

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

7. ASSUMPTIONS

Grants and Subsidies:

The budget request is based on the December 31, 2019 authorized complement of Common Pleas judges calculated at the effective reimbursement rate of \$45,549 funded in the current fiscal year (a proportional reduction of 34.93%). Although the statutory rate remains \$70,000 with the requirement that no county shall receive less than 77.5 percent of the actual reimbursement for court costs provided to it from funds appropriated for Fiscal Year 1980-81 (results in a flat \$10,075,327 grant payment to Philadelphia for its 93 judges), Act 37 of 2007 requires the proportional reduction in each county's grant if insufficient funding is provided to reimburse at the statutory rate. The Judiciary requests the same level of funding as provided in Fiscal Year 2019-20, which will allow payment of the grant at the same reimbursement rate paid in FY 2019-20. ** Funding this grant at the full statutory rate would require an appropriation of \$35.556 million, an amount \$12.42 million above the amount requested. **

The amount requested was computed as follows:

364 judges @ \$45,549	\$16,579,943
<u>93 Philadelphia judges</u>	<u>6,556,057</u>
457 Total complement	\$23,136,000

Proposed grant payments follow.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are funded from this appropriation.

10. NONRECURRING PURCHASES

No purchases are made from this appropriation.

11. PROGRAM STATEMENT

This budget requests funds to make grant payments to counties to reimburse costs associated with the administration and operation of the Courts of Common Pleas. The grant amount is determined by language contained in statute, and in the annual Appropriation Act that specifies that the grant is reimbursement for the costs incurred in the prior calendar year. Act 37 of 2007 provides that in the event the total county reimbursement qualifying for payment exceeds the amount appropriated, every county's grant is to be proportionally reduced so as not to exceed the amount appropriated. In judicial districts comprising more than one county, county allocations are based on each county's percentage of the district's total population. Such population figures are based on the data from the most-current decennial census, presently 2010.

STATUTORY AUTHORITY: 72 P.S. Section 1791-E
42 Pa.C.S.A. Sec. 914, et seq.
Annual Appropriation Act.

FY 2020-21 ESTIMATE
COMMON PLEAS COUNTY COURT REIMBURSEMENT
(Calendar 2019)

County	Comp	Reimbursement	County	Comp	Reimbursement
Adams	4	182,197	Jefferson	1	45,549
Allegheny	43	1,958,620	Juniata/ Perry	2	31,885
Armstrong	2	91,099	Lackawanna	9	59,214
Beaver	7	318,845	Lancaster	15	409,944
Bedford	2	91,099	Lawrence	4	683,239
Berks	13	592,141	Lebanon	4	182,197
Blair	5	227,746	Lehigh	10	182,197
Bradford	2	91,099	Luzerne	10	455,493
Bucks**	15	683,239	Lycoming	5	455,493
Butler	6	273,296	McKean	2	227,746
Cambria	5	227,746	Mercer	4	91,099
Cameron/Elk	1	45,549	Mifflin	2	182,197
Carbon	3	136,648	Monroe**	7	91,099
Centre	4	182,197	Montgomery**	24	318,845
Chester	14	637,690	Northampton	9	1,093,183
Clarion	1	45,549	Northumberland	3	409,944
Clearfield	2	91,099	Philadelphia*	93	136,648
Clinton	2	91,099	Pike	2	6,556,057
Columbia/ Montour	2	71,968	Potter	1	91,099
Crawford	3	19,131	Schuylkill	6	45,549
Cumberland	6	136,648	Snyder/Union	2	273,296
Dauphin	10	273,296	Somerset	3	91,098
Delaware**	21	455,493	Sullivan/ Wyoming	1	136,648
Erie	9	956,535	Susquehanna	1	8,654
Fayette	5	409,944	Tioga	1	45,549
Forest/ Warren	2	227,746	Venango	2	45,549
Franklin/ Fulton	5	14,576	Washington**	7	91,099
Greene	2	76,523	Wayne	1	318,845
Huntingdon	1	207,249	Westmoreland	11	45,549
Indiana	3	20,497	York	15	501,042
		91,099			683,239
		136,648			
364 @ \$45,549		\$16,579,943	COMPLEMENT		457
93 - \$6,556,057		\$6,556,057	COUNTY REIMBURSEMENT		23,136,000
TOTAL REQUIREMENT ¹		<u>\$23,136,000</u>			

¹ Total requirement calculated at \$45,549 per authorized Common Pleas judge and not the \$70,000 statutory rate due to insufficient funding.

