

**Proposed Budget
of the
Unified Judicial System
2023-24**

SUPREME COURT OF PENNSYLVANIA

*Chief Justice Debra Todd
Justice Christine Donohue
Justice Kevin M. Dougherty
Justice David N. Wecht
Justice Sallie Updyke Mundy
Justice P. Kevin Brobson*



Geoff Moulton
Court Administrator of Pennsylvania

Pennsylvania Judicial Center
601 Commonwealth Avenue, Suite 1500
Harrisburg, PA 17120-0901
(717) 231-3300

AOPC

ADMINISTRATIVE OFFICE
of PENNSYLVANIA COURTS

PROPOSED BUDGET OF THE UNIFIED JUDICIAL SYSTEM, FY 2023-24

TABLE OF CONTENTS

Judiciary Comparative Financial Statement1

SUPREME COURT

 Supreme Court3

 Justices' Expenses7

 Judicial Council9

 Interbranch Commission for Gender, Racial and Ethnic Fairness.....12

 Rules Committees17

SUPERIOR COURT

 Superior Court.....23

 Judges' Expenses.....27

COMMONWEALTH COURT

 Commonwealth Court.....29

 Judges' Expenses.....33

ADMINISTRATIVE OFFICE

 Court Administrator35

 Judicial Center Operations40

 District Court Management—Administrators.....43

 Office of Elder Justice in the Courts46

 Court Management Education50

 Judicial Education.....53

 Problem-Solving Courts.....57

 Unified Judicial System Security60

STATEWIDE JUDICIAL COMPUTER SYSTEM

 Statewide Judicial Computer System.....63

 Integrated Criminal Justice System (JNET)69

COURTS OF COMMON PLEAS

 Courts of Common Pleas75

 Common Pleas Senior Judges.....78

PROPOSED BUDGET OF THE UNIFIED JUDICIAL SYSTEM, FY 2023-24

TABLE OF CONTENTS (continued)

MINOR JUDICIARY

Magisterial District Judge	83
Magisterial District Judge Education	87
Philadelphia Municipal Court	91

COUNTY GRANTS

County Court Reimbursement	95
Rule 701 – Senior Judge Support Reimbursement	99
Juror Cost Reimbursement.....	104
Court Interpreter County Grant.....	106

JUDICIAL ETHICS ADVISORY BOARD.....	111
-------------------------------------	-----

JUDICIAL CONDUCT BOARD	115
------------------------------	-----

COURT OF JUDICIAL DISCIPLINE	119
------------------------------------	-----

SUPPLEMENTAL INFORMATION REQUESTED

BY THE APPROPRIATIONS COMMITTEES	123
----------------------------------------	-----

FISCAL YEAR 2023-24 JUDICIARY BUDGET REQUEST

(\$000)

<u>APPROPRIATION</u>	<u>AVAILABLE</u> <u>2022-23</u>	<u>REQUESTED</u> <u>2023-24</u>	<u>GOV. REC.</u> <u>2023-24</u>
<i>Supreme Court</i>	17,493	18,834	20,176
<i>(A) Act 49</i>	5,670	5,670	4,328
<i>(A) Miscellaneous</i>	413	413	413
<i>Justices' Expenses</i>	118	118	118
<i>Judicial Council</i>	141	141	141
<i>Interbranch Commission for Gender, Racial, Ethnic Fairness</i>	350	385	363
<i>Rules Committees</i>	1,595	1,595	1,595
<i>(A) Medicare D</i>	6	6	6
<i>Subtotal</i>	<u>25,786</u>	<u>27,162</u>	<u>27,140</u>
<i>Superior Court</i>	33,025	34,685	36,097
<i>(A) Act 49</i>	8,702	8,702	7,290
<i>(A) Miscellaneous</i>	279	280	280
<i>Judges' Expenses</i>	183	183	183
<i>Subtotal</i>	<u>42,189</u>	<u>43,850</u>	<u>43,850</u>
<i>Commonwealth Court</i>	21,616	24,589	23,104
<i>(A) Act 49</i>	1,620	1,620	3,105
<i>(A) Miscellaneous</i>	201	202	202
<i>Judges' Expenses</i>	132	132	132
<i>Subtotal</i>	<u>23,569</u>	<u>26,543</u>	<u>26,543</u>
<i>Court Administrator</i>	11,809	12,640	13,608
<i>(A) Act 49</i>	4,570	4,570	3,602
<i>(A) Miscellaneous</i>	679	880	880
<i>(F) Court Improvement Program</i>	1,130	1,130	1,130
<i>(F) STOP Violence Against Women Program</i>	237	240	240
<i>(F) Veterans Treatment Court Strategic Planning</i>	196	0	0
<i>Judicial Center Operations</i>	830	1,167	1,129
<i>(A) Act 49</i>	832	832	870
<i>(A) Miscellaneous</i>	356	356	356
<i>District Court Management - Administrators</i>	20,050	32,149	24,556
<i>(A) Act 49</i>	10,636	0	7,593
<i>(A) Medicare D</i>	136	134	134
<i>Office of Elder Justice in the Courts</i>	496	496	496
<i>(F) Elder Justice Innovation Grant</i>	1,000	1,000	1,000
<i>Court Management Education</i>	73	80	80
<i>Judicial Education</i>	1,272	1,417	1,468
<i>(A) Act 49</i>	451	451	400
<i>(A) Miscellaneous</i>	3	3	3
<i>Problem-Solving Courts</i>	1,103	1,363	1,358
<i>Unified Judicial System Security</i>	2,002	2,002	2,002
<i>Subtotal</i>	<u>57,861</u>	<u>60,910</u>	<u>60,905</u>

FISCAL YEAR 2023-24 JUDICIARY BUDGET REQUEST

(\$000)

<u>APPROPRIATION</u>	<u>AVAILABLE</u> <u>2022-23</u>	<u>REQUESTED</u> <u>2023-24</u>	<u>GOV. REC.</u> <u>2023-24</u>
<i>(R) Statewide Judicial Computer System</i>	45,626	47,069	46,572
<i>(A) Online Payment Fees</i>	3,236	3,236	3,236
<i>(A) Miscellaneous</i>	1,185	1,196	1,196
<i>Integrated Criminal Justice System (JNET)</i>	2,372	2,372	2,372
<i>Subtotal</i>	<u>52,419</u>	<u>53,873</u>	<u>53,376</u>
<i>Courts of Common Pleas</i>	120,094	133,939	136,469
<i>(A) Act 49</i>	35,910	31,728	29,225
<i>(A) Medicare D</i>	429	429	429
<i>Common Pleas Senior Judges</i>	4,084	4,361	4,283
<i>(A) Act 49</i>	110	110	188
<i>Subtotal</i>	<u>160,627</u>	<u>170,567</u>	<u>170,594</u>
<i>Magisterial District Judges</i>	84,458	91,886	94,506
<i>(A) Act 49</i>	16,486	16,486	13,866
<i>(A) Medicare D</i>	536	537	537
<i>Magisterial District Judge Education</i>	759	939	939
<i>(A) Miscellaneous</i>	40	40	40
<i>Philadelphia Municipal Court</i>	7,950	8,804	9,469
<i>(A) Act 49</i>	3,029	3,029	2,364
<i>(A) Medicare D</i>	39	39	39
<i>Subtotal</i>	<u>113,297</u>	<u>121,760</u>	<u>121,760</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	3,000	3,000
<i>Subtotal</i>	<u>27,129</u>	<u>28,629</u>	<u>28,629</u>
<i>Judicial Ethics Advisory Board</i>	62	581	214
<i>(A) Act 49</i>	439	0	367
<i>Judicial Conduct Board</i>	2,555	2,555	2,555
<i>(A) Medicare D</i>	9	9	9
<i>Court of Judicial Discipline</i>	618	618	618
<i>(A) Medicare D</i>	2	2	2
<i>Subtotal</i>	<u>3,685</u>	<u>3,765</u>	<u>3,765</u>
STATE FUNDS	362,369	406,660	406,660
(A) AUGMENTATIONS - ACT 49	88,455	73,198	73,198
(A) AUGMENTATIONS - ALL OTHER	7,549	7,762	7,762
(R) RESTRICTED REVENUES	45,626	47,069	46,572
(F) FEDERAL FUNDS	2,563	2,370	2,370
TOTAL, ALL SOURCES	<u>506,562</u>	<u>537,059</u>	<u>536,562</u>

2023-24 JUDICIAL BUDGET PROPOSAL
Supreme Court

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	17,150	17,493	18,834	20,176
Federal Funds	0	0	0	0
Other Funds	<u>4,443</u>	<u>6,083</u>	<u>6,083</u>	<u>4,741</u>
Total	21,593	23,576	24,917	24,917

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>^2022-23</u>	Judicial <u>^^2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	15,046	16,444	17,804	0
Federal Funds	0	0	0	0
Other Funds	<u>4,107</u>	<u>3,563</u>	<u>3,563</u>	<u>0</u>
Total	19,153	20,007	21,367	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds:							
Justices	7	7	7	6	7	7	0
Staff	* 133	101	* 121	95	** 113	101	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	140	108	128	101	120	108	0

* Includes 9 summer interns

** Includes 7 summer interns

3. OPERATING (\$000)

	<u>2021-22</u>	<u>^2022-23</u>	Judicial <u>^^2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	2,031	0	1,030	0
Federal Funds	0	0	0	0
Other Funds	<u>336</u>	<u>2,520</u>	<u>2,520</u>	<u>0</u>
Total	2,367	2,520	3,550	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	73	1,049	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	73	1,049	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2022-23</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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.

^Fiscal Year 2022-23 – Personnel and Operating: Other Funds include augmenting revenues of \$5,670 in Act 49 of 2009 revenues.

^Fiscal Year 2023-24 – Personnel and Operating: Other Funds include augmenting revenues of \$5,670 in anticipated Act 49 of 2009 revenues. This budget is predicated on the expectation that the Act 49 sunset date will be extended beyond July 31, 2023.

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 3% increase in judicial salaries and per diems effective January 1, 2024. Assumptions regarding Justices' salaries are as follows:

	<u>July – December, 2023</u>	<u>January - June, 2024</u>
Chief Justice	\$251,916	\$259,474
Justices (6)	\$244,793	\$252,137

Proposed personnel expenditures follow:

-Increase in salaries and benefits for seven Justices and annuitant health insurance benefits -	\$206,000
-Increase in salaries and benefits for filled staff positions and vacancies and annuitant health insurance benefits -	\$1,134,000
-Increase in cost of unemployment compensation -	\$20,000

Operating:

-Increase in furniture & equipment -	\$839,000
-Increase in miscellaneous operating expenses -	\$191,000

Fixed Assets:

-Decrease in leasehold improvements -	(\$1,049,000)
---------------------------------------	---------------

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	<u>Judicial 2023-24</u>
Employee Factor			
Justices	76.64%	80.62%	81.67%
Staff	79.39%	80.64%	82.11%

10. NONRECURRING PURCHASES

2022-23: Leasehold Improvements - \$1,049,000

2023-24: 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 workload of the entire judicial system.

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

2023-24 JUDICIAL BUDGET PROPOSAL
Justices' Expenses

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	58	118	118	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>58</u>	<u>118</u>	<u>118</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	60	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>60</u>	<u>0</u>	<u>0</u>	<u>0</u>

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

Fiscal Year 2021-22 – Non-expense/Interagency, consists of \$60 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 2022-23.

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are paid from this appropriation.

10. NONRECURRING PURCHASES

2022-23: none

2023-24: none

11. PROGRAM STATEMENT

This appropriation provides funding to cover the actual expenses incurred by the seven 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.

2023-24 JUDICIAL BUDGET PROPOSAL
Judicial Council

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	141	141	141	141
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>141</u>	<u>141</u>	<u>141</u>	<u>141</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	1	0	1	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	0	0	0	0	0	0	0
Total	<u>1</u>	<u>0</u>	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	141	141	141	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>141</u>	<u>141</u>	<u>141</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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 2022-23.

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are currently paid from this appropriation.

