



# LEGISLATIVE BUDGET COMMISSION

Senator Lisa Carlton, Chair  
Representative Joe Negron, Vice Chair

## **Meeting Packet**

Thursday, January 12, 2006

1:30 p.m. – 4:30 p.m.

412 Knott

***(Please bring this packet to the committee meeting.  
Duplicate materials will not be available.)***

**AGENDA**  
**LEGISLATIVE BUDGET COMMISSION**  
**Thursday, January 12, 2006**  
**1:30 p.m. until 4:30 p.m.**  
**412 Knott Building**

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(SENATE MEMBERS: Senator Carlton, CHAIR; Senators Alexander, Atwater, Fasano, Miller, Saunders and Smith)

(HOUSE MEMBERS: Representative Negron, VICE CHAIR; Representatives Barreiro, Berfield, Davis D., Greenstein, Kendrick and Mayfield)

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**II. Other Business**

**Department:** Agriculture and Consumer Services

**EOG Number:** B2006-0301

**Problem Statement:** The Agricultural Economic Development Program, Division of Plant Industry, was appropriated \$27,117,771 from the Contracts and Grants Trust Fund for the Citrus Canker Eradication Program in the Fiscal Year 2005-2006 General Appropriations Act. The division subsequently received \$53,751,275 from the U.S. Department of Agriculture (USDA) for Fiscal Year 2005-2006 with an effective date of October 1, 2005. The amount of the award, less the certified payroll of \$430,083 and the current authority of \$27,117,771, suggests that the department needs an additional \$26,203,421 in budget authority in the Contracts and Grants Trust Fund to utilize all of the federal dollars obtained for the Citrus Canker Eradication Program.

Based on current estimates, these funds will be expended by June 30, 2006, to fund the program through April or mid-May depending on the extent to which the department accelerates the tree cutting.

**Agency Request:** The department requests to increase budget authority by \$26,203,421 in the Contracts and Grants Trust Fund for federal funds awarded to continue the Citrus Canker Eradication Program.

**Governor's Recommendation:** Recommend approval to increase budget authority by \$26,203,421 in the Contracts and Grants Trust Fund for federal funds awarded to continue the Citrus Canker Eradication Program.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** General Government Appropriations

**Senate Analyst:** Sandra Blizzard

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**House Committee:** Agriculture & Environment Appropriations

**House Analyst:** Greg Davis

**Phone Number:** (850) 488-6204 or SunCom 278-6204

**E-mail Address:** greg.davis@laspbs.state.fl.us

Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
<b>AGRICULTURE AND CONSUMER SERVICES</b>					
1467	Agricultural Economic Development <u>Plant Pest and Disease Control</u>  Special Categories Citrus Canker Eradication Contracts and Grants Trust Fund		26,203,421	26,203,421	

**Department:** Agriculture and Consumer Services

**EOG Number:** B2006-0302

**Problem Statement:** The Office of Water Policy Coordination has secured \$1,854,999 through local agreements to assist the Department of Agriculture and Consumer Services meet its statutory obligations under the Florida Watershed Restoration Act. These agreements will facilitate and expedite Best Management Practices (BMP) development and implementation to improve water quality. As proposed, the additional spending authority will be used within the current fiscal year for the following projects and activities:

- \$480,984 – This funding represents the FY 2005-06 planned expenditures out of a \$700,000 lump sum from the South Florida Water Management District. Funds will be spent through a contractual agreement with the University of Florida to fund a Phosphorus Retention Project to determine and demonstrate the efficacy of isolated wetlands located in land areas currently used for dairy and cow/calf operations on phosphorus assimilation and storage.
- \$365,004 – This funding has been provided by the South Florida, Southwest Florida and St Johns River Water Management Districts. Each district is providing \$50,000 per year for a five year period beginning with Fiscal Year 2003-04. These funds will be used to fund a project titled “Water Requirements and Maintenance of Florida Landscapes” to determine the level of irrigation needed to establish and maintain shrubs in Florida landscapes.
- \$50,000 – This funding is being provided by the South Florida Water Management District. These funds will be used to fund a project titled “Best Management Practices Expert System Project”, a web-based tool to assist in evaluating site specific BMP alternatives and related potential water quality benefits and costs.
- \$164,536 – This funding was provided by the South Florida Water Management District. In consultation with the Florida Department of Environmental Protection and the South Florida Water Management District, these funds will support a contract with Zipperer Farms for the purpose of undertaking a water quality and quantity demonstration project within the C-11 basin of eastern Hendry County.
- \$200,000 – The South Florida Water Management District is providing this funding for a three year period beginning in FY 2004-05. Through a contract with the Palm Beach Soil and Water Conservation District, funds will be provided to nursery growers, specifically targeting those in the C-11 west basin, to voluntarily implement BMPs to improve water quality.
- \$107,400 – This funding was provided by the South Florida Water Management District. These funds will be used to administer and oversee the development of a Vegetable Production Demonstration Project in the C-139 basin.
- \$387,075 – This funding is being provided by the South Florida Water Management District for a two year period (\$387,075 for year one and \$129,025 for year two). These funds will be used to provide technical assistance and coordination of mobile Irrigation Laboratories (MILs) and to arrange for MIL service provider evaluations funded through soil and water conservation districts.
- \$100,000 – This funding is being provided by the South Florida, Southwest Florida and St Johns River Water Management Districts for a three year period beginning in FY 2005-06. South Florida and St. Johns River will contribute \$25,000 annually and Southwest Florida will contribute \$50,000 annually. These funds will be used to fund Citrus BMP implementation.

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**Agency Request:** The department requests to increase budget authority by \$1,854,999 in the General Inspection Trust Fund for funds awarded to the department through inter-agency and local agreements under the Florida Watershed Restoration Act.

**Governor's Recommendation:** Recommend approval to increase budget authority by \$1,854,999 in the General Inspection Trust Fund for funds awarded to the department through inter-agency and local agreements under the Florida Watershed Restoration Act.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** General Government Appropriations  
**Senate Analyst:** Sandra Blizzard  
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**House Committee:** Agriculture & Environment Appropriations  
**House Analyst:** Greg Davis  
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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
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<b>AGRICULTURE AND CONSUMER SERVICES</b>					
1323	Office of the Commissioner and Adm <u>Agricultural Water Policy Coordination</u>  Special Categories Best Management Practices/Cost Share General Inspection Trust Fund		1,854,999	1,854,999	

**Department:** Agriculture and Consumer Services

**EOG Number:** B2006-0303

**Problem Statement:** The department has received a grant from the U.S. Food and Drug Administration (FDA), in coordination with the Center for Veterinary Medicine, to enhance the infrastructure of state animal feed safety and bovine spongiform encephalopathy (BSE) prevention programs. This cooperative agreement is intended to fund additional personnel, equipment, supplies and training to support activities related to the FDA ruminant (grass eating animals such as cattle, sheep and goats) feed ban in state, territory, and tribal governments.

Under this agreement, the State of Florida seeks to enhance feed/BSE safety programs by increasing inspections to improve the ability to locate and visit firms involved in the manufacture, distribution, and transportation of animal feed and operations feeding ruminant animals and to verify compliance with the ruminant feed ban. The ruminant feed ban prohibits cattle feed from containing cattle protein and sheep feed from containing sheep protein. Laboratory tests will be conducted for determining the presence of materials prohibited under the feed ban.

The grant awarded the department on September 19, 2005, totaled \$239,688. Since there are approximately six months remaining in the current fiscal year, only \$138,150 in budget authority is necessary for initial implementation and use of these federal dollars.

**Agency Request:** The department requests to increase budget authority by \$138,150 in the Contracts and Grants Trust Fund for funds awarded by the U.S. Food and Drug Administration for animal feed safety testing and analysis.

**Governor's Recommendation:** Recommend approval to increase budget authority by \$138,150 in the Contracts and Grants Trust Fund for funds awarded by the U.S. Food and Drug Administration for animal feed safety testing and analysis.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** General Government Appropriations  
**Senate Analyst:** Sandra Blizzard  
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**House Committee:** Agriculture & Environment Appropriations  
**House Analyst:** Greg Davis  
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Line Item No.	Budget Entity / Fund / Appropriation Category Title  LAS/PBS Account Number	CF	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
			Appropriation	Appropriation	Appropriation
<b>AGRICULTURE AND CONSUMER SERVICES</b>					
	Consumer Protection <u>Agricultural Environmental Services</u>				
1388	Other Personal Services Contracts and Grants Trust Fund		62,350	62,350	
1389	Expenses Contracts and Grants Trust Fund		65,800	65,800	
1391	Operating Capital Outlay Contracts and Grants Trust Fund		10,000	10,000	

**Department:** Agriculture and Consumer Services

**EOG Number:** B2006-0304

**Problem Statement:** The Department of Agriculture and Consumer Services (DACS) has been awarded \$50,000 by the U.S. Department of Homeland Security (DHS) through the Florida Department of Community Affairs for a statewide food defense exercise, as well as \$405,000 by the U.S. Centers for Disease Control and Prevention (CDC) through the Florida Department of Health for measuring and strengthening public health system protections. Currently, there is insufficient budget authority from the Contracts and Grants Trust Fund to utilize these federal funds.

**Food Defense Exercise**

Food inspection in the United States is performed by a variety of state and federal agencies. Key federal partners include the U.S. Food and Drug Administration, the Department of Agriculture and the Department of Homeland Security. In Florida, three state agencies, the Departments of Agriculture and Consumer Services, Business and Professional Regulation, and Health, coordinate to assure that the food industry complies with all state and federal regulations. DACS has received \$50,000 from DHS through a federally funded subgrant agreement with the Department of Community Affairs for a statewide food defense exercise. This exercise will allow federal, state, and industry partners to test their ability to respond quickly, communicate effectively, and coordinate efficiently to an act of terrorism on our country's agriculture and food critical infrastructure. While this agreement expired on October 10, 2005, DACS staff is working with staff from Community Affairs to extend this contract through at least March 2006, as this exercise has been postponed twice because of Hurricanes Katrina and Wilma. DACS anticipates holding the exercise in February or March 2006, and plans to use the funding to secure a contractor to execute the exercise.

