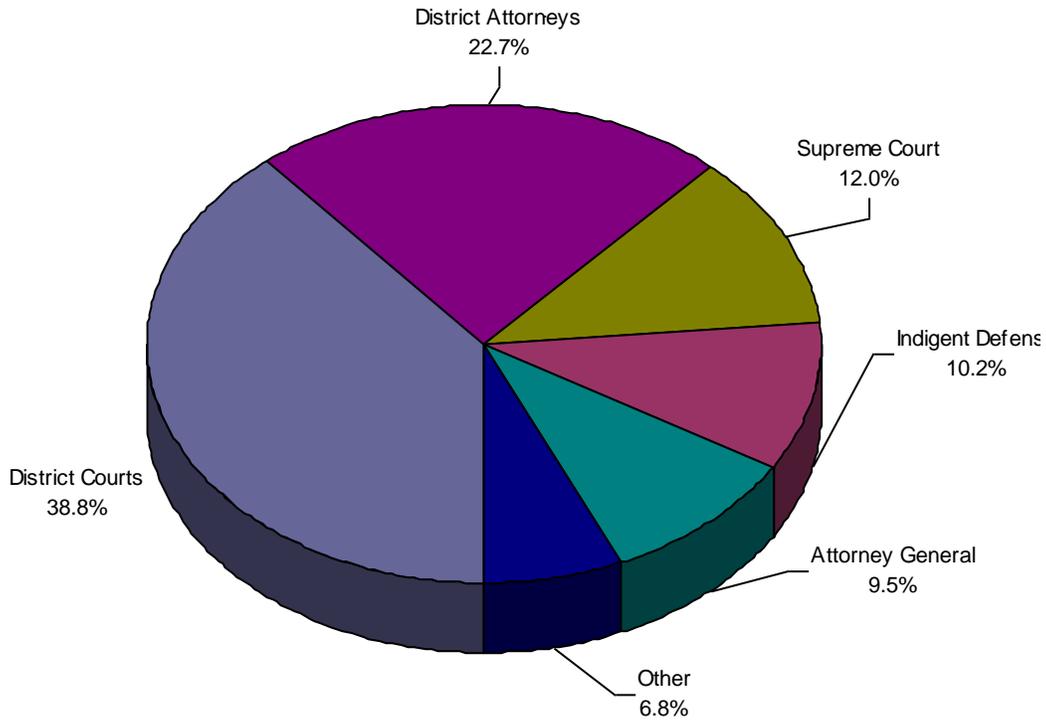


# Judiciary Committee

## Distribution of FY-12 Appropriations



District Courts	56,100,000
District Attorneys	32,887,258
Supreme Court	17,300,000
Indigent Defense System	14,699,353
Attorney General	13,759,411
<b><u>Other</u></b>	
Workers' Comp Court	4,197,166
Court of Criminal Appeals	3,334,631
Pardon and Parole Board	2,217,454
Judicial Complaints	<u>75,000</u>
<b>Subcommittee Total</b>	<b>\$144,570,273</b>

Excludes supplemental appropriations, reappropriations, and Rainy Day spillover transfers.  
Includes capital and one-time expenditures.

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# Attorney General

Agency #049

E. Scott Pruitt, Attorney General

## I. FY-12 Appropriations Adjustments

	<u>Funding</u>	<u>FTE</u>
<b>FY-11 Appropriation</b>	<b>\$12,704,552</b>	
a. Base Budget Cut	(381,137)	
b. Office of Civil Rights Enforcement	531,270	
c. Legal Services Revolving Fund	<u>904,726</u>	
Total Adjustments	\$1,054,859	
<b>FY-12 Appropriation and FTE Authorization*</b>	<b>\$13,759,411</b>	<b>183.5</b>
<b>Percent Change from FY-11</b>	<b>8.3%</b>	

\*The Legislature did not provide FTE limits to agencies for FY-12. The amount shown represents the most recent limits, effective in FY-10.

## II. FY-12 Appropriations Adjustments Detail

- a. The FY-12 base appropriation is decreased by 3.0 percent, reflecting the continuation of a reduction in appropriations resources resulting from the expiration of federal American Recovery and Reinvestment Act (ARRA) stimulus funding, a depleted Constitutional Reserve "Rainy Day" Fund and a limited improvement in state-based resources.
- b. Appropriation is made to transfer the duties of the Human Rights Commission to the Attorney General's Office of Civil Rights Enforcement.
- c. Appropriation is made for transfer of the Legal Services Revolving Fund from the Supreme Court to the Office of the Attorney General.

