

CHAPTER 323

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**APPROPRIATIONS**

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**HOUSE BILL 98-1345**

BY REPRESENTATIVES Grampas, Owen, and Romero;  
also SENATORS Lacy, Blickensderfer, and Rizzuto.

**AN ACT**

**CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE JUDICIAL DEPARTMENT.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** Part VIII of section 2 of chapter 310, Session Laws of Colorado 1997, is amended to read:

Section 2. **Appropriation.**

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
<b>PART VIII</b>						
<b>JUDICIAL DEPARTMENT</b>						
<b>(1) SUPREME COURT</b>						
Personal Services	2,127,866	2,127,866				
		(39.0 FTE)				
Operating Expenses	<del>75,777</del>	30,777		45,000 *		
	80,777			50,000 <sup>a</sup>		
Capital Outlay	4,000	4,000				
Grievance Committee	2,465,000			2,175,000 <sup>b</sup>	290,000 <sup>c</sup>	
	(31.5 FTE)					
Continuing Legal Education	280,000			275,000 <sup>b</sup>	5,000 <sup>d</sup>	
	(4.0 FTE)					
Law Examiner Board	620,000			570,000 <sup>e</sup>	50,000 <sup>f</sup>	
	(8.2 FTE)					
Law Library	425,000			375,000 <sup>g</sup>	50,000 <sup>h</sup>	
	(2.0 FTE)					
	<u>5,997,643</u>					

<sup>a</sup> This amount shall be from various fees and other cost recoveries.

<sup>b</sup> These amounts shall be from annual attorney registration fees and other fees. For purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution, these moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

<sup>c</sup> This amount shall be from reserves in the Attorney Registration Fund.

<sup>d</sup> This amount shall be from reserves in the Continuing Legal Education Fund.

<sup>e</sup> This amount shall be from law examination application fees and other fees. For purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution, these moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

<sup>f</sup> This amount shall be from reserves in the Law Examiner Board Fund.

<sup>g</sup> This amount shall be from appellate court filing fees and other fees. For purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution, these moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

<sup>h</sup> This amount shall be from reserves in the ~~Law~~ SUPREME COURT Library Fund CREATED IN SECTION 13-2-120, C.R.S.

**(2) COURT OF APPEALS**

Personal Services	4,459,754	4,459,754	
		(79.0 FTE)	
Operating Expenses	<del>78,121</del>	71,121	<del>7,000</del> <sup>a</sup>
	<u>79,121</u>		8,000 <sup>a</sup>
		4,537,875	
		4,538,875	

<sup>a</sup> This amount shall be from copier machine and postage receipts.

**(3) COURTS ADMINISTRATION**

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
<b>(A) Administration<sup>104</sup></b>							
Personal Services	2,232,823		2,232,823				
			(40.5 FTE)				
Operating Expenses	217,503		217,503				
County Courthouse Furnishings <sup>105</sup>	2,750,516		2,750,516				
	<u>5,200,842</u>						
<b>(B) Administrative Special Purpose</b>							
Health, Life, and Dental	4,698,442		4,438,440		90,825 <sup>a</sup>	169,177(T) <sup>b</sup>	
Short-term Disability	152,640		145,235		2,475 <sup>a</sup>	4,930(T) <sup>b</sup>	
Salary Survey and Anniversary Increases	2,695,254		2,616,949		32,472 <sup>a</sup>	45,833(T) <sup>b</sup>	
Workers' Compensation	1,569,656		1,547,616		5,346 <sup>a</sup>	16,694(T) <sup>b</sup>	
Legal Services for 2,556 hours	122,685		122,685				
Payment to Risk Management and Property Funds	272,474		267,339		649 <sup>a</sup>	4,486(T) <sup>b</sup>	