* Denotes exception to \$70,000 rule.

** Six new judgeships were created in October 30, 2017 by Act 49 of 2017 in the following counties: Bucks (2), Delaware, Monroe, Montgomery, and Washington.

2020-21 JUDICIAL BUDGET PROPOSAL
Rule 701 – Senior Judge Support Reimbursement

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	1,375	1,375	1,375	1,375
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	1,375	1,375	1,375	1,375

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0	0	0	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	1,375	1,375	1,375	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>1,375</u>	<u>1,375</u>	<u>1,375</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

7. ASSUMPTIONS

Grants and Subsidies:

The budget request will provide partial reimbursement for county expenses based upon statutory reimbursement rates and actual support provided to common pleas senior judges while on assignment. Maintain level of funding provided in Fiscal Year 2019-20.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are funded from this appropriation.

10. NONRECURRING PURCHASES

No purchases are made from this appropriation.

11. PROGRAM STATEMENT

This request is to help defray county expenses in support of assigned Common Pleas Court senior judges pursuant to Acts 40 and 49 of 2017, and Pennsylvania Rule of Judicial Administration 701. Such expenses are incurred to provide suitable facilities and adequate staff to senior judges formerly of the judicial district who are regularly or periodically assigned in that district and for visiting senior judges. Suitable facilities and staff consist of the use of judicial chambers, including office equipment and supplies, and the services of a law clerk and

a secretary necessary to conduct judicial business. Rule 701 seeks the provision of this reasonable minimal administrative support to senior judges while on assignment.

The county payment provided by 42 Pa.C.S. Section 1906.1 and the Administrative Code Section 2801-E consists of two components: staff support and facilities (appropriate workspace, equipment and supplies) actually provided to senior judges of the judicial district who are regularly or periodically assigned in that district and for visiting senior judges. Staff support consists of the services of a secretary and a law clerk. The services of a secretary are reimbursed at the statutory rate of \$12 per hour, while the services of a law clerk are reimbursed at the rate of \$20 per hour. Facilities, including supplies and office equipment appropriate for the function, are reimbursed at the statutory rate of \$60 per day, billable in half-day increments.

As mandated by statute, no county shall receive in any year reimbursement under this grant in an amount that exceeds 20 percent of the amount appropriated. Also, in the event that the total amount counties are eligible to receive as evidenced by claims submitted is greater than the amount appropriated, Act 49, as did Act 37 before it, provides that each county's grant be proportionately reduced to bring the total within the amount appropriated. After imposition of the cap that limits any county's payment to 20% of the total appropriation, the total reimbursements qualifying for payment in Fiscal Year 2017-18 (affected only Philadelphia) and in Fiscal Year 2018-19 (affected only Philadelphia) exceeded the appropriation. In accordance with Act 37 of 2007, the grant payment to each county was proportionally reduced by approximately 32.3% in Fiscal Year 2017-18 and 31.2% in Fiscal Year 2018-19 so that the total of all grants did not exceed the appropriation.

Claims must be submitted annually by the counties to the Administrative Office of Pennsylvania Courts (AOPC). All claims for calendar year 2019 are to be submitted by April 1, 2020, with payment by June 30. Reimbursement paid in any year is for costs incurred in the immediate prior calendar year.

Senior judges are a resource available to the respective courts at the request of the president judge to assist on a temporary basis the prompt and proper disposition of the business of the court. Caseload, recusals, vacancies, and the absence from the bench of a judge in active service may warrant the temporary assignment of a senior judge. Per diem compensation earned by senior jurists and related expenses are funded by a separate state appropriation; the facilities and staff are funded by the counties.

STATUTORY AUTHORITY: Art. V, Section 10(c), PA Constitution
42 Pa.C.S. Section 1722, et seq.
42 Pa.C.S. Section 1906.1
71 P.S. Section 720.101
Annual Appropriation Act

FY 2018-19 ACTUAL
 RULE 701 - SENIOR JUDGE SUPPORT REIMBURSEMENT
 (Calendar 2018)