## III. FY-12 Policy Issues

**HB 1415** transfers responsibility for administration of the Legal Services Revolving Fund from the Supreme Court to the Office of the Attorney General. The measure authorizes the Attorney General to charge an administrative fee for administering contracts with

regional or statewide organizations to provide legal services to indigent persons in civil legal matters.

**HB 1675** removes the monetary balance limitation for the Attorney General's Evidence Fund.

**HB 2173** authorizes the Attorney General's Medicaid Fraud Unit to recover funds wrongfully paid by the Oklahoma Health Care Authority, as well as fines, penalties, legal fees and other associated costs.

**SB 763** creates the Office of Civil Rights Enforcement to assume all functions, duties, contracts and responsibilities of the Oklahoma Human Rights Commission.

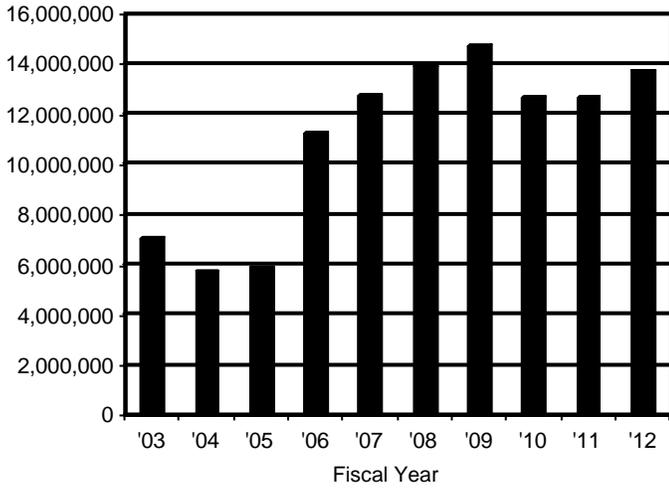
#### IV. FY-12 Budget Resources

	<b><u>FY-11</u></b>	<b><u>FY-12</u></b>	<b><u>% Change</u></b>
General Revenue Fund	\$12,704,557	\$13,759,411	8.3%
Revolving Funds	9,629,517	8,547,043	-11.2%
Carryover Funds	385,000	0	-100.0%
Federal Funds	5,194,773	3,973,227	-23.5%
<b>Total</b>	<b>\$27,913,847</b>	<b>\$26,279,681</b>	<b>-5.9%</b>

#### V. Budget References

HB 2170, Sections 129-132

## VI. Ten Year Appropriation History



FY-03	\$7,107,784	FY-08	\$13,944,449
FY-04	\$5,794,927	FY-09	\$14,781,704
FY-05	\$5,953,778	FY-10	\$12,693,067
FY-06	\$11,286,462	FY-11	\$12,704,557
FY-07	\$12,798,702	FY-12	\$13,759,411

### Notes:

1. The original FY-10 appropriation to the Attorney General was \$13,722,234.

# Court of Criminal Appeals

Agency # 199

Arlene Johnson, Presiding Judge

## I. FY-12 Appropriations Adjustments

	<u>Funding</u>	<u>FTE</u>
<b>FY-11 Appropriation</b>	\$3,455,576	
a. FY-12 Budget Base Cut	(120,945)	
Total Adjustments	<u>(\$120,945)</u>	
<b>FY-12 Appropriation and FTE Authorization*</b>	\$3,334,631	36.0
<b>Percent Change from FY-11 Appropriation</b>	-3.5%	

\*The Legislature did not provide FTE limits to agencies for FY-12. The amount shown represents the most recent limits, effective in FY-10.

## II. FY-12 Appropriations Adjustments Detail

- a. The FY-12 base appropriation is decreased by 3.5 percent, reflecting the continuation of a reduction in appropriations resources resulting from the expiration of federal American Recovery and Reinvestment Act (ARRA) stimulus funding, a depleted Constitutional Reserve "Rainy Day" Fund and a limited improvement in state-based resources.

## III. FY-12 Policy Issues

**HB 1010** modifies provisions related to the retirement age for members entering the Uniform Retirement System for Justices and Judges (URSJJ) on or after January 1, 2012. The measure increases the retirement age and decreases the multiplier used to calculate retirement benefits.