Leased Space	170,000	170,000			
Lease Purchase	94,561	94,561			
Administrative Purposes	137,446	112,446	25,000 <sup>c</sup>		
Judicial Conference	91,716	91,716			
Retired Judges	<del>55,598</del>	<del>55,598</del>			
	78,263	78,263			
Appellate Reports Publication	74,600	74,600			
Office of Dispute Resolution	<del>406,407</del>	15,515	<del>390,892</del> <sup>†</sup>		
	640,577		478,062 <sup>d</sup>	147,000 <sup>k</sup>	
	(4.5 FTE)				
Alimony and Support <sup>106</sup>	269,872	80,000	185,200 <sup>e</sup>	4,672 <sup>f</sup>	
Judicial Performance <sup>107</sup>	90,000	90,000			
Child Support Enforcement	78,500	25,807		52,693(T) <sup>g</sup>	
	(1.0 FTE)				
Training	210,955	190,955			20,000
Collections Investigators <sup>108</sup>	2,245,274		<del>1,737,274</del> <sup>h</sup>	<del>508,000(T)</del> <sup>‡</sup>	
			2,245,274 <sup>h</sup>		
			( <del>36.3 FTE</del> )	( <del>18.0 FTE</del> )	
			(54.3 FTE)		
Federal Funds and Other Grants	67,186			67,186(T) <sup>‡</sup>	
	142,186			142,186(T) <sup>j</sup>	
	<u>13,503,266</u>				
	13,835,101				

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

<sup>a</sup> These amounts shall be from the Fines Collection Cash Fund, C.R.S., from the Drug Offender Surcharge Fund pursuant to Section 18-19-103, C.R.S., and from fees collected by the Office of Dispute Resolution pursuant to Section 13-22-305(3), C.R.S.

<sup>b</sup> These amounts shall be from the Department of Human Services, Alcohol and Drug Abuse Division, and the Department of Public Safety, Division of Criminal Justice.

<sup>c</sup> This amount shall be from ~~fees for jury instruction committees~~ ROYALTIES FROM THE SALE OF PATTERN JURY INSTRUCTIONS.

<sup>d</sup> This amount shall be from fees collected by the Office of Dispute Resolution pursuant to Section 13-22-305(3), C.R.S.

<sup>e</sup> This amount shall be from fees available pursuant to Section 13-32-101(1)(a.5)(I), C.R.S.

<sup>f</sup> This amount shall be from reserves in the Support Registry Fund.

<sup>g</sup> This amount shall be from federal funds appropriated in the Department of Human Services.

<sup>h</sup> Of this amount, \$655,554 shall be from the ~~Collections~~ COLLECTION Enhancement Fund PURSUANT TO SECTION 16-11-101.6 (2), C.R.S., and \$1,081,720 shall be from the Fines Collection Cash Fund PURSUANT TO SECTION 18-1-105 (1)(a)(III)(d), C.R.S., AND \$508,000 SHALL BE FROM LOCAL VICTIMS AND WITNESSES ASSISTANCE AND LAW ENFORCEMENT (VALE) BOARDS.

<sup>i</sup> ~~This amount shall be from local Victim's Assistance and Law Enforcement Boards from funds originally appropriated in the Trial Courts.~~

<sup>j</sup> This amount shall be from federal funds from the Department of Public Safety, Division of Criminal Justice.

<sup>k</sup> OF THIS AMOUNT, \$89,000 (T) SHALL BE FROM FEDERAL FUNDS FROM THE DEPARTMENT OF HUMAN SERVICES, \$33,000 (T) SHALL BE FROM FEDERAL FUNDS FROM THE GOVERNOR'S OFFICE, AND \$25,000 SHALL BE FROM RESERVES IN THE DISPUTE RESOLUTION FUND CREATED IN SECTION 13-22-310, C.R.S.

**(C) Judicial/Heritage Complex<sup>63</sup>**

Personal Services	411,074	411,074
		(4.0 FTE)

Operating Expenses	58,680	58,680	
Parking Lot Maintenance	<u>2,500</u>		2,500 <sup>a</sup>
	472,254		

<sup>a</sup> This amount shall be from parking receipts.

