

5% Base Budget Reduction Form
[17-7-111-3\(f\)](#)

AGENCY CODE & NAME:

21100 - Judicial Branch

		Minimum Requirement	
		General Fund	State Special Revenue Fund
TARGETED REDUCTION TO EQUAL 5% OF CURRENT BASE BUDGET		\$ 2,629,726	\$ 71,445
Priority	SERVICE(S) TO BE ELIMINATED OR REDUCED	General Fund Annual Savings	State Special Revenue Annual Savings
1	Supreme Court Operating Program - Drug Court Fees		\$ 71,445
2	Supreme Court Operations - Drug Courts	\$ 1,848,090	
3	Supreme Court Operations - Placement Evaluation	\$ 50,000	
4	District Court Operations - Jury Costs	\$ 435,000	
5	District Court Operations - Evaluations	\$ 110,000	
6	District Court Operating - CASA Contracts for YINC	\$ 95,000	
7	Clerk of Court Operational Categories	\$ 44,636	
8	Law Library - Operational Categories	\$ 47,000	
9			
10			
11	TOTAL SAVINGS	\$ 2,629,726	\$ 71,445
	DIFFERENCE	0	0

Form A

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100 - Judicial Branch; Supreme Court Ops

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR *ELIMINATION OR REDUCTION*:

Reduction of expenses related to drug court fees revenue. Reductions would be to other services, supplies & materials, and benefits to individuals.

#2 THE SAVINGS THAT ARE EXPECTED:

\$71,445 State Special Revenue

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED *ELIMINATION OR REDUCTION*:

Participant fees collected by drug court programs has provided drug courts with additional funding for operating costs and additional benefits to participants, that would otherwise not be available due to limited funding from the general fund or grants.

#4 HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

No. Allowed but not required 46-1-1104, MCA

Form B

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100 - Judicial Branch

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

Eliminate the payment for alcohol and drug treatment court costs and administration.

#2 THE SAVINGS THAT ARE EXPECTED:

\$1,848,090 General Fund, includes 15.75 FTE

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

The proposal would eliminate nearly all general fund drug courts. Nationally and in Montana, drug court programs have resulted in lowered recidivism rates for offenders, substantially reduced drug use, allowed offenders to stay in their communities to support their families, work and pay taxes and reduced the number of babies born drug addicted. Eliminating drug courts would reverse these impacts.

#4 HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

No, allowed but not required 46-1-1104, MCA

Form B

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100 - Judicial Branch; Supreme Court Ops

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

Eliminate funds to be used for the evaluation of out-of-home placement, programs and services per 41-5-2003, MCA

#2 THE SAVINGS THAT ARE EXPECTED:

\$50,000 general fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

Evaluations requested by the Cost Containment Review Panel would not be completed. Statutory changes may be necessary.

#4 HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes - 41-5-2003, MCA

Form B

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100 - Judicial Branch; District Court Ops

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR *ELIMINATION OR REDUCTION*:

Eliminate the reimbursement of jury fees and related costs in District Courts.

#2 THE SAVINGS THAT ARE EXPECTED:

\$435,000 general fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED *ELIMINATION OR REDUCTION*:

Jury fees and related costs (mileage, postage, etc) would not be paid or would be paid by local governments. Costs were assumed by the state from the counties in 2002. Statutory change would be necessary.

#4 HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes, 3-5-901 and 3-15-201, MCA.

Form B

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100 - Judicial Branch; District Court Ops

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR *ELIMINATION OR REDUCTION*:

Eliminate the payment of court ordered evaluations, fitness to proceed evaluations and psychosexual evaluations in criminal cases in District Courts.

#2 THE SAVINGS THAT ARE EXPECTED:

\$110,000 general fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED *ELIMINATION OR REDUCTION*:

Evaluation costs of defendants in criminal cases would not be paid or would be paid by local governments. Costs were assumed by the state from the counties in 2002. Statutory change would be necessary.

#4 HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes, 46-14-206, 46-14-221 and 46-18-111, MCA.

Form B

-51633

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100 - Judicial Branch; District Court Ops

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

Reduction in amounts allocated to CASA program annual contracts. Per 41-3-112, in every child abuse and neglect case, the court shall appoint a court-appointed special advocate. CASA programs utilize trained volunteers to act in the best interests of the youth in child abuse and neglect proceedings.

#2 THE SAVINGS THAT ARE EXPECTED:

\$95,000 general fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

CASA programs, which are non-profit organizations, depend on this allocation to help fund and maintain their programs, including volunteer training.

#4 HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes, 41-3-112, 3-5-901, MCAs

Form B

36689

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100 - Judicial Branch; Clerk of Supreme Court

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

Reduction of all operational categories including copying, office supplies, postage, records storage, long distance and other telephone charges, travel, office equipment maintenance and training.

#2 THE SAVINGS THAT ARE EXPECTED:

\$43,578 general fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

Reductions would severely impede the Clerk of Court from performing required duties in support of the Montana Supreme Court.

#4 HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes, Title 3, Chapter 2, Part 4, MCA.

Form B

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100 - Judicial Branch; Law Library

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

Reduction in purchase of books and other library materials.

#2 THE SAVINGS THAT ARE EXPECTED:

\$47,000 general fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

Cuts will be made to materials purchased and used by the legislative branch and executive agencies. In past years this has led to those agencies each purchasing duplicate titles, but being unaware of the redundancies in spending. Required titles will not be available for loaning to public libraries, the other courts around the state, court officers, and the general public. Litigants will be less prepared for trial, which will delay judicial opinions and sentences.

#4 HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes. Title 22, Chapter 1, Part 5, MCA.

Form B