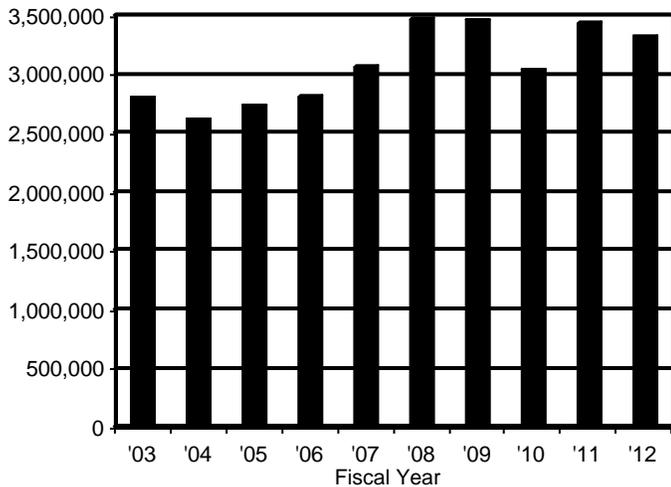
#### IV. Budget Resources

	<u>FY-11</u>	<u>FY-12</u>	<u>% Change</u>
General Revenue Fund	\$3,455,576	\$3,334,631	-3.5%
<b>Total</b>	<b>\$3,455,576</b>	<b>\$3,334,631</b>	<b>-3.5%</b>

#### V. Budget References

HB 2170, Section 133

#### VI. Ten Year Appropriation History



FY-03	\$2,817,556	FY-08	\$3,489,631
FY-04	\$2,634,378	FY-09	\$3,474,527
FY-05	\$2,750,541	FY-10	\$3,056,710
FY-06	\$2,828,160	FY-11	\$3,455,576
FY-07	\$3,083,013	FY-12	\$3,334,631

#### Notes:

1. The original FY-10 appropriation to the Criminal Appeals Court was \$3,304,551.

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# District Attorneys & District Attorneys Council

Agency # 220

Suzanne Atwood, Executive Coordinator

## I. FY-12 Appropriations Adjustments

	<u>Funding</u>	<u>FTE</u>
<b>FY-11 Appropriation</b>	<b>\$34,257,560</b>	<b>1,308.0</b>
a. Base Budget Cut	(1,370,302)	
Total Adjustments	<u>(\$1,370,302)</u>	0.0
<b>FY-12 Appropriation and FTE Authorization*</b>	<b>\$32,887,258</b>	<b>1,308.0</b>
<b>Percent Change from FY-11</b>	<b>-4.0%</b>	<b>0.0%</b>

\*The Legislature did not provide FTE limits to agencies for FY-12. The amount shown represents the most recent limits, effective in FY-10.

## II. FY-12 Appropriations Adjustments Detail

- a. The FY-12 base appropriation is decreased by 4.0 percent, reflecting the continuation of a reduction in appropriations resources resulting from the expiration of federal American Recovery and Reinvestment Act (ARRA) stimulus funding, a depleted Constitutional Reserve "Rainy Day" Fund and a limited improvement in state-based resources.

## III. FY-12 Policy Issues

**SB 162** allows retired district attorneys to carry a firearm anywhere in the state. The measure also allows retired district attorney investigators to retain custody and ownership of their sidearm and badge upon retirement.

**SB 54** modifies the qualifications for the office of district attorney. The measure requires a candidate to be a registered voter in the district and a resident residing within the district for six months preceding filing for office.

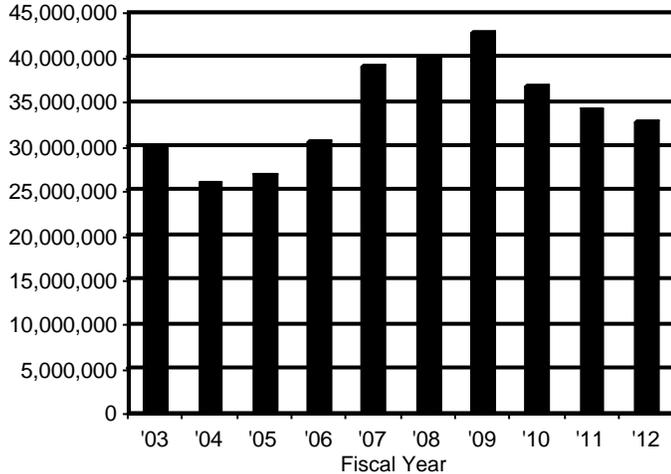
## IV. Budget Resources

	<u>FY-11</u>	<u>FY-12</u>	<u>% Change</u>
General Revenue Fund	\$34,257,560	\$32,887,258	-4.0%
Carryover	328,027	0	-100.0%
Revolving Funds	54,539,028	53,368,709	-2.1%
Federal Funds	21,627,702	19,881,477	-8.1%
<b>Total</b>	<b>\$110,752,317</b>	<b>\$106,137,444</b>	<b>-4.2%</b>

