

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 2010	ACTUAL FY 2011	BUDGETED FY 2012	REQUESTED FY 2013	GOVERNOR'S RECOMMENDED FY 2013	RECOMMENDED INC/(DEC) FY 2013
FUNDING SOURCE:						
General Funds	\$ 35,231,870	\$ 35,312,869	\$ 31,791,079	\$ 32,578,421	\$ 33,179,891	\$ 1,388,812
Federal Funds	382,212	311,609	393,539	520,239	398,556	5,017
Other Funds	4,278,473	6,410,495	10,869,559	11,552,933	11,673,484	803,925
Total	\$ 39,892,555	\$ 42,034,973	\$ 43,054,177	\$ 44,651,593	\$ 45,251,931	\$ 2,197,754
EXPENDITURE DETAIL:						
Personal Services	\$ 30,795,539	\$ 31,251,761	\$ 31,706,957	\$ 32,323,195	\$ 33,170,466	\$ 1,463,509
Operating Expenses	9,097,016	10,783,212	11,347,220	12,328,398	12,081,465	734,245
Total	\$ 39,892,555	\$ 42,034,973	\$ 43,054,177	\$ 44,651,593	\$ 45,251,931	\$ 2,197,754
Staffing Level FTE:	520.1	520.1	527.4	539.9	531.9	4.5

UNIFIED JUDICIAL SYSTEM

270 State Bar Association - Info

	ACTUAL FY 2010	ACTUAL FY 2011	BUDGETED FY 2012	REQUESTED FY 2013	GOVERNOR'S RECOMMENDED FY 2013	RECOMMENDED INC/(DEC) FY 2013
FUNDING SOURCE:						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	0	0	533,322	533,322	542,962	9,640
Total	\$ 0	\$ 0	\$ 533,322	\$ 533,322	\$ 542,962	\$ 9,640
EXPENDITURE DETAIL:						
Personal Services	\$ 0	\$ 0	198,633	198,633	208,273	9,640
Operating Expenses	0	0	334,689	334,689	334,689	0
Total	\$ 0	\$ 0	\$ 533,322	\$ 533,322	\$ 542,962	\$ 9,640
Staffing Level FTE:	0.0	0.0	3.0	3.0	3.0	0.0

UNIFIED JUDICIAL SYSTEM

271 Unified Judicial System

MISSION:

The South Dakota Unified Judicial System's purpose on a day-to-day basis is to provide timely and equitable administration of justice. However, our mission statement as adopted by the Supreme Court in October 2009 is "Justice for All".

Legal Citation: Article V, State Constitution.

	ACTUAL FY 2010	ACTUAL FY 2011	BUDGETED FY 2012	REQUESTED FY 2013	GOVERNOR'S RECOMMENDED FY 2013	RECOMMENDED INC/(DEC) FY 2013
FUNDING SOURCE:						
General Funds	\$ 35,231,870	\$ 35,312,869	\$ 31,791,079	\$ 32,578,421	\$ 33,179,891	\$ 1,388,812
Federal Funds	382,212	311,609	393,539	520,239	398,556	5,017
Other Funds	4,278,473	6,410,495	10,336,237	11,019,611	11,130,522	794,285
Total	\$ 39,892,555	\$ 42,034,973	\$ 42,520,855	\$ 44,118,271	\$ 44,708,969	\$ 2,188,114
EXPENDITURE DETAIL:						
Personal Services	\$ 30,795,539	\$ 31,251,761	\$ 31,508,324	\$ 32,124,562	\$ 32,962,193	\$ 1,453,869
Operating Expenses	9,097,016	10,783,212	11,012,531	11,993,709	11,746,776	734,245
Total	\$ 39,892,555	\$ 42,034,973	\$ 42,520,855	\$ 44,118,271	\$ 44,708,969	\$ 2,188,114
Staffing Level FTE:	520.1	520.1	524.4	536.9	528.9	4.5

