

Judicial Department

| Governor's Proposed Amendments | | | | |
|---|-------------------------|---------------|-------------------------|---------------|
| (\$ in millions) | | | | |
| | FY 2021 Proposed | | FY 2022 Proposed | |
| | <u>GF</u> | <u>NGF</u> | <u>GF</u> | <u>NGF</u> |
| 2020-22 Current Budget (Ch. 56, 2020 Special Session I) | \$533.2 | \$37.4 | \$535.5 | \$37.4 |
| Proposed Increases | 0.2 | 0.0 | 14.7 | 0.0 |
| Proposed Decreases | <u>(8.8)</u> | <u>(0.0)</u> | <u>(9.8)</u> | <u>(0.0)</u> |
| \$ Net Change | (8.6) | 0.0 | 4.9 | 0.0 |
| HB 1800/SB 1100, as Introduced | \$524.6 | \$37.4 | \$540.4 | \$37.4 |
| % Change | (1.6%) | 0.0% | 1.0% | 0.0% |
| FTEs | 3,480.71 | 195.00 | 3,537.71 | 106.00 |
| # Change | 0.00 | 0.00 | 27.00 | 0.00 |

- **Supreme Court of Virginia**
 - *Reflect Transfer of Funding and Positions for Writs of Actual Innocence (Technical).* Proposes a reduction of \$636,024 and 7.00 FTE positions the second year to reflect the net-zero transfer of funding and positions from the Supreme Court to the Court of Appeals to meet anticipated workload from expanded eligibility for writ of actual innocence petitions. A companion amendment in the Court of Appeals proposes the transfer of funding and positions.
 - *Reallocate Appropriation for Cardinal System Requirements (Technical).* Recommends the net-zero transfer of \$7.7 million GF and 69.00 FTE positions the second year to reallocate existing court system appropriation from various courts agencies to meet Cardinal Human Capital Management system payroll requirements. Companion amendments in the Circuit Courts, General District Courts, Juvenile and Domestic Relations District Courts, Combined District Courts, and the Magistrate System reflect the reduction of existing appropriation reallocated to the Supreme Court for this purpose.

- **Court of Appeals of Virginia**

- *Additional Judges and Support Staff.* Recommends \$235,419 GF the first year and \$4.9 million GF the second year and 27 positions for legislation to be considered during the 2021 Session that would expand the jurisdiction of the Court of Appeals of Virginia. The additional positions include four new appellate judgeships, several additional staff attorneys, as well as additional clerk and information technology support staff.
- *Reflect Transfer of Funding and Positions for Writs of Actual Innocence (Technical).* Proposes \$636,024 GF and 7.00 FTE positions the second year to reflect the net-zero transfer of funding and positions from the Supreme Court to the Court of Appeals to meet anticipated workload from the expanded eligibility for writ of actual innocence petitions. A companion amendment proposes the transfer of funding and positions from the Supreme Court.

- **General District Courts**

- *Distribute Budget Reductions from Central Appropriations to Agency Budget.* Reduces by \$4.5 million GF the first year the agency's general fund budget to reflect approved budget reductions in Chapter 56 of the 2020 Acts of Assembly, Special Session I (HB 5005). These reductions were originally unallotted in Chapter 1289 of the 2020 Acts of Assembly (HB 30) and subsequently converted to budget reductions in 2020 Special Session I.

- **Indigent Defense Commission**

- *Distribute Budget Reductions from Central Appropriations to Agency Budget.* Reduces by \$2.8 million GF the first year the agency's general fund budget to reflect approved budget reductions in Chapter 56 of the 2020 Acts of Assembly, Special Session I (HB 5005). These reductions were originally unallotted in Chapter 1289 of the 2020 Acts of Assembly and subsequently converted to budget reductions in 2020 Special Session I. Only a first year reduction was included as Chapter 56 did not include a second year reduction for the Commission.

- **Virginia State Bar**

- *Civil Defense Housing Attorneys.* Proposes the restoration of \$1.5 million GF the second year to support legal aid programs to assist low income tenants in housing eviction cases. The Virginia State Bar currently contracts with the Legal Services Corporation of Virginia to provide civil indigent defense to low-income Virginians. According to the State Bar, the additional funds would allow for the

hiring of up to 20 additional attorneys who would be assigned to eviction dockets to provide an increased level of services to housing clients.

- ***Distribute Budget Reductions from Central Appropriations to Agency Budget.*** Reduces by \$1.5 million GF each year the agency’s general fund budget to reflect approved budget reductions in Chapter 56 of the 2020 Acts of Assembly, Special Session I (HB 5005). These reductions were originally Unallotted in Chapter 1289 of the 2020 Acts of Assembly and subsequently converted to budget reductions in 2020 Special Session I. There is no overall net GF reduction to the Virginia State Bar in the second year, as this \$1.5 million GF reduction is offset by the restoration of a like amount for civil defense housing attorneys.