10. NONRECURRING PURCHASES

2022-23: none

2023-24: none

11. PROGRAM STATEMENT

In accordance with the Pennsylvania Constitution and the provisions of Rule of Judicial Administration 301, the Supreme Court establishes advisory bodies to assist the Court in managing the Commonwealth's Unified Judicial System. The appropriation funds selected program initiatives.

These advisory bodies make recommendations on matters referred by the Court and, from time to time, on their own initiative. Notable accomplishments include the publication of a continuing education curriculum for state trial judges, the initiation of an ongoing security program improving the safety of court facilities across the Commonwealth, the creation of task force to evaluate and recommend improvements to the investigating grand jury system, the development of best practices for conducting jury trials during a pandemic, and the institution of a judicial ethics advisory board to assist Pennsylvania judges in complying with the relevant codes of conduct.

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

2023-24 JUDICIAL BUDGET PROPOSAL
Interbranch Commission for Gender, Racial and Ethnic Fairness

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	350	350	385	363
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>350</u>	<u>350</u>	<u>385</u>	<u>363</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</u>
State Funds	290	313	326	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>290</u>	<u>313</u>	<u>326</u>	<u>0</u>

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec#
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	3	2	3	2	2	2	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	0	0	0	0	0	0	0
Total	<u>3</u>	<u>2</u>	<u>3</u>	<u>2</u>	<u>2</u>	<u>2</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</u>
State Funds	60	37	59	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>60</u>	<u>37</u>	<u>59</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</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. ASSUMPTION

Personnel:

-Increase in salaries and benefits for filled staff - \$13,000

Operating:

-Increase in miscellaneous operating expenses - \$22,000

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	65.16%	74.29%	75.41%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: none

11. PROGRAM STATEMENT

The 24-member Interbranch Commission for Gender, Racial and Ethnic Fairness was established in January 2005 by the three branches of state government. Its membership consists of appointments from the majority and minority parties of the House and Senate, the Governor's Office, and the Supreme Court. The Commission's work is conducted through six committees, summarized below.

Criminal Justice Committee: Since submitting its Memorandum on Indigent Defense Reform, the Committee has convened numerous meetings with key legislators and relevant stakeholders to secure funding and bipartisan support for the recommended reforms. Its efforts helped garner support for a responsive bill passed by the PA Senate in October 2022, which will be reintroduced in the current legislative session. The Committee also continued to educate the public on the recommendations from the death penalty study conducted for the Commission by Penn State University. The same research team is currently engaged in a second, broader phase of the study. The Committee will discuss implementation of both studies' recommendations with legislative leaders and the Governor. The Committee also continued to seek reforms in cash bail and legal financial obligation procedures that result in the unwarranted incarceration of indigent individuals. To that end, the Committee submitted several rounds of comments on a proposal to update Allegheny County's rules of court governing bail, probation and incarceration and a separate proposal to amend statewide criminal procedural rules governing the same. Relatedly, in October 2022, the Commission's staff served as panelists during a Bail Reform and Pretrial Justice Town Hall event broadcast locally and via Facebook livestream. The Committee also continued its discussions with the PA Board of Pardons urging the rescission of its informal policy prohibiting clemency hearings for inmates who owe outstanding costs and fees to the courts. In response to the incidents of lethal interactions between police and individuals suffering from mental health crises, the Committee also is working to secure legislation requiring police departments to contract with a mental health professional to assist officers responding to these calls.

Jury Service Committee: The Committee distributed both the federal and state court versions of its jury service pamphlet to Pennsylvania's federal district courts and to court administrators, bar associations and organizations that work with immigrant communities, to inform Limited English Proficiency (LEP) individuals about jury service and the level of English language proficiency needed to serve on a jury. The Committee also worked with the AOPC and court administrators to assess the impact of the judicial districts' increased use of the Statewide Juror List and to learn whether the districts collect juror demographic data. Based on the survey results, the Committee drafted and submitted proposed amendments to existing statewide procedural rules that would permit the districts to collect aggregated juror demographic data and broaden the current racial and ethnic categories contained on the juror information questionnaire. The Committee has also worked to improve jury diversity by sharing procedures to increase juror output from underrepresented zip codes and to remedy the incorrect dates of birth and duplicate names on the List. Finally, the Committee submitted letters in support of three bills that would make jury service

less onerous by, respectively, providing free parking to jurors for the duration of their service, increasing the *per diem* pay for jurors from \$9 to \$40, and reducing the list of criminal offenses that currently disqualify former offenders from jury service for life.

Equal Opportunity and Diversity Committee: The Committee published and continued to distribute its annual one-page summary of the UJS Policy on Non-Discrimination and EEO to court users, administrators, and attorneys throughout the state. The Committee also contributed to and signed onto an *amicus* brief submitted by bar associations across the Commonwealth to the Third Circuit Court of Appeals, in support of amended Rule of Professional Conduct 8.4(g), which prohibits attorneys from knowingly engaging in discriminatory conduct in the practice of law. The amended Rule was adopted by the Supreme Court in 2021. In addition, the Committee published and broadly distributed a guidebook detailing the curricular programming Pennsylvania’s nine law schools have implemented to educate students and faculty on implicit bias and racial inequities in the justice system. The book served as the basis for a CLE program organized by the Committee and the PA Bar Association on such curricular programming and related topics on anti-bias efforts.

Domestic Violence and Sexual Assault Victims Committee: The Committee worked with the Juvenile Court Judges’ Commission to arrange for judicial training in 2023 on the rule clarification previously obtained by the Committee from the Interstate Commission for Juveniles. As clarified, the rule permits juvenile human trafficking victims not under supervision in their home states to remain in the state in which they were found, rather than be involuntarily returned to their home state. Among other initiatives, the Committee also submitted letters in support of legislation to launch a statewide rape kit tracking system to assist survivors of rape and prosecution of the crime.

LGBTQ Rights Committee: In June 2022, the Committee submitted to the PA Dept. of Human Services extensive proposed amendments to the PA Code to provide non-discrimination protections for LGBTQ youth in out-of-home placements. The Committee also submitted letters supporting bills to ban the so-called LGBTQ “panic” defense and to amend the Pennsylvania Human Relations Act to extend non-discrimination protections for LGBTQ individuals. The Committee has also been working with local committees and governments to secure such protections via the amendment of county ordinances. Finally, the Committee has sent a letter to the Dept. of Health and Human Services urging rescission of its non-enforcement policy on the non-discrimination protections implemented in 2016 to provide safeguards for LGBTQ individuals.

Interpreter Services Committee: Since playing a key role in the passage of Act 172, the Committee has monitored compliance with it and informed the AOPC of concerns court interpreters have reported to the Committee. The Committee also relayed to the PA Dept. of Labor and Industry reports on the use of unqualified interpreters in certain state administrative hearings, and recently arranged for the Spanish translation of the Committee’s jury service pamphlet referenced above.

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

2023-24 JUDICIAL BUDGET PROPOSAL
Rules Committees

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	1,595	1,595	1,595	1,595
Federal Funds	0	0	0	0
Other Funds	<u>5</u>	<u>6</u>	<u>6</u>	<u>6</u>
Total	1,600	1,601	1,601	1,601

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</u>
State Funds	1,312	1,319	1,363	0
Federal Funds	0	0	0	0
Other Funds	<u>5</u>	<u>6</u>	<u>6</u>	<u>0</u>
Total	1,317	1,325	1,369	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec#
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	11	7	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	7	11	7	7	7	0

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</u>
State Funds	58	276	232	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	58	276	232	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</u>
State Funds	225	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>225</u>	<u>0</u>	<u>0</u>	<u>0</u>

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

Fiscal Year 2021-22 – Non-expense/Interagency consists of \$225 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and benefits for filled staff and annuitant health insurance benefits - \$44,000

Operating:

-Decrease in miscellaneous operating expenses - (\$44,000)

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	93.39%	90.05%	90.66%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: 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*. 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 100 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. During Fiscal Year 2022-23, the various rules committees are scheduled to convene approximately 24 times at various locations throughout Pennsylvania, including the Pennsylvania Judicial Center. This fiscal year is notable for the number of collaborative rulemaking efforts among multiple rules committees, including: 1) procedures for Servicemembers Civil Relief Act, 50 U.S.C. §§ 3901 *et seq.* and Pennsylvania Military and Veterans Code, 51 Pa.C.S. §§ 101 *et seq.*; 2) *in forma pauperis* procedures; 3) citation of authorities; 4) PCRA procedures for raising ineffectiveness of counsel claims; 5) procedures

for competency to be executed claims; and 6) dependency court custody orders and criminal/county agency history verifications and reports.

The work of the rules committees in 2022 has included:¹

- The **Juvenile Court Procedural Rules Committee** published proposals on the following topics: 1) a new Pennsylvania Rule of Juvenile Court Procedure 405 governing the admission of a certified forensic lab report in lieu of the expert appearing and testifying in court; and 2) establishing and incorporating by reference new procedures for *in forma pauperis* applications.

The Court adopted a committee recommendation to amend Pennsylvania Rule of Juvenile Court Procedure 515 (Dispositional Order) to require the juvenile court to include any conditions of probation, if not enumerated in the dispositional order, be attached to the order.

- The **Orphans' Court Procedural Rules Committee** published proposals on the following topics: 1) new Pennsylvania Rule of Orphans' Court Procedure 10.7 relating to a filing made with the Register of Wills to facilitate disclosure of the digital assets or a catalog of electronic communications of a decedent, other than the content of such electronic communications; 2) guardianship reporting after reasonable enforcement efforts have been completed; 3) requirements for the settlement of small estates by petition; and 4) amending and incorporating by reference new procedures for *in forma pauperis* applications.

The Court adopted committee recommendations: 1) requiring notice be given by successor personal representatives to beneficiaries and intestate heirs; 2) replacing the term "master" with "hearing officer" throughout the rules; and 3) replacing and amending the annual reports of guardians and inventories.

- The **Domestic Relations Procedural Rules Committee** published a proposed rule change requiring the apportionment of expenses for psychiatric and psychological services. Notably, the Committee is also working on a comprehensive restyling and relocation of the rules governing family court proceedings.

The Court adopted committee recommendations: 1) permitting service by commercial carrier; and 2) providing the court with two options for the parties or counsel to participate in a child interview at a child custody proceeding.

¹ To avoid repetition, recommendations both published and adopted in calendar year 2022 are listed only once hereafter as adopted.

-
- The **Minor Court Rules Committee** published proposals on the following topics: 1) new procedural rules for actions initiated pursuant to 75 Pa.C.S. § 3345.1(i.1), relating to civil violations for failing to stop for a school bus; and 2) amending and incorporating by reference new procedures for *in forma pauperis* applications.

The Court adopted a committee recommendation for procedural rules for appeals under 75 Pa.C.S. § 3369(j)(4), relating to violations issued via automated work zone speed enforcement systems.

- The **Appellate Court Procedural Rules Committee** published proposals on the following topics: 1) consolidating and codifying procedures for the entry of appearance and withdrawal of appearance in the appellate court; 2) providing for petitions for permission to appeal of orders sustaining venue, personal jurisdiction, or *in rem* jurisdiction; 3) amending and incorporating by reference new procedures for *in forma pauperis* applications; and 4) new procedures for improvidently filed petitions for specialized review.

The Court adopted a committee recommendation to amend the commentary to Pennsylvania Rules of Appellate Procedure 311 and 312 to add case law citations.

- The **Criminal Procedural Rules Committee** published proposals on the following topics: 1) a set of statewide procedural rules to augment the existing rules governing investigating grand juries; 2) a new rule implementing the requirements of the Juvenile Justice Reform Act, 34 U.S.C. § 11133(a)(11)(B); 3) plea colloquy requirements to ensure pleas are being entered into knowingly, intelligently, and voluntarily; 4) new procedures for *in forma pauperis* applications; and 5) a set of statewide rules governing bail proceedings, summons and arrest warrant procedures in the First Judicial District, and technical violations of county probation and parole.

The Court adopted a committee recommendation for technical and stylistic amendments to update citations to the Rules of Appellate Procedure.