**(D) Integrated Information Services<sup>109</sup>**

Personal Services	1,584,783	1,584,783	
		(36.0 FTE)	
Operating Expenses	<del>189,074</del>	174,074	<del>15,000</del> *
	219,074		45,000 <sup>a</sup>
Purchase of Services from			
Computer Center	421,649	421,649	
Telecommunications			
Expense	350,000	350,000	
Hardware/Software			
Maintenance	1,075,000	1,075,000	
Lease Purchase	581,383	581,383	
Hardware Replacement	726,000	726,000	
Computer Integrated			
Courtroom	<u>30,000</u>	30,000	
	<del>4,957,889</del>		
	4,987,889		

<sup>a</sup> This amount shall be from various fees and other cost recoveries.

~~24,134,251~~

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	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
		24,496,086					
<b>(4) TRIAL COURTS<sup>110</sup></b>							
Personal Services	<del>61,215,977</del> 61,189,049		61,189,049			26,928(T) <sup>a</sup>	
			(1,367.7 FTE)			(0.5 FTE)	
Operating Expenses	<del>4,147,922</del> 4,307,922		2,727,336		1,420,586 <sup>b</sup> 1,580,586 <sup>b</sup>		
Capital Outlay	218,271		218,271				
Purchase of Microfilm Services	95,536		85,536		10,000 <sup>c</sup>		
Mandated Costs	<del>16,567,901</del> 17,658,915		<del>16,567,901</del> 17,658,915				
Involuntary Commitments	8,344					8,344(T) <sup>d</sup>	
Sex Offender Surcharge Fund Program	9,666				9,666 <sup>e</sup>		
Victim Compensation	8,728,518				8,728,518 <sup>f</sup>		
Victim Assistance	<del>9,421,587</del> 11,444,910				9,421,587 <sup>g</sup> 11,444,910 <sup>g</sup>		

Family Preservation				
Matching Funds	216,882	48,814		168,068
Dependency and Neglect				
Pilot Projects	229,064		229,064(T) <sup>h</sup>	
Federal Funds and Other				
Grants	<del>831,000</del>	181,000 <sup>l</sup>	<del>400,000(T)<sup>†</sup></del>	<del>250,000</del>
	1,003,312		422,312(T) <sup>j</sup>	400,000
		(4.0 FTE)	(7.5 FTE)	(5.0 FTE)
	<hr/>			
	101,690,668			
	105,110,389			

<sup>a</sup> ~~This amount shall be from the Department of Human Services, Division of Youth Corrections.~~

<sup>b</sup> This amount shall be from various fees and other cost recoveries.

<sup>c</sup> This amount shall be from the sale of CD-ROMs.

<sup>d</sup> This amount shall be from federal funds appropriated in the Department of Human Services, Alcohol and Drug Abuse Division, pursuant to ~~Section 25-1-1112~~ SECTION 25-1-1112 (1), C.R.S.

<sup>e</sup> This amount shall be from the Sex Offender Surcharge Fund.

<sup>f</sup> This amount shall be from the Crime Victim Compensation Fund. For purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution, these moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

<sup>g</sup> This amount shall be from the Victims and Witnesses Assistance and Law Enforcement Fund. For purposes of complying with the limitation on state fiscal year spending imposed by Article X, Section 20 of the State Constitution, these moneys are included for informational purposes as they are continuously appropriated by a permanent statute or constitutional provision.

<sup>h</sup> This amount shall be from the Department of Human Services, from moneys in Family Issues Cash Fund.

<sup>l</sup> Of this amount, \$150,000 AND 4.0 FTE shall be from ~~local grants for administration of Useful Public Service programs~~ FEES COLLECTED PURSUANT TO SECTION 16-11-701 (6), C.R.S., FROM PERSONS REQUIRED TO PERFORM COMMUNITY OR USEFUL PUBLIC SERVICE, and \$31,000 shall be a grant from Jefferson County.