	ACTUAL FY 2010	ACTUAL FY 2011	ESTIMATED FY 2012	ESTIMATED FY 2013
REVENUES				
General Fund Revenues:				
Supreme Court Filing Fees	7,750	8,800	8,000	8,000
Attorney Admission Certificate Fees	1,130	990	1,000	1,000
Adult Compact Fees		12,200	12,000	12,000
Marriage Fees	17,090	18,540	17,000	17,000
Passport Fees	27,550	24,150	25,000	25,000
NSF Charges	10,130	7,878	9,000	9,000
35% of Municipal Fines	359,678	331,570	350,000	350,000
Miscellaneous Income	2,156	2,022	2,000	2,000
Court Automation Fund Revenues:				
Court Automation Surcharge	2,396,889	3,773,903	3,849,381	3,926,369
Search Fees	1,728,197	2,044,007	2,146,207	2,253,518
Judgment Searches	141,973	144,771	140,000	140,000
Interest Earned (3012)	105,873	169,098	120,000	100,000
Fax Fees	14,606	9,046	10,000	10,000
Nonresident Attorney	17,400	19,500	17,000	17,000
Information Request	12,231	13,224	5,000	5,000
Victims Compensation 3% Admin.	9,395	8,660	8,600	8,600
Supreme Court Automation Fee	4,500	8,800	8,500	8,500
Miscellaneous Income	14,486	15	100	100
Ct Appt Special Advocates Fund incl. Interest	238,568	221,537	236,000	236,000
Board of Bar Examiners Fund incl. Interest	45,078	51,933	46,000	46,000
Drug Screening Fund incl. Interest	22,321	23,400	22,500	22,500
Total	5,177,001	6,894,044	7,033,288	7,197,587

PERFORMANCE INDICATORS

SUPREME COURT:

Filings:				
Appeals	301	321	305	305
Intermediate Appeals	25	30	28	28
Original Proceedings	17	15	15	15
Notices of Review	4	29	25	25
Certificates of Probable Cause	14	11	13	13
Reinstatements	1	0	0	0
Rehearings Granted	1	0	0	0
Dispositions:				
Appeals/Original Proceedings	112/128	85/90	100/120	100/120
Orders of Dismissal/Dispositional Remands	83	80	80	80

	ACTUAL FY 2010	ACTUAL FY 2011	ESTIMATED FY 2012	ESTIMATED FY 2013
PERFORMANCE INDICATORS				
Denial of Intermediate Appeals	17	22	22	22
Original Proceedings (by Order)	31	18	20	20
Dispositive Remand	0	0	0	0
Summary Dispositions	116	121	115	115
Pending Cases:				
Submitted and Pending	20	33	33	33
Ready for Submission	49	45	45	45
Not Ready for Calendar	89	119	95	95
Other (in Suspense)	4	4	5	5
Total Pending Cases at end of fiscal year	162	201	180	180
Administrative:				
Hearings on Rules and Related Matters	3	4	3	3
Internal Procedure Rules Adopted or	0	1	1	1
Supreme Court Rules Adopted or Amended	6	35	15	15
Administrative Conferences	22	24	22	22
Judicial:				
Orders, Writs and Judgments Entered	1,090	1195	1095	1095
Bar Admissions (incl reciprocity)	110	103	105	105
Bar Admissions pursuant to SDCL 16-18-2	6	14	12	12
Oral Arguments (Actions/Submissions)	52/61	45/55	50/60	57/63
Cases Submitted on Briefs	148/155	142/149	150/158	150/158
Case Conference Days	30	24	25	25
Legal Research:				
Appeals Screened	405	406	405	405
Cases Briefs Were Received In	210	211	210	210
Per Curiams Assigned	49	57	52	52
Circuit Judge Opinions Issued	14	0	8	10
Law Library:				
Volumes Updated	500	500	500	500
Volumes Removed	600	600	600	600
Bar Admissions:				
Applications Processed	148	108	115	115
Bar Inquiries Answered	1,300	1,300	1,300	1,300
JUDICIAL QUALIFICATONS COMMISSION:				
Complaints/Inquiries Received:				
Oral Complaints / Inquiries	6	4	8	7
Formal Written Complaints Received	22	49	24	29
Complaints Disposed of	20	55	25	31
Types of Cases:				
Prisoner Complaints (Includes Habeas	6	20	6	9
Divorce/Child Custody/Child Support Issues	3	4	7	6
Protection Order Cases	1	0	0	0
Civil Trial Issues (Includes Decisions)	5	14	4	6
Criminal Trial Issues (Includes Sentencing)	3	2	3	3
Personal Conduct	1	3	1	1
Small Claims	3	4	3	3
Guardianship/Conservatorship	0	0	1	0
Unknown	0	2	0	1
Nature of Claims in Complaints:				
Innapropriate Conduct/Abuse of Position	4	7	3	4
On Bench Abuse of Authority	1	12	1	3
Lack of Demeanor/Decorum	1	5	4	4
Bias/Appearance of Bias	10	6	7	7
Unhappy with Result	6	19	12	13
Commission Dispositions:				
Dismissal due to:				
Insufficient Evidence to Proceed	7	7	5	5
Lack of Jurisdiction	10	37	7	13
Resigned Due to JQC Investigation	0	2	0	0
Unsubstantiated	0	1	5	4
No Violation Found	0	2	7	6
Private Reprimand	3	1	2	1
Deferred Disciplinary Agreement	0	0	0	0
Public Censure	0	0	0	0
Recommendation for Suspension	0	0	0	0
Recommendation for Removal	0	0	0	0
JQC Applicants:				
Judicial Vacancies	2	3	2	2
Applicants Interviewed	20	48	25	30
Investigation of Applicants	18	48	25	30
COURT ADMINISTRATOR'S OFFICE:				
Human Resources:				