## V. Budget References

HB 2170, Sections 134-137

## VI. Ten Year Appropriation History



FY-03	\$30,307,624	FY-08	\$39,920,210
FY-04	\$25,972,055	FY-09	\$42,820,210
FY-05	\$26,926,731	FY-10	\$36,836,086
FY-06	\$30,592,742	FY-11	\$34,257,560
FY-07	\$39,092,742	FY-12	\$32,887,258

### Notes:

1. The original FY-10 appropriation to the District Attorneys Council was \$39,822,795.

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# District Courts

Agency #219

Steven Taylor, Chief Justice

## I. FY-12 Appropriations Adjustments

	<u>Funding</u>	<u>FTE</u>
<b>FY-11 Appropriation</b>	\$57,641,865	
a. FY-12 Budget Base Cut	(1,541,865)	
b. State Judicial Fund Certification Increases	3,500,000	
Total Adjustments	<u>\$1,958,135</u>	
<b>FY-12 Appropriation and FTE Authorization*</b>	<b>\$59,600,000</b>	<b>654.0</b>
<b>Percent Change from FY-11</b>	<b>3.4%</b>	

\*The Legislature did not provide FTE limits to agencies for FY-12. The amount shown represents the most recent limits, effective in FY-10.

## II. FY-12 Appropriations Adjustments Detail

- a. The FY-12 base appropriation is decreased by 2.7 percent, reflecting the continuation of a reduction in appropriations resources resulting from the expiration of federal American Recovery and Reinvestment Act (ARRA) stimulus funding, a depleted Constitutional Reserve "Rainy Day" Fund and a limited improvement in state-based resources.
- b. The State Judicial Fund expenditure authorization is increased by \$3.5 million to allow the courts to utilize \$2 million in FY-11 carryover and \$1.5 million in anticipated collection increases.

## III. FY-12 Policy Issues

**HB 1010** modifies provisions related to the retirement age for members entering the Uniform Retirement System for Justices and Judges (URSJJ) on or after January 1, 2012. The measure increases the retirement age and decreases the multiplier used to calculate retirement benefits.

**HB 1234** authorizes district courts to use videoconferencing between a courtroom and a correctional or juvenile detention facility to conduct proceedings. The measure requires the defendant or juvenile to waive their right to be present in the courtroom prior to conducting such proceedings.

**HB 1414** requires the court to collect an additional seven dollars for every case filed. Five dollars will go to the Oklahoma Court Appointed Special Advocates (OCASA) and two dollars will go to the Council on Judicial Complaints (OCJC). The additional revenue will generate approximately \$305,300 annually for OCJC and \$763,200 annually for OCASA.

**HB 2023** limits the amount recoverable in personal injury civil cases to the actual medical costs paid, instead of the amount billed. If no payment has been made, Medicare reimbursement rates will be admissible.

**SB 498** authorizes the district courts to set the salary rate for temporary court reporters.

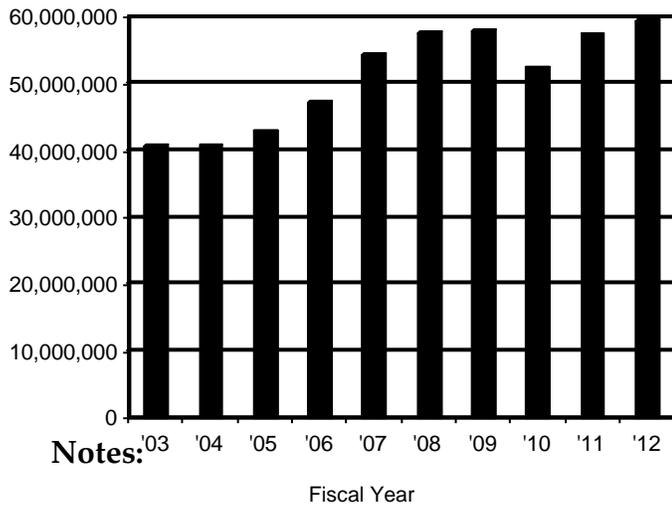
#### **IV. Budget Resources**

	<b><u>FY-11</u></b>	<b><u>FY-12</u></b>	<b><u>% Change</u></b>
General Revenue Fund	\$6,041,865	\$7,600,000	25.8%
State Judicial Fund	51,600,000	50,000,000	-3.1%
Carryover	2,000,000	2,000,000	0.0%
Revolving Funds	2,131,808	1,930,035	-9.5%
<b>Total</b>	<b>\$61,773,673</b>	<b>\$61,530,035</b>	<b>-0.4%</b>