**Public Health System Preparedness**

Through a coordinated statewide effort, DACS has obtained grant funding of \$405,000 from a sub-grant agreement between the CDC and the Florida Department of Health. The funds will be used to strengthen infrastructure and ensure preparedness in the event of terrorist acts involving biologic or chemical agents. Funding was received for prevention and detection activities that include security monitoring, travel and training costs, maintenance costs, laboratory supplies, and equipment.

**Agency Request:** The department requests to increase budget authority by \$455,000 in the Contracts and Grants Trust Fund for two federal grants received through the Department of Community Affairs and the Department of Health related to food safety defense and health related issues involving biologic or chemical agents.

**Governor's Recommendation:** Recommend approval to increase budget authority by \$455,000 in the Contracts and Grants Trust Fund for two federal grants received through the Department of Community Affairs and the Department of Health related to food safety defense and health related issues involving biologic or chemical agents.

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**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** General Government Appropriations

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**House Committee:** Agriculture & Environment Appropriations

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<b>AGRICULTURE AND CONSUMER SERVICES</b>					
	Office of the Commissioner and Division of Administration <u>Executive Direction and Support Services</u>				
1327	Expenses Contracts and Grants Trust Fund		55,000	55,000	
	Food Safety and Quality <u>Dairy Facilities Compliance &amp; Enforcement</u>				
1376	Expenses Contracts and Grants Trust Fund		4,600	4,600	
1377	Operating Capital Outlay Contracts and Grants Trust Fund		15,000	15,000	
	<u>Food Safety Inspection &amp; Enforcement</u>				
1382	Expenses Contracts and Grants Trust fund		111,546	111,546	
1383	Operating Capital Outlay Contracts and Grants Trust fund		78,650	78,650	

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<b>AGRICULTURE AND CONSUMER SERVICES</b>					
1451	Agricultural Economic Development <u>Animal Pest and Disease Control</u> Expenses Contracts and Grants Trust Fund		41,204	41,204	
1452	Operating Capital Outlay Contracts and Grants Trust Fund		149,000	149,000	

**Department:** Agriculture and Consumer Services

**EOG Number:** B2006-0313

**Problem Statement:** The Department of Agriculture and Consumer Services has been awarded two federal grants through the U.S. Department of Agriculture (USDA) and the U.S. Food and Drug Administration (FDA) related to domestic security, to develop improved technologies and surveillance testing for potential food emergencies.

Homeland security presidential directives identify the nation's food supply as a critical resource which must be protected, and the department is the lead state agency for food protection as its laboratories are the only programs in the state which test foods for risks to public health and safety, including potential tampering or terrorism acts to the food supply. The USDA and FDA have also collaborated with selected state and local food regulatory laboratories (such as the DACS food and chemical residue labs) to establish the Food Emergency Response Network (FERN), a network of public food and health laboratories working together to prevent or respond to possible attacks or other food emergencies. Federal funding to FERN projects seeks to develop, validate and/or implement testing methods for chemicals (FDA) or pathogens (USDA) of significant public health concern. This will be accomplished through the provision of personnel, supplies, training in FERN food testing methods, participation in proficiency testing to establish additional reliable lab sample analysis capabilities, and analysis of surveillance samples. The FDA will also provide specific laboratory instrumentation to be dedicated to the projects associated with the surveillance grant.

The two grants awarded the department effective September 30, 2005, totaled \$390,200. Since there are approximately six months remaining in the current fiscal year, only \$288,869 in budget authority would be necessary for initial implementation and use of these federal dollars. Additional budget authority for continuing this grant work in future years should be requested through the legislative budget request process.

**Agency Request:** The department requests to increase budget authority by \$288,869 in the Contracts and Grants Trust Fund for grants awarded by the U.S. Department of Agriculture and the U.S. Department of Food and Drug Administration for food safety, monitoring and emergency response.

**Governor's Recommendation:** Recommend approval to increase budget authority by \$288,869 in the Contracts and Grants Trust Fund for grants awarded by the U.S. Department of Agriculture and the U.S. Department of Food and Drug Administration for food safety, monitoring and emergency response.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

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<p><b><i>Senate Committee:</i></b> General Government Appropriations <b><i>Senate Analyst:</i></b> Sandra Blizzard <b><i>Phone Number:</i></b> (850) 487-5140 or SunCom 277-5140 <b><i>E-mail Address:</i></b> sandra.blizzard@laspbs.state.fl.us</p>	<p><b><i>House Committee:</i></b> Agriculture &amp; Environment Appropriations <b><i>House Analyst:</i></b> Greg Davis <b><i>Phone Number:</i></b> (850) 488-6204 or SunCom 278-6204 <b><i>E-mail Address:</i></b> greg.davis@laspbs.state.fl.us</p>
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	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
<b>AGRICULTURE AND CONSUMER SERVICES</b>					
	Food Safety & Quality				
	<u>Food Safety Inspection/Enforcement</u>				
1381	Other Personal Services				
	Contracts and Grants Trust Fund		132,251	132,251	
1382	Expenses				
	Contracts and Grants Trust Fund		94,368	94,368	
1383	Operating Capital Outlaty				
	Contracts and Grants Trust Fund		62,250	62,250	

**Department:** Environmental Protection

**EOG Number:** B2006-0358

**Problem Statement:** The Department of Environmental Protection's Integrated Management System (IMS) is a project to integrate key business processes and information across the department's regulatory and land management programs. The goals to be accomplished with this project are to increase the productivity of department staff, improve the quality and consistency of statewide programs, and enhance the public health and environmental quality outcomes of the department's programs.

To date, the department has accomplished several milestones required for full realization of the IMS. These include hardware upgrades, creation of the first enterprise data standards that are comparable to a national data model, migration of the department's wastewater management programs into the core data model, and deployment of an enterprise geographic information system tool called MapDirect. Recognizing the importance of ensuring that these and future products will continue to provide the highest possible business value, the department contracted for consulting services in FY 2005-2006 to assess the IMS value to the department and assess the progress to date in realizing that value.

Following a series of facilitated sessions that included the department's leadership team (executives, line management and key staff from the department's regulatory programs) and information technology professionals from across the department, the contractor confirmed the original value proposition of the IMS project but also observed that the department's current implementation plan failed to standardize and optimize business processes before applying the technology. As a result of this analysis, the department is deferring further IMS development until a substantive business process re-engineering of the core regulatory processes (permitting, compliance monitoring, and administrative enforcement) produces functional requirements and streamlined workflows.

Section 42 of the Fiscal Year 2005-06 General Appropriations Act authorizes the department to request up to \$2,237,325 of trust fund budget authority to be transferred from the Administered Funds budget entity to the department for the IMS project. At this time, the department is requesting the transfer of \$1,325,970 in budget authority to the Working Capital Trust Fund to continue the IMS development. Funds will be used to contract for business process analyses and for the ongoing data administration and data clean-up activities.

**Agency Request:** The department requests transfer of budget authority in the amount of \$1,325,970 from Administered Funds to the Working Capital Trust Fund in the Department of Environmental Protection to fund the business process analyses and for the ongoing data administration and data clean-up activities.

**Governor's Recommendation:** Recommend approval to transfer \$1,325,970 of budget authority to the Working Capital Trust Fund from Administered Funds for the Integrated Management System, pursuant to Section 42 of the Fiscal Year 2005-06 General Appropriations Act.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** General Government Appropriations  
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**House Committee:** Agriculture & Environment Appropriations  
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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
2091A	<p><b><u>Administered Funds</u></b></p> <p>Special Categories Information Technology From Trust Funds</p>		(1,325,970)	(1,325,970)	
N/A	<p><b><u>Department of Environmental Protection</u></b></p> <p><u>Division of Resource Assessment &amp; Management</u></p> <p>Information Technology Integrated Database/REG AP Working Capital Trust Fund</p>		1,325,970	1,325,970	

**Department: Financial Services**

**EOG Number: B2006-0316**

**Problem Statement:** Section 42 of the Fiscal Year 2005-2006 General Appropriations Act (GAA) authorizes \$1,950,000 from trust funds for the Office of Insurance Regulation (office) Workflow Companies and Related Entities Project. This section authorizes the distribution of budget authority provided in Specific Appropriation 2091A from Administered Funds to the office for the project. The office refers to the system being developed as the Financial Analysis and Monitoring Workflow and electronic document management system called FAME.

To date, \$325,000 has been transferred from Administered Funds for the project's first two months operating expenses. (Budget Amendment B2006-0319). Section 42 of the GAA authorizes agencies to process budget amendments for release of the first two months operating expenses.

**Project Status:**

During Fiscal Year 2004-2005, the office contracted with North Highland to perform Phase I of the project which consisted of discovery and design. Business, functional, and technical requirements have been identified and a detailed system design created based on the requirements identified. Phase II of the project is for development and implementation of the system based on requirements and design details delivered during Phase I. The contract was awarded to Infinity Software Development, Inc. with independent verification and validation to be performed by North Highland.

As section 42 of the GAA directs the office to request approval by the Legislative Budget Commission for the release of funds, the office is requesting transfer of \$582,767 in budget authority to the Insurance Regulatory Trust Fund to provide funding for the purchase of hardware and software and payment to contractors as needed for the FAME project development through March 2006. To support this need assessment, the department has provided an Operational Work Plan for the third quarter of Fiscal Year 2005-2006.

**Agency Request:** The Office of Insurance Regulation requests transfer of budget authority in the amount of \$582,767 to the Insurance Regulatory Trust Fund to provide funding for the purchase of hardware and software and payment to contractors as needed for project development through March 2006, pursuant to section 42 of the Fiscal Year 2005-2006 General Appropriations Act.