	ACTUAL FY 2010	ACTUAL FY 2011	ESTIMATED FY 2012	ESTIMATED FY 2013
PERFORMANCE INDICATORS				
Vacancies Filled	58	61	64	65
Promotions	16	13	16	15
Transfers	6	15	9	10
Terminations (voluntary and involuntary)	49	47	55	58
Retirements	13	24	17	18
Position Announcements	63	58	62	61
Position Applications Received	2,485	1,746	1,833	2,071
Budget and Finance:				
Direct and Noncash Vouchers Processed	8,557	10,478	10,500	10,500
Requisitions Processed	257	213	175	250
Cash Receipts Processed	143	138	140	145
Journal Vouchers Processed	75	114	110	120
Court Information & Publications:				
UJS Website Hits	11,211,904	10,771,195	11,200,000	12,200,000
Grant Applications Processed	16	16	19	20
Sentencing History Requests	140	151	151	151
Civil Money Judgment Subscriptions	91	81	82	84
Brochures/Publications Printed	24	27	28	29
TRAINING:				
UJS Education Programs Offered	14	20	22	25
UJS Education Program Attendees	618	583	600	625
UJS Computer Trainings Offered	14	17	20	22
UJS Computer Training Attendees	51	68	100	115
On-line Video Programs Developed	1	1	0	0
Benchbooks/Procedure Manuals Maintained	11	11	12	12
Education Scholarships Received	23	27	30	30
Non-UJS Sponsored Education Program	58	101	115	120
Non-UJS Sponsored Computer Program	19	148	155	160
CIRCUIT COURTS OPERATION:				
Criminal Dispositions:				
Felony Offenses:				
Jury Trials	103	92	92	96
Guilty Pleas	2,383	2,542	2,570	2,654
Dismissals	868	887	929	962
Preliminary Hearings	382	377	374	385
Class One Misdemeanor:				
Jury Trials	71	59	59	60
Guilty Pleas	11,220	10,724	10,123	9,635
Dismissals	2,925	3,290	3,398	3,453
Preliminary Hearings	1,159	1,007	1,216	1,362
Class Two Misdemeanor/Petty Offenses/Mun.				
Jury Trials	0	1	1	1
Guilty Pleas	109,084	96,947	92,310	86,918
Dismissals	14,992	13,548	13,228	12,783
Preliminary Hearings	142	112	114	116
Civil Dispositions:				
Total Civil Jury Trials	80	66	83	102
Total Civil Dismissals	2,944	3,297	3,286	3,092
Total Civil Other Terminations	13,495	13,182	11,998	9,716
Small Claims Judgments	23,802	23,099	23,134	23,485
Small Claims Dismissals	9,567	9,273	9,194	9,316
CLERKS OF COURT OPERATIONS:				
Criminal Caseload Filings:				
Felony Offenses	6,126	6,456	6,700	6,985
Class 1 Misdemeanor	20,141	19,929	19,183	18,478
Class 2 Misdemeanor/Petty	124,965	112,853	107,377	101,072
Civil Caseload Filings:				
Domestic Relations	16,002	16,029	16,340	17,227
Civil Case	17,009	16,999	17,821	17,704
Administrative Appeals	422	450	529	625
Probate	2,399	2,567	2,608	2,671
Miscellaneous*	5,452	5,868	6,349	7,086
Juvenile	9,966	9,191	8,902	8,350
Small Claims	33,567	31,971	31,745	31,887
Circuit Court Appeals to Supreme Court	293	322	346	379
Child Support Receipts	3,176	2,547	2,003	1,584
Record & Money Judgment Searches	121,494	147,225	150,291	156,262
Search Warrants	706	969	939	948
Passports	1,124	1,165	1,136	1,162
Weddings	884	879	828	819

*Misc Filings include Guardianships, Trusts, Adoptions, Mental Illness, and Drug Alcohol