- The **Committee on Rules of Evidence** published proposed rule changes for Pennsylvania Rule of Evidence 103 concerning the preservation of claims of error and Rule 802 concerning hearsay.
 - The **Civil Procedural Rules Committee** published proposals on the following topics: 1) providing for optional service of original process by competent adults; 2) clarifying rules governing “Doe” designations for known but unnamed defendants; 3) highlighting amendments to pleadings; and 4) amending and incorporating by reference new procedures for *in forma pauperis* applications.
-

The Court adopted committee recommendations: 1) eliminating specific venue provisions for medical professional liability actions; 2) establishing the maximum amount of damages recoverable equal to the jurisdictional limit of compulsory arbitration in the judicial district in which the action was brought; 3) permitting service by a competent adult in civil actions with complete diversity of citizenship; and 4) permitting citation of authority pursuant to Pennsylvania Rule of Appellate Procedure 126.

The volume of the rules committees' activities reflects the quickening pace of change in the practice of law and society in general. Additionally, the rules committees continue to review proposed local rules pursuant to Pa.R.J.A. 103(d).

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

2023-24 JUDICIAL BUDGET PROPOSAL
Superior Court

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	32,377	33,025	34,685	36,097
Federal Funds	0	0	0	0
Other Funds	<u>6,901</u>	<u>8,981</u>	<u>8,982</u>	<u>7,570</u>
Total	39,278	42,006	43,667	43,667

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>^2022-23</u>	Judicial <u>^^2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	32,377	32,564	34,685	0
Federal Funds	0	0	0	0
Other Funds	<u>1,970</u>	<u>3,857</u>	<u>3,858</u>	<u>0</u>
Total	34,347	36,421	38,543	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds:							
Judges	15	13	15	14	15	13	0
Staff	* 256	200	* 257	191	** 223	192	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	271	213	272	205	238	205	0

* Includes 21 summer interns

** Includes 16 summer interns

3. OPERATING (\$000)

	<u>2021-22</u>	<u>^2022-23</u>	Judicial <u>^^2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	0	461	0	0
Federal Funds	0	0	0	0
Other Funds	<u>4,931</u>	<u>5,124</u>	<u>5,124</u>	<u>0</u>
Total	4,931	5,585	5,124	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	0	0	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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.

^Fiscal Year 2022-23 – Personnel and Operating: Other Funds include augmenting revenues of \$8,702 in Act 49 of 2009 revenues.

^Fiscal Year 2023-24 – Personnel and Operating: Other Funds include augmenting revenues of \$8,702 in anticipated Act 49 of 2009 revenues. This budget is predicated on the expectation that the Act 49 sunset date will be extended beyond July 31, 2023.

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 3% increase in judicial salaries and per diem compensation effective January 1, 2024. Assumptions regarding judges' salaries and senior judge per diems are as follows:

	<u>July - December 2023</u>	<u>January - June, 2024</u>
President Judge	\$238,094	\$245,237
Judge (14)	\$230,974	\$237,904
Senior Judge per diem	\$659	\$679

Proposed personnel expenditures follow:

-Increase in salaries and benefits for 15 judges and annuitant health insurance benefits -	\$503,000
-Increase in salaries and benefits for filled and vacant staff/law clerks and annuitant health insurance benefits -	\$1,590,000
-Increase in senior judge per diem and social security due to increased rates -	\$28,000
-Increase in Medicare D subsidy -	\$1,000

Operating:

-Decrease in miscellaneous operating expenses -	(\$461,000)
-------------------------------------------------	-------------

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2022-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	<u>Judicial 2023-24</u>
Employee Factor			
Judges	78.17%	78.62%	77.15%
Staff	84.63%	85.92%	87.35%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: 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 most cases, such petitions are denied.

The Superior Court is comprised of 15 commissioned judges. Currently, three 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. 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.

In calendar year 2022, 6,466 appeals were filed, and the Court concluded 5,957. To meet the rigorous workload of the court in 2022, each judge wrote an average of 184 written decisions. The Court received 13,288 filed motions.

This appropriation provides funding for the salaries and benefits for judges, their staff, administrative staff, and the staff of the prothonotary offices in Harrisburg, Pittsburgh and Philadelphia, in addition to necessary operating expenses and fixed assets. 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.

2023-24 JUDICIAL BUDGET PROPOSAL
Superior Court – Judges’ Expenses

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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, 2021		December 31, 2022		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	60	183	183	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	60	183	183	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>*2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	123	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>123</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Fiscal Year 2021-22 – Non-expense/Interagency, consists of \$123 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 2022-23.

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are paid from this appropriation.

10. NONRECURRING PURCHASES

2022-23: none

2023-24: 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.

2023-24 JUDICIAL BUDGET PROPOSAL
Commonwealth Court

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	21,192	21,616	24,589	23,104
Federal Funds	0	0	0	0
Other Funds	<u>222</u>	<u>1,821</u>	<u>1,822</u>	<u>3,307</u>
Total	21,414	23,437	26,411	26,411

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	19,723	21,574	24,089	0
Federal Funds	0	0	0	0
Other Funds	<u>61</u>	<u>130</u>	<u>131</u>	<u>0</u>
Total	19,784	21,704	24,220	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds:							
Judges	9	9	9	8	9	8	0
Staff	* 141	105	* 144	110	** 134	103	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	150	114	153	118	143	111	0

* Includes 10 summer interns

** Includes 9 summer interns

3. OPERATING (\$000)

	<u>2021-22</u>	<u>^2022-23</u>	Judicial <u>^2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	1,460	0	500	0
Federal Funds	0	0	0	0
Other Funds	<u>161</u>	<u>1,691</u>	<u>1,691</u>	<u>0</u>
Total	1,621	1,691	2,191	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	9	42	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	9	42	0	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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.

^Fiscal Year 2022-23 – Personnel and Operating: Other Funds include augmenting revenues of \$1,620 in anticipated Act 49 of 2009 revenues.

^Fiscal Year 2023-24 – Personnel and Operating: Other Funds include augmenting revenues of \$1,620 in anticipated Act 49 of 2009 revenues. This budget is predicated on the expectation that the Act 49 sunset date will be extended beyond July 31, 2023.

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 3% increase in judicial salaries and per diems effective January 1, 2024. Assumptions regarding judges' salaries and senior judge per diem compensation are as follows:

	<u>July - December, 2023</u>	<u>January - June, 2024</u>
President Judge	\$238,094	\$245,237
Judge (8)	\$230,974	\$237,904
Senior Judge per diem	\$659	\$679

Proposed personnel expenditures follow:

-Increase in salaries and benefits for nine judges and annuitant health insurance benefits -	\$360,000
-Increase in salaries and benefits for filled staff positions, vacant/new positions, and annuitant health insurance benefits -	\$2,139,000
-Increase in senior judge per diems and social security -	\$16,000
-Increase in Medicare D subsidy -	\$1,000

Operating:

-Increase in operating expenses -	\$500,000
-----------------------------------	-----------

Fixed Assets:

-Decrease in fixed assets (nonrecurring) -	(\$42,000)
--------------------------------------------	------------

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor			
Judges	72.75%	73.62%	71.35%
Staff	88.37%	85.86%	85.44%

10. NONRECURRING PURCHASES

2022-23: EDP Equipment - \$42,000

2023-24: none

11. PROGRAM STATEMENT

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.

The Court's appellate caseload slowly returned to pre-pandemic levels in 2022, with a notable increase in the number of administrative agency appeals. In addition, the court continued to handle – in a very expedited manner – considerable original jurisdiction litigation particularly involving issues related to ongoing election-related disputes. Overall, 2,829 new actions were filed in the court in calendar year 2022. Of these, 640 were new original jurisdiction cases, 367 of which were filed by prisoners. In the court's appellate jurisdiction, 827 new agency appeals were filed in 2022, including 234 unemployment compensation appeals and 213 workers' compensation appeals, among other categories. In other major appellate categories, the court received 676 new appeals from the courts of common pleas, and 661 new tax appeals from the Board of Finance and Revenue. The Court resolved 110 cases (both original and appellate jurisdiction) arising under the Election Code and affecting the 2022 primary and general election ballots.

In 2022, the Commonwealth Court disposed of 2,539 cases. The court's mediation program continued to be successful in 2022: 119 cases were referred to mediation, and 74 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.

2023-24 JUDICIAL BUDGET PROPOSAL
Commonwealth Court – Judges’ Expenses

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	132	132	132	132
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>132</u>	<u>132</u>	<u>132</u>	<u>132</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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, 2021		December 31, 2022		Budget		Gov Rec
	<u>Auth</u>	<u>Filed</u>	<u>Auth</u>	<u>Filed</u>	<u>Funded</u>	<u>Filed</u>	<u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	81	132	132	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>81</u>	<u>132</u>	<u>132</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>*2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	51	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>51</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Fiscal Year 2021-22 – Non-expense/Interagency, consists of \$51 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 2022-23.

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

No salaries are paid from this appropriation.

10. NONRECURRING PURCHASES

2022-23: none

2023-24: 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.

2023-24 JUDICIAL BUDGET PROPOSAL
Court Administrator

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	11,577	11,809	12,640	13,608
Federal Funds:	1,406	1,563	1,370	1,370
CIP	1,120	1,130	1,130	1,130
STOP Grant	237	237	240	240
VTC Strat Planning	49	196	0	0
Other Funds	4,787	5,249	5,450	4,482
Total	<u>17,770</u>	<u>18,621</u>	<u>19,460</u>	<u>19,460</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>^2022-23</u>	Judicial <u>^2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	11,577	11,809	12,536	0
Federal Funds	805	827	827	0
Other Funds	2,793	3,409	3,569	0
Total	<u>15,175</u>	<u>16,045</u>	<u>16,932</u>	<u>0</u>

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	91	85	93.67	87.67	90.67	86.67	0
Federal Funds	8	8	8	8	9	8	0
Other Funds	0	0	0	0	0	0	0
Total	<u>99</u>	<u>93</u>	<u>101.67</u>	<u>95.67</u>	<u>99.67</u>	<u>94.67</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2021-22</u>	<u>^2022-23</u>	Judicial <u>^2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	0	0	104	0
Federal Funds	601	736	543	0
Other Funds	1,994	1,840	1,881	0
Total	<u>2,595</u>	<u>2,576</u>	<u>2,528</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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 2022-23 – Personnel and Operating: Other Funds include augmenting revenues of \$4,570 in Act 49 of 2009 revenues.

^^Fiscal Year 2023-24 – Personnel and Operating: Other Funds include augmenting revenues of \$4,570 in anticipated Act 49 of 2009 revenues. This budget is predicated on the expectation that the Act 49 sunset date will be extended beyond July 31, 2023.

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.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and benefits for filled staff, vacancies, and annuitant health insurance benefits -	\$727,000
-Increase in augmentations (DHS) to support CIP personnel costs -	\$159,000
-Increase in Medicare D subsidy -	\$1,000

Operating:

-Increase in operating expenses -	\$104,000
-increase in augmentations (DHS) to support CIP operating costs -	\$41,000

Federal Funds:

Operating:

-Increase in federal funds for STOP grant -	\$3,000
-Decrease in federal funds to support Veterans Treatment Court operating expenses -	(\$196,000)

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	80.68%	82.69%	83.50%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: 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. Funding for its information technology operations—known as the Judicial Computer System (JCS)—is provided by appropriations of restricted receipts contained within the JCS Augmentation Account. More information can be found under the Statewide Judicial Computer System tab later in this book.