**Governor's Recommendation:** Recommend approval to transfer \$582,727 budget authority from Administered Funds to the Insurance Regulatory Trust Fund within the Office of Insurance Regulation for continued development of the Workflow Companies and Related Entities Project, as authorized in Section 42 of the Fiscal Year 2005-2006 General Appropriations Act.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

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January 12, 2006*

<p><b><i>Senate Committee:</i></b> General Government Appropriations <b><i>Senate Analyst:</i></b> Cindy Kynoch <b><i>Phone Number:</i></b> (850) 487-5140 or SunCom 277-5140 <b><i>E-mail Address:</i></b> cindy.kynoch@laspbs.state.fl.us</p>	<p><b><i>House Committee:</i></b> State Administration Appropriations <b><i>House Analyst:</i></b> Susan Rayman <b><i>Phone Number:</i></b> (850) 488-6204 or SunCom 278-6204 <b><i>E-mail Address:</i></b> susan.rayman@laspbs.state.fl.us</p>
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Line Item No.	Budget Entity / Fund / Appropriation Category Title  LAS/PBS Account Number	CF	REQUESTED BY AGENCY Appropriation	RECOMMENDED BY GOVERNOR Appropriation	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION Appropriation
<b><u>Administered Funds</u></b>					
2091A	Special Categories Information Technology From Trust Funds		(582,767)	(582,767)	
<b><u>Department of Financial Services</u></b>					
N/A	Financial Services Commission Office of Insurance Regulation <u>Compliance and Enforcement-Insurance</u>				
N/A	Special Categories - Contracted Services Insurance Regulatory Trust Fund		323,871	323,871	
2438	Expenses Insurance Regulatory Trust Fund		189,541	189,541	
2439	Operating Capital Outlay Insurance Regulatory Trust Fund		69,355	69,355	

**Department: Lottery**

**EOG Number: B2006-0307**

**Problem Statement:** Specific Appropriation 2622A of the Fiscal Year 2005-2006 General Appropriations Act provides \$60 million from the Administrative Trust Fund to transfer the estimated unencumbered cash balance on June 30, 2005, to the Educational Enhancement Trust Fund, as required by section 24.121(4), Florida Statutes. The appropriation includes the following proviso:

“Specific Appropriation 2622A provides for the transfer of the unencumbered cash which has accumulated in the Administrative Trust Fund during the Fiscal Year 2004-2005. From the funds provided, \$40,000,000 shall be transferred by July 30, 2005. Any remaining unencumbered cash balance shall be transferred by December 31, 2005. In the event the June 30, 2005, unencumbered cash balance exceeds \$60,000,000, the Department of Lottery shall submit a budget amendment in accordance with chapter 216, Florida Statutes, and, upon approval, transfer the remaining balance by December 31, 2005.”

The department transferred \$40 million to the Educational Enhancement Trust Fund on July 27, 2005. At this time, \$35,000,548 of unencumbered cash is available for transfer pending receipt of the annual financial audit through June 30, 2005. In order to transfer the full amount of the unencumbered cash, the budget authority to transfer the cash to the Educational Enhancement Trust Fund needs to be increased by \$15,000,548.

**Agency Request:** The department requests additional budget authority of \$15,000,548 from the Administrative Trust Fund in Special Category – Transfer to Educational Enhancement Trust Fund, in order to transfer June 30, 2005, unencumbered cash to the Department of Education.

**Governor’s Recommendation:** Recommend approval to increase budget authority by \$15,000,548 in the Administrative Trust Fund to comply with proviso language in the General Appropriations Act relating to the excess over \$60 million to be transferred to the Educational Enhancement Trust Fund.

**Commission Staff Comments:** Recommend approval as recommended by the Governor’s Office.

**Senate Committee:** General Government Appropriations  
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**House Committee:** State Administration Appropriations  
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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
<b>DEPARTMENT OF THE LOTTERY</b>					
2622A	<u>Lottery Operations</u> Special Categories - Transfer to Educational Enhancement Trust Fund Administrative Trust Fund		15,000,548	15,000,548	

**Department: Revenue**

**EOG Number: B2006-0311**

**Problem Statement:** Section 42 of the Fiscal Year 2005-2006 General Appropriations Act provides \$20,442,242 from trust funds for the Child Support Enforcement Automated Management System (CAMS) within the Department of Revenue. This section authorizes the distribution of budget authority in Specific Appropriation 2091A, Administered Funds, to the department for the project. Of the funds appropriated, \$17,942,242 is for Phase I and \$2,500,000 is for Phase II.

The department is currently under contract with Deloitte for Implementation of Phase I of the project. Funding provided for Phase II is for a feasibility study of electronic filing and the procurement of a planning vendor. Year-to-date, \$13,127,246 of the section 42 funding has been distributed and released to the department for the project.

Action Taken Year-to-Date	Phase I (\$)	Phase II (\$)	Total (\$)
Section 42 - CAMS	17,942,242	2,500,000	20,442,242
Distributed & Released 7/1/05	(6,071,712)	(583,333)	(6,655,045)
Distributed & Released 8/25/05	(3,959,131)	(1,666,667)	(5,625,798)
Distributed & Released 10/20/05	(846,403)	0	(846,403)
Total Distributed & Released - YTD	(10,877,246)	(2,250,000)	(13,127,246)
Balance: Section 42 - CAMS	7,064,996	250,000	7,314,996

The department needs \$2,249,454 in budget authority to cover anticipated Phase I expenditures through March 2006. This amount includes \$1,331,884 to cover major Deloitte deliverables; \$640,640 for data center support and program management; and \$276,930 to cover travel costs, payments to the Independent Verification and Validation vendor, and miscellaneous expenses.

To support this needs assessment, the department has provided an Annual Operational Work Plan for Fiscal Year 2005-2006 and the Operational Work Plan for the planning period January through March 2006.

**Agency Request:** The department requests the transfer of budget authority in the amount of \$764,814 to the Child Support Enforcement (CSE) Incentive Trust Fund and \$1,484,640 to the Grants and Donations Trust Fund from Administered Funds for continuation of the Child Support Automated Management System (CAMS) project, pursuant to section 42 of the Fiscal Year 2005-2006 General Appropriations Act.

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**Governor's Recommendation:** Recommend approval to transfer \$1,484,640 to the Grants and Donations Trust Fund and \$746,814 to the Child Support Enforcement Trust Fund budget authority from Administered Funds for continuation of the Child Support Automated Management System (CAMS) project, pursuant to Section 42 of the Fiscal Year 2005-06 General Appropriations Act.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** General Government Appropriations

**Senate Analyst:** Sandra Blizzard

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**House Committee:** State Administration Appropriations

**House Analyst:** Marsha Belcher

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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
<b><u>Administered Funds</u></b>					
2091A	Information Technology Trust Funds		(2,249,454)	(2,249,454)	
<b><u>Department of Revenue</u></b>					
<u>Case Processing</u>					
2855	Expense CSE Incentive Trust Fund		382,407	382,407	
2855	Expense Grants and Donations Trust Fund		742,320	742,320	
<u>Compliance</u>					
2878	Expense CSE Incentive Trust Fund		382,407	382,407	
2878	Expense Grants and Donations Trust Fund		742,320	742,320	

**Department: Management Services**

**EOG Number: B2006-0312**

**Problem Statement:** The State of Florida Wireless 911 Board (board) is facilitating the statewide deployment of wireless enhanced 911 services. The Federal Communications Commission (FCC) has mandated that wireless service providers have their networks capable of providing Phase II wireless enhanced 911 services. These services include providing the wireless call back telephone number and the latitude and longitude of the wireless caller to county 911 system's Public Safety Answering Points (PSAPs).

The deployment of Florida's wireless enhanced 911 services is funded by a surcharge on cell phones. These funds are deposited into the Wireless Emergency Telephone System Trust Fund within the Department of Management Services (agency). The funds are then distributed to counties and wireless service providers based on a distribution formula set forth in s. 365.173, F.S.

Florida counties are experiencing increased costs for wireless 911 system equipment and infrastructure. Section 365.172(8)(c), F.S., permits the board to adjust the distribution percentages to ensure full cost recovery or to prevent over recovery of costs incurred by counties and wireless service providers. The board met September 2005 and voted unanimously to increase the distribution to the counties and the percentage available for rural county grants. These changes were made retroactive to July 1, 2005.

**Wireless 911 Fee Distribution Percentages:**

	<u>June 30, 2005</u>	<u>July 1, 2005</u>
Counties	44%	60%
Providers	54%	35%
Rural County Annual Grants	2%	5%
Totals	100%	100%

Due to increased revenue estimates and changes to the distribution formula, the allocation to the counties will increase by \$15.8 million during the current fiscal year. This increased distribution will enable the counties to build the necessary infrastructure and to support 911 PSAP equipment and Phase II circuits. As the counties complete the infrastructure requirements and are able to support the 911 system equipment, the wireless service providers will be able to increase their services and coverage areas.

Additionally, the department is requesting \$3.9 million in budget authority for the distribution of excess county revenues from Fiscal Year 2004-2005.

The department requests a total of \$19,671,904 in increased budget authority in order to disburse all funds due to the counties.

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**Agency Request:** The department requests an additional \$19,671,904 in budget authority in the Wireless Emergency Telephone System Trust Fund in the Aid to Local Governments – Distributions to Counties – Wireless 911 Telephone Systems appropriations category to distribute funds to the counties for the continued deployment of the wireless 911 system.

**Governor's Recommendation:** Recommend approval to increase budget authority by \$19,671,904 in the Wireless Emergency Telephone System Trust Fund, Distributions to Counties - Wireless 911 Telephone Systems appropriation category, to reflect updated revenue estimates and distribution percentages.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** General Government Appropriations

**Senate Analyst:** Cindy Kynoch

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**House Committee:** State Administration Appropriations

**House Analyst:** David Dobbs

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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
<b>DEPARTMENT OF MANAGEMENT SERVICES</b>					
2731	Technology Program <u>Telecommunications Services</u> Aid to Local Governments - Distributions to Counties - Wireless 911 Telephone Systems Wireless Emergency Telephone System Trust Fund		19,671,904	19,671,904	

**Department:** Children and Families

**EOG Number:** B2006-0325

**Problem Statement:** The Department of Children and Families (department) projects a deficit of \$5,911,038 for Fiscal Year 2005-2006 in the Expenses, the Indigent Psychiatric Medications and the Prescribed Medicine/Drugs categories. This projected deficit was generated by three mental health treatment facilities that are operated by the department: Florida State Hospital (\$2,252,396), Northeast Florida State Hospital (\$3,354,455) and North Florida Evaluation and Treatment Center (\$304,187). These institutions have incurred increased costs for prescription drugs, client support services and utilities, but have not received budget increases to compensate for these additional costs. In the last several years, the department has managed the budget shortfalls caused by these cost increases by transferring funds between categories, using the 10% transfer authority granted to the department in section 20.19, Florida Statutes, until this section was repealed by the 2005 Legislature.

