



**Senate Finance
General Government/Technology
Sub-Committee**

**Requested Briefing on Select Budget Items
December 3, 2008**

**Karl R. Hade, Executive Secretary
Supreme Court of Virginia**

Judicial Department

Proposed Budget Reduction Items

		2008-09	2009-10
1.	Hiring Delay for Vacant Positions (90 Days)	\$ 850,900	\$ 1,500,000
2.	Elimination of Positions (Layoffs - 3 FTE)	146,400	292,800
3.	Education/Training		
	Cancel or Reduce Days - Judges' Conferences	148,000	338,000
	Cancel Court Employees' Training	120,000	-
4.	Eliminate annual/sick leave balance payments to district judges when they retire/resign.	147,250	294,500
5.	Reduction in out-of-state travel, contractors, postage and publications	130,000	130,000
	Projected Savings	\$ 1,542,550	\$ 2,555,300
6.	JIRC (Agency 112)	6,300	6,300
7.	VA Criminal Sentencing Commission (Agency 160)	11,000	11,000
8.	Indigent Defense Commission (Agency 848)	450,000	450,000
	Total Projected Savings - Judicial Budget	\$ 2,009,850	\$ 3,022,600

Court-appointed Attorney Waivers

2007-08 Expenditures:

Waivers Requested – 6,126 waivers

Waivers Approved – 5,952 waivers

Total Payments - \$1,845,171

Waiver Payment Amounts

	2007-08 Fiscal Year	
	Monthly	Year to
	Amounts	Date
July	\$ 105	\$ 105
August	15,062	15,167
September	19,296	34,463
October	57,350	91,813
November	64,988	156,801
December	97,772	254,573
January	133,147	387,720
February	255,268	642,988
March	236,295	879,283
April	293,436	1,172,719
May	350,850	1,523,569
June	321,602	1,845,171

Waiver Payment Amounts

	2008-09 Fiscal Year	
	Monthly Amounts	Year to Date
July	\$ 226,064	\$ 226,064
August	413,043	639,107
September	298,911	938,018
October	356,212	1,294,230
November	261,090	1,555,320
December	-	-
January	-	-
February	-	-
March	-	-
April	-	-
May	-	-
June	-	-
<i>Current Appropriation</i>		\$ 4,200,000

Court-Appointed Counsel - Criminal Fund Payments
Average Hours Per Charge (2007-08)

<i>Adult Offenders:</i>	<u>Circuit</u>	General	J & DR	Combined	All Courts <u>Avg. Hours</u>	Current Cap	
		<u>District</u>	<u>District</u>	<u>District</u>		<u>Amount</u>	<u>Hrs @ \$90</u>
Misdemeanors	2.64	2.16	2.11	1.99	2.15	\$158/120	1.76/1.33
Felony < = 20 year	5.44	3.37	3.32	3.09	4.31	445	4.94
Felony > 20 years	10.43	5.53	5.24	5.63	9.16	1,235	13.72

Court-Appointed Counsel - Criminal Fund Payments
Average Hours Per Charge (2007-08)

		General	J & DR	Combined	All Courts	Current Cap	
<i>Juvenile Offenders:</i>	<u>Circuit</u>	<u>District</u>	<u>District</u>	<u>District</u>	<u>Avg. Hours</u>	<u>Amount</u>	<u>Hrs @ \$90</u>
Misdemeanors	-	-	2.20	2.13	2.19	\$120	1.33
Felony < = 20 year	-	-	2.75	3.09	2.80	120	1.33
Felony > 20 years	-	-	3.12	3.86	3.17	120	1.33

Magistrate Reform Status

- New Management/Support Structure
 - Hired Statewide Magistrate Coordinator
 - Hired Regional Managers for the 8 regions
 - Hired Training Coordinator
 - Hired Magistrate Advisors and technical support personnel
 - Completed staffing analysis for the allocation of the 9 new magistrate positions

Magistrate Reform Status

- Magistrate Training/Re-certification Programs
 - Developing curriculum for new 4-week certification training program
 - 2009 training calendar has been finalized, with first new certification course scheduled for January 2009
 - Developing re-certification training and testing programs
 - All magistrates will be re-certified by January/2010
 - Increased CLE requirements

Magistrate Reform Status

- Scheduling
 - Working with Chief Magistrates to develop 40 hour/week work schedules for full-time magistrates
- Uniform Complaint Process
 - Initial draft of complaint procedures completed and under review
 - Complaint procedures and form will be made available on Virginia's Judicial System Website