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

- As a leader on justice reform for those with autism and intellectual disabilities, the Supreme Court created a taskforce focused on issues affecting justice-involved individuals with autism and intellectual disabilities. The taskforce, in partnership with the Office of Children and Families in the Courts, will provide increased training opportunities for judges, help further identify gaps in the system for individuals with autism, and create a local roadmap to resources and services. In 2022, AOPC rolled out changes to its case management systems, which will help identify individuals who are diagnosed or self-report with autism at the time of entry into the court system.
- Comprehensively updated the Guardianship Tracking System (GTS) to enhance security, streamline the user experience, update case processing for court personnel, and comply with statewide rule changes. A significant change in GTS functionality allows greater flexibility in timing of notifications of judicial alerts placed on guardian, so as not to impede ongoing investigations.
- Sought and secured a federal grant from the Administration for Community Living (ACL) to aid AOPC's ongoing efforts to assess and implement improvements in the handling of adult guardianship cases.
- Launched an Interpreter Scheduling Application which simplifies and streamlines the process for scheduling AOPC rostered interpreters for court proceedings in the judicial districts.
- Established a Behavioral Health Administrator position to focus on the design, implementation, coordination and oversight of mental and behavioral health programs and services in the court system, including training court personnel and providing technical assistance to judicial districts interested in establishing or expanding local programs. The position will build on existing initiatives in Pennsylvania, as well as nationally, to divert individuals with mental illness and co-occurring disorders away from the justice system, while enhancing public safety and the well-being of our communities.

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

2023-24 JUDICIAL BUDGET PROPOSAL
Judicial Center Operations

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	814	830	1,167	1,129
Federal Funds	0	0	0	0
Other Funds	<u>1,004</u>	<u>1,188</u>	<u>1,188</u>	<u>1,226</u>
Total	1,818	2,018	2,355	2,355

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>^2022-23</u>	Judicial <u>^^2023-24</u>	Gov Rec# <u>2023-24</u>
State Funds	814	820	931	0
Federal Funds	0	0	0	0
Other Funds	<u>388</u>	<u>420</u>	<u>420</u>	<u>0</u>
Total	1,202	1,240	1,351	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec#
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	11	11	11	11	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	11	11	11	11	10	0

3. OPERATING (\$000)

	<u>2021-22</u>	<u>^2022-23</u>	Judicial <u>^^2023-24</u>	Gov Rec# <u>2023-24</u>
State Funds	0	0	236	0
Federal Funds	0	0	0	0
Other Funds	<u>606</u>	<u>733</u>	<u>733</u>	<u>0</u>
Total	606	733	969	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</u>
State Funds	0	10	0	0
Federal Funds	0	0	0	0
Other Funds	<u>10</u>	<u>35</u>	<u>35</u>	<u>0</u>
Total	10	45	35	0

5. GRANTS AND SUBSIDIES (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</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 2022-23 – Personnel and Operating: Other Funds include augmenting revenues of \$832 in Act 49 of 2009 revenues.

^Fiscal Year 2023-24 – Personnel and Operating: Other Funds include augmenting revenues of \$832 in anticipated Act 49 of 2009 revenues. This budget is predicated on the expectation that the Act 49 sunset date will be extended beyond July 31, 2023.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and benefits for 11 staff and annuitant health insurance benefits - \$111,000

Operating:

-Increase for purchase of furniture and equipment - \$236,000

Fixed Assets:

-Decrease in leasehold improvements - (\$10,000)

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	96.76%	96.23%	105.27%

10. NONRECURRING PURCHASES

2022-22: Leasehold Improvements - \$45,000

2023-24: Leasehold Improvements - \$35,000; Equipment and Furniture - \$236,000

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 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.

2023-24 JUDICIAL BUDGET PROPOSAL District Court Management - Administrators

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	19,657	20,050	32,149	24,556
Federal Funds	0	0	0	0
Other Funds	<u>9,475</u>	<u>10,772</u>	<u>134</u>	<u>7,727</u>
Total	29,132	30,822	32,283	32,283

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	19,641	20,032	32,131	0
Federal Funds	0	0	0	0
Other Funds	<u>9,475</u>	<u>10,772</u>	<u>134</u>	<u>0</u>
Total	29,116	30,804	32,265	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	196	194	197	193	200	195	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	196	194	197	193	200	195	0

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	16	18	18	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	16	18	18	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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.

^Fiscal Year 2022-23 – Personnel: Other Funds include augmenting revenues of \$10,636 in Act 49 of 2009 revenues.

7. ASSUMPTIONS

Personnel:

-Decrease in Act 49 funds available in FY 2023-24 to supplement state funds (nonrecurring) –	(\$10,636,000)
-Increase in State funds needed due to decrease in available Act 49 funds (nonrecurring) -	\$10,636,000
-Increase in salaries and benefits for filled staff, vacant and new positions, and annuitant health insurance benefits -	\$1,463,000
-Decrease in Medicare D subsidy -	(\$2,000)

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	88.89%	89.62%	91.44%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: none

11. PROGRAM STATEMENT

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 requests to increase funding to fulfill long-standing staff needs are under consideration. As a result, this budget request provides funding for three new positions for a total complement of 200, an increase of 25, or 14%, 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

2023-24 JUDICIAL BUDGET PROPOSAL
Office of Elder Justice in the Courts (OEJC)

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	496	496	496	496
Federal Funds	0	1,000	1,000	1,000
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	496	1,496	1,496	1,496

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	350	416	429	0
Federal Funds	0	248	355	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	350	664	784	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec
	<u>Auth</u>	<u>Filed</u>	<u>Auth</u>	<u>Filed</u>	<u>Funded</u>	<u>Filed</u>	<u>2023-24</u>
State Funds	2	2	2.33	2.33	2.33	2.33	0
Federal Funds	0	0	3	2	3	3	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	5.33	4.33	5.33	5.33	0

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	96	80	67	0
Federal Funds	0	752	645	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	96	832	712	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	50	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>50</u>	<u>0</u>	<u>0</u>	<u>0</u>

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

Fiscal Year 2021-22 – Non-expense/Interagency, consists of \$50 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.

The federal funds shown for Fiscal Years 2022-23 and 2023-24 in this presentation consist of funds from the Administration for Community Living, Elder Abuse Prevention Interventions Program. The grant will aid Pennsylvania's efforts to assess and implement improvements in the handling of adult guardianship cases.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and benefits for filled staff - \$13,000

Operating:

-Decrease in operating expenses - (\$13,000)

Federal Funds:

Personnel:

-Increase in salaries and benefits for grant-funded staff - \$107,000

Operating:

-Decrease in operating expenses - (\$107,000)

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	69.21%	71.92%	72.96%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: 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 2022 were the following:

- Piloted an elder justice curriculum for law students at Widener University's Commonwealth Law School;
- Created and distributed to financial institutions the *Resource Guide for Financial Institutions Regarding Pennsylvania and Pennsylvania-Compliant Powers of Attorney and Guardianship Orders*;
- Trained 613 family and lay guardians through virtual presentations of the *Fundamentals of Guardianship – What Family Guardians Need to Know*;
- Presented, in collaboration with the Pennsylvania Office of Attorney General, the Pennsylvania Department of Banking and Securities, and SeniorLAW Center, a virtual training, *In Your Court: Identifying Elder Abuse and Financial Exploitation*, to all newly elected magisterial district judges;
- Created and presented, in partnership with SeniorLAW Center, and the Pennsylvania Office of Attorney General, an elder abuse training, *Civil and Landlord Tenant Issues Involving Elders*, for new magisterial district judges. The training was presented live and was recorded for on-demand viewing.

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

2023-24 JUDICIAL BUDGET PROPOSAL
Court Management Education

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	73	73	80	80
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>73</u>	<u>73</u>	<u>80</u>	<u>80</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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, 2021		December 31, 2022		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	46	73	80	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>46</u>	<u>73</u>	<u>80</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>*2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	27	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>27</u>	<u>0</u>	<u>0</u>	<u>0</u>

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

**Fiscal Year 2021-22 – Non-expense/Interagency, consists of \$27 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.*

7. ASSUMPTIONS

Operating:

-Increase in operating expenses - \$7,000

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</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 ongoing education programs for Judiciary staff. A variety of educational programs offered throughout the year

are designed to further develop and strengthen the professional competence of both management and staff.

This budget request provides for continued professional education presented in various formats, including regional workshops, webinars, topic specific-seminars, professional conferences, and other formats as appropriate. These education programs are designed to advance the contemporary professional and managerial skills of state and county level district court administration staff. An annual course is offered each spring in Harrisburg for all new district court administration staff, and an annual symposium for Magisterial District Court Administration staff is held in the fall.

STATUTORY AUTHORITY: Annual Appropriation Act.

2023-24 JUDICIAL BUDGET PROPOSAL
Judicial Education

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	1,247	1,272	1,417	1,468
Federal Funds	0	0	0	0
Other Funds	<u>2</u>	<u>454</u>	<u>454</u>	<u>403</u>
Total	1,249	1,726	1,871	1,871

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	664	809	872	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	664	809	872	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	5	4	5	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	5	4	5	4	5	4	0

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	583	463	545	0
Federal Funds	0	0	0	0
Other Funds	<u>2</u>	<u>454</u>	<u>454</u>	<u>0</u>
Total	585	917	999	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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.

^Fiscal Year 2022-23 – Operating: Other Funds consist of augmenting revenues of \$451 in Act 49 of 2009 revenues.

^Fiscal Year 2023-24 – Operating: Other Funds consist of augmenting revenues of \$451 in anticipated Act 49 of 2009 revenues. This budget is predicated on the expectation that the Act 49 sunset date will be extended beyond July 31, 2023.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and related benefits for filled staff and one vacant position - \$63,000

Operating:

-Increase in training/conference costs to restore funding due to use of prior-year encumbrances in Fiscal Year 2022-23 - \$82,000

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	76.38%	74.54%	74.95%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: none

11. PROGRAM STATEMENT

The Supreme Court of Pennsylvania adopted continuing education requirements on December 9, 2016, effective January 1, 2017, for all state trial and appellate court judges. The order required each judge to earn annually three hours of judicial ethics education and nine hours of substantive continuing education in judicial practice and related areas.

On February 7, 2020, the Supreme Court adopted Rules for Continuing Judicial Education (CJE), effective March 7, 2020. The rules replaced the Court's Order of December 9, 2016. While the new rules provided structure to the CJE requirements established in the December 2016 order, they made only minor changes to the infrastructure and mandates established thereunder. Under the CJE Rules, Pennsylvania's trial and appellate court judges must earn a minimum of 12 hours of continuing judicial education annually, three of which must be in judicial ethics. Four of the annual credits must be earned through courses developed by or under the supervision of the AOPC Judicial Education Department. A 12-member, Continuing Judicial Education Board of Judges meets quarterly, and oversees the implementation of the rules, including both compliance and course accreditation. The Board is supported by the AOPC Judicial Education Department. It reports to the Supreme Court annually, or whenever directed to do so.

Since the onset of the pandemic, and by necessity, CJE opportunities provided by accredited and non-accredited providers alike have been delivered nearly exclusively by remote technology. To facilitate credit accumulation, the Board suspended the four-credit hour limitation on approved distance education for the 2020, 2021, and 2022 compliance periods. Under this accommodation, judges could satisfy their CJE obligations by earning an unrestricted number of credit hours by participating in accredited distance education programs that meet the Board's interactive and technical requirements. Judges may carry forward into 2023 CJE credits earned during 2022, irrespective of whether the program was delivered live or by remote technology.

This appropriation provides the funding for the program of professional continuing education for judges conducted through conferences and seminars presented in both statewide and in regional settings and through remote, web-based courses under the auspices of AOPC's Judicial Education Department. The department works closely with the Pennsylvania

Conference of State Trial Judges and other providers 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 specialized symposia designed for specific judicial audiences, such as annual meetings for president judges and district 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 Continuing Judicial Education Board of Judges noted above, who are charged with, inter alia, making accreditation decisions, granting waivers and deferrals, and hearing non-compliance appeals.

STATUTORY AUTHORITY: Annual Appropriation Act.

2023-24 JUDICIAL BUDGET PROPOSAL
Problem-Solving Courts

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	1,103	1,103	1,363	1,358
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>1,103</u>	<u>1,103</u>	<u>1,363</u>	<u>1,358</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	136	271	316	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>136</u>	<u>271</u>	<u>316</u>	<u>0</u>

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2023-24
State Funds	0	0	1	1	1	1	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>1</u>	<u>1</u>	<u>1</u>	<u>1</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	549	532	747	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>549</u>	<u>532</u>	<u>747</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	418	300	300	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>418</u>	<u>300</u>	<u>300</u>	<u>0</u>

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

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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 benefits for one filled staff position -	\$16,000
-Increase in senior judge per diems and social security -	\$29,000

Operating:

-Increase in professional service and software licenses and maintenance costs to restore funding due to use of prior-year encumbrances in Fiscal Year 2022-23 -	\$215,000
-----------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	NA	75.32%	74.36%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: 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 2023, there were 131 problem-solving courts in operation in Pennsylvania, including drug courts, mental health courts, domestic violence 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 provides education, training and support for these programs and assists in the 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 Fiscal Year 2023-24 budget request includes funding to support the regional drug court created to serve three rural districts, funding for the creation of a new regional veterans treatment court, 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.