**Agency Request:** The department requests to transfer \$5,911,038 in budget authority from the General Revenue Fund between appropriation categories within Adult Mental Health Treatment Facilities for Florida State Hospital (FSH), Northeast Florida State Hospital (NEFSH) and North Florida Evaluation and Treatment Center (NFETC) to offset projected deficits in the expenses, indigent psychiatric medication program, and prescribed medicine/drugs categories. Following is a breakdown of the proposed transfer by facility:

**Florida State Hospital:**

Salaries and Benefits	(2,252,396)
Expenses	432,502
Indigent Psychiatric Medication Program	1,819,894

**Northeast Florida State Hospital:**

Salaries and Benefits	(3,354,455)
Expenses	900,000
Prescribed Medicine/Drugs	2,454,455

**North Florida Evaluation and Treatment Center:**

Salaries and Benefits	(304,187)
Prescribed Medicine/Drugs	304,187

**Governor's Recommendation:** Recommend approval to transfer \$5,911,038 in budget authority from General Revenue Fund between appropriation categories within Adult Mental Health Treatment Facilities for Florida State Hospital (FSH), Northeast Florida State Hospital (NEFSH) and North Florida Evaluation and Treatment Center (NFETC) to offset projected deficits in the expenses, indigent psychiatric medication program, and prescribed medicine/drugs categories.

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**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** Health & Human Services Appropriations

**Senate Analyst:** Marta Hardy

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**House Committee:** Health Care Appropriations

**House Analyst:** Lynn Ekholm

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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
LAS/PBS Account Number		CF	Appropriation	Appropriation	Appropriation
<b>CHILDREN AND FAMILIES</b>					
<u>Adult Mental Health Treatment Facilities</u>					
395	Salaries and Benefits General Revenue		(5,911,038)	(5,911,038)	
397	Expenses General Revenue		1,332,502	1,332,502	
401	Special Categories G/A Indigent Psychiatric Medication Program General Revenue		1,819,894	1,819,894	
402	Special Categories Prescribed Medicine/Drugs General Revenue		2,758,642	2,758,642	

Department: Children and Families

EOG Number: B2006-0326

**Problem Statement:** The 2005 Legislature mandated the Department of Children and Families (DCF) to outsource the operation and management of the South Florida Evaluation and Treatment Center (SFETC), a licensed, accredited, 200-bed forensic mental health facility. Proviso language preceding Specific Appropriation 395 in the General Appropriations Act (GAA) for Fiscal Year 2005-2006 directed the DCF to enter into a contract for the operation and management of SFETC, and for the design, financing and construction of a new facility, up to a maximum contract cost of \$24,287,090 for the fiscal year. The implementing bill for the GAA provided the statutory authority necessary to implement this directive. Pursuant to this legislative mandate, DCF has entered into a management agreement with GEO CARE, Inc., for the operation of SFETC in the amount of \$12,095,506 for the six-month period January 1, 2006 through June 30, 2006.

**Agency Request:** The department requests the transfer of \$11,794,690 in budget authority from the General Revenue Fund and \$300,816 in the Federal Grants Trust Fund between appropriations categories and to place 400 full-time equivalent positions and 13,596,115 approved salary rate in reserve for the privatization of South Florida Evaluation and Treatment Center (SFETC) under the management agreement with GEO CARE, Inc.

**Governor's Recommendation:** Recommend approval to transfer \$11,794,690 in budget authority from the General Revenue Fund and \$300,816 in the Federal Grants Trust Fund between appropriations categories and place 400.00 full-time equivalent positions and 13,596,115 approved salary rate in reserve for the privatization of South Florida Evaluation and Treatment Center (SFETC) under management agreement with GEO CARE, Inc.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** Health & Human Services Appropriations

**Senate Analyst:** Marta Hardy

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**House Committee:** Health Care Appropriations

**House Analyst:** Lynn Ekholm

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Line Item No.	Budget Entity / Fund / Appropriation Category Title  LAS/PBS Account Number	REQUESTED BY AGENCY		RECOMMENDED BY GOVERNOR		APPROVED BY THE LEGISLATIVE BUDGET COMMISSION	
		CF	Appropriation	Reserve	Appropriation	Reserve	Appropriation
<b>CHILDREN AND FAMILIES</b>							
	<u>Adult Mental Health Treatment Facilities</u>						
	<u>Positions and Salary Rate Adjustment</u>						
	<u>Positions</u>		(400.00)	400.00	(400.00)	400.00	
	<u>Rate</u>		(13,596,115)	13,596,115	(13,596,115)	13,596,115	
395	Salaries and Benefits						
	General Revenue		(11,681,954)		(11,681,954)		
	Federal Grants Trust Fund		(300,816)		(300,816)		
396	Other Personal Services						
	General Revenue		(112,736)		(112,736)		
400	Special Categories						
	G/A Contracted Professional Services						
	General Revenue		11,794,690		11,794,690		
	Federal Grants Trust Fund		300,816		300,816		

Department: Department of Law Enforcement

EOG Number: B2006-0314

**Problem Statement:** The National Institute of Justice approved the funding of four grants to the Florida Department of Law Enforcement totaling \$6,521,502. These grants will assist in the reduction of backlogged DNA cases and enhance DNA capacity to prevent future backlogs.

Forensic Casework DNA Backlog Reduction Program (FY 2004) - \$1,944,178

Forensic Casework DNA Backlog Reduction Program (FY 2005) - \$1,338,036

The purpose of these grants is to reduce the backlog in forensic DNA casework. FDLE obtained approval and secured funding to utilize these funds to acquire laboratory supplies necessary to perform DNA analysis and validation studies on backlog cases; to purchase contracted services from accredited laboratories for outsourcing sexual assault, homicide and burglary cases; and to pay overtime funds and travel associated with reviewing a percentage of outsourced case data. Approximately \$139,915 of these grants are pass-through funds for the Regional Crime Laboratory at Indian River Community College.

DNA Capacity Enhancement Program (FY 2004) - \$1,697,495

DNA Capacity Enhancement Program (FY 2005) - \$1,541,793

The purpose of these grants is to improve laboratory infrastructure and DNA analysis capacity so samples can be processed efficiently and cost effectively, to prevent future DNA backlogs and assist the criminal justice system in using the full potential of DNA technology. FDLE obtained approval and secured funding to utilize these funds to purchase automated systems equipment such as robotic DNA extraction units and genetic analyzers, microscopes, thermal cyclers, computer equipment, hardware and software, and a Laboratory Information Management System. These funds will also be used for training and continuing education courses, and for renovating laboratory space to improve and expand DNA testing areas. Approximately \$123,772 of these grants are pass-through funds for the Regional Crime Laboratory at Indian River Community College.

**Agency Request:** The department requests additional budget authority of \$6,521,502 from the Grants and Donations Trust Fund in the Criminal Justice Investigations and Forensic Science Program/Crime Lab Services to expend these federal funds. The budget authority will be allocated to the following appropriation categories:

Expenses	\$ 1,367,928
Aid to Local Government	263,687
Operating Capital Outlay	2,881,516
Contracted Services	<u>2,008,371</u>
Total Federal Funding	\$ 6,521,502

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**Governor's Recommendation:** Recommend approval to increase budget authority by \$6,521,502 in the Grants and Donations Trust Fund to expend federal funds received from the National Institute of Justice for the Forensic Casework DNA Backlog Reduction Program grant and the DNA Capacity Enhancement Program grant.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** Justice Appropriations

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**House Committee:** Criminal Justice Appropriations

**House Analyst:** Fred Burns

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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
<b>FLORIDA DEPARTMENT OF LAW ENFORCEMENT</b>					
	Criminal Justice Investigations & Forensic Science Program <u>Crime Lab Services</u>				
1186	Expenses Grants & Donations Trust Fund		1,367,928	1,367,928	
1187	Aid to Local Gov't - Criminal Investigations Grants & Donations Trust Fund		263,687	263,687	
1188	Operating Capital Outlay Grants & Donations Trust Fund		2,881,516	2,881,516	
N/A	Contracted Services Grants & Donations Trust Fund		2,008,371	2,008,371	

Department: State Court System

EOG Number: B2006-0322

**Problem Statement:** The Florida Supreme Court, Office of the State Courts Administrator (OSCA), requests additional spending authority of \$298,000 in the Grants and Donations Trust Fund to support the purchase and implementation of an electronic filing and document management system for the appellate courts. Appellate court filing fee collections, along with general revenue funds provided in Specific Appropriation 2998 of the Fiscal Year 2005-2006 General Appropriations Act (ch. 2005-70, Laws of Florida), will be used to develop the integrated case management system.

During the 2004 Legislative Session, sections 25.241 and 35.22, Florida Statutes, were amended to increase filing fees on appeals and petitions from \$250 to \$300 for the purpose of funding court improvement projects as authorized in the General Appropriations Act. However, a year of collections was necessary to ensure that sufficient filing fee revenues were collected. Filing fee collections to date have been \$411,850. Recurring budget authority of \$52,000 is currently authorized in the Court's Grants and Donations Trust Fund for the project. Increasing the budget authority in the trust fund to \$350,000, together with general revenue funds of \$750,000 from the GAA, will provide a total of \$1.1 million to develop the web-based case management system. The final award amount to the vendor is \$994,331. The additional trust fund authority will be used by the State Courts system to hire temporary help to scan documents for implementation of the system.

**Agency Request:** The State Court System requests an increase in budget authority in the Grants and Donations Trust Fund in the amount of \$298,000 to enable increased appellate case filing fees to be used to fund the purchase and implementation of an electronic filing and document management system for the appellate courts.

**Chief Justice's Recommendation:** Recommend approval to increase budget authority by \$298,000 in the Grants and Donations Trust Fund to enable the increase in the appellate case filing fee to be used to fund an electronic filing and document management system for the appellate courts, as authorized in the 2005-06 General Appropriations Act.

**Commission Staff Comments:** Recommend approval as recommended by the Chief Justice.

**Senate Committee:** Justice Appropriations  
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**House Committee:** Judiciary Appropriations  
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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY CHIEF JUSTICE	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
2998	<p><b>STATE COURTS SYSTEM</b></p> <p><u>EXECUTIVE DIRECTION/SUPPORT SERVICES</u></p> <p>DATA PROCESSING SERVICES                      OTHER DATA PROCESSING SERVICES                      GRANTS AND DONATIONS TRUST FUND</p>		298,000	298,000	

**Department:** State Court System

**EOG Number:** B2006-0359

**Problem Statement:** The purpose of this budget amendment is to establish budget authority of \$80,000 in the Other Data Processing Services category, within the Grants and Donations Trust Fund of the Executive Direction/Support Services budget entity. The purpose of this grant is to continue work created by the previous grant award in support of the on-line sentencing project and to implement the On-Line Sentencing System in the pilot site (Alachua County – 8<sup>th</sup> Judicial Circuit). The new subgrant #06-CJ-L1-13-00-16-004 was awarded September 14, 2005 for the period of October 1, 2005 through September 30, 2006.

