

# FISCAL NOTE

Requested by Legislative Council  
04/04/2003

Amendment to: HB 1088

**1A. State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
<b>Revenues</b>			\$175,722	\$791,100	\$175,722	\$791,100
<b>Expenditures</b>				\$6,504		\$6,504
<b>Appropriations</b>						

**1B. County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2001-2003 Biennium			2003-2005 Biennium			2005-2007 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

**2. Narrative:** *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

The amended engrossed bill provides a graduated administrative fee structure for misdemeanor and felony defendants. The bill also provides for a \$100 administrative fee. Of the additional one hundred dollar court administration fee, the first seven hundred fifty thousand dollars collected per biennium must be deposited in the indigent defense administration fund, and the next four hundred sixty thousand dollars collected per biennium must be deposited in the court facilities improvement and maintenance fund. After the minimum thresholds have been collected, one-half of the additional court administration fee must be deposited in each fund.

**3. State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

**A. Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

The revenues are based on the following assumptions after reviewing historical data.

The entire fee assessed in section 6, beginning on page 4, line 25, will generate the following estimated biennial revenues:

(Data Provided by Office of State Court Administrator and represents two year projections)

	Total Defendants	Defendants Paying Fee	% of Total	Admin. Fee Collected
Technology				
A&AA	706	21	3%	\$ 21,000
B	812	40	5%	\$ 30,000
C	5,766	576	0%	\$ 288,000
Misdemeanor				
A	11,222	2,244	20%	\$ 673,200
B	25,152	5,030	20%	\$1,131,750

Special Funds	\$ 791,100
General Fund	\$1,352,850
Less current fees	(1,177,128)
Total New Admin. Fees	\$966,822

Statistics are based on the 2002 criminal caseloads and have been doubled to provided biennial projections.

**B. Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

Anticipated expenditures are for travel expenses for the committee. Assuming quarterly meetings (8 per biennium), estimated expenses for mileage, meals and lodging are \$6,504.

**C. Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.*

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**Agency:** Supreme Court  
**Date Prepared:** 04/04/2003