#### **V. Budget References**

HB 2170, Sections 138-139

## VI. Ten Year Appropriation History



FY-03	\$40,897,067	FY-08	\$57,674,778
FY-04	\$40,897,067	FY-09	\$58,067,785
FY-05	\$43,043,226	FY-10	\$52,502,812
FY-06	\$47,300,000	FY-11	\$57,641,865
FY-07	\$54,403,272	FY-12	\$59,600,000

1. The original FY-10 appropriation to the District Courts was \$54,003,010.

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# Indigent Defense

Agency # 047

Joe P. Robertson, Executive Director

## I. FY-12 Appropriations Adjustments

	<u>Funding</u>	<u>FTE</u>
<b>FY-11 Appropriation</b>	<b>\$15,153,972</b>	
a. FY-12 Budget Base Cut	(454,619)	
Total Adjustments	<u>(\$454,619)</u>	
<b>FY-12 Appropriation and FTE Authorization</b>	<b>\$14,699,353</b>	<b>85.0</b>
<b>Percent Change from FY-11</b>	<b>-3.0%</b>	

\*The Legislature did not provide FTE limits to agencies for FY-12. The amount shown represents the most recent limits, effective in FY-10.

## II. FY-12 Appropriations Adjustments Detail

- a. The FY-12 base appropriation is decreased by three percent, reflecting the continuation of a reduction in appropriations resources resulting from the expiration of federal American Recovery and Reinvestment Act (ARRA) stimulus funding, a depleted Constitutional Reserve "Rainy Day" Fund and a limited improvement in state-based resources.

## III. FY-12 Policy Issues

None

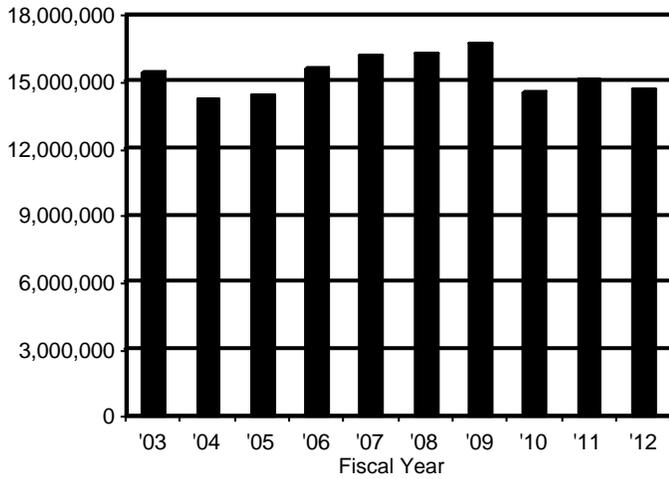
## IV. Budget Resources

	<u>FY-11</u>	<u>FY-12</u>	<u>% Change</u>
General Revenue Fund	\$15,153,971	\$14,699,353	-3.0%
Carryover	\$1,560,000	\$77,000	-95.1%
Revolving Funds	3,427,000	\$3,108,706	-9.3%
<b>Total</b>	<b>\$20,140,971</b>	<b>\$17,885,059</b>	<b>-11.2%</b>

## V. Budget References

HB 2170, Section 140

## VI. Ten Year Appropriation History



FY-03	\$15,440,273	FY-08	\$16,304,008
FY-04	\$14,243,912	FY-09	\$16,734,008
FY-05	\$14,428,761	FY-10	\$14,554,964
FY-06	\$15,633,001	FY-11	\$15,153,971
FY-07	\$16,206,256	FY-12	\$14,699,353

### Notes:

1. The original FY-10 appropriation to the Indigent Defense System was \$15,734,022.

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# Council on Judicial Complaints

Agency # 678

Eric Mitts, Administrative Secretary

## I. FY-12 Appropriations Adjustments

	<u>Funding</u>	<u>FTE</u>
<b>FY-11 Appropriation</b>	<b>\$230,581</b>	
a. FY-12 Budget Base Cut	(155,581)	
Total Adjustments	<u>(\$155,581)</u>	
<b>FY-12 Appropriation and FTE Authorization*</b>	<b>\$75,000</b>	<b>2.0</b>
<b>Percent Change from FY-11</b>	<b>-67.5%</b>	

\*The Legislature did not provide FTE limits to agencies for FY-12. The amount shown represents the most recent limits, effective in FY-10.