County	<u>Secretary</u>		<u>Law Clerk</u>		<u>Facilities</u>		<u>Total</u>
	Hours	Amount	Hours	Amount	Days	Amount	Reimbursement
Adams	18	\$149	4	\$55	7.5	\$309	\$513
Allegheny	4,160	34,325	8,319	114,405	617.5	25,476	\$174,206
Armstrong	220	1,815	125	1,719	69.5	2,867	6,401
Beaver	2,099	17,320	1,240	17,053	208.0	8,581	42,954
Berks	2,080	17,163	2,720	37,406	189.5	7,818	62,387
Blair	388	3,202	25	344	96.0	3,961	7,507
Bucks	1,768	14,588	1,126	15,485	293.0	12,088	42,161
Butler	130	1,073	310	4,263	40.0	1,650	6,986
Cambria	465	3,837	465	6,395	66.5	2,744	12,976
Cameron	1	8	0	0	0.5	21	29
Carbon	17	140	28	385	8.0	330	855
Centre	588	4,852	88	1,210	17.0	701	6,763
Chester	2,894	23,879	1,907	26,225	458.5	18,916	69,020
Clarion	44	363	147	2,022	65.0	2,682	5,067
Clinton	38	314	157	2,159	31.5	1,300	3,773
Columbia	160	1,320	5	69	25.0	1,031	2,420
Crawford	28	231	78	1,073	4.5	186	1,490
Cumberland	1,950	16,090	1,040	14,302	103.0	4,249	34,641
Dauphin	414	3,416	461	6,340	59.0	2,434	12,190
Delaware	6,048	49,904	2,388	32,840	464.0	19,143	101,887
Elk	31	256	17	234	32.0	1,320	1,810
Erie	1,219	10,058	1,219	16,764	162.5	6,704	33,526
Fayette	745	6,147	157	2,159	134.5	5,549	13,855
Franklin	38	314	38	523	5.0	206	1,043
Greene	6	50	87	1,196	31.0	1,279	2,525
Huntingdon	403	3,325	728	10,012	104.0	4,291	17,628
Indiana	3	25	9	124	11.0	454	603
Jefferson	189	1,559	189	2,599	27.0	1,114	5,272
Lackawanna	2,784	22,972	1,392	19,143	395.5	16,317	58,432
Lancaster	396	3,268	315	4,332	66.0	2,723	10,323
Lebanon	2	17	1,000	13,752	30.5	1,258	15,027
Lehigh	418	3,449	25	344	96.0	3,961	7,754

FY 2018-19 ACTUAL
 RULE 701 - SENIOR JUDGE SUPPORT REIMBURSEMENT
 (Calendar 2018)

County	<u>Secretary</u>		<u>Law Clerk</u>		<u>Facilities</u>		<u>Total</u>
	Hours	Amount	Hours	Amount	Days	Amount	Reimbursement
Luzerne	3,351	27,650	1,303	17,919	549.0	22,650	68,219
Lycoming	583	4,811	470	6,464	90.5	3,734	15,009
Mercer	2,980	24,589	2,980	40,982	426.0	17,575	83,146
Mifflin	0	0	18	248	19.5	805	1,053
Monroe	134	1,106	21	289	29.0	1,196	2,591
Montgomery	2,725	22,485	3,180	43,732	462.0	19,061	85,278
Northampton	2,080	17,163	260	3,576	120.0	4,951	25,690
Northumberland	468	3,862	468	6,436	156.0	6,436	16,734
Philadelphia ^{1/}	8,111	50,558	9,024	93,748	1,437.0	44,786	189,092
Pike	78	644	160	2,200	64.0	2,640	5,484
Potter	0	0	0	0	1.0	41	41
Schuylkill	37	305	0	0	73.5	3,032	3,337
Snyder	108	891	10	138	36.0	1,485	2,514
Somerset	0	0	0	0	7.0	289	289
Tioga	89	734	57	784	31.5	1,300	2,818
Venango	29	239	103	1,416	45.0	1,857	3,512
Washington	1,613	13,309	1,613	22,182	248.0	10,232	45,723
Wayne	115	949	287	3,947	100.0	4,126	9,022
Westmoreland	891	7,352	780	10,727	184.5	7,612	25,691
Wyoming	70	578	30	413	14.0	578	1,569
York	1,560	12,872	704	9,682	87.5	3,610	26,164
TOTAL ^{2/}	54,766	\$435,526	47,277	\$619,815	8,099.5	\$319,659	\$1,375,000

NOTES:

1/ In accordance with Acts 40 and 49 of 2017, the grant payment to Philadelphia was reduced from \$364,032 to 20% of the appropriation amount (\$1,375,000), or \$275,000. (The reimbursement was further reduced by 31.2390% as explained in note 2.)

2/ For Calendar year 2018, the qualifying reimbursements totaled \$1,999,681, which exceeded the \$1,375,000 appropriation by \$624,681. In accordance with Act 49 of 2017, the grant payment to each county was proportionally reduced by 31.2% (i.e., each county received 68.8% of its qualified reimbursement) so that the total did not exceed the appropriation. On this chart, only the payment amounts were adjusted; the number of hours and days claimed are as submitted.