2023-24 JUDICIAL BUDGET PROPOSAL
Unified Judicial System Security

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	2,002	2,002	2,002	2,002
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>2,002</u>	<u>2,002</u>	<u>2,002</u>	<u>2,002</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	594	629	653	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>594</u>	<u>629</u>	<u>653</u>	<u>0</u>

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	5	5	5	5	5	5	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	0	0	0	0	0	0	0
Total	<u>5</u>	<u>5</u>	<u>5</u>	<u>5</u>	<u>5</u>	<u>5</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	105	68	95	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>105</u>	<u>68</u>	<u>95</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	1,303	1,305	1,254	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>1,303</u>	<u>1,305</u>	<u>1,254</u>	<u>0</u>

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

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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: The Fiscal Year 2021-22 and 2022-23 appropriations were provided in the form of continuing appropriations per Acts 1-A of 2021 and 2022, respectively. Likewise, it is requested that the Fiscal Year 2023-24 funding also be provided in the form of a continuing appropriation.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and benefits for filled staff - \$24,000

Operating:

-Increase in miscellaneous operating expenses - \$27,000

Grants and Subsidies:

-Reduction in reimbursement to counties for security enhancements - (\$51,000)

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	79.49%	75.59%	76.67%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: 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 funding builds up the past year's work of enhancing physical security and safety features for common pleas courts 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 2022, there were 342 incidents reported at common pleas courts, and 397 at magisterial district courts, for a total of 739.

The Fiscal Year 2023-24 requested funds will provide similar physical security enhancements at magisterial district courts.

The request also provides for the continued funding of five staff to manage the 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 necessity for more comprehensive protection services for members of the judiciary while at key conference events.

STATUTORY AUTHORITY: Annual Appropriation Act.

2023-24 JUDICIAL BUDGET PROPOSAL
Statewide Judicial Computer System

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>44,922</u>	<u>50,047</u>	<u>51,501</u>	<u>51,004</u>
Other Funds Itemized:				
-JCS Restricted				
Revenues	39,932	45,626	47,069	46,572
-Miscellaneous	1,776	1,185	1,196	1,196
-Online Fees	<u>3,214</u>	<u>3,236</u>	<u>3,236</u>	<u>3,236</u>
Total	<u>44,922</u>	<u>50,047</u>	<u>51,501</u>	<u>51,004</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>25,353</u>	<u>26,607</u>	<u>27,075</u>	<u>0</u>
Total	<u>25,353</u>	<u>26,607</u>	<u>27,075</u>	<u>0</u>

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2022-23</u>
State Funds	0	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	<u>179</u>	<u>166</u>	<u>179</u>	<u>158</u>	* <u>173</u>	<u>155</u>	<u>0</u>
Total	<u>179</u>	<u>166</u>	<u>179</u>	<u>158</u>	<u>173</u>	<u>155</u>	<u>0</u>

*Includes nine positions currently filled through contracted staff.

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>18,444</u>	<u>21,769</u>	<u>22,755</u>	<u>0</u>
Total	<u>18,444</u>	<u>21,769</u>	<u>22,755</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	0	0	0	0
Federal Funds	0	0	0	0
Other Funds	1,125	1,671	1,671	0
Total	<u>1,125</u>	<u>1,671</u>	<u>1,671</u>	<u>0</u>

5. GRANTS AND SUBSIDIES (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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 various increases and decreases required for the operations of JCS from the amounts appropriated in Fiscal Year 2022-23:

Personnel:

-Increase in salaries and benefits for filled and vacant staff, and annuitant health insurance benefits -	\$457,000
-Increase in salaries and benefits for Jen and Dave staff (Act 119 of 1996 restricted revenues) -	\$5,000
-Increase in Medicare D subsidy -	\$6,000

Operating:

-Increase in software licenses and maintenance for multi-year contracts
and miscellaneous operating increase - \$986,000

JCS 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)

Through Fiscal Year 2021-22, *annual* revenues fell 35% (\$22.8 million) from Fiscal Year 2007-08 collections of \$65.1 million. In addition, the enactment of Act 42 of 2018 diverts the first \$15 million of Act 64 restricted revenues earmarked for JCS to the School Safety and Security Fund. As a result, over 100 staff and contractor positions have been eliminated, for annual operating cost reductions of over \$18 million. Staff reductions have resulted in diminished services to end-users including state and local agencies which rely on these systems.

The annual diversion of Act 64 restricted revenues was paused in Fiscal Year 2021-22 (Act 24 of 2021) and Fiscal Year 2022-23 (Act 54 of 2022). However, to maintain existing systems and continue providing services to the many agencies that rely on the AOPC/IT department, sufficient funding must be provided. Budget projections indicate that unless the annual diversion is repealed, the account balance risks being insufficient to fund Fiscal Year 2024-25 and thereafter.

Other revenues, estimated at \$4.432 million in Fiscal Year 2023-24, 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 Common Pleas Criminal Court Case Management System (CPCMS), 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.

Prior-year encumbrances, which had been used to offset specific contract costs in the past, are not available for Fiscal Year 2023-24.

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	84.51%	85.07%	87.60%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: none

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.

Funded by revenues derived from court costs, filing fees and designated fines, rather than tax dollars, AOPC's IT department creates, maintains and updates statewide case management systems for all three levels of Pennsylvania's courts (Appellate, Common Pleas Criminal 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.

To gain a better understanding of the financial and program needs of the AOPC/IT department, Act 70 of 2021 created the Judicial Computer System Financial Audit Committee (JCSFAC) within PCCD. JCSFAC's duties included a review of the policy goals, purpose, and programs of the JCS, as well as the annual financial needs and revenue streams that support the system.

JCSFAC's final report was issued on January 31, 2022, and is available here: [FINAL JCSFAC Report \(January 31 2022\) \(pa.gov\)](#). Notably, the report found that the JCS "provides a critical service to the Commonwealth, counties, attorneys, participants in the legal system and citizens," and emphasized the importance of "ensur[ing] predictable funding to support [its] continuous operation."

Access to Data

- **2.24 million cases were docketed in 2022 by utilizing** our three case management systems – the MDJS, the CPCMS, and Pennsylvania's Appellate Court Management System (PACMS).

-
- **117 million docket sheets** were viewed for free on our website in 2022.
 - **179,000 electronic case transfers** from the MDJS to the CPCMS during 2022 **saved county court staff countless hours** by eliminating the need for redundant data entry.
 - **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 2022.

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 35 counties and agencies are e-filing original records with 4,274 cases e-filed in 2022.
- **During 2022, 1,102 individual law enforcement entities/filing types** used e-filing for traffic, parking, and non-traffic citations, and criminal complaints. In addition to improving accuracy and saving court staff thousands of hours a year, e-filing also cuts down on the time needed to complete traffic stops, thereby improving the safety of law enforcement officers.

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.

- **PAePay** saw **\$148.5 million collected online in 2022**, a 9.4 percent decrease over last year.
- Over the last 10 years, AOPC/IT collected and processed **\$4.5 billion** in fines, costs, and restitution.
- 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 self-represented litigants.

- By the end of 2022, **44 counties** were using PACFile to electronically submit filings into CPCMS, and **54 counties** were using the electronic records management system (ERMS) for electronic document management.
- By the end of 2022, **54 counties** were using the ERMS solution for electronic document management in the MDJS.

Clean Slate

Act 56 of 2018, which became effective June 28, 2019, expanded 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). Act 83 of 2020, referred to as Clean Slate II, further expanded the category of eligible cases to include pardoned offenses and reduced the financial eligibility requirements for those with convictions to satisfy only court-ordered restitution and statutorily mandated fee authorized to carry out Clean Slate. Likewise, the financial requirement for non-convictions was also reduced to only satisfying restitution to be eligible.

- As of January 2023, **43.5 million** cases were sealed accounting for 67% of the entire caseload of the MDJS and CPCMS.

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

2023-24 JUDICIAL BUDGET PROPOSAL
Integrated Criminal Justice System (JNET)

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	2,372	2,372	2,372	2,372
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>2,372</u>	<u>2,372</u>	<u>2,372</u>	<u>2,372</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	697	680	701	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>697</u>	<u>680</u>	<u>701</u>	<u>0</u>

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	2023-24
State Funds	4	4	4	3	4	3	0
Federal Funds	0	0	0	0	0	0	0
Other Funds	0	0	0	0	0	0	0
Total	<u>4</u>	<u>4</u>	<u>4</u>	<u>3</u>	<u>4</u>	<u>3</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	1,675	1,692	1,671	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>1,675</u>	<u>1,692</u>	<u>1,671</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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 staff - \$21,000

Operating:

-Decrease in miscellaneous operating expenses - (\$21,000)

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	66.84%	67.78%	69.55%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: none

11. PROGRAM STATEMENT

This appropriation funds portions of 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 2023-24 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.

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.

A number of messages are in various stages of the product development lifecycle including initial development and maintenance. 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 CP and MDJ systems. County agencies filing electronic information into the CPCMS will receive updated case information through this JNET messaging structure.
- AOPC/IT provides JNET with data to be used for a new JNET Recidivism Dashboard initiative. In 2022, JNET began to use the CCE messages to acquire information, process it through a data analysis tool and deliver secure information for recidivism statistics.
- AOPC/IT provides information 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.

- AOPC/IT implemented a 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, 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 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. The Department of Corrections (DOC) is using this functionality as well.
- 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, Probation systems, and Jail systems. CCAP offers 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. The public CCE message is also used by the Pennsylvania State Employee Retirement System (SERS) and the Public School Employees' Retirement System (PSERS) to support compliance monitoring of member benefits.

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

- A mechanism for electronic matching of victims that allows for relevant case data to be sent back to the Pennsylvania Commission on Crime and Delinquency (PCCD) through a message. This information will be used in making restitution claims at the Courts of Common Pleas.
- Ongoing support of various electronic filing methods for criminal complaints, traffic, and non-traffic citations. AOPC/IT and PSP implemented a statewide project to file traffic citations electronically into the MDJS system, and AOPC/IT continues to work with local police agencies to replicate this same functionality on a municipal level. Electronic filing at both the state and municipal level has been expanded to include parking citations, non-traffic citations and criminal complaints. During 2022, over 1,100 law enforcement agencies (including each filing type) facilitated electronic filings, saving district court staff and law enforcement officers numerous hours by averting the need for manual data entry and reducing the travel time to deliver the physical copy of the citation to the court. In this budget year, PSP is working to extend the non-traffic module to municipal police agencies. The AOPC will be supporting this effort as the agencies begin to electronically file non-traffic citations.

-
- 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 PCCD to support an update to the electronic criminal complaint e-filing and OTN single source generator 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. Both the JNET electronic compliant application and the OTN single source generator system were deployed in late 2021. AOPC/IT, JNET, and PSP continue to provide support to law enforcement as this is implemented statewide. PSP received grant monies to develop and implement a data exchange between the PSP TraCS system and the LiveScan. AOPC will be providing support for this effort in Fiscal Year 2023-24.
 - 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.
 - Maintaining search services to support JNET application search modules including warrant search, address search, personal identifier search, and offense search for the Office of Victim Advocates.
 - Providing real time messaging to support JNET's notification service providing law enforcement and criminal justice agencies with proactive information on individuals that they are tracking.
 - 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.
 - 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.
 - AOPC/IT supports the Guardianship Tracking System (GTS) which uses a JNET interface. 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 local systems and the GTS.
 - AOPC/IT developed and implemented an essential service required to support the Clean Slate Law (Act 56 of 2019). Utilizing the JNET infrastructure, the AOPC/IT department provides PSP with candidates for removal of approved cases/charges 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". AOPC/IT has updated the service process multiple times to support additional legislative requirements.