<sup>j</sup> This amount shall be from federal funds appropriated in the Department of Public Safety, Division of Criminal Justice for the Denver Drug Court.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
<b>(5) PROBATION AND RELATED SERVICES<sup>6, 111, 112</sup></b>							
Personal Services	27,533,462		27,533,462				
	27,644,051		27,644,051				
			(591.8 FTE)				
Female Offender Program	241,580		241,580				
			(6.0 FTE)				
Operating Expenses	1,093,178		1,093,178				
Capital Outlay	40,000		40,000				
Intensive Supervision							
Operating Expenses	122,505		122,505				
Offender Services	1,017,000				867,000 <sup>a</sup>	150,000(T) <sup>b</sup>	
						(3.0 FTE)	
Electronic Monitoring/ Drug Testing	667,170		667,170				
Juvenile Residential and Aftercare Services	558,720		558,720				
Alcohol/Drug Driving Safety Contract	2,800,363					2,800,363(T) <sup>c</sup>	
						(70.2 FTE)	

Drug Offender Assessment	615,543	615,543 <sup>d</sup>		
		(11.5 FTE)		
Victims Assistance and Law Enforcement Grant GRANTS	<del>60,000</del>		<del>60,000(T)</del> <sup>f</sup>	
	407,149	310,970 <sup>k</sup>	85,000(T) <sup>e</sup>	11,179
		(8.0 FTE)	(1.0 FTE)	(0.5 FTE)
S.B. 91-94	<del>1,300,230</del>		<del>1,300,230(T)</del> <sup>f</sup>	
	1,380,475		1,380,475(T) <sup>f</sup>	
			<del>(21.0 FTE)</del>	
			(24.3 FTE)	
Sex Offender Assessment	209,000	209,000 <sup>g</sup>		
Genetic Testing	11,282		11,282 <sup>h</sup>	
Federal Funds and Other Grants	<del>1,439,945</del>	115,000 <sup>i</sup>	<del>881,000(T)</del> <sup>j</sup>	<del>443,945</del>
	2,019,000		1,279,000(T) <sup>j</sup>	625,000
		(3.1 FTE)	<del>(8.9 FTE)</del>	<del>(2.0 FTE)</del>
			(12.1 FTE)	(6.6 FTE)
	<hr/>			
	37,709,978			
	38,827,016			

<sup>a</sup> This amount shall be from the Offender Services Fund pursuant to Section 16-11-214(1), C.R.S.

<sup>b</sup> This amount shall be from federal funds appropriated in the Department of Public Safety, Division of Criminal Justice.

<sup>c</sup> This amount shall be from the Department of Human Services, Alcohol and Drug Abuse Division, pursuant to ~~Section 42-4-1202(5)~~ SECTION 42-4-1301 (10), C.R.S.

<sup>d</sup> This amount shall be from the Drug Offender Surcharge Fund pursuant to Section 18-19-103, C.R.S.

<sup>e</sup> This amount shall be from state Victims Assistance and Law Enforcement grant funds appropriated in the Department of Public Safety, Division of Criminal Justice.

<sup>f</sup> This amount shall be from the Department of Human Services, Division of Youth Corrections.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

<sup>g</sup> This amount shall be from the Sex Offender ~~Treatment~~ SURCHARGE Fund CREATED IN SECTION 18-21-103 (3), C.R.S.

<sup>h</sup> This amount shall be from reserves in the Offender Services Fund.

<sup>l</sup> Of this amount \$65,000 shall be from the City and County of Denver, and \$50,000 shall be from ~~local grants for administration of Useful Public Service programs~~ FEES COLLECTED PURSUANT TO SECTION 16-11-701 (6), C.R.S., FROM PERSONS REQUIRED TO PERFORM COMMUNITY OR USEFUL PUBLIC SERVICE.

<sup>j</sup> ~~This amount~~ OF THIS AMOUNT, \$1,189,000 shall be from federal funds appropriated in the Department of Human Services for juvenile assessment and treatment programs, \$45,000 SHALL BE FROM FEDERAL FUNDS APPROPRIATED IN THE DEPARTMENT OF PUBLIC SAFETY FOR JUVENILE ASSESSMENT AND TREATMENT PROGRAMS, AND \$45,000 SHALL BE FROM THE COLORADO DEPARTMENT OF EDUCATION FOR AN ADULT LITERACY PROGRAM.

<sup>k</sup> THIS AMOUNT SHALL BE FROM GRANTS FROM LOCAL VICTIMS AND WITNESSES ASSISTANCE AND LAW ENFORCEMENT (VALE) BOARDS PURSUANT TO SECTION 24-4.2-105 (2.5)(a)(II), C.R.S.