2020-21 JUDICIAL BUDGET PROPOSAL
Juror Cost Reimbursement

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	1,118	1,118	1,118	1,118
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	1,118	1,118	1,118	1,118

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0	0	0	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	738	1,118	1,118	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>738</u>	<u>1,118</u>	<u>1,118</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>*2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	380	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>380</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Fiscal Year 2018-19 – Non-expense/Interagency, consists of \$380 transferred to other Unified Judicial System appropriations in accordance with 72 P.S. Section 1793-E.*

7. ASSUMPTIONS

Grants and Subsidies:

The Judiciary requests the same level of funding as provided in Fiscal Year 2019-20.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are funded from this appropriation.

10. NONRECURRING PURCHASES

No purchases are made from this appropriation.

11. PROGRAM STATEMENT

This appropriation funds grants to counties for partial reimbursement of eligible juror costs incurred. Specifically, the grant reimburses counties for 80 percent of the amounts they expend for compensation (\$25 per day) and travel allowances (\$0.17 per mile) to jurors participating in a trial or grand jury proceeding beyond the first three days of service.

STATUTORY AUTHORITY: 42 Pa.C.S.A. Sec. 4561(b), et seq.

2020-21 JUDICIAL BUDGET PROPOSAL
Court Interpreter County Grant

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	1,500	1,500	1,500	1,500
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>1,500</u>	<u>1,500</u>	<u>1,500</u>	<u>1,500</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	0	0	0	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	1,500	1,500	1,500	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>1,500</u>	<u>1,500</u>	<u>1,500</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

7. ASSUMPTIONS

Grants and Subsidies:

The budget request will provide partial reimbursement to counties for the costs of providing language access services, including court interpreter services, as required by state and federal law.

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are funded from this appropriation.

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

This budget request continues a grant to partially reimburse counties for the costs of language access services, including interpreters they provide for both sign language and foreign languages, for litigants and other participants in court cases, and to increase such services in accordance with Judiciary policy. Providing qualified court interpreters is not only required by state and federal law, it is an essential element of providing access to justice to all who

come before the courts. Counties can be faced with an unexpected and often large expenditure when confronted with a circumstance of providing an interpreter for a protracted or complex case or for a language for which an interpreter is not available locally and must be obtained from a substantial distance.

All 60 judicial districts created their own language access plans ("LAPs") in 2014 and updated them in 2019, using a template provided by the AOPC. The federal government has been closely monitoring compliance of state court systems with this requirement, and threatening penalties for states not fulfilling their duties. In accordance with federal and state law, the judicial districts must provide a number of language access services, and the district-specific LAPs, effective March 2015, provide notice as to what services are available to court users, such as: free interpreters for LEP (limited English proficient) and deaf or hard-of-hearing named parties in all judicial proceedings, telephone interpretation for interactions with LEP court users at the information and filing counters in courts, the translation of court forms frequently utilized by LEP court users, multilingual signage in court buildings, training for court staff in the provision of language access services, and outreach to LEP-serving agencies in each district's community.

The Unified Judicial System convened a Language Access Advisory Group in August of 2015 to assist the AOPC in drafting a statewide language access plan to provide overarching guidance to the entire UJS. The Supreme Court adopted the Advisory Group's Language Access Plan for the UJS in March of 2017. Accordingly, the judicial districts are facing increased costs to provide language access to their Limited English Proficient and deaf or hard-of-hearing court users. This grant program assists counties in meeting this obligation.

AOPC submitted procedures to judicial districts so they could apply for reimbursement for direct expenses for costs related to (1) in-person interpreting, (2) telephone interpreting, and (3) other language access services specified in the judicial district and UJS language access plans, including: production of bilingual signage, and translation of court forms.

Reimbursements requested by the counties are subject to reduction to ensure that a) no county is reimbursed an amount in excess of 30% of the total grant amount, and b) the total amount requested for reimbursement by all counties does not exceed the appropriated amount. In the event that the total amount judicial districts are eligible to receive, as evidenced by claims submitted, is greater than the appropriated amount, each judicial district's grant will be proportionately reduced to bring the sum total within the amount appropriated.

In Fiscal Year 2018-19, counties requested reimbursement for \$4.820 million in eligible expenses. After imposition of the 30% cap (affected Berks and Philadelphia), qualified reimbursements totaled \$3.994 million, which exceeded available funding by \$2.494 million. Accordingly the grant payment to each county was proportionally reduced by 62% (i.e., each county received approximately 38% of its qualified reimbursement) so that the total of all grants did not exceed the appropriation.