## II. FY-12 Appropriations Adjustments Detail

- a. The FY-12 base appropriation is decreased to reflect statutory changes affecting the agency's funding pursuant to HB 1414, beginning November 1, 2011.

## III. FY-12 Policy Issues

HB 1414 creates a \$2 fee to be assessed on all civil cases filed in the district courts. The fee will be used to support the operations of the Council on Judicial Complaints, eliminating the necessity for future General Revenue Fund appropriations.

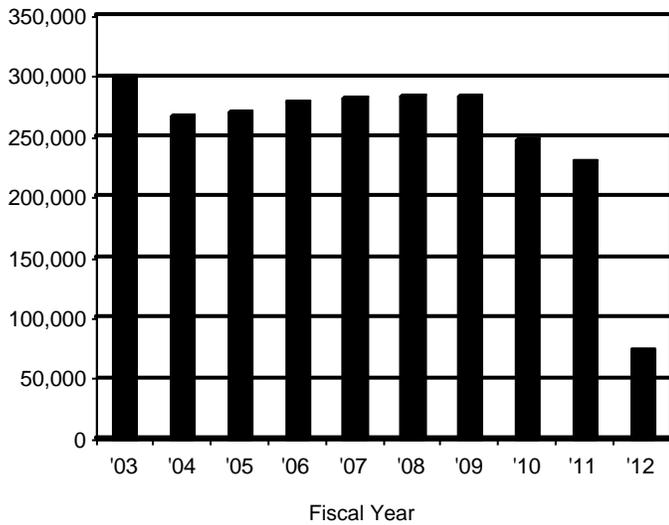
## IV. FY-12 Budget Resources

	<u>FY-11</u>	<u>FY-12</u>	<u>% Change</u>
General Revenue Fund	\$230,581	\$75,000	-67.5%
Carryover	80,000	80,000	0.0%
Revolving Funds	0	224,558	N/A
<b>Total</b>	<b>\$310,581</b>	<b>\$379,558</b>	<b>22.2%</b>

## V. Budget References

HB 2170, Section 141

## VI. Ten Year Appropriation History



FY-03	\$301,681	FY-08	\$283,729
FY-04	\$267,999	FY-09	\$283,729
FY-05	\$271,152	FY-10	\$247,937
FY-06	\$278,826	FY-11	\$230,581
FY-07	\$282,503	FY-12	\$75,000

### Notes:

1. The original FY-10 appropriation to the Council on Judicial Complaints was \$268,040.
2. Council on Judicial Complaints funded with fee revenues beginning November 1, 2011.

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# Pardon and Parole Board

Agency # 306

Terry Jenks, Director

## I. FY-12 Appropriations Adjustments

	<u>Funding</u>	<u>FTE</u>
<b>FY-11 Appropriation</b>	<b>\$2,334,162</b>	
a. FY-12 Budget Base Cut	(116,708)	
Total Adjustments	<u>(\$116,708)</u>	
<b>FY-12 Appropriation and FTE Authorization*</b>	<b>\$2,217,454</b>	<b>47.0</b>
<b>Percent Change from FY-11</b>	<b>-5.0%</b>	

\*The Legislature did not provide FTE limits to agencies for FY-12. The amount shown represents the most recent limits, effective in FY-10.

## II. FY-12 Appropriations Adjustments Detail

- a. The FY-12 base appropriation is decreased by five percent, reflecting the continuation of a reduction in appropriations resources resulting from the expiration of federal American Recovery and Reinvestment Act (ARRA) stimulus funding, a depleted Constitutional Reserve "Rainy Day" Fund and a limited improvement in state-based resources.

## III. FY-12 Policy Issues

**HB 2131** requires the Governor to review parole recommendations for non-violent crimes within 30 calendar days. If no action is taken within the 30 days, the parole is deemed granted. Parole recommendations for crimes of violence are exempted from the 30 day requirement and the Governor must grant or deny parole for persons convicted of a violent crime.

