

# UNIFIED JUDICIAL SYSTEM

## 27 UNIFIED JUDICIAL SYSTEM

**MISSION:**

To provide timely and equitable administration of justice.

LEGAL CITATION: Article V, State Constitution, SDCL 1967 16-1 to 16-8.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 32,000,769	\$ 34,523,037	\$ 35,318,709	\$ 38,756,482	\$ 35,681,213	\$ 362,504
Federal Funds	260,538	220,532	392,769	392,769	393,539	770
Other Funds	5,447,865	4,341,214	7,164,080	6,927,048	9,328,633	2,164,553
<b>Total</b>	<b>\$ 37,709,172</b>	<b>\$ 39,084,783</b>	<b>\$ 42,875,558</b>	<b>\$ 46,076,299</b>	<b>\$ 45,403,385</b>	<b>\$ 2,527,827</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 28,895,474	\$ 30,389,102	\$ 31,740,641	\$ 32,289,677	\$ 31,932,849	\$ 192,208
Operating Expenses	8,813,698	8,695,681	11,134,917	13,786,622	13,470,536	2,335,619
<b>Total</b>	<b>\$ 37,709,172</b>	<b>\$ 39,084,783</b>	<b>\$ 42,875,558</b>	<b>\$ 46,076,299</b>	<b>\$ 45,403,385</b>	<b>\$ 2,527,827</b>
<b>Staffing Level FTE:</b>	<b>503.7</b>	<b>510.9</b>	<b>527.4</b>	<b>539.3</b>	<b>527.4</b>	<b>0.0</b>

# UNIFIED JUDICIAL SYSTEM

270 State Bar Association - Info

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	0	0	533,322	533,322	533,322	0
<b>Total</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 533,322</b>	<b>\$ 533,322</b>	<b>\$ 533,322</b>	<b>\$ 0</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 0	\$ 0	198,633	198,633	198,633	\$ 0
Operating Expenses	0	0	334,689	334,689	334,689	0
<b>Total</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 533,322</b>	<b>\$ 533,322</b>	<b>\$ 533,322</b>	<b>\$ 0</b>
Staffing Level FTE:	0.0	0.0	3.0	3.0	3.0	0.0

# UNIFIED JUDICIAL SYSTEM

## 271 Unified Judicial System

### MISSION:

To provide timely and equitable administration of justice.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 32,000,769	\$ 34,523,037	\$ 35,318,709	\$ 38,756,482	\$ 35,681,213	\$ 362,504
Federal Funds	260,538	220,532	392,769	392,769	393,539	770
Other Funds	5,447,865	4,341,214	6,630,758	6,393,726	8,795,311	2,164,553
<b>Total</b>	<b>\$ 37,709,172</b>	<b>\$ 39,084,783</b>	<b>\$ 42,342,236</b>	<b>\$ 45,542,977</b>	<b>\$ 44,870,063</b>	<b>\$ 2,527,827</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 28,895,474	\$ 30,389,102	\$ 31,542,008	\$ 32,091,044	\$ 31,734,216	\$ 192,208
Operating Expenses	8,813,698	8,695,681	10,800,228	13,451,933	13,135,847	2,335,619
<b>Total</b>	<b>\$ 37,709,172</b>	<b>\$ 39,084,783</b>	<b>\$ 42,342,236</b>	<b>\$ 45,542,977</b>	<b>\$ 44,870,063</b>	<b>\$ 2,527,827</b>
<b>Staffing Level FTE:</b>	<b>503.7</b>	<b>510.9</b>	<b>524.4</b>	<b>536.3</b>	<b>524.4</b>	<b>0.0</b>