STATUTORY AUTHORITY: Annual Appropriation Act.

FY 2018-19 ACTUAL
 COURT INTERPRETER COUNTY GRANT
Qualifying Reimbursements and Applied Reductions
 (Calendar 2018)

County	<u>Courtroom</u>	<u>Telephone</u>	<u>Other Language</u>	<u>Total Qualified</u>	<u>Reduced</u>
	<u>Interpreters</u>	<u>Interpreting Services</u>	<u>Access Services</u>	<u>Reimbursement</u>	<u>Reimbursement</u>
	Amount	Amount	Amount	Amount	Amount
Adams	\$39,072	\$371	\$0	\$39,443	\$14,812
Allegheny	296,104	7,465	210	303,778	114,076
Armstrong	213	0	703	916	344
Beaver	12,277	252	0	12,529	4,705
Bedford	4,044	234.48	0	4,278	1,606
Berks ^{1/}	440,217	12,884	0	450,000	168,986
Blair	3,693	0	823	4,516	1,696
Bradford	1,843	0	101	1,944	730
Bucks	230,420	1,021	0	231,441	86,912
Butler	12,146	0	0	12,146	4,561
Cambria	2,825	88	300	3,213	1,207
Cameron	594	0	0	594	223
Carbon	7,182	465	0	7,647	2,872
Centre	33,688	3,093	0	36,780	13,812
Chester	176,049	2,188	390	178,628	67,079
Clarion	1,601	312	140	2,053	771
Clinton	2,102	0	0	2,102	789
Columbia	1,283	607	0	1,890	710
Crawford	1,496	426	0	1,922	722
Cumberland	96,861	1,097	0	97,958	36,786
Dauphin	162,511	7,954	1,200	171,664	64,464
Delaware	196,976	2,552	3,833	203,360	76,367
Elk	646	0	0	646	243
Erie	21,533	767	0	22,300	8,374
Fayette	13,880	334	0	14,215	5,338
Franklin	119,120	1,700	3,182	124,003	46,566
Greene	4,246	0	0	4,246	1,594
Huntingdon	8,856	252	0	9,108	3,420
Indiana	1,387	0	0	1,387	521
Jefferson	2,796	0	0	2,796	1,050
Juniata	4,549	0	0	4,549	1,708
Lackawanna	58,071	0	0	58,071	21,807
Lancaster	227,971	1,300	0	229,270	86,097
Lawrence	8,589	142	0	8,731	3,279
Lebanon	67,754	180	0	67,933	25,511
Lehigh	176,014	3,940	0	179,954	67,577
Luzerne	146,859	5,686	635	153,180	57,523
Lycoming	4,068	629	0	4,696	1,763

FY 2018-19 ACTUAL
 COURT INTERPRETER COUNTY GRANT
Qualifying Reimbursements and Applied Reductions
 (Calendar 2018)

County	Courtroom	Telephone	Other Language	Total Qualified	Reduced
	<u>Interpreters</u>	<u>Interpreting Services</u>	<u>Access Services</u>	<u>Reimbursement</u>	<u>Reimbursement</u>
	Amount	Amount	Amount	Amount	Amount
McKean	0	0	0	0	0
Mercer	0	0	0	0	0
Mifflin	1,514	820	0	2,334	876
Monroe	48,771	308	184	49,262	18,499
Montgomery	260,697	2,214	800	263,711	99,030
Montour	944	0	0	944	354
Northampton	166,431	5,081	235	171,747	64,495
Northumberland	11,532	0	0	11,532	4,331
Perry	3,415	0	0	3,415	1,282
Philadelphia ^{1/}	392,564	626,476	253,917	450,000	168,986
Pike	3,970	0	0	3,970	1,491
Schuylkill	23,214	420	0	23,635	8,876
Snyder	1,764	70	0	1,834	689
Somerset	1,270	225	0	1,495	561
Susquehanna	104	518	0	621	233
Tioga	1,414	0	0	1,414	531
Union	3,932	46	0	3,978	1,494
Venango	1,603	37	0	1,640	616
Warren	1,258	21	0	1,279	480
Washington	6,418	370	859	7,647	2,872
Wayne	3,305	122	0	3,427	1,287
Westmoreland	12,332	0	171	12,503	4,695
Wyoming	1,339	337	585	2,261	849
York	321,249	626	0	321,874	120,872
TOTAL ^{2/}	\$3,858,574	\$693,626	\$268,267	\$3,994,410	\$1,500,000

NOTES:

1/ In accordance with the Court Interpreter Services Grant Policies and Procedures, the grant payments to Berks and Philadelphia counties were reduced from \$453,101 and \$1,272,957 respectively, to 30% of the appropriation amount (\$1,500,000) or \$450,000. (The reimbursement was further reduced by 62.45% as explained in note 2.)