This grant was awarded by the Florida Department of Law Enforcement as part of the U.S. Department of Justice’s National Criminal History Improvement Program in support of the “On-Line Sentencing Project”.

**Agency Request:** The Office of State Court Administrator requests an increase in budget authority of \$80,000 in the Grants and Donations Trust Fund for a U.S. Department of Justice grant for the implementation of an On-Line Sentencing Project.

**Chief Justice’s Recommendation:** Recommend approval to increase budget authority by \$80,000 in the Grants and Donations Trust Fund for a U.S. Department of Justice grant for the implementation of an On-Line Sentencing Project.

**Commission Staff Comments:** Recommend approval as recommended by the Chief Justice.

**Senate Committee:** Justice Appropriations  
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**House Committee:** Judiciary Appropriations  
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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY CHIEF JUSTICE	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
2998	<p><b>STATE COURTS SYSTEM</b></p> <p><u>EXECUTIVE DIRECTION/SUPPORT SERVICES</u></p> <p>DATA PROCESSING SERVICES            OTHER DATA PROCESSING SERVICES            GRANTS AND DONATIONS TRUST FUND</p>		80,000	80,000	

**Department:** Justice Administration - Public Defender, 11th Judicial Circuit

**EOG Number:** B2006-0295

**Problem Statement:** As a result of the implementation of Revision 7 to Article V of the Florida Constitution, counties are required to pay for reasonable and necessary costs to meet local requirements pursuant to section 29.008(2), Florida Statutes. Counties may satisfy these requirements by entering into interlocal agreements for funding of these costs. Miami-Dade County has entered into an interlocal agreement to fund the Public Defender, Eleventh Judicial Circuit's, Early Representation Unit (ERU). The ERU assists the Public Defender's clients through early case resolution or jail release pending arraignment and trial. Without county funding, this office would be unable to staff the unit, and jail overcrowding would increase.

The Office of the Public Defender, Eleventh Judicial Circuit (office) is requesting 12-months of spending authority as the Miami-Dade Board of County Commissioners has approved two agreements – FY 2004-05 for \$937,500 and renewable for FY 2005-06 for \$1,000,000. Therefore, the office requests Grants and Donations Trust Fund spending authority of \$1,000,000 for salaries and benefits, as well as, additional salary rate of 641,243 to upgrade 20 existing vacant positions, for the period July 1, 2005 through June 30, 2006.

**Agency Request:** The Public Defender, Eleventh Judicial Circuit, is requesting an increase of \$1,000,000 in budget authority from the Grants and Donations Trust Fund in the salaries and benefits category and the associated salary rate of 641,243 to upgrade existing vacant positions for funding to be provided by Miami-Dade County.

**Governor's Recommendation:** Recommend approval to increase budget authority by \$1,000,000 in the Grants and Donations Trust Fund and increase salary rate by 641,243 to upgrade 20 vacant Clerk I positions to fulfill an agreement with Miami-Dade County to implement an Early Representation Unit within the Public Defender's Office.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office

**Senate Committee:** Justice Appropriations

**Senate Analyst:** Claude Hendon

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**House Committee:** Judiciary Appropriations

**House Analyst:** Fred Burns

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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
<b>JUSTICE ADMINISTRATION</b>					
993	<u>Public Defender, 11th Judicial Circuit</u>				
	<i>Positions and Salary Rate Adjustment</i>				
	Positions				
	Rate				
Salaries and Benefits	641,243	641,243			
Grants and Donations Trust Fund	1,000,000	1,000,000			

**Department:** Justice Administration - State Attorney, 1<sup>st</sup> Judicial Circuit

**EOG Number:** B2006-0279

**Problem Statement:** The State Attorney's Office, First Judicial Circuit (office), was awarded a Victims of Crime Act (VOCA) grant from the Attorney General's Office in the amount of \$36,822 for the period beginning October 1, 2005 and ending September 30, 2006. The purpose of this grant is to provide services to child victims of crime in the First Judicial Circuit of Florida. This office expects this grant to be renewed for several years beyond the original grant period.

In order to implement the provisions of the grant, we are requesting one position (Victim/Witness Counselor I, Class Code 6551) in excess of the number fixed by the Legislature (s. 216.262(1)(a)4, F.S.). Additionally, the office is requesting an increase in the approved annual salary rate of 22,766 (s. 216.181(10)(a), F.S.). The office is also requesting \$27,617 for Salaries and Benefits and budget authority within the Grants and Donations Trust Fund authority for nine months of the current fiscal year from October 1, 2005 through June 30, 2006.

**Agency Request:** This agency is requesting one position at an annual salary rate of 22,766 and budget authority within the Grants and Donations Trust Fund in the amount of \$27,617 for Salaries and Benefits, lapsed for nine months of the grant period. The position, rate and budget authority are necessary to implement the grant for Fiscal Year 2005-2006.

**Governor's Recommendation:** Recommend approval to increase budget authority by \$27,617 in the Grants and Donations Trust Fund, and the addition of one position in excess of that fixed by the Legislature and 22,766 in associated salary rate for implementation of a Victim's of Crime Act grant available from the Attorney General's Office.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** Justice Appropriations  
**Senate Analyst:** Claude Hendon  
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**House Committee:** Judiciary Appropriations  
**House Analyst:** Fred Burns  
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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
<b>JUSTICE ADMINISTRATION</b>					
851	<u>State Attorney, 1st Judicial Circuit</u>  <i>Positions and Salary Rate Adjustment</i> Positions Rate Salaries and Benefits Grants and Donations Trust Fund		1.0 22,766    27,617	1.0 22,766    27,617	

**Department:** Department of Corrections

**EOG Number:** B2006-0368

**Problem Statement:** The General Appropriations Act for FY 2005-2006 (Specific Appropriation 661) provides \$11,500,000 to the Department of Corrections in the Grants and Donations Trust Fund, Transfer to General Revenue Fund category. The transfer is for federal reimbursements for incarcerating aliens in Florida's prisons. These funds are received in accordance with the federal State Criminal Alien Assistance Program. The 2004 award for this program is \$12,806,110. Therefore, an increase in budget authority is needed in the amount of \$1,306,110 in the Grants and Donations Trust Fund, Transfer to General Revenue Fund category, in order to transfer the additional unanticipated amount to the General Revenue Fund as required by proviso.

**Agency Request:** In accordance with proviso language in the General Appropriations Act, the department is requesting an additional \$1,306,110 in budget authority and release in the Transfer to General Revenue category, in order to effect the transfer of State Criminal Alien Assistance Program funds to the General Revenue Fund.

**Governor's Recommendation:** Recommend approval to increase budget authority by \$1,306,110 in the Grants and Donations Trust Fund to enable the transfer of excess federal State Criminal Alien Assistance Program funds to the General Revenue Fund.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office

**Senate Committee:** Justice Appropriations

**Senate Analyst:** Tim Sadberry

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**House Committee:** Criminal Justice Appropriations

**House Analyst:** Diane Sneed

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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
LAS/PBS Account Number		CF	Appropriation	Appropriation	Appropriation
<b>CORRECTIONS</b>					
661	Program: Department Administration <u>Executive Direction &amp; Support Svcs</u>  Special Categories Transfer to General Revenue Fund Grants and Donations Trust Fund		1,306,110	1,306,110	

**Department:** Department of Juvenile Justice

**EOG Number:** B2006-0037

**Problem Statement:** The Department of Juvenile Justice indicates that it needs additional salary rate for FY 2005-06 to properly staff the detention centers. According to the department, the need for additional rate is related to the establishment of 46 new positions authorized when it resumed responsibility for operating the Southwest Florida Regional Juvenile Detention Center from a private vendor. The department indicates that increased salary rate will be needed to fill the 46 positions necessary to operate the detention center and to fill vacancies in the remaining detention centers.

**Agency Request:** The department is requesting an increase in salary rate in the Detention Centers budget entity by 414,998, in order to fill critical positions.

**Governor's Recommendation:** Recommend approval to increase salary rate by 414,998 in the Detention Services budget entity to cover the operation of the SW Florida Regional Juvenile Detention Center.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** Justice Appropriations

**Senate Analyst:** Tim Sadberry

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**House Committee:** Criminal Justice Appropriations

**House Analyst:** Jim DeBeaugrine

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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
	<p><b>JUVENILE JUSTICE</b></p> <p><u>Detention Centers</u></p> <p><i>Positions and Salary Rate Adjustment</i></p> <p>Positions</p> <p>Rate</p>		<p>414,998</p>	<p>414,998</p>	

**Department:** Department of Juvenile Justice

**EOG Number:** B2006-0360

**Problem Statement:** The United States Government issued disaster declarations for Tropical Storm Bonnie, and Hurricanes Charley, Jeanne, Ivan, and Frances. These declarations identified the areas affected as Federal Disaster Areas, making them eligible to receive reimbursement for storm-related costs as approved by the Federal Emergency Management Agency (FEMA).

The Department of Juvenile Justice (DJJ) has worked closely with representatives from FEMA and the Department of Community Affairs (DCA) to identify and document eligible costs and request reimbursements for damages caused by the related storms to DJJ's facilities. DJJ is continuing to receive reimbursements through DCA as approved by FEMA. The department does not have budget authority to expend these funds.

This budget amendment will enable the department to complete the permanent repairs to the Okeechobee, Eckerd, Milton Girls, and Florida Institute for Girls residential facilities. There is a critical need to complete the repairs to Eckerd and Milton, because there is a waiting list for clients that need to be placed in these programs and the buildings at Okeechobee are uninhabitable, due to the extensive damage. Advance funds have been processed by FEMA to enable the department to begin the repairs to these facilities.

**Agency Request:** The department requests additional budget authority of \$990,490 in the Grants and Donation Trust Fund, in the Grants and Aid – Hurricanes 04 Agency Managed Fixed Capital Outlay category to make permanent repairs to their secure and non-secure residential commitment facilities.