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Supreme Court Filing Fees	8,050	8,350	8,300	8,300
Attorney Admission Certificate Fees	920	1,000	1,000	1,000
Marriage Fees	18,280	16,800	17,000	17,000
Passport Fees	67,510	34,475	30,000	30,000
NSF Charges	11,284	10,735	11,000	11,000
35% of Municipal Fines	433,730	412,441	415,000	415,000
Copies of Opinions and Miscellaneous	2,221	1,583	1,500	1,500
Court Automation Surcharge	2,240,118	2,156,419	2,156,419	4,312,839
Fax Fees	23,392	25,547	25,000	25,000
Victims Compensation 3% Admin.	9,454	9,836	10,000	10,000
Interest Earned (3012)	54,663	92,979	100,000	50,000
Information Request	6,138	10,503	10,000	10,000
Nonresident Attorney	15,100	18,300	17,000	17,000
Search Fees	1,895,067	1,868,758	1,868,758	1,868,758
Judgment Searches	143,721	140,188	140,000	140,000
Supreme Court Automation Fee	4,025	4,175	4,000	4,000
CD - Transcripts	150	150	100	100
CASA Revenue	256,442	251,254	255,000	255,000
Interest Earned - CASA	6,335	7,246	7,000	7,000
Board of Bar Examiners/Application Fees	39,300	45,125	43,700	43,700
Interest Earned - Board of Bar Examiners	3,199	4,420	3,500	3,500
Drug Screening/Electronic Monitoring Fees	23,995	24,467	25,000	25,000
Interest Earned - Drug Screening	432	229	500	500
Victim Compensation Surcharge	327,855	313,169	320,000	320,000
Liquidated Costs	5,101,649	5,028,560	5,028,560	5,028,560
<b>Total</b>	<b>10,693,030</b>	<b>10,486,709</b>	<b>10,498,337</b>	<b>12,604,757</b>

### PERFORMANCE INDICATORS

#### SUPREME COURT:

Filings:				
Civil Appeals	197	215	215	215
Criminal Appeals	82	96	95	95
Petitions for Intermediate Appeal	29	20	30	30
Notices of Review	12	16	20	20
Original Proceedings	18	25	30	30
Appl. for Certificate of Probable Cause	24	20	20	20
Oral Arguments (Actions/Submissions)	63/69	57/63	60/80	60/80
Cases Submitted on Briefs (Actions/Submissions)	144/155	140/150	140/150	140/150

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>PERFORMANCE INDICATORS</b>				
Dispositions:				
Opinions Filed (Actions/Submissions)	120/140	130/141	120/140	120/140
Orders of Dismissal (Actions/Submissions)	80/80	93/93	90/90	90/90
Other Dispositions	67	70	70	70
Summary Dispositions	75	92	90	90
Administrative:				
Hearings on Rules and Related Matters	2	3	2	2
Internal Procedure Rules Adopted or Amended	2	3	4	4
Supreme Court Rules Adopted or Amended	11	12	30	30
Administrative Conferences	22	25	26	26
Judicial:				
Orders, Writs, and Judgements Entered	1,085	1,095	1,100	1,100
Review of Bar Applicants	88	97	100	100
Case Conference	27	27	27	27
Legal Research:				
Appeals Screened	362	392	400	400
Cases Briefs Were Received In	210	213	225	225
Per Curiam Assigned	42	43	50	50
Circuit Judge Opinions Issued	17	6	20	20
Law Library:				
Volumes Updated	1,000	1,000	1,000	1,000
Volumes Weeded	200	200	1,200	1,200
Bar Admissions:				
Applications Processed	120	125	130	130
Bar Inquiries Answered	1,300	1,300	1,300	1,300
JUDICIAL QUALIFICATION COMMISSION:				
Oral Complaints/Inquiries	4	5	5	5
Formal Written Complaints Received	34	27	27	27
Investigations of Complaints	34	27	27	27
Hearings	34	27	27	27
Telephone Conferences	4	3	3	3
Applicant Hearings (Judges Vacancies)	1	4	2	2
Applicants Interviewed	12	40	20	20
Investigation of Applicants	12	41	20	20
COURT ADMINISTRATOR'S OFFICE:				
Budget and Finance:				
Direct and Noncash Vouchers Processed	9,087	9,018	9,010	9,010
Payrolls Processed	24	24	24	24
Longevity Payrolls Processed	24	24	24	24
Requisitions Processed	372	302	300	300
Cash Receipts Processed	128	124	120	120
Journal Vouchers Processed	55	66	70	70
Monthly Accounting Reports Received	1,356	1,356	1,356	1,356
New Clerks Accounting Training Sessions	12	12	12	12
Personnel and Training:				
Positions Terminated/Advertised/Filled	84/80/101	79/65/68	90/75/100	90/75/100
Position Applications Processed	1,957	2,076	2,000	2,000
Travel Requests Processed	144	92	120	130
JUDICIAL TRAINING:				
UJS Training -- In-State:				
Judges/Non-Judges	104/500	98/390	100/500	100/500
UJS Training -- Out-of-State:				
Judges/Non-Judges	24/100	24/68	35/100	35/100
CIRCUIT COURTS OPERATION:				
Criminal Case Load - Felony Offenses:				
Jury Trials	92	107	108	109
Guilty Pleas	2,354	2,247	2,269	2,292
Dismissals	952	707	714	721
Preliminary Hearings	393	418	422	426
Class One Misdemeanor:				
Jury Trials	84	89	90	91
Guilty Pleas	12,527	12,237	12,359	12,483
Dismissals	3,803	2,972	3,002	3,032
Preliminary Hearings	1,357	1,580	1,596	1,612
Class Two Misdemeanor and Petty Offenses:				
Jury Trials	4	2	2	2
Guilty Pleas	119,727	116,645	117,811	118,990
Dismissals	16,655	15,301	15,454	15,609
Preliminary Hearings	186	206	208	210
Civil Case Load:				
Civil Jury Trials	81	68	69	69