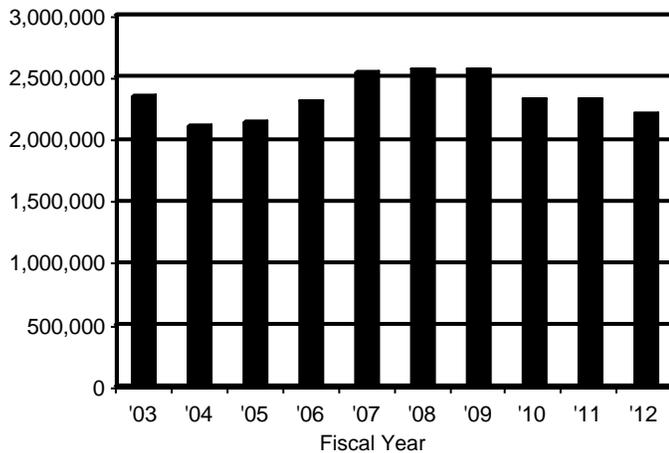
#### IV. FY-12 Budget Resources

	<u>FY-11</u>	<u>FY-12</u>	<u>% Change</u>
General Revenue Fund	\$2,334,162	\$2,217,454	-5.0%
Carryover	50,000	20,000	-60.0%
<b>Total</b>	<b>\$2,384,162</b>	<b>\$2,237,454</b>	<b>-6.2%</b>

#### V. Budget References

HB 2170, Section 142

#### VI. Ten Year Appropriation History



FY-03	\$2,355,603	FY-08	\$2,577,581
FY-04	\$2,115,485	FY-09	\$2,577,581
FY-05	\$2,150,328	FY-10	\$2,334,162
FY-06	\$2,316,329	FY-11	\$2,334,162
FY-07	\$2,555,018	FY-12	\$2,217,454

#### Notes:

1. The original FY-10 appropriation to the Pardon and Parole Board was \$2,523,418.

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# Supreme Court

Agency # 677

Steven Taylor, Chief Justice

## I. FY-12 Appropriations Adjustments

	<u>Funding</u>	<u>FTE</u>
<b>FY-11 Appropriation</b>	<b>\$15,381,358</b>	
a. General Operations	1,918,642	
Total Adjustments	<u>\$1,918,642</u>	
<b>FY-12 Appropriation and FTE Authorization</b>	<b>\$17,300,000</b>	<b>215.0</b>
<b>Percent Change from FY-11</b>	<b>12.5%</b>	

\*The Legislature did not provide FTE limits to agencies for FY-12. The amount shown represents the most recent limits, effective in FY-10.

## II. FY-12 Appropriations Adjustments Detail

a. Appropriation is made to address increases in general operating expenses.

## III. FY-12 Policy Issues

**HB 1010** modifies provisions related to the retirement age for members entering the Uniform Retirement System for Justices and Judges (URSJJ) on or after January 1, 2012. The measure increases the retirement age and decreases the multiplier used to calculate retirement benefits.

**HB 2174** authorizes the Administrative Director of the Courts to use the State Judicial Revolving Fund for all expenses related to the district courts, Court of Civil Appeals and the Supreme Court, allowing funds to be utilized where there is the greatest need. Currently, the fund is restricted to specified expenses.

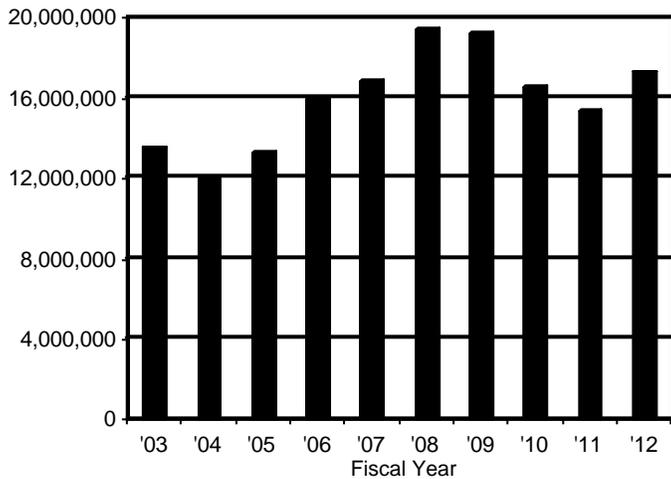
#### IV. FY-12 Budget Resources

	<u>FY-11</u>	<u>FY-12</u>	<u>% Change</u>
General Revenue Fund	\$15,381,358	\$17,300,000	12.5%
Carryover	1,085,000	1,382,727	27.4%
Revolving Funds	22,122,281	16,635,662	-24.8%
Federal Funds	1,000,000	1,000,000	0.0%
<b>Total</b>	<b>\$39,588,639</b>	<b>\$36,318,389</b>	<b>-8.3%</b>