**Governor's Recommendation:** Recommend approval to increase budget authority by \$990,490 in the Grants and Donations Trust Fund to enable the department to expend FEMA reimbursements for maintenance and repairs due to damages from the 2004 hurricanes as authorized by section 45, chapter 2005-071, Laws of Florida.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** Justice Appropriations  
**Senate Analyst:** Tim Sadberry  
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**House Committee:** Criminal Justice Appropriations  
**House Analyst:** Jim DeBeaugrine  
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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
<b>JUVENILE JUSTICE</b>					
N/A	<u>Non-Secure Residential Commitment</u> G/A-Hurricanes 04 AGY MGD FCO Grants & Donations Trust Fund		180,813	180,813	
N/A	<u>Secure Residential Commitment</u> G/A-Hurricanes 04 AGY MGD FCO Grants & Donations Trust Fund		809,677	809,677	

**Department:** Executive Office of the Governor

**EOG Number:** B2006-0290

**Problem Statement:** The Enforcing Underage Drinking Laws (EUDL) Block Grant from the United States Department of Justice is awarded to assist states with addressing the problem of underage drinking. The EUDL program is designed to assist states and the District of Columbia with the development of comprehensive and coordinated initiatives to enforce state laws that prohibit the sale of alcoholic beverages to minors and to prevent the purchase or consumption of alcoholic beverages by minors. Grants from the EUDL program go to one state government agency in each state that has been selected by the governor to administer the grant program. The Governor's Office of Drug Control has been designated to administer Florida's EUDL Block Grant.

The initial EUDL Block Grant of \$356,211 was awarded to Florida in June 2004 for the period June 2004 through May 2006. The Office of Drug Control has expended \$170,129 to initiate implementation of the grant and is requesting spending authority for the balance of the award to complete the grant. In addition, the Office of Drug Control received a supplemental award of \$350,000 for the EUDL Block Grant in June 2005 for the period of June 2005 through May 2007.

This amendment requests a total of \$359, 526 in budget authority for the EUDL Block Grant for the two grant periods, as follows:

Initial Grant Award (June 2004 - May 2006)	-----\$186,082
Supplemental Grant Award (June 2005 - May 2007)	-----\$173,444

**Agency Request:** The Office of Drug Control requests approval to increase budget authority by \$359,526 from the Grants and Donation Trust Fund in order to expend federal funds awarded to Florida for the EUDL Block Grant.

**Governor's Recommendation:** Recommend approval to increase budget authority by \$359,526 in the Grants and Donations Trust Fund for the Enforcing Underage Drinking Laws Block Grants within the Drug Control Coordination.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** Ways and Means  
**Senate Analyst:** Mike Peters  
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**House Committee:** Transportation & Economic Development  
Appropriations  
**House Analyst:** Ann Gordon  
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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
	LAS/PBS Account Number	CF	Appropriation	Appropriation	Appropriation
<b>EXECUTIVE OFFICE OF THE GOVERNOR</b>					
2483F	<u>Drug Control Coordination</u> Special Categories Enforcing Underage Drinking Laws Grants and Donations Trust Fund		359,526	359,526	

Department: Military Affairs

EOG Number: P2006-0036

**Problem Statement:** The Department of Military Affairs (DMA) finalized Federal/State Cooperative Agreements with the United States Department of Defense (DOD) for the STARBASE and Youth Challenge Programs in September 2005. The STARBASE Program focuses on math, science and technology and serves approximately 1,000 5<sup>th</sup> graders and 15 inner city Jacksonville schools. The Youth Challenge Program manages a DOD funded youth alternative education program for at-risk youths, targeting Title I and failing schools in the greater Jacksonville area. DMA is seeking to reclassify two vacant positions in the Federal/State Cooperative Agreement Budget Entity within the Readiness and Response Program in order to upgrade to managerial positions needed to complete critical assignments pursuant to these agreements. These positions are 100 percent federally funded.

There is sufficient Salary and Benefits trust fund budget authority in this budget entity. The agency is requesting an additional 51,042 in approved salary rate only.

**Agency Request:** The Department of Military is requesting an additional 51,042 in salary rate to upgrade two federally funded positions for Federal /State Cooperative Agreements for the STARBASE Program and the Youth Challenge Program which were finalized in September, 2005.

**Governor's Recommendation:** Recommend approval to increase salary rate by 51,042 for the Federal/State Cooperative Agreement to upgrade two vacant positions that are 100 percent federally funded.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** Transportation and Economic Development  
Appropriations

**Senate Analyst:** Juliette Noble

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**House Committee:** Transportation and Economic Development  
Appropriations

**House Analyst:** Loretta Jones Darity

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Line Item No.	Budget Entity / Fund / Appropriation Category Title		REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
LAS/PBS Account Number		CF	Appropriation	Appropriation	Appropriation
<b>DEPARTMENT OF MILITARY AFFAIRS</b>					
	Federal/State Cooperative Agreements  <i>Positions and Salary Rate Adjustment</i> Positions Rate		0 51,042	0 51,042	

**Department:** Agency for Persons with Disabilities

**EOG Number:** B2006-0318

**Problem Statement:** During Fiscal Year 2005-06, the Agency for Persons with Disabilities (APD) anticipates approximately 9,000 individuals on the waitlist will not be receiving any home and community-based waiver services. APD also anticipates a one-time, nonrecurring surplus in the Home and Community Based Services Waiver and Family and Supported Living (FSL) Waiver because of the phase-in of new clients throughout the current fiscal year.

**Agency Request:** The Agency requests a transfer of \$5,459,293 from the Community Supported Living waiver category to the Individual and Family Supports (IFS), Other Personal Services, and Expense categories to provide one-time services to individuals on the waitlist who will not be enrolled during Fiscal Year 2005-06. Of the total request, \$5,000,000 is requested for the IFS category; \$377,793 for the Other Personal Services category, and \$81,500 for the Expense category. These non-service amounts will fund administrative and auditing functions.

With these funds, the Agency will be able to serve approximately 2,000 additional individuals in Fiscal Year 2005-06 who would otherwise not receive home and community-based waiver services. Funding will provide one-time services including supported living subsidies, respite, medical equipment, and medical supplies in the amount of approximately \$2,500 per person. This amount is consistent with the statewide average costs for services under the IFS program during Fiscal Year 2004-05.

**Governor's Recommendation:** Recommend approval to transfer \$5,459,293 of budget authority in the General Revenue Fund between categories in the Home and Community Services budget entity to provide one-time services of Individual and Family Support to approximately 2,000 individuals.

**Commission Staff Comments:** Recommend approval as recommended by the Governor's Office.

**Senate Committee:** Health & Human Services Appropriations

**Senate Analyst:** Ross Fabricant

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**House Committee:** Health Care Appropriations

**House Analyst:** Lynn Ekholm

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Line Item No.	Budget Entity / Fund / Appropriation Category Title  LAS/PBS Account Number	CF	REQUESTED BY AGENCY	RECOMMENDED BY GOVERNOR	APPROVED BY THE LEGISLATIVE BUDGET COMMISSION
			Appropriation	Appropriation	Appropriation
<b>AGENCY FOR PERSONS WITH DISABILITIES</b>					
	<u>Home and Community Services</u>				
605	Other Personal Services General Revenue		377,793	377,793	
606	Expense General Revenue		81,500	81,500	
608	Special Categories Grant and Aid Individual and Family Support General Revenue		5,000,000	5,000,000	
614	Special Categories Community Supported Living Waiver General Revenue		(5,459,293)	(5,459,293)	

**Requesting Entity:** Clerk of the Court

**EOG Number:** N/A

**Problem Statement:** Under Revision 7 to Article V, the Florida Constitution requires that user fees, such as filing fees, fines, and court costs fund the clerks of court. In addition, such fees can be used for the state court system. In order to ensure some of these fees are available to the state, the Legislature limited the initial calculation of each clerk's budget as well as the annual increase in Chapter 28.36, F.S. This chapter also provides that excess court fees be deposited in the General Revenue Fund. The Legislature created the Clerk of the Court Operations Corporation to review and approve budgets for all 67 clerks. The Department of Financial Services contracts with the corporation to perform this function.

When the Legislature creates new judges or magistrates, or imposes new court related duties on the clerks, individual clerks may not have sufficient budget to provide the necessary court services. The Legislature recognized this in the 2005 regular session by passing HB 1935 to allow the Legislative Budget Commission to approve adjustments to the individual clerk budgets. Prior to Legislative Budget Commission approval, the Clerk of the Court Operations Corporation must:

- 1) certify the impact of the requested adjustments on state revenue,
- 2) certify that the clerks are meeting performance standards, and
- 3) develop a staffing pattern to calculate the cost of supporting new judges or magistrates.

In the 2004 regular session, the Legislature funded 36 new magistrates. In the 2005 regular session, the Legislature approved 55 new circuit and county court judges and in the 2005 special session, 4 additional judgeships were created. Clerks in many of the counties receiving the new magistrates and judges anticipate the need for additional clerk staffing. Twenty-nine of these clerks have determined that they are unable to absorb the costs of the additional staffing in their existing budgets.

**Clerks' Request:** The Clerk of the Court Operations Corporation (CCOC) requests that the budget of 29 clerks be increased. As a part of its review, the corporation:

- 1) certifies the total impact on state revenues would be a reduction in the General Revenue Fund of \$5,452,126 for the state fiscal year 2005-06,
- 2) certifies that clerks making the requests have met their performance standards (the corporation determined that clerks met performance standards if they met 10 of 20 standards for timeliness and 5 of 9 standards for collections), and

3) developed a staffing model for the cost and number of full-time equivalent positions (FTEs) needed to support judges and magistrates using three county population groupings. The staffing model provides for 3 FTEs for each judge/magistrate in a large county (population greater than 500,000) including Duval, Hillsborough, Lee, Miami-Dade, Orange, Palm Beach, Pinellas and Polk. The model provides for funding for 1.5 FTEs for each judge/magistrate in a small county (population under 100,000) including Flagler, Hendry, Highlands, Madison, Monroe, Okeechobee and Sumter. Medium-sized counties (populations between 100,001 and 500,000) which include the remaining 14 counties in this request are provided with funding for 2.5 FTEs for each judge/magistrate. The funding amount provided per clerk position is the county pay plan amount or \$35,000, whichever is less. Competitive area differentials of \$2,500 were included for clerk positions in Miami-Dade, Monroe and Palm Beach and \$1,800 for clerk positions in Hillsborough and Pinellas.