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>PERFORMANCE INDICATORS</b>				
Civil Dismissals	8,664	9,115	9,206	9,298
Civil Other Terminations	35,623	32,235	32,557	32,883
Small Claims Filings	31,453	32,182	33,791	35,481
Small Claims Judgments	22,158	22,570	22,796	23,024
Small Claims Dismissals	8,910	8,828	8,916	9,005
<b>CLERKS OF COURT OPERATIONS:</b>				
<b>Criminal Case Load - Felony Offenses:</b>				
Filings	5,797	5,745	5,802	5,860
Pending Cases & Warrants	7,104	7,249	7,321	7,395
<b>Class One Misdemeanor:</b>				
Filings	22,611	21,896	22,115	22,336
Pending Cases & Warrants	22,924	23,039	23,269	23,502
<b>Class Two Misdemeanor and Petty Offenses:</b>				
Filings	139,262	134,617	135,963	137,323
Pending Cases & Warrants	46,389	44,143	44,584	45,030
<b>Civil Case Load:</b>				
<b>Domestic Relations Filings and Cases</b>				
Reinstated	13,946	16,662	16,829	16,997
<b>Civil Case Filings and Cases Reinstated</b>				
Administrative Appeals Filings	353	400	404	408
Circuit Court Appeals to Supreme Court	279	309	312	315
Probate Filings and Cases Reinstated	2,472	2,380	2,404	2,428
Misc. Filings and Cases Reinstated *	5,559	7,199	7,271	7,344
Juvenile Filings and Cases Reinstated	11,787	10,527	10,632	10,739
Small Claims Filings	31,569	32,274	33,888	35,582
Child Support Receipts	5,356	4,209	3,157	2,368
Record & Money Judgment Searches	140,553	123,581	124,817	126,065
<b>COURT SERVICES OPERATIONS:</b>				
<b>Juvenile Services:</b>				
Prehearing Investigations	702	673	680	687
90-Day Diversion Services	851	840	848	857
Active Cases at Beginning of FY	1,838	2,110	1,903	1,922
Placed on Probation	3,096	2,832	2,860	2,889
Active Cases at End of FY	2,110	1,903	1,922	1,941
Restitution Collected	\$260,279	\$299,184	\$302,176	\$305,198
<b>Case Services Monitoring:</b>				
Placed in Program	399	602	608	614
Active Cases at End of FY	236	364	368	371
Interstate Compact Cases - In	19	22	22	22
Interstate Compact Cases - Out	17	28	28	29
<b>Intensive Probation:</b>				
Active Cases at Beginning of FY	107	115	113	119
Placed in Program During FY	187	188	198	200
Successful Completed Program	96	91	92	92
Failed Program and Sent to DOC	78	94	95	95
Failed Program (Other)	5	5	5	5
Active Cases at End of Fiscal Year	115	113	119	127
<b>Adult Service, Misdemeanor:</b>				
PSI Reports	272	287	290	293
Placed on Probation	671	638	644	651
On Probation at End of FY	749	718	725	732
Restitution Collected	\$1,207,203	\$1,445,333	\$1,459,787	\$1,474,384
<b>Adult Service, Felony:</b>				
PSI Reports	2,628	2,483	2,508	2,533
Placed on Probation	1,580	1,686	1,703	1,720
On Probation at End of FY	3,629	3,684	3,721	3,758
Restitution Collected	\$2,073,779	\$1,693,688	\$1,710,625	\$1,727,731
<b>Adult Service, Drug Court:</b>				
Drug Court Participants	9	19	19	19
Drug Court Sessions	41	50	51	51
<b>Case Services Monitoring Program:</b>				
Placed in Program	1,581	1,519	1,534	1,550
Active Cases at End of FY	1,229	1,307	1,320	1,333
<b>Adult Interstate Compact Case Load:</b>				
Placed on Probation - In & Out	329	368	372	375
On Probation at End of FY	851	822	830	839
<b>COMMUNITY-BASED SERVICES:</b>				
<b>Home Based Juvenile Counseling Services:</b>				
# of Clients/Average Cost	306/\$1,824	322/\$1,638	752/\$931	752/\$952
Total HB Juvenile Counseling Services	\$558,042	\$527,595	\$700,360	\$715,784
<b>Adult Counseling Services:</b>				
Cognitive Behavioral Group Therapy				

