2004 Session

Budget Bill - HB29 (Chapter 943)

Circuit Courts

Item 32	First Year - FY2003	Second Year - FY2004
Pre-Trial, Trial, and Appellate Processes (32100)	**$80,119,457**	~~**$79,973,457**~~ ***$81,372,587***
Trial Processes (32103)	$33,519,812	$33,519,812
Other Court Costs and Allowances (Criminal Fund) (32104)	$46,599,645	~~$46,453,645~~ *$47,852,775*
Fund Sources:		
General	$79,920,857	~~$79,774,857~~ *$81,173,987*
Special	$198,600	$198,600

Authority: Article VI, Section 1, Constitution of Virginia; Title 17.1, Chapter 5; § 19.2-163, Code of Virginia.

A. Out of the amounts for Pre-Trial, Trial and Appellate Processes shall be paid:

1. The annual salaries of Circuit Court judges, each at $123,027 from July 1, 2002, to November 24, 2002, $123,027 from November 25, 2002, to November 24, 2003, and $125,795 from November 25, 2003, to June 30, 2004. Such salaries shall represent the total compensation from all sources for Circuit Court judges.

2. Expenses necessarily incurred for the position of judge of the Circuit Court, including clerk hire not exceeding $1,500 a year for each judge.

3. The state's share of expenses incident to the prosecution of a petition for a writ of habeas corpus by an indigent petitioner, including payment of counsel fees as fixed by the Court; the expenses shall be paid upon receipt of an appropriate order from a Circuit Court.

B. The Chief Circuit Court Judge shall restrict the appointment of special justices to conduct involuntary mental commitment hearings to those unusual instances when no General District Court or Juvenile and Domestic Relations District Court Judge can be made available or when the volume of the hearings would require more than eight hours a week.

C. There is hereby reappropriated the unexpended balance remaining at the close of business on June 30, 2002, in the appropriation made in Item 30, Chapter 1073, Acts of Assembly of 2000, in the subprogram Other Court Costs and Allowances (Criminal Fund) and the balance remaining in this subprogram on June 30, 2003.

D. The appropriation in this Item for Other Court Costs and Allowances shall be used to implement the provisions of § 8.01-384.1:1, Code of Virginia.

E. In addition to the fees provided for by §§ 17.1-275.1, 17.1-275.2, 17.1-275.3, 17.1-275.4, 17.1-275.5, 17.1-275.7, 17.1-275.8, or 17.1-275.9, Code of Virginia, the circuit courts, upon conviction of any and each charge of a

violation of §§ 18.2-36.1, 18.2-51.4, 18.2-266, 18.2-266.1, 18.2-268.3, 46.2-341.24 or 46.2-341.26:3, Code of Virginia, or any similar local ordinance, shall impose a fee of $100, effective May 1, 2003.

F. The amount of the fee collected for the Intensified Drug Enforcement Jurisdiction Fund shall be four dollars. To reflect this fee, effective May 1, 2003, the fixed fee set out in §§ 17.1-275.1, 17.1-275.2, 17.1-275.3, 17.1-275.4, 17.1-275.7, 17.1-275.8, and 17.1-275.9, Code of Virginia, is increased by two dollars and the Executive Secretary of the Supreme Court shall adjust the distribution formula set out in those sections accordingly.