**(6) PUBLIC DEFENDER<sup>113, 114, 115</sup>**

Personal Services	17,472,912	17,472,912				
		(308.1 FTE)				
Health, Life, and Dental	630,535	630,535				
Short-term Disability	30,914	30,914				
Salary Survey and Anniversary Increases	651,307	651,307				
Workers' Compensation	17,818	17,818				
Operating Expenses	1,012,973	1,004,473		8,500 <sup>a</sup>		

Capital Outlay	12,500		12,500
Purchases of Services from			
Computer Center	3,978		3,978
Vehicle Lease Payments	60,895		60,895
Leased Space/Utilities	999,614		999,614
Automation Plan	603,581		603,581
Contract Services	<u>20,000</u>		20,000
		21,517,027	

<sup>a</sup> This amount shall be from training fees.

**(7) ALTERNATE DEFENSE COUNSEL<sup>116</sup>**

Personal Services	183,454		183,454
			(3.0 FTE)
Health, Life, and Dental	6,655		6,655
Short-term Disability	349		349
Salary Survey and			
Anniversary Increases	4,572		4,572
Operating Expenses	<del>22,032</del>		22,032
	24,032		2,000 <sup>a</sup>
Leased Space	16,200		16,200
Purchase of Services From			
Computer Center	4,000		4,000
Conflict of Interest			
Contracts <sup>117</sup>	<del>5,768,084</del>		<del>5,768,084</del>
	<u>5,305,464</u>		5,305,464

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	6,005,346					
	5,544,726					
<b>TOTALS PART VIII (JUDICIAL)<sup>2, 3, 4, 118</sup></b>	\$201,592,788	\$166,053,860		\$27,521,033	\$7,135,882 <sup>a</sup>	\$882,013
	<u>\$206,036,762</u>	<u>\$166,815,508</u>		<u>\$30,648,496</u>	<u>\$7,348,511<sup>a</sup></u>	<u>\$1,224,247</u>

<sup>a</sup> THIS AMOUNT SHALL BE FROM TRAINING FEES.

<sup>a</sup> Of this amount, ~~\$6,724,816~~ \$6,912,557 contains a (T) notation.

**FOOTNOTES** -- The following statements are referenced to the numbered footnotes throughout section 2.

2 (Governor lined through this provision. See L. 97, p. 2126.)

3 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly.

4 (Governor lined through this provision. See L. 97, p. 2126.)

6 Department of Corrections, Management, Executive Director's Office Subprogram; Department of Human Services, Division of Youth Corrections, and Health and Rehabilitation Services, Alcohol and Drug Abuse Division; Judicial Department, Probation and Related Services; and Department of Public Safety, Division of Criminal Justice -- It is the intent of the General Assembly that state criminal justice agencies involved in multi-agency programs requiring separate appropriations to each agency designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee. Each agency must still submit its portion of such request with its own budget document.

63 Department of Higher Education, State Historical Society; and Judicial Department, Courts Administration, Judicial/Heritage Complex -- It is the intent of the General Assembly that any requests for increased funding for the Judicial Heritage Complex should include an appropriate level of cash funds, federal funds, or both, from sources available to the Colorado Historical Society. In addition, any requests which are related, in whole or in part, to the Historical Society should be listed among the decision item priorities in the Historical Society's annual budget request.

104 (Governor lined through this provision. See L. 97, p. 2127.)

105 Judicial Department, Courts Administration, Administration, County Courthouse Furnishings -- These funds shall be used to provide furnishings for those county projects involving remodeling and renovations of existing courthouses and those projects involving the construction of new county courthouses. These funds shall not be used for the purposes of providing capital outlay for the regular replacement and modernization of Judicial Department equipment and furnishings. The Department shall, as its first option, purchase such furnishings from the Department of Corrections, Correctional Industries, unless Correctional Industries can not provide furnishings of similar quality in a timely manner at a lower price than other vendors. The Judicial Department is requested to submit to the Joint Budget Committee and the General Assembly a report detailing the Department's five-year plan for county courthouse furnishing projects, pursuant to Section 13-3-108(3), C.R.S., on or before each November 1.