Included in the request is an increase in the expenditure caps (i.e., budgets) of 15 clerks for a total increase of \$1,066,482 for staffing for magistrates. The request also includes an increase in the budget caps of 27 clerks totaling \$4,385,644 for staffing for new judges.

In performing its contract monitoring responsibilities, the Department of Financial Services (DFS) has reviewed the requests made by the 29 clerks. DFS conducted a review of the 29 clerks' offices for compliance with the statutes and corporation requirements. Some of these reviews were conducted through on-site visits, while others were conducted through a desk-top review. All clerks were found to be in compliance. The Supreme Court has reviewed the requests by the Clerk of Court Operations Corporation to ensure that new judges were assigned to counties as reported by the corporation. The Chief Justice of the Supreme Court has attested that all judges and magistrates were assigned as represented by the corporation.

**Commission Staff Recommendation:** Staff recommends increasing the budgets by a total of \$4,385,644 for the 27 clerks requesting an increase in their expenditure cap for new judges. This will result in a loss of general revenue of \$4,385,644 for the 2005-06 fiscal year. Staff does not recommend the clerks' requested increase for staffing the magistrates because magistrates were authorized by the Legislature in fiscal year 2004-05, which is prior to the passage of HB 1935 that authorizes the Legislative Budget Commission to adjust clerk budgets.

**Senate Committee:** Justice Appropriations  
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**House Committee:** Judiciary Appropriations  
**House Analyst:** Diane Sneed  
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**CLERK OF COURTS BUDGET CAP AMENDMENT FORM**

COUNTY FISCAL YEAR: 2005/2006			CURRENT AUTHORIZED EXPENDITURE CAP	REQUESTED INCREASE	% INCREASE	Meets Performance Measures as certified by CCOC	Review by DFS	COMMISSION STAFF RECOMMENDATION	APPROVED BY LEGISLATIVE BUDGET COMMISSION
County / Clerk of Court	# of new judges/magistrates	# of full-time equiv.positions requested	Current Base Amount	Adjustment Amount	Percent of Current Base	(Yes/No)	(Yes/No)	Adjustment Amount	Adjustment Amount
Alachua /J.K. "Buddy" Irby	0.70 Judge	2.00	5,806,980	<b>63,200</b>	1.09%	Yes	Yes	<b>63,200</b>	
Bay /Harold Bazzel	2.00 Judges	5.00	3,206,322	<b>173,040</b>	5.40%	Yes	Yes	<b>173,040</b>	
Charlotte /Barbara Scott	0.25 Judge	1.00	3,636,495	<b>35,000</b>	0.96%	Yes	Yes	<b>35,000</b>	
Collier /Dwight Brock	2.50 Judges	6.50	8,114,662	<b>227,500</b>	2.80%	Yes	Yes	<b>227,500</b>	
Duval /Jim Fuller	2.00 Judges	6.00	14,425,187	<b>210,000</b>	1.46%	Yes	Yes	<b>210,000</b>	
Flagler /Gail Wadsworth	1.00 Judge	1.50	1,224,547	<b>52,500</b>	4.29%	Yes	Yes	<b>52,500</b>	
	0.25 Magistrate	0.50		<b>17,500</b>	1.43%				
Hendry /Barbara Cox-Butler	0.25 Judges	0.50	918,233	<b>16,000</b>	1.74%	Yes	Yes	<b>16,000</b>	
Hernando /Karen Nicolia	1.50 Judges	4.00	2,990,156	<b>132,000</b>	4.41%	Yes	Yes	<b>132,000</b>	
	1.00 Magistrate	2.50		<b>82,500</b>	2.76%				
Highlands /Luke Brooker	0.50 Judge	1.00	1,748,902	<b>35,000</b>	2.00%	Yes	Yes	<b>35,000</b>	
	0.40 Magistrate	0.50		<b>17,500</b>	1.00%				
Hillsborough /Pat Frank	6.00 Judges	18.00	31,560,088	<b>662,400</b>	2.10%	Yes	Yes	<b>662,400</b>	
	1.00 Magistrate	3.00		<b>110,400</b>	0.35%				

**CLERK OF COURTS BUDGET CAP AMENDMENT FORM**

COUNTY FISCAL YEAR: 2005/2006			CURRENT AUTHORIZED EXPENDITURE CAP	REQUESTED INCREASE	% INCREASE	meets Performance Measures as certified by CCOC	Review by DFS	COMMISSION STAFF RECOMMENDATION	APPROVED BY LEGISLATIVE BUDGET COMMISSION
County / Clerk of Court	# of new judges/magistrates	# of full-time equiv. positions requested	Current Base Amount	Adjustment Amount	Percent of Current Base	(Yes/No)	(Yes/No)	Adjustment Amount	Adjustment Amount
<b>Indian River</b> /Jeffrey Barton	0.50 Judge	1.50	2,899,264	<b>51,166</b>	1.76%	Yes	Yes	<b>51,166</b>	
	1.00 Magistrate	2.50		<b>85,277</b>	2.94%				
<b>Lake</b> /James C. Watkins	1.50 Judges	4.00	5,402,050	<b>140,000</b>	2.59%	Yes	Yes	<b>140,000</b>	
	1.00 Magistrate	2.50		<b>87,500</b>	1.62%				
<b>Lee</b> /Charlie Green	1.00 Judge	3.00	7,610,256	<b>105,000</b>	1.94%	Yes	Yes	<b>105,000</b>	
<b>Leon</b> /Bob Inzer	0.80 Judge	2.00	6,477,136	<b>70,000</b>	1.08%	Yes	Yes	<b>70,000</b>	
	0.80 Magistrate	2.00		<b>70,000</b>	1.08%				
<b>Madison</b> /Tim Sanders	1.00 Judge	1.50	439,199	<b>45,279</b>	10.31%	Yes	Yes	<b>45,279</b>	
<b>Marion</b> /David Ellsperman	2.00 Judges	5.00	5,175,299	<b>175,000</b>	3.38%	Yes	Yes	<b>175,000</b>	
	1.50 Magistrates	4.00		<b>140,000</b>	2.71%				
<b>Martin</b> /Marsha Ewing	2.00 Judges	5.00	3,677,190	<b>175,000</b>	4.76%	Yes	Yes	<b>175,000</b>	
<b>Miami-Dade</b> /Harvey Ruvin	4.00 Judges	12.00	63,816,401	<b>450,000</b>	0.71%	Yes	Yes	<b>450,000</b>	
<b>Monroe</b> /Danny Kolhage	1.00 Magistrate	1.50	3,270,923	<b>56,250</b>	1.72%	Yes	Yes		
<b>Okaloosa</b> /Don Howard	1.00 Judge	2.50	3,380,048	<b>87,500</b>	2.59%	Yes	Yes	<b>87,500</b>	
	1.00 Magistrate	2.50		<b>87,500</b>	2.59%				
<b>Okeechobee</b> /Sharon Robertso	0.50 Judge	1.00	1,205,311	<b>29,110</b>	2.42%	Yes	Yes	<b>29,110</b>	
	0.20 Magistrate	0.50		<b>14,555</b>	1.21%				
<b>Orange</b> /Lydia Gardner	3.00 Judges	7.00	24,432,501	<b>245,000</b>	1.00%	Yes	Yes	<b>245,000</b>	

**CLERK OF COURTS BUDGET CAP AMENDMENT FORM**

COUNTY FISCAL YEAR: 2005/2006			CURRENT AUTHORIZED EXPENDITURE CAP	REQUESTED INCREASE	% INCREASE	Performance Measures as certified by CCOC	Review by DFS	COMMISSION STAFF RECOMMENDATION	APPROVED BY LEGISLATIVE BUDGET COMMISSION
County / Clerk of Court	# of new judges/magistrates	# of full-time equiv. positions requested	Current Base Amount	Adjustment Amount	Percent of Current Base	(Yes/No)	(Yes/No)	Adjustment Amount	Adjustment Amount
<b>Osceola</b> /Larry Whaley	1.00 Magistrate	2.50	6,077,706	<b>87,500</b>	1.44%	Yes	Yes		
<b>Palm Beach</b> /Sharon Bock	2.00 Judges	6.00	31,682,365	<b>225,000</b>	0.71%	Yes	Yes	<b>225,000</b>	
<b>Pasco</b> /Jed Pittman	3.00 Judges 1.00 Magistrate	7.50 2.50	10,959,367	<b>262,500</b> <b>87,500</b>	2.40% 0.80%	Yes	Yes	<b>262,500</b>	
<b>Pinellas</b> /Ken Burke	2.00 Judges	6.00	23,238,951	<b>220,800</b>	0.95%	Yes	Yes	<b>220,800</b>	
<b>Polk</b> /Richard Weiss	3.50 Judges	9.00	12,484,570	<b>287,649</b>	2.30%	Yes	Yes	<b>287,649</b>	
<b>St. Lucie</b> /Edwin M. Fry, Jr.	2.00 Judges 1.00 Magistrate	5.00 2.50	7,155,451	<b>175,000</b> <b>87,500</b>	2.45% 1.22%	Yes	Yes	<b>175,000</b>	
<b>Sumter</b> /Gloria Hayward	0.50 Judge 0.50 Magistrate	1.00 1.00	1,526,270	<b>35,000</b> <b>35,000</b>	2.29% 2.29%	Yes	Yes	<b>35,000</b>	
<b>TOTALS</b>	<b>59.65 Judges and Magistrates</b>	<b>155.00</b>	<b>294,541,830</b>	<b>5,452,126</b>				<b>4,385,644</b>	

# **APPENDIX**



# Supreme Court of Florida

500 South Duval Street  
Tallahassee, Florida 32399-1925

BARBARA J. PARIENTE  
CHIEF JUSTICE  
CHARLES T. WELLS  
HARRY LEE ANSTEAD  
R. FRED LEWIS  
PEGGY A. QUINCE  
RAOUL G. CANTERO, III  
KENNETH B. BELL  
JUSTICES

THOMAS D. HALL  
CLERK OF COURT

STEPHEN C. ROBERTSON  
MARSHAL

December 15, 2005

The Honorable Joe Negron  
Chair, Legislative Budget Commission  
Room 221, The Capitol Building  
402 South Monroe Street  
Tallahassee, Florida 32399-1300

Dear Representative Negron:

I am writing to you to fulfill my role as outlined in the Legislative Budget Commission's Clerk Budget Cap Adjustment Process, pursuant to section 28.36(6), Florida Statutes.