2/ For Calendar year 2018 counties requested reimbursements for \$4,820,468 for eligible expenses. The total reimbursement qualifying for payment after imposition of the 30% cap totaled \$3,994,410, which exceeded the appropriation amount of \$1,500,000 by \$2,494,410. In accordance with the Court Interpreter Services Grant Policies and Procedures, after imposition of the 30% cap, the grant payment to each county was proportionally reduced by 62.45% (i.e., each county received 37.55 % of its qualified reimbursement) so that the total of all grants did not exceed the appropriation.

2020-21 JUDICIAL BUDGET PROPOSAL
Judicial Conduct Board

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	2,182	2,468	2,586	2,505
Federal Funds	0	0	0	0
Other Funds	4	5	5	5
Total	<u>2,186</u>	<u>2,473</u>	<u>2,591</u>	<u>2,510</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	2,099	2,190	2,298	0
Federal Funds	0	0	0	0
Other Funds	4	5	5	0
Total	<u>2,103</u>	<u>2,195</u>	<u>2,303</u>	<u>0</u>

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2020-21</u>
State Funds	17	15	15	15	15	15	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	0	0	0	0	0	0	0
Total	<u>17</u>	<u>15</u>	<u>15</u>	<u>15</u>	<u>15</u>	<u>15</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	83	278	288	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>83</u>	<u>278</u>	<u>288</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

#Detail not provided by Governor's Office of the Budget.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and related benefits for one new position filled in Fiscal Year 2019-20 but funded at a higher rate in Fiscal Year 2020-21 -	\$16,000
-Increase in salaries and related benefits (social security, retirement, and WC) for a 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and provide merit increments in Fiscal Year 2020-21 -	\$51,000
-Increase in pension contribution due to rate increase -	\$15,000
-Increase in cost of health/life insurance for staff and health insurance for annuitants -	\$1,000
-Increase in cost of health insurance benefits to restore funding due to credits received in Fiscal Year 2019-20 -	\$25,000

Operating:

-Increase in professional services -	\$10,000
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8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	70.37%	81.44%	83.57%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

Funding Needs

The submitted budget for the Judicial Conduct Board reflects increases in the cost of agency operations over the current year, Fiscal Year 2019-20. The requested funding will enable the board to continue to effectively execute its constitutional charge to investigate complaints against judicial officers and advocate to further the integrity and independence of Pennsylvania's judiciary.

Calendar year 2019 was another investigation-heavy year for the board. A total of 812 new requests for investigation were received or initiated by the board. Since calendar year 2015, the number of investigations opened per year has ranged from 789 to 845. In order to dispose of the increasing number of investigations in a timely manner, and to maintain the high standards expected of the board, the board created and filled a new legal assistant position. Funding for this increase in staffing was secured in the Fiscal Year 2019-20 budget.

Recent years have seen the board undertake several initiatives to enhance its performance. These included acquiring a case management system, along with new computer technology to support it; increasing outreach to the public and legal profession via speaking engagements and presentations by the board throughout the Commonwealth; affording board members and staff formal training to carry out their constitutional duties; and hiring additional staff. The case management system and associated hardware require regular updates. The board funds the ongoing maintenance and upkeep of the system with current appropriations.

Background

The Pennsylvania Judicial Conduct Board was created as an independent board within the Judicial Branch by an amendment to the Pennsylvania Constitution adopted on May 18, 1993, and declared in effect by the Governor on August 11, 1993. It is the Judicial Conduct Board's responsibility within the Judicial Branch to investigate allegations of judicial misconduct, disability, or impairment and to prosecute deserving cases in the Court of Judicial Discipline.

The board has jurisdiction over Pennsylvania Supreme Court Justices, Superior and Commonwealth Court Judges, Common Pleas Court Judges, Philadelphia Municipal Court Judges and Magisterial District Judges. Until December 31, 2017, when the term of the last remaining Philadelphia Traffic Court Judge ended, the board also had jurisdiction over Philadelphia Traffic Court Judges.