STATUTORY AUTHORITY: Annual Appropriation Act.

2023-24 JUDICIAL BUDGET PROPOSAL
Common Pleas

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	117,739	120,094	133,939	136,469
Federal Funds	0	0	0	0
Other Funds	<u>27,547</u>	<u>36,339</u>	<u>32,157</u>	<u>29,654</u>
Total	145,286	156,433	166,096	166,123

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	117,698	120,053	133,886	0
Federal Funds	0	0	0	0
Other Funds	<u>27,547</u>	<u>36,339</u>	<u>32,157</u>	<u>0</u>
Total	145,245	156,392	166,043	0

(b) "Complement"

	<u>December 31, 2021</u>		<u>December 31, 2022</u>		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	458	432	459	445	449	443	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	458	432	459	445	449	443	0

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	41	41	53	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	41	41	53	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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 2022-23 – Personnel: Other Funds include augmenting revenues of \$35,910 in Act 49 of 2009 revenues.

^Fiscal Year 2023-24 – Personnel: Other Funds include augmenting revenues of \$31,728 in anticipated Act 49 of 2009 revenues. This budget is predicated on the expectation that the Act 49 sunset date will be extended beyond July 31, 2023.

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 3% increase in judges' salaries effective January 1, 2024. The resulting salaries are as follows. Salaries of certain president judges and administrative judges are slightly higher:

	<u>July - December, 2023</u>	<u>January - June, 2024</u>
Common Pleas Judge	\$212,495	\$218,870

Proposed personnel expenditures follow:

-Decrease in Act 49 funds available in Fiscal Year 2023-24 to supplement state funds (nonrecurring) -	(\$4,182,000)
-------------------------------------------------------------------------------------------------------	---------------

-Increase in state funds needed due to decrease in available Act 49 funds (nonrecurring) -	\$4,182,000
-Increase in salaries and benefits for 449 CP Judges and annuitant health insurance benefits -	\$9,651,000

Operating:

-Increase in operating expenses -	\$12,000
-----------------------------------	----------

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	73.59%	73.29%	72.49%

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 459, with the last judgeship being added in the 2021 municipal election, effective January 3, 2022, per Act 49 of 2017. This budget request includes funding for only 449 positions (10 positions are not funded as a budgetary allowance for vacancies during Fiscal Year 2023-24).

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.

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

2023-24 JUDICIAL BUDGET PROPOSAL
Common Pleas Senior Judges

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	4,004	4,084	4,361	4,283
Federal Funds	0	0	0	0
Other Funds	0	110	110	188
Total	<u>4,004</u>	<u>4,194</u>	<u>4,471</u>	<u>4,471</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>^2022-23</u>	Judicial <u>^^2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	3,659	3,982	4,258	0
Federal Funds	0	0	0	0
Other Funds	0	110	110	0
Total	<u>3,659</u>	<u>4,092</u>	<u>4,368</u>	<u>0</u>

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	102	102	103	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>102</u>	<u>102</u>	<u>103</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	243	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	243	0	0	0

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

Fiscal Year 2021-22 – Non-expense/Interagency, consists of \$243 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.

^Fiscal Year 2022-23 – Personnel: Other Funds consist of augmenting revenues of \$110 in Act 49 of 2009 revenues.

^Fiscal Year 2023-24 – Personnel: Other Funds consist of augmenting revenues of \$110 in anticipated Act 49 of 2009 revenues. This budget is predicated on the expectation that the Act 49 sunset date will be extended beyond July 31, 2023.

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 an assumed 3% increase in per diems effective January 1, 2024. The resulting per diem compensation rates used in this budget are as follows:

July – December, 2023
\$659

January - June, 2024
\$679

Proposed personnel expenditures follow:

-Increase in senior judge per diems and social security - \$276,000

Operating:

-Increase in operating expenses - \$1,000

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	NA	NA	NA

10. NONRECURRING PURCHASES

No purchases are made from this appropriation.

11. PROGRAM STATEMENT

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.

In accordance with Pennsylvania Rule of Judicial Administration 701 as amended on November 20, 2007, eligibility for senior judge service ends the last day of the calendar year in which the senior judge attains age 78. Senior judge service ends the last day of the calendar year in which age 80 is attained for those senior judges then in service who were exempted by the imposition of age limits by Pa RJA 701. Eligibility for senior judge service was further restricted by a December 17, 2009, amendment to Rule 701, effective January 4, 2010, by adding a minimum age requirement of 65, or a combination of years of judicial service plus age that totals at least 80. As of January 3, 2023, there were 100 authorized Common Pleas senior judges.

The Judicial Needs Assessment tool (a performance-based metric developed by the CP Weighted Caseload Study) must be considered by President Judges requesting senior judge use, and AOPC when approving them.

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

(This page intentionally left blank.)

2023-24 JUDICIAL BUDGET PROPOSAL
Magisterial District Judges

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	82,802	84,458	91,886	94,506
Federal Funds	0	0	0	0
Other Funds	<u>12,413</u>	<u>17,022</u>	<u>17,023</u>	<u>14,403</u>
Total	95,215	101,480	108,909	108,909

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	82,552	84,204	91,628	0
Federal Funds	0	0	0	0
Other Funds	<u>12,413</u>	<u>17,022</u>	<u>17,023</u>	<u>0</u>
Total	94,965	101,226	108,651	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	511	481	509	489	500	489	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	511	481	509	489	500	489	0

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	126	126	130	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	126	126	130	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	124	128	128	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	124	128	128	0

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

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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.

^ Fiscal Year 2022-23 – Personnel: Other Funds include augmenting revenues of \$16,486 in Act 49 of 2009 revenues.

^^ Fiscal Year 2023-24 – Personnel: Other Funds include augmenting revenues of \$16,486 in anticipated Act 49 of 2009 revenues. This budget is predicated on the expectation that the Act 49 sunset date will be extended beyond July 31, 2023.

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 3.0% increase in the judicial salaries and per diems effective January 1, 2024. Assumptions regarding judges' salaries and senior judge per diem compensation are as follows:

	<u>July - December, 2023</u>	<u>January - June, 2024</u>
Magisterial District Judge (MDJ)	\$106,254	\$109,442
Senior MDJ per diem	\$292	\$300

Per diem compensation rates paid to assigned senior magisterial district judges are based on the annual salary of an active magisterial district judge.

Proposed personnel expenditures follow:

-Increase in cost of health/life insurance for 500 MDJs and annuitant health insurance benefits –	\$7,333,000
-Increase in senior judge per diems and social security -	\$91,000
-Increase in Medicare D -	\$1,000

Operating:

-Increase in miscellaneous operating expenses -	\$4,000
-------------------------------------------------	---------

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	102.18%	101.39%	100.74%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: none

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.

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 34 districts. One additional district was temporarily eliminated (will be filled in the November 2023 election based on realignment of districts) bringing the current complement, as of January 2023, to 509.

The Supreme Court again undertook the task of realigning the magisterial districts using the results of the 2020 census. The decennial reestablishment process began in fall of 2021 and each judicial district, except for Philadelphia, assessed whether they had the right number of magisterial districts and where the boundaries should be for those districts. As a result, a net total of 10 districts have been identified for elimination, seven in 2024 and three in 2028.

This budget request includes funding for only 500 positions as a budgetary allowance for vacancies during Fiscal Year 2023-24.

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

2023-24 JUDICIAL BUDGET PROPOSAL
Magisterial District Judge Education

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	744	759	939	939
Federal Funds	0	0	0	0
Other Funds	<u>39</u>	<u>40</u>	<u>40</u>	<u>40</u>
Total	783	799	979	979

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	350	338	342	0
Federal Funds	0	0	0	0
Other Funds	<u>3</u>	<u>4</u>	<u>4</u>	<u>0</u>
Total	353	342	346	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	2	1	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	1	2	2	2	2	0

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	394	421	597	0
Federal Funds	0	0	0	0
Other Funds	<u>36</u>	<u>36</u>	<u>36</u>	<u>0</u>
Total	430	457	633	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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.

7. ASSUMPTIONS

Personnel:

-Increase in salaries and benefits for staff and decrease in medical benefits for annuitants - \$4,000

Operating:

-Increase in training and conference costs to restore funding due to use of prior-year encumbrances in Fiscal Year 2022-23 - \$176,000

This budget request is predicated upon the receipt of \$36,000 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>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	101.57%	134.75%	130.43%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: 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.

Pursuant to statute, 42 Pa.C.S. Chapter 31, these courses are overseen by the Minor Judiciary Education Board and administered by the AOPC Judicial Education Department. The seven-member Minor Judiciary Education Board is responsible for superintending 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 establishes the curriculum, appoints and evaluates instructors, approves course content, reviews certification tests, and issues certificates to successful program participants. The AOPC Judicial Education Department administers the course and certification exam.

Continuing education for 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 Judicial Education Department administers week-long continuing education classes for these officials under the auspices of the Minor Judiciary Education Board. The Board also establishes a one week supplemental practicum training for newly-elected and appointed magisterial district judges to be completed within their first year of taking office.

This appropriation provides for programs of certification courses for aspirants to the above referenced offices, and continuing education for the authorized complement of 509 magisterial district judges and six Philadelphia Municipal Court arraignment court magistrates. Additionally, continuing education is provided for the current 92 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.

2023-24 JUDICIAL BUDGET PROPOSAL
Philadelphia Municipal Court

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	7,794	7,950	8,804	9,469
Federal Funds	0	0	0	0
Other Funds	<u>2,363</u>	<u>3,068</u>	<u>3,068</u>	<u>2,403</u>
Total	10,157	11,018	11,872	11,872

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>^2022-23</u>	Judicial <u>^^2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	7,791	7,889	8,736	0
Federal Funds	0	0	0	0
Other Funds	<u>2,363</u>	<u>3,068</u>	<u>3,068</u>	<u>0</u>
Total	10,154	10,957	11,804	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds:							
Judges	27	24	27	25	27	26	0
Arraignment Ct. Mag.	6	6	6	6	6	6	0
Hearing Officers	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	37	34	37	35	37	36	0

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	3	61	68	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	3	61	68	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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.

^ Fiscal Year 2022-23 – Personnel: Other Funds include augmenting revenues of \$3,029 in Act 49 of 2009 revenues.

^Fiscal Year 2023-24 – Personnel: Other Funds include augmenting revenues of \$3,029 in anticipated Act 49 of 2009 revenues. This budget is predicated on the expectation that the Act 49 sunset date will be extended beyond July 31, 2023.

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 3% increase in the judicial salaries and per diems effective January 1, 2024. Assumptions regarding judges' salaries and senior judge per diem compensation are as follows:

	<u>July - December, 2023</u>	<u>January - June, 2024</u>
President Judge	\$210,785	\$217,109
Judge (26)	\$207,578	\$213,806
Senior Judge per diem	\$659	\$679

Proposed personnel expenditures follow:

-Increase in salaries and benefits for 27 judges positions and annuitant health insurance benefits -	\$710,000
------------------------------------------------------------------------------------------------------	-----------

-Increase in senior judge per diem compensation and social security -	\$67,000
-Increase in salaries and benefits for annual COLAs for six arraignment court magistrates and annuitant health insurance benefits -	\$53,000
-Increase in salaries and benefits for four hearing officers -	\$17,000
-Increase in operating expenses -	\$7,000

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor:			
Judges	77.92%	75.35%	74.86%
Staff	75.98%	76.84%	78.59%

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, four hearing officers (authorized by Act 17 of 2013), and a senior judge program. Salaries of arraignment court magistrates are tied by law (42 Pa.C.S.A. § 1123(5)) to the salary of an associate judge of the Philadelphia Traffic Court (had the office not been abolished), as set by section 2.1(f) of the Public Official Compensation Law, 65 P.S. § 366.2a(f), and adjusted annually based on the annual COLA.

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. The president judge of Municipal Court is elected for a five-year term by the other active Municipal Court judges.

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

(This page intentionally left blank.)