	ACTUAL FY 2010	ACTUAL FY 2011	ESTIMATED FY 2012	ESTIMATED FY 2013
PERFORMANCE INDICATORS				
Commitals.				
COURT SERVICES OPERATIONS:				
Juvenile Services:				
Pre-hearing Social Case Studies	652	588	632	660
90-Day Diversion Services	719	648	614	604
Placed on Probation	2,915	2,800	2,910	3,030
Active Probation Cases at End of FY	1,995	2,173	2,299	2,573
Restitution Collected	\$278,268	\$238,321	\$252,186	\$259,960
Case Services Monitoring:				
Placed in Program	561	454	553	616
Active Cases at End of FY	336	361	428	450
Interstate Compact Cases - In	17	17	16	17
Interstate Compact Cases - Out	41	40	40	42
Intensive Probation:				
Placed in Program During FY	216	193	234	255
Transferred In	2	16	17	21
Transferred Out	9	16	20	33
Successful Completed Program	92	85	92	101
Failed Program and Sent to DOC	82	108	114	130
Failed Program (Other)	14	15	17	21
Active Cases at End of Fiscal Year	134	119	130	139
Adult Service, Misdemeanor:				
PSI Reports	264	227	310	474
Placed on Probation	815	675	933	1,134
On Probation at End of FY	1,094	1,066	1,484	1,862
Restitution Collected	\$1,386,646	\$1,495,989	\$1,661,233	\$1,894,882
Adult Service, Felony:				
PSI Reports	2,354	2,477	2,387	2,379
Placed on Probation	1,466	1,573	1,551	1,601
On Probation at End of FY	3,557	3,599	3,652	3,694
Restitution Collected	\$1,721,661	\$1,688,256	\$1,635,472	\$1,604,836
Adult Service, Drug Court:				
Drug Court Participants	18	24	24	24
Drug Court Sessions	52	52	52	52
Case Services Monitoring Program:				
Placed in Program	1,193	1,365	1,451	2,054
Active Cases at End of FY	1,470	1,626	1,918	2,371
Adult Interstate Compact Case Load (Felony)				
Total Placed on Probation - In & Out	350	342	376	409
On Probation at End of FY	785	782	860	938
COMMUNITY-BASED SERVICES:				
Juvenile Home Based Services:				
# of Clients	316	209	105	105
Mental Health Center Units	15,831	13,826	6,913	6,913
MHC Frontier Time Units	4,511	4,065	2,033	2,033
Juvenile Community Based Services:				
# of Clients	227	239	120	120
Cognitive Behavioral Group Therapy Units	1,060	1,142	571	571
Day Reporting Treatment Units	2,852	3,139	1,570	1,570
Psych/Mental Health-Asmt/Eval Units	135	92	46	46
Psych/Mental Health-Individual Counseling	648	798	399	399
Psych/Mental Health-Group Counseling	477	395	198	198
Chemical Dependency-Asmt/Eval Units	213	188	94	94
Chemical Dependency-Individual	283	851	426	426
Chemical Dependency-Group Counseling	1,077	1,163	582	582
Psychiatric-Asmt/Eval (Psychiatrist) Units	33	0	0	0
Psychiatric-Asmt/Eval (CNP or PA) Units	52	0	0	0
Co-Occurring Outpatient Counseling	0	144	72	72
Adult Community Based Services:				
# of Clients	904	793	397	397
Cognitive Behavioral Group Therapy Units	25,049	23,698	11,849	11,849
Psych/Mental Health-Asmt/Eval Units	779	504	252	252
Psych/Mental Health-Individual Counseling	2,706	3,011	1,506	1,506
Psych/Mental Health-Group Counseling	2,868	3,269	1,635	1,635
Chemical Dependency-Asmt/Eval Units	461	399	200	200
Chemical Dependency-Individual	762	527	264	264
Chemical Dependency-Group Counseling	8,968	12,396	6,198	6,198
Gambling Addiction-Asmt/Eval Units	9	0	0	0
Gambling Addiction-Individual Counseling	11	15	8	8
Gambling Addiction-Group Counseling Units	251	0	0	0
Psychiatric-Asmt/Eval (Psychiatrist) Units	34	50	25	25
Psychiatric-Asmt/Eval (CNP or PA) Units	82	116	58	58

	ACTUAL FY 2010	ACTUAL FY 2011	ESTIMATED FY 2012	ESTIMATED FY 2013
PERFORMANCE INDICATORS				
Recovery Support Services (Halfway House)	0	149	75	75
INFORMATION & TECHNOLOGY:				
Work Orders Processed	9,165	9,143	8,531	8,531
UJS Systems Maintained	38	45	45	45
UJS Workstations Supported	843	844	835	835
UJS Servers	51	80	53	53
UJS ITV Installations Supported	38	45	34	34
ITV Installation - Jails/County/Non-UJS	15	15	14	14
Non-UJS Users Supported	829	840	835	835
FTR Devices Installed	18	18	18	18
CourtSmart Courtrooms	12	12	11	11
Data Access Agreements Managed	57	65	56	56