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>PERFORMANCE INDICATORS</b>				
# of Clients/Total Cost	67/\$20,485	242/\$96,700	159/\$94,078	157/\$95,593
Psychological/Mental Health Units				
# of Clients/Total Cost	84/\$27,258	313/\$119,119	269/\$87,399	256/\$89,782
Chemical Dependency Units				
# of Clients/Total Cost	59/\$19,241	220/\$88,271	357/\$53,291	529/\$92,546
Gambling Addiction Units				
# of Clients/Total Cost	3/\$176	3/\$2,256	90/\$12,126	84/\$11,674
Psychiatric Units				
# of Clients/Total Cost	0	24/\$4,075	0/\$0	10/\$5,148
Recovery Support Service Units				
# of Clients/Total Cost	0	0	0	50/\$2,300
Total Adult Counseling Services	\$67,160	\$310,420	\$246,894	\$297,043
Juvenile Counseling Services:				
Cognitive Behavioral Group Therapy				
# of Clients/Total Cost	0/\$0	26/\$10,225	148/\$38,242	114/\$31,687
Day Reporting Treatment for Juveniles				
# of Clients/Total Cost	0/\$0	82/\$195,691	37/\$272,333	40/\$241,739
Psychological/Mental Health Units				
# of Clients/Total Cost	0/\$0	33/\$11,566	193/\$101,090	188/\$97,579
Chemical Dependency Units				
# of Units/Total Cost	0/\$0	41/\$13,091	231/\$54,323	250/\$56,980
Psychiatric Units				
# of Clients/Total Units	0/\$0	5/\$1,003	0/\$0	2/\$3,467
Total Juvenile Counseling Services	\$0	\$231,576	\$465,988	\$431,451
TOTAL COMMUNITY BASED SERVICES	\$625,202	\$1,075,805	\$1,413,242	\$1,444,278
<b>INFORMATION &amp; TECHNOLOGY:</b>				
Hours by Work Type				
Administrative Functions	5,800	6,750	7,600	7,700
Development/Case Management System	23,010	22,275	23,200	23,700
Computer Support/Network Services	9,450	10,800	11,000	11,000
Documentation	1,100	1,925	1,500	1,500
Staff Support	974	1,300	1,300	1,300
User Assistance	4,150	3,750	4,000	4,300
Training	2,860	1,975	2,300	3,100
Total Hours	47,344	48,775	50,900	52,600
HELP Desk Work Orders Opened	8,238	7,554	8,000	8,500

\* Miscellaneous filings include guardianships/trusts, adoptions, and mental illness/drug alcohol committals.