2023-24 JUDICIAL BUDGET PROPOSAL
County Court Reimbursement

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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, 2021		December 31, 2022		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	23,136	23,136	23,136	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>23,136</u>	<u>23,136</u>	<u>23,136</u>	<u>0</u>

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

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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 is based on the December 31, 2022, authorized complement of Common Pleas judges calculated at the effective reimbursement rate of \$45,371 funded in the current fiscal year (a proportional reduction of 35.18%). 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 2022-23. ** Funding this grant at the full statutory rate would require an appropriation of \$35.696 million, an amount \$12.56 million above the amount requested. **

The amount requested was computed as follows:

366 judges @ \$45,371	\$16,605,655
<u>93 Philadelphia judges</u>	<u>6,530,345</u>
459 Total complement	\$23,136,000

Proposed grant payments follow.

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</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 available, presently 2020.

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

FY 2023-24 ESTIMATE
COMMON PLEAS COUNTY COURT REIMBURSEMENT
(Calendar 2022)

County	Comp	Reimbursement	County	Comp	Reimbursement
Adams	4	\$181,483	Jefferson	1	\$45,371
Allegheny	43	\$1,950,938	Juniata/ Perry	2	\$30,852
Armstrong	2	\$90,741	Lackawanna	9	\$408,336
Beaver	7	\$317,594	Lancaster	15	\$680,560
Bedford	2	\$90,741	Lawrence	4	\$181,483
Berks	13	\$589,818	Lebanon	4	\$181,483
Blair	5	\$226,853	Lehigh	10	\$453,706
Bradford	2	\$90,741	Luzerne	10	\$453,706
Bucks	15	\$680,560	Lycoming	5	\$226,853
Butler	6	\$272,224	McKean	2	\$90,741
Cambria	5	\$226,853	Mercer	4	\$181,483
Cameron	1	\$5,898	Mifflin	2	\$90,741
Elk		\$39,472	Monroe	7	\$317,594
Carbon	3	\$136,112	Montgomery	24	\$1,088,895
Centre	4	\$181,483	Northampton	9	\$408,336
Chester	14	\$635,189	Northumberland	3	\$136,112
Clarion	1	\$45,371	Philadelphia*	93	\$6,530,345
Clearfield	2	\$90,741	Pike	2	\$90,741
Clinton	2	\$90,741	Potter	1	\$45,371
Columbia/ Montour	2	\$70,779 \$19,963	Schuylkill	6	\$272,224
Crawford	3	\$136,112	Snyder	2	\$43,556
Cumberland	7	\$317,594	Union		\$47,186
Dauphin	10	\$453,706	Somerset	3	\$136,112
Delaware	21	\$952,783	Sullivan/ Wyoming	1	\$8,167
Erie	9	\$408,336	Susquehanna	1	\$45,371
Fayette	5	\$226,853	Tioga	1	\$45,371
Forest/ Warren	2	\$13,611 \$77,131	Venango	2	\$90,741
Franklin/ Fulton	5	\$206,436 \$20,417	Washington	7	\$317,594
Greene	2	\$90,741	Wayne	2	\$90,741
Huntingdon	1	\$45,371	Westmoreland	11	\$499,077
Indiana	3	\$136,112	York	15	\$680,560

366 @ \$45,371 each	\$16,605,655	COMPLEMENT	459
93 - \$6,530,345 total	<u>6,530,345</u>	COUNTY REIMBURSEMENT	<u>\$23,136,000</u>
TOTAL REQUIREMENT ¹	<u>\$23,136,000</u>		

¹ Total requirement calculated at \$45,371 per authorized Common Pleas judge and not the \$70,000 statutory rate due to insufficient funding.

* Denotes exception to \$70,000 rule.

2023-24 JUDICIAL BUDGET PROPOSAL
Rule 701 – Senior Judge Support Reimbursement

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	1,375	1,375	1,375	1,375
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>1,375</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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, 2021		December 31, 2022		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	1,074	1,375	1,375	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	1,074	1,375	1,375	0

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

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	301	0	0	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	301	0	0	0

Fiscal Year 2021-22 – Non-expense/Interagency, consists of \$301 transferred to other Unified Judicial System appropriations in accordance with 72 P.S. Section 1793-E.

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. The Judiciary requests funding at the same level provided in Fiscal Year 2022-23.

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</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. In FY 2021-22, the imposition of the cap was not applied as none of the reimbursement requests were affected by the cap and each county received the amount of their submitted reimbursement request since the total reimbursements 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 2022 are to be submitted by April 1, 2023, 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 2021-22 ACTUAL
 RULE 701 - SENIOR JUDGE SUPPORT REIMBURSEMENT
 (Calendar 2021)

County	Secretary		Law Clerk		Facilities		Total Reimbursement
	Hours	Amount	Hours	Amount	Days	Amount	
Adams	0	\$0	0	\$0	11.5	\$690	\$690
Allegheny	4,167	50,004	8,328	166,560	657.0	39,420	\$255,984
Armstrong	49	588	18	360	41.5	2,490	3,438
Beaver	336	4,032	65	1,300	30.0	1,800	7,132
Bedford	42	504	0	0	5.0	300	804
Berks	2,080	24,960	2,080	41,600	209.0	12,540	79,100
Blair	46	552	5	100	45.5	2,730	3,382
Bradford	121	1,452	24	480	23.5	1,410	3,342
Bucks	1,727	20,724	1,644	32,880	270.0	16,200	69,804
Butler	137	1,644	40	800	40.0	2,400	4,844
Cambria	504	6,048	504	10,080	69.5	4,170	20,298
Cameron	0	0	0	0	3.0	180	180
Carbon	19	228	0	0	2.0	120	348
Centre	505	6,060	0	0	3.5	210	6,270
Chester	1,681	20,172	817	16,340	240.5	14,430	50,942
Clarion	220	2,640	62	1,240	130.5	7,830	11,710
Clearfield	0	0	0	0	0.0	0	0
Clinton	11	132	16	320	8.5	510	962
Columbia	108	1,296	59	1,180	12.0	720	3,196
Crawford	670	8,040	1,450	29,000	101.5	6,090	43,130
Cumberland	308	3,696	0	0	27.5	1,650	5,346
Dauphin	33	396	256	5,120	39.0	2,340	7,856
Delaware	996	11,952	0	0	88.0	5,280	17,232
Elk	100	1,200	11	220	62.0	3,720	5,140
Erie	0	0	0	0	0.0	0	0
Fayette	3	36	24	480	0.5	30	546
Forest	0	0	0	0	0.0	0	0
Franklin	0	0	0	0	0.0	0	0
Fulton	0	0	0	0	0.0	0	0
Greene	0	0	197	3,940	119.5	7,170	11,110
Huntingdon	455	5,460	728	14,560	107.0	6,420	26,440
Indiana	82	984	63	1,260	122.5	7,350	9,594
Jefferson	91	1,092	91	1,820	13.0	780	3,692
Juniata	0	0	0	0	0.0	0	0
Lackawanna	1,967	23,604	822	16,440	323.0	19,380	59,424
Lancaster	8	96	0	0	4.0	240	336
Lawrence	38	456	38	760	5.5	330	1,546
Lebanon	69	828	1,040	20,800	73.0	4,380	26,008
Lehigh	565	6,780	3	60	133.5	8,010	14,850

FY 2021-22 ACTUAL
 RULE 701 - SENIOR JUDGE SUPPORT REIMBURSEMENT
 (Calendar 2021)

County	Secretary		Law Clerk		Facilities		Total Reimbursement
	Hours	Amount	Hours	Amount	Days	Amount	
Luzerne	1,082	12,984	1,082	21,640	154.5	9,270	43,894
Lycoming	190	2,280	53	1,060	4.0	240	3,580
McKean	0	0	0	0	2.0	120	120
Mercer	16	192	15	300	7.5	450	942
Mifflin	0	0	44	880	8.0	480	1,360
Monroe	0	0	0	0	0.0	0	0
Montgomery	882	10,584	777	15,540	165.0	9,900	36,024
Montour	0	0	0	0	0.0	0	0
Northampton	59	708	12	240	5.0	300	1,248
Northumberland	300	3,600	300	6,000	100.0	6,000	15,600
Perry	0	0	0	0	0.0	0	0
Philadelphia	1,967	23,604	2,401	48,020	357.5	21,450	93,074
Pike	0	0	0	0	0.0	0	0
Potter	0	0	0	0	37.5	2,250	2,250
Schuykill	271	3,252	6	120	90.5	5,430	8,802
Snyder	87	1,044	14	270	29.0	1,740	3,054
Somerset	69	828	19	380	14.0	840	2,048
Sullivan	0	0	0	0	0.0	0	0
Susquehanna	0	0	0	0	0.0	0	0
Tioga	159	1,908	107	2,140	60.5	3,630	7,678
Union	55	660	5	100	28.0	1,680	2,440
Venango	0	0	0	0	0.0	0	0
Warren	5	60	4	80	6.0	360	500
Washington	1,600	19,200	1,600	32,000	123.0	7,380	58,580
Wayne	2	24	4	80	3.5	210	314
Westmoreland	485	5,820	485	9,700	74.5	4,470	19,990
Wyoming	21	252	27	540	12.5	750	1,542
York	400	4,800	400	8,000	50.0	3,000	15,800
TOTAL	24,788.0	\$297,456	25,739.5	\$514,790	4,354.5	\$261,270	\$1,073,516

2023-24 JUDICIAL BUDGET PROPOSAL
Juror Cost Reimbursement

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	1,118	1,118	1,118	1,118
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>1,118</u>	<u>1,118</u>	<u>1,118</u>	<u>1,118</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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, 2021		December 31, 2022		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	324	1,118	1,118	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>324</u>	<u>1,118</u>	<u>1,118</u>	<u>0</u>

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

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	794	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>794</u>	<u>0</u>	<u>0</u>	<u>0</u>

Fiscal Year 2021-22 – Non-expense/Interagency, consists of \$794 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 2022-23.

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</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.

2023-24 JUDICIAL BUDGET PROPOSAL
Court Interpreter County Grant

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	1,500	1,500	3,000	3,000
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	1,500	1,500	3,000	3,000

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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, 2021		December 31, 2022		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	1,500	1,500	3,000	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>1,500</u>	<u>1,500</u>	<u>3,000</u>	<u>0</u>

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

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</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:

-Increase in reimbursement for court interpreter costs - \$1,500,000

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</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 request continues a grant to partially reimburse counties for the costs of providing language access services, including foreign and sign language interpreters, telephone and video remote interpreting for court users who need assistance, and other language access services, including the creation of multilingual signage and translation services, in accordance with federal and state law. Providing qualified court interpreters is an essential element of providing access to justice and the cost of doing so has steadily increased each year since the grant's inception.

In 2017, the Supreme Court adopted the Unified Judicial System’s Language Access Plan (LAP). The LAP is a strategic plan for enhancing the ability of limited English proficient and deaf or hard of hearing court users to actively participate in the court proceeding, programs, and services. Examples of LAP deliverables include: a language access judicial bench card, I-Speak cards, and notice of language rights posters that have been created and disseminated to the judicial districts. Additionally, a translation manual has been produced, along with translated court forms; a bi-lingual employee policy and testing protocol has been implemented; as well as continual trainings, communication, and outreach to various constituencies.

Counties often face significant, unexpected expenses related to language access services. In 2021, counties spent over \$4.2 million in language access-related expenses with the grant only providing each county 35.6% of its requested reimbursement.

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. When 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 is proportionately reduced to bring the total within the amount appropriated.

Over the past several years, AOPC had requested funds to develop a pilot video remote interpreting program to allow interpreters to provide services remotely to judicial districts. Funding is now being requested through this grant, and this budget request includes an additional \$1.5 million to provide support to the counties for reimbursement of expenses incurred while providing language access in the courts, including the installation of video remote interpreting equipment when an in-person interpreter is not available.