Under the Constitution of Pennsylvania, the board is the constitutionally identified agency of state government with the authority to investigate judges for misconduct or physical or mental

disability. Its role is unique. The board's system has served Pennsylvania well since its inception in 1993. Some judges have been publicly disciplined for judicial misconduct, others have been confidentially cautioned, and a number have resigned while under inquiry. It is undoubtedly fair to state that the Pennsylvania judiciary is aware of its ethical obligations and the potential consequences for ethical breaches.

As mandated by the Constitution, the board is comprised of twelve members serving staggered four year terms, as follows: six citizen electors who are neither attorneys nor judges; three judges, including one appellate court judge, one common pleas court judge, and one magisterial district judge; and three attorneys who are not judges. The Governor appoints six members and the Supreme Court appoints six members. No more than half of the members may be of the same political party. There is currently one citizen elector gubernatorial vacancy on the board.

Members meet regularly to conduct board business. They receive no compensation for their service. Members may not serve more than four consecutive years; however, a member may be reappointed for an additional term after the lapse of one year from the end of the member's previous term. Except for judicial members, no member of the board, during the member's term, may hold a compensated public office or public appointment.

The Constitution requires that the board appoint a Chief Counsel and other necessary staff. Currently, the board has an authorized complement of 15. Six of the approved positions are for licensed attorneys, including the Chief Counsel, the Deputy Chief Counsel, and four Deputy Counsel. There are four investigators and five administrative staff. A new legal assistant position (administrative staff) was filled in November 2019.

The Chief Counsel provides legal advice to the board and, along with the other staff attorneys, serves as trial counsel in proceedings before the Court of Judicial Discipline. The board's legal staff is responsible for preparing cases and presenting the evidence that supports charges authorized by the board before the Court of Judicial Discipline.

In the event of appeals from orders of the Court of Judicial Discipline, board counsel represent the board before the Pennsylvania Supreme Court (or the constitutionally provided Special Tribunal in the event that the appeal from the Court of Judicial Discipline involves a member of the Supreme Court).

Board counsel are also tasked with acting as the board's open records officer and open records appeals officer as required by the Commonwealth's Right-to-Know Law. In addition to responding to right-to-know requests, board counsel also represent the board in appeals to Commonwealth Court from right-to-know decisions.

The board is required to administer its own budget, publish and distribute an annual report, exercise supervisory and administrative authority over all board staff, and implement its own rules of procedure. Board headquarters are maintained in the Pennsylvania Judicial Center in Harrisburg. The board has initiated many cost-cutting measures over the last several years to efficiently and effectively serve the interests of the Commonwealth's taxpayers, including closing the board's regional offices in Pittsburgh and Philadelphia and having its investigators work from home offices.

As noted above, during calendar year 2019, the board received or initiated 812 confidential requests for investigation. A total of 911 pending matters were disposed of during that same period. Investigative requests are not necessarily resolved in the year in which they are received and may remain active for several years. Of the resolved matters, 847 were dismissed after preliminary inquiry, 4 dismissed after full investigation, 32 were dismissed with Letters of Caution, and 17 were dismissed with Letters of Counsel. Three matters were dismissed after the resignation of the judicial officer under investigation. Eight pending investigations were administratively closed with the filing of a board complaint in the Court of Judicial Discipline. Three matters were closed after disposition by the Court of Judicial Discipline. Three matters resulted in the filing of formal charges in the Court of Judicial Discipline.

This appropriation provides funding for the board's operating expenses, annuitant benefits, and the salaries and benefits of the board's staff. Funding of the board's budget request is important so that the board may continue to carry out its core governmental function pursuant to its constitutional mandate.

Conclusion

The prompt and effective operation of Pennsylvania's judicial disciplinary system plays a critical role in promoting and maintaining public confidence in the administration of justice. The sufficient allocation of resources to the Judicial Conduct Board helps demonstrate to all Pennsylvanians that their representatives stand committed to the pursuit of justice.

STATUTORY AUTHORITY: Art. V, Sec. 18(a), PA Constitution
42 Pa.C.S.A. Sec. 2101 *et seq.*

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2020-21 JUDICIAL BUDGET PROPOSAL
Court of Judicial Discipline

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec <u>2020-21</u>
State Funds	468	468	535	468
Federal Funds	0	0	0	0
Other Funds	<u>1</u>	<u>1</u>	<u>1</u>	<u>1</u>
Total	469	469	536	469

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	438	463	488	0
Federal Funds	0	0	0	0
Other Funds	<u>1</u>	<u>1</u>	<u>1</u>	<u>0</u>
Total	439	464	489	0

(b) "Complement"

	December 31, 2018		December 31, 2019		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2020-21
State Funds	3	3	3	3	3	3	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	3	3	3	3	3	3	0

3. OPERATING (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	30	5	47	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	30	5	47	0

4. FIXED ASSETS (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	0	0	0	0

6. NON-EXPENSE/INTERAGENCY (\$000)

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>	Gov Rec # <u>2020-21</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	0	0	0	0

#Detail not provided by Governor's Office of the Budget.