#### V. Budget References

HB 2170, Sections 143-145

#### VI. Ten Year Appropriation History



FY-03	\$13,543,032	FY-08	\$19,420,570
FY-04	\$11,962,341	FY-09	\$19,247,063
FY-05	\$13,337,544	FY-10	\$16,550,345
FY-06	\$16,000,000	FY-11	\$15,381,358
FY-07	\$16,878,678	FY-12	\$17,300,000

#### Notes:

1. The original FY-10 appropriation to the Supreme Court was \$17,867,941.

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# Workers' Compensation Court

Agency # 369

Michael J. Harkey, Presiding Judge

## I. FY-12 Appropriations Adjustments

	<u>Funding</u>	<u>FTE</u>
<b>FY-11 Appropriation</b>	<b>\$4,349,395</b>	
a. FY-12 Budget Base Cut	(152,229)	
Total Adjustments	<u>(\$152,229)</u>	
<b>FY-12 Appropriation and FTE Authorization</b>	<b>\$4,197,166</b>	<b>108.0</b>
<b>Percent Change from FY-11</b>	<b>-3.5%</b>	

\*The Legislature did not provide FTE limits to agencies for FY-12. The amount shown represents the most recent limits, effective in FY-10.

## II. FY-12 Appropriations Adjustments Detail

- a. The FY-12 base appropriation is decreased by 3.5 percent, reflecting the ongoing negative effect of the nation-wide economic recession on state revenue sources available for appropriation.

## III. FY-12 Policy Issues

**HB 1010** modifies provisions related to the retirement age for members entering the Uniform Retirement System for Justices and Judges (URSJJ) on or after January 1, 2012. The measure increases the retirement age and decreases the multiplier used to calculate retirement benefits.

**HB 2038** requires the Workers' Compensation Court Administrator to compile annual reports relating to the characteristics of cases including the number of surgeries, length of temporary total disability, permanent partial disability, and other medical treatments and therapies.

**SB 498** authorizes the Workers' Compensation Court to set the salary rate for temporary court reporters.

**SB 878** creates the new Workers' Compensation Code, replacing current statutes relating to workers' compensation. The measure establishes the Workers' Compensation Court, Increases Court membership from eight to ten judges, lengthens terms from six to eight years and allows reappointment. The measure provides for the powers and duties of administrators of the Court, provides formulas and guidelines for awarding benefits, requires physicians and the Court to adhere to certain national treatment guidelines, directs the Administrator to develop medical and hospital fees, modifies vocational rehabilitation services, creates Group-Self Insurance Association Guaranty Fund, Physician Advisory Committee, Advisory Council on Workers' Compensation, CompSource Oklahoma boards and funds, and other provisions relating to significant aspects of workers' compensation.

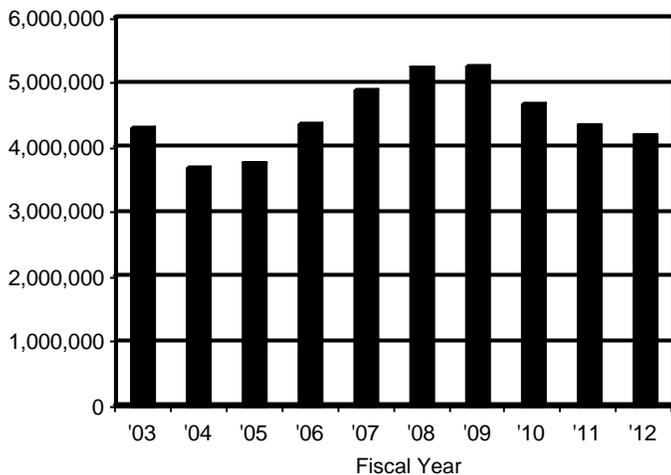
#### IV. Budget Resources

	<u>FY-11</u>	<u>FY-12</u>	<u>% Change</u>
General Revenue Fund	\$4,349,395	\$4,197,166	-3.5%
Revolving Funds	2,450,000	2,225,262	-9.2%
<b>Total</b>	<b>\$6,799,395</b>	<b>\$6,422,428</b>	<b>-5.5%</b>

#### V. Budget References

HB 2170, Section 146

#### VI. Ten Year Appropriation History



FY-03	\$4,306,464	FY-08	\$5,242,033
FY-04	\$3,691,957	FY-09	\$5,259,801
FY-05	\$3,770,409	FY-10	\$4,676,769
FY-06	\$4,365,564	FY-11	\$4,349,395
FY-07	\$4,888,334	FY-12	\$4,197,166

**Notes:**

1. The original FY-10 appropriation to the Workers' Compensation Court was \$5,055,966.