STATUTORY AUTHORITY: Annual Appropriation Act.
42 Pa.C.S. § 4417

FY 2021-22 ACTUAL
 COURT INTERPRETER COUNTY GRANT
Qualifying Reimbursements and Applied Reductions
 (Calendar 2021)

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
Adams	\$30,044	\$4,509	\$0	\$34,553	\$12,306
Allegheny	230,393	10,063	20,308	260,764	92,869
Armstrong	817	0	0	817	291
Beaver	35,362	1,378	360	37,100	13,213
Bedford	2,906	0	120	3,026	1,078
Berks	227,113	15,035	158,564	400,712	142,710
Blair	3,165	1,181	0	4,346	1,548
Bradford	5,290	14	0	5,304	1,889
Bucks	237,318	8,168	5,476	250,962	89,378
Butler	8,305	5	1,684	9,995	3,560
Cambria	4,076	0	0	4,076	1,452
Cameron	2,472	0	0	2,472	880
Carbon	6,675	1,216	0	7,891	2,810
Centre	23,985	788	0	24,773	8,823
Chester	196,973	3,196	637	200,805	71,515
Clarion	2,168	210	0	2,378	847
Clinton	4,309	0	0	4,309	1,535
Columbia	3,658	1,452	0	5,110	1,820
Crawford	5,323	126	0	5,449	1,941
Cumberland	103,032	1,760	0	104,792	37,321
Dauphin	190,279	12,174	0	202,453	72,102
Delaware	141,673	7,371	389	149,432	53,219
Elk	1,645	0	0	1,645	586
Erie	13,146	1,058	0	14,204	5,059
Fayette	2,661	12	0	2,673	952
Franklin	138,595	2,666	3,861	145,122	51,684
Fulton	13,260	0	0	13,260	4,722
Greene	214	494	0	708	252
Huntingdon	257	0	0	257	92
Indiana	1,531	0	0	1,531	545
Jefferson	838	0	8,700	9,538	3,397
Lackawanna	95,819	814	0	96,633	34,415
Lancaster	244,919	4,235	1,335	250,489	89,209
Lawrence	13,267	63	0	13,330	4,747
Lebanon	70,375	1,304	9,057	80,736	28,753
Lehigh	189,972	2,791	0	192,763	68,651
Luzerne	239,426	4,479	82	243,987	86,894
Lycoming	4,995	103	400	5,497	1,958

FY 2021-22 ACTUAL
COURT INTERPRETER COUNTY GRANT
Qualifying Reimbursements and Applied Reductions
(Calendar 2021)

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	744	213	0	957	341
Mercer	6,806	1,790	0	8,596	3,061
Mifflin	5,261	711	1,655	7,626	2,716
Monroe	57,667	2,270	570	60,507	21,549
Montgomery	198,765	8,432	1,617	208,813	74,367
Northampton	153,909	8,500	2,990	165,399	58,905
Northumberland	18,178	0	1,275	19,453	6,928
Philadelphia ^{1/}	344,830	23,308	240,660	450,000	160,263
Pike	4,054	1,212	0	5,266	1,875
Schuylkill	28,885	971	0	29,855	10,633
Snyder	1,823	132	0	1,955	696
Somerset	936	1,551	514	3,000	1,068
Tioga	1,572	260	0	1,832	652
Union	5,263	86	0	5,348	1,905
Venango	571	0	0	571	203
Warren	0	240	0	240	85
Washington	18,170	1,167	890	20,227	7,204
Wayne	4,196	284	120	4,599	1,638
Westmoreland	12,242	28	535	12,805	4,560
Wyoming	1,638	91	0	1,729	616
York	408,332	809	0	409,141	145,712
TOTAL ^{2/}	\$3,770,093	\$138,717	\$461,799	\$4,211,811	\$1,500,000

NOTES:

1/ In accordance with the Court Interpreter Services Grant Policies and Procedures, the grant payments to Philadelphia county was reduced from \$608,799 to 30% of the appropriation amount (\$1,500,000) or \$450,000. (The reimbursement was further reduced by 64.39% as explained in note 2.)

2/ For Calendar year 2021 counties requested reimbursements for \$4,370,610 for eligible expenses. The total reimbursement qualifying for payment after imposition of the 30% cap totaled \$4,211,811 which exceeded the appropriation amount of \$1,500,000 by \$2,711,811. 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 64.39% (i.e., each county received 35.61 % of its qualified reimbursement) so that the total of all grants did not exceed the appropriation.

2023-24 JUDICIAL BUDGET PROPOSAL
Judicial Ethics Advisory Board

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	62	62	581	214
Federal Funds	0	0	0	0
Other Funds	0	439	0	367
Total	<u>62</u>	<u>501</u>	<u>581</u>	<u>581</u>

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec# <u>2023-24</u>
State Funds	0	25	544	0
Federal Funds	0	0	0	0
Other Funds	0	439	0	0
Total	<u>0</u>	<u>464</u>	<u>544</u>	<u>0</u>

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	0	0	2	2	3	2	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>2</u>	<u>2</u>	<u>3</u>	<u>2</u>	<u>0</u>

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	5	37	37	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>5</u>	<u>37</u>	<u>37</u>	<u>0</u>

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>*2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	57	0	0	0
Federal Funds	0	0	0	0
Other Funds	0	0	0	0
Total	<u>57</u>	<u>0</u>	<u>0</u>	<u>0</u>

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

*Fiscal Year 2021-22 – Non-expense/Interagency, consists of \$57 transferred to other UJS appropriations in accordance with 72 P.S. Section 1793-E.

^Fiscal Year 2022-23 – Personnel: Other Funds include augmenting revenues of \$439 in Act 49 of 2009 revenues.

7. ASSUMPTIONS

Personnel:

-Decrease in Act 49 funds available in Fiscal Year 2023-24 to supplement state funds (nonrecurring) -	(\$439,000)
-Increase in state funds needed due to decrease in available Act 49 funds (nonrecurring) -	\$439,000
-Increase in salaries and benefits for staff -	\$80,000

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	N/A	63.04%	72.94%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: none

11. PROGRAM STATEMENT

The Supreme Court established the Judicial Ethics Advisory Board (JEAB) to render advisory opinions concerning proper conduct under the Code of Judicial Conduct and the Rules Governing Standards of Conduct of Magisterial District Judges. Since July 1, 2022, the Judicial Ethics Advisory Board (JEAB) has served as the only approved body to render such opinions, superseding the prior designations of committees of the Conference of State Trial Judges (“PCSTJ”) and the Special Court Judges Association (“SCJAP”).

In the first six months, the Board has provided prompt, reliable, and consistent advice to nearly 10% of Pennsylvania’s 1,222 judicial officers. The Board has also processed dozens of requests from judicial candidates, including incumbents and those seeking to fill judicial vacancies in the November 2023 election.

The JEAB is tasked with developing and participating in judicial ethics education, including making recommendations to the Continuing Judicial Education Board and the Minor Judiciary Education Board. During 2022, the Board and/or its Executive Director participated in over 12 hours of judicial ethics education, including educational sessions before the President Judges/Pennsylvania Association of Court Management; Bucks County Court of Common Pleas; the Minor Judiciary Education Board; and Philadelphia Municipal Court. During calendar year 2023, it is anticipated that the Board’s participation in judicial education will increase, with Members/Staff already committed to present no less than eight one-hour presentations.

As a means of outreach, the Board has printed copies of the Code of Judicial Conduct and the Rules Governing Standards of Conduct of Magisterial District Judges for distribution to all jurists. In addition to improving access to the Code/Rules, the Board has published 43 Opinions on its website, as directed by the enabling Rules of the JEAB. These Opinions are available to judicial officers in a searchable format. Access is granted by a password unique to each judge.

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

(This page intentionally left blank.)

2023-24 JUDICIAL BUDGET PROPOSAL
Judicial Conduct Board

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	2,505	2,555	2,555	2,555
Federal Funds	0	0	0	0
Other Funds	<u>7</u>	<u>9</u>	<u>9</u>	<u>9</u>
Total	2,512	2,564	2,564	2,564

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	2,149	2,184	2,279	0
Federal Funds	0	0	0	0
Other Funds	<u>7</u>	<u>9</u>	<u>9</u>	<u>0</u>
Total	2,156	2,193	2,288	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filed</u>	<u>Auth</u>	<u>Filed</u>	<u>Funded</u>	<u>Filed</u>	<u>2023-24</u>
State Funds	16	15	16	14	15	15	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	16	15	16	14	15	15	0

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	356	371	276	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	356	371	276	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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 benefits for filled staff and annuitant health insurance benefits - \$95,000

Operating:

-Decrease in operating expenses - (\$95,000)

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	84.12%	86.77%	88.45%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: none

11. PROGRAM STATEMENT

The Judicial Conduct Board of Pennsylvania 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.

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.

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, one Senior Deputy Counsel, and three Assistant Counsel. There are four investigators and five administrative staff.

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 overseeing the investigation of cases, advising the board as to courses of action concerning cases, and preparing and prosecuting cases 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 if the appeal from the Court of Judicial Discipline involves a member of the Supreme Court).

Board counsel is 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 determinations.

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.

During calendar year 2022, the board received or initiated 943 confidential requests for investigation. A total of 965 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, 894 were dismissed after preliminary inquiry, 1 was dismissed after full investigation, 42 were dismissed with Letters of Caution, and 9 were dismissed with Letters of Counsel. Formal charges were filed in the Court of Judicial Discipline against one judge, comprising one pending investigative file. The Board also filed two Petitions for Interim Suspension Without Pay in the Court of Judicial Discipline concerning two judges.

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.

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(b), PA Constitution
42 Pa.C.S.A. Sec. 2101 *et seq.*

2023-24 JUDICIAL BUDGET PROPOSAL
Court of Judicial Discipline

1. SUMMARY FINANCIAL DATA (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec <u>2023-24</u>
State Funds	606	618	618	618
Federal Funds	0	0	0	0
Other Funds	<u>1</u>	<u>2</u>	<u>2</u>	<u>2</u>
Total	607	620	620	620

2. PERSONNEL

(a) "Costs" (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	429	405	419	0
Federal Funds	0	0	0	0
Other Funds	<u>1</u>	<u>2</u>	<u>2</u>	<u>0</u>
Total	430	407	421	0

(b) "Complement"

	December 31, 2021		December 31, 2022		Budget		Gov Rec #
	<u>Auth</u>	<u>Filled</u>	<u>Auth</u>	<u>Filled</u>	<u>Funded</u>	<u>Filled</u>	<u>2023-24</u>
State Funds	3	2	3	2	3	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	2	3	2	3	2	0

3. OPERATING (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</u>
State Funds	177	213	199	0
Federal Funds	0	0	0	0
Other Funds	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	177	213	199	0

4. FIXED ASSETS (\$000)

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>	Gov Rec # <u>2023-24</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 all benefits for filled staff and annuitant medical benefits - \$14,000

Operating:

-Decrease in miscellaneous operating expenses - (\$14,000)

8. HISTORY OF LAPSES

	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>
State Funds	0	0	0

9. FRINGE BENEFITS

	<u>2021-22</u>	<u>2022-23</u>	Judicial <u>2023-24</u>
Employee Factor	85.09%	90.74%	88.23%

10. NONRECURRING PURCHASES

2022-23: none

2023-24: none

11. PROGRAM STATEMENT

Budget Request Funding Needs

The Court of Judicial Discipline seeks the same amount as last year, \$618,000. This amount should be adequate to continue the mission of the Court.

The Court is leanly staffed with only two employees, a counsel, and a court administrator. There are seven active cases before the Court with more likely to be filed soon. Several of the cases will result in multi-day hearings. There are also two cases with judges serving probationary sanctions which are being supervised by the Court's counsel.

Last year, the Court decided four cases. The cases before the court have become more complex in recent years as they now tend to involve repeated episodes of poor demeanor or multiple counts of unrelated conduct rather than the single instances of misconduct pursued in the past.

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, 114 formal complaints and 47 petitions for interim relief have been submitted for review. For calendar year 2022, the court handled trials or proceedings in eight 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.

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

2023-24 JUDICIAL BUDGET PROPOSAL

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

FISCAL YEAR 2021-22 OBLIGATIONS ROLLED FORWARD TO FISCAL YEAR 2022-23

<u>APPROPRIATION</u>	<u>AMOUNT</u>
Common Pleas Senior Judges	\$72,065