106 Judicial Department, Courts Administration, Administrative Special Purpose, Alimony and Support -- It is the intent of the General Assembly that the Judicial Department should set the per payment fee for processing child support payments

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

at a level which is sufficient to eliminate the General Fund appropriation for this line item in FY 1998-99.

- 107 Judicial Department, Courts Administration, Administrative Special Purpose, Judicial Performance -- The Judicial Department is requested to review the effectiveness of its judicial performance commissions and report on the impact of additional funding originally provided in FY 1996-97. This report should be submitted in connection with the Department's annual budget request.
  
- 108 Judicial Department, Courts Administration, Administrative Special Purpose, Collections Investigators -- Increased funding for this line item is provided with the expectation that the Judicial Department will generate additional cost recoveries in FY 1997-98 totaling \$4.4 million, of which \$1.35 million shall be for restitution, \$1.35 million shall be for victim's compensation and victim's assistance, and \$1.7 million shall be for the General Fund. The Judicial Department is requested to provide an update on collections performance each year in connection with its annual budget request.
  
- 109 Judicial Department, Courts Administration, Integrated Information Services -- The Judicial Department is directed to submit a zero-based budget request for the Integrated Information Services Division to the Joint Budget Committee by November 1, 1997. It is the intent of the General Assembly that any increase in funding beyond the FY 1997-98 appropriation is contingent upon submission of the zero-based budget request. In conjunction with this submission, the Judicial Department is directed to cooperate with the Information Management Commission in the development and review of an information management annual plan.
  
- 110 Judicial Department, Trial Courts -- It is the intent of the General Assembly that additional funding provided for magistrates

and for dependency and neglect pilot projects be utilized to expedite case processing in the affected judicial districts. The Judicial Department is encouraged to concentrate on ensuring expedited processing of juvenile cases. In addition, the Department should develop best practice standards which ensure expedited processing for juvenile cases and other case types, as appropriate. The Department is requested to report on progress in achieving these goals in connection with its annual budget request.

- 111 Judicial Department, Probation and Related Services -- The Judicial Department is requested to provide by November 1 of each year a report on pre- and post-release recidivism rates among offenders in all segments of the probation population, including adult and juvenile intensive supervision, adult and juvenile minimum, medium and maximum supervision, the female offender program, and the specialized drug offender program.
- 112 Judicial Department, Probation and Related Services -- The Judicial Department is requested to submit its FY 1998-99 budget request for the Probation Division in a format which explicitly identifies personal services and operating expenses associated with each of the following programs: regular adult supervision; regular juvenile supervision; adult intensive supervision; juvenile intensive supervision; the female offender program; and drug offender assessments.
- 113 Judicial Department, Public Defender -- In addition to the transfer authority provided in Section 24-75-110, C.R.S., up to 2.5 percent of the total Public Defender appropriation may be transferred between line items in the Public Defender's Office.
- 114 Judicial Department, Public Defender -- The Public Defender is requested to provide a report to the General Assembly on both the dollars and the FTE utilized by the office in death penalty cases during the most recently completed fiscal year. This report should be submitted as part of the Public Defender's annual budget request.
- 115 Judicial Department, Public Defender -- The Public Defender is requested to implement a procedure to utilize available credit reporting data and/or other data bases for determining an applicant's eligibility for Public Defender services. The Public Defender is requested to report on the implementation of this process as part of its annual budget request.
- 116 Judicial Department, Alternate Defense Counsel -- In addition to the transfer authority provided in Section 24-75-110, C.R.S., up to 1.5 percent of the total Alternate Defense Counsel appropriation may be transferred between budgetary line items in the Alternate Defense Counsel's Office.

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

117 (Governor lined through this provision. See L. 97, p. 2130.)

118 Judicial Department, Totals -- The Judicial Department is requested to provide, by February 1 of each fiscal year, a report to the Joint Budget Committee on any proposed fee increases in any program or division funded from an appropriation to the Judicial Department.

**SECTION 2. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 12, 1998