7. ASSUMPTIONS

Personnel:

- Increase in salaries and related benefits (social security, pension contributions, and WC) for a 1.75% COLA, and to annualize the cost of Fiscal Year 2019-20 merit increments and provide merit increments in Fiscal Year 2020-21 filled staff - \$13,000
- Increase in health/life insurance costs for filled positions and health insurance benefits for annuitants - \$4,000
- Increase in health insurance costs to restore funding due to credits received in Fiscal Year 2019-20 - \$4,000
- Increase in pension contribution costs due to rate increase - \$4,000

Operating:

- Increase in operating to restore funding due to using miscellaneous encumbrances in FY 2019-20 - \$42,000

8. HISTORY OF LAPSES

	<u>2017-18</u>	<u>2018-19</u>	<u>2019-20</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2018-19</u>	<u>2019-20</u>	Judicial <u>2020-21</u>
Employee Factor	66.48%	67.80%	71.37%

10. NONRECURRING PURCHASES

2019-20: none

2020-21: none

11. PROGRAM STATEMENT

Funding Needs

This budget seeks a \$67,000 funding increase for a requested Fiscal Year 2020-21 state funds appropriation of \$535,000. This includes required salary and benefits increases in the amount of \$25,000 and an increase of \$42,000 for operating costs. The increase will restore funding due to using miscellaneous encumbrances in Fiscal Year 2019-20.

The Court

The Court of Judicial Discipline is a court of record established in 1993 under Article V, §18 of the Pennsylvania Constitution. The court serves as a trial court for complaints filed by the Judicial Conduct Board alleging judicial misconduct by a judicial officer. To perform its task, it is required by the Constitution to appoint staff and prepare and administer its own budget as provided by law and undertake actions needed to ensure its efficient operation.

The court hears and decides cases involving allegations of judicial misconduct prosecuted by the Judicial Conduct Board. The court enters findings of fact and conclusions of law and, if misconduct is found to have occurred, imposes an appropriate sanction. Formal charges filed with the court are a matter of public record and all hearings conducted by the court are public proceedings. Proceedings are conducted pursuant to the rules adopted by the court and in accordance with the principles of due process and the Rules of Evidence. Official court records and dockets are maintained and preserved by the Clerk of the Court of Judicial Discipline.

The court is composed of eight members, four of whom are appointed by the Supreme Court and four appointed by the Governor. Pursuant to the Constitution, the Supreme Court appointees include two judges, one magisterial district judge, and one non-lawyer elector. The Governor's appointees include one judge, two non-judge members of the bar, and a non-lawyer elector. The members serve without compensation.

Since the court's inception, 100 formal complaints and 35 petitions for interim relief have been submitted for review. In total for the calendar year 2019 the court handled trials and/or dispositions in five separate cases. Members of the court supervised pre-trial discovery with the litigants and held pre-trial conferences to ensure the fair and prompt disposition of cases. When the record could not be resolved by way of factual stipulations, trials were promptly scheduled by the court and timely decisions were filed.

Educational Court Functions

In addition to performing the above-noted constitutional functions, the Court of Judicial Discipline has taken an active role by providing educational opportunities for a variety of audiences. The staff of the court has presented programs that educate judicial officers, members of the Pennsylvania Bar, and the general public regarding judicial ethics in general, and the Commonwealth's judicial discipline system.

Additionally, court staff have prepared and presented continuing legal education programs, including presentations throughout Pennsylvania, pertaining to the Commonwealth's system of judicial discipline.

Budget Request

The court maintains an office at the seat of government in Harrisburg. This budget request represents the court's budgetary needs for Fiscal Year 2020-21 in order to accomplish constitutionally-mandated responsibilities and functions.

STATUTORY AUTHORITY: Art. V, Sec. 18(b), PA Constitution
42 Pa.C.S.A. Sec. 1601, et seq.

2020-21 JUDICIAL BUDGET PROPOSAL

In response to the Appropriations Committees' request, the following additional information is provided:

FISCAL YEAR 2018-19 OBLIGATIONS ROLLED FORWARD TO FISCAL YEAR 2019-20

- NONE -