The enclosed chart indicates the placement of new judges appropriated during the current fiscal year, and the placement of new magistrates funded during FY 2004/05. This information has been provided to the Florida Clerk of Courts Corporation, and I understand their budget adjustment request is based upon their concurrence with this document.

If you need additional information, please contact Lisa Goodner, State Courts Administrator, at 850-922-5081.

Yours very truly,

  
Barbara J. Pariente

BJP/dgh  
Enclosure  
cc: Cynthia Kelly



# County Judge, Circuit Judge, Magistrate Placement - Final 12/9/05

	COUNTY JUDGES				CIRCUIT JUDGES					MAGISTRATES			Clerk Participation in Courtroom
	# OF JUDGES	DATE OF ARRIVAL	COUNTY	DIVISIONS	# OF JUDGES	DATE OF ARRIVAL	FTE IN EACH COUNTY	COUNTIES	DIVISIONS	FTE IN EACH COUNTY	COUNTIES	DIVISIONS	
Circuit 5	1	Nov-05	Hernando	Civil/Municipal and County Ordinance	1	Nov-05	1.00	Marion	.5 Family / .5 Criminal	1.00	Marion	Family; Juv Dependency	Only dependency hearings or major hearing or lengthy trials
Citrus, Hernando, Lake, Marion, Sumter	1	Nov-05	Marion	All divisions	1	Nov-05	0.50	Citrus	Family	1.00	Lake	Family; Juv Dependency	
	1	Jan-06	Lake	Bond Hearings/ All Civil and Small Claim matters/All madatory Civil Traffic/ All Municipal and County Ordinances			0.50	Hernando	Criminal	0.50	Citrus	Probate, family, civil, juv dependency	
					1	Jan-06	0.50	Lake	Criminal/Civil	1.00	Hernando	Juv dependency, family, probate, civil	
							0.50	Sumter	Family	0.50	Sumter	Juv dependency	
						0.50	Marion		0.50	Marion	Juv dependency		
Circuit 6	1	Nov-05	Pinellas	Criminal	1	Nov-05	1.00	Pinellas	Criminal	1.00	Pasco	Family	N
Pinellas, Pasco	1	Jan-06	Pasco	Criminal and Civil	2	Jan-06	2.00	Pasco	Civil and Unified Family Court				
Circuit 7	1	Jan-06	Volusia	Criminal	1	Nov-05	1.00	Flagler	Family, Dependency and Civil	0.25	Flagler	Family	Y
Flagler, Putnam, St Johns, Volusia					1	Jan-06	1.00	Volusia	Criminal	0.25	Putnam	Family	Y
Circuit 8	0				1	Nov-05	0.67	Alachua	Criminal	1.00	Alachua	Mental Health, Medical Treatment Petitions, Adult Protection Petitions, Family Pro Se	N
Alachua, Baker, Bradford, Gilchrist, Levy, Union							0.33	Baker .07, Bradford .08, Gilchrist .04, Levy .10, Union .04	Criminal				

# County Judge, Circuit Judge, Magistrate Placement - Final 12/9/05

	COUNTY JUDGES				CIRCUIT JUDGES					MAGISTRATES			Clerk Participation in Courtroom
	# OF JUDGES	DATE OF ARRIVAL	COUNTY	DIVISIONS	# OF JUDGES	DATE OF ARRIVAL	FTE IN EACH COUNTY	COUNTIES	DIVISIONS	FTE IN EACH COUNTY	COUNTIES	DIVISIONS	
Circuit 9	1	Nov-05	Orange	Criminal	1	Nov-05	1.00	Orange	Civil	5.00	Orange	1 Civil; 3 Domestic; 1 .5 domestic & .5 Juv Dependency	Y
Orange, Osceola					1	Jan-06	1.00	Orange	Criminal	1.00	Osceola	Domestic; Civil, Juv Dependency	Y
Circuit 10	0				2	Nov-05	2.00	Polk	1 Felony; 1 Family	0.90	Polk	Juv dependency, Civil traffic	Y
Hardee, Highlands, Polk					2	Jan-06	1.00	Polk	1 Felony	0.40	Highlands	Family, Juv dependency, Civil traffic	N Family, Y Dependency and traffic
							0.50	Polk	Juv Dependency	0.60	Polk	Juv dependency, Civil traffic	Y
							0.50	Highlands	Juv Dependency	0.10	Hardee	Family, Juv dependency	N
Circuit 11	1	Jan-06	Dade	Civil	1	Nov-05	2.00	Dade	Felony				
Dade					2	Jan-06	1.00	Dade	Dependency				
Circuit 12	1	Nov-05	Manatee	Criminal	0					1.50	Manatee	Family	N
Desoto, Manatee, Sarasota										1.50	Sarasota	1 Civil; .5 Family	N Civil; Y Family
Circuit 13	1	Nov-05	Hillsborough	Misdemeanor	2	Nov-05	2.00	Hillsborough	Juv Delinquency	1.00	Hillsborough	.6 Guardianship & Baker Act; .4 Family	N
Hillsborough	1	Jan-06	Hillsborough	Misdemeanor	2	Jan-06	2.00	Hillsborough	Felony				
Circuit 14	1	Nov-05	Bay	Criminal	1	Jan-06	1.00	Bay	Juv delinquency & dependency & domestic violence (civil proceedings)	1.00	Calhoun, Gulf, Holmes, Jackson, Washington	Family, Shelter Hearings, Dependency (except TPR's), Child Support	No add'l staff; in place of judge (uses his staff)
Bay, Calhoun, Gulf, Holmes, Jackson, Washington										1.00	Bay	Family, Shelter Hearings, Dependency (except TPR's), Child Support Contempt, Writ hearings, Baker/Marchman Act Hearings	N

# County Judge, Circuit Judge, Magistrate Placement - Final 12/9/05

COUNTY JUDGES					CIRCUIT JUDGES					MAGISTRATES			Clerk Participation in Courtroom
# OF JUDGES	DATE OF ARRIVAL	COUNTY	DIVISIONS	# OF JUDGES	DATE OF ARRIVAL	FTE IN EACH COUNTY	COUNTIES	DIVISIONS	FTE IN EACH COUNTY	COUNTIES	DIVISIONS		
Circuit 15	1	Jan-06	Palm Beach	Civil	1	Nov-05	1.00	Palm Beach	Family				No clerk in Circuit Family, some in Civil
Palm Beach													
Circuit 16	0				0					1.00	Monroe	Contractual Services	Y
Monroe													
Circuit 17	1	Nov-05	Broward	Criminal/Civil	1	Nov-05	1.00	Broward	Mental Health/Felony	2.00	Broward	1 Drug Court/Dependency; 1 Civil	N
Broward	1	Jan-06	Broward	Trial Division	2	Jan-06	2.00	Broward	Civil/Dependency				N
Circuit 18	1	Jan-06	Seminole	All divisions	1	Jan-06	1.00	Brevard	.5 Civil; .5 Family	1.00	Seminole	Domestic Relations	Y
Brevard, Seminole	1	Jan-06	Brevard	All divisions									Y
Circuit 19	1	Nov-05	St Lucie	.5 Criminal / .5 Civil	1	Nov-05	1.00	St Lucie	Family	1.00	Indian River	Family	Y
Indian River, Martin, Okeechobee, St Lucie	1	Jan-06	Martin	All divisions	1	Nov-05	1.00	Martin	Criminal	0.20	Okeechobee	Family	Y
					1	Jan-06	0.50	Okeechobee	2 days Juv dependency & delinquency; .5 day Civil	1.00	St Lucie	Family	Y
							0.50	Indian River	2 days Juv dependency & delinquency; .5 day Civil	0.80	Martin	Family	Y
Circuit 20	2	Jan-06	Collier	All divisions	2	Jan-06	1.00	Lee	Family	1.00	Collier	Family	Y
Charlotte, Collier, Glades, Hendry, Lee						Jan-06	0.25	Charlotte	Felony	0.00	Glades		
						Jan-06	0.25	Hendry	Felony	0.00	Hendry		
						Jan-06	0.50	Collier	.5 Felony/.5 Family	0.00	Lee		
<b>22</b>	<b>14</b>				<b>37</b>		<b>37</b>		<b>35</b>	<b>15.85</b>			
							<b>29.5</b>						

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Alachua**      Clerk: Honorable J. K. "Buddy" Irby      Date: December 14, 2005

**1. New judges: 0.7    New magistrates: 0    New Clerk FTEs: 2    Cost per FTE: \$ 31,600**  
(a shared magistrate position is being covered within the current Approved FY 2005-06 budget)

**2. LBC Cap Amendment Request: \$ 63,200    Trust Fund Impact: \$ 63,200 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
FY 2005-06 Approved Budget	\$ 50.03	\$ 61.26	\$ 24.13	\$ 23.47

**Approved LBC Request Impact:**  
*Unit costs will rise slightly unless there is an increase in cases/defendants.*

**4. Budget Revenue Analysis**

FY 2005-06 Approved Budget	\$ 53.20	\$ 65.23	\$ 25.66	\$ 24.99
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**Approved LBC Request Impact:**  
*Not a factor.*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	YES	YES	NO	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**  
(Qtr III annualized)

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	9%	40%	40%	40%	90%	90%	90%	90%	75%	NA
Actual Performance	NO	YES	YES	YES	YES	YES	YES	YES	YES	

Have the CCOC-approved standards for the LBC process been met?

For Timeliness:    YES  
For Collection Rate:    YES

**Impact on the above performance standards if LBC request is approved (or not)**

Without the additional FTEs our performance measure standards will fall below the state requirements and may have a negative impact on the court operations.

**6. Organization Chart (Previously Provided to DFS)**

**7. Available Audits (Information available at CCOC office)**

Audit presented on 11/5/04 found no instances of non-compliance that were required to be reported or no matters involving the internal control over financial reporting and its operation that were considered to be material weaknesses.

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

We cannot pay for the additional needed positions or absorb the workload of the new judge positions with current staff. In addition to having a new judge assigned, the court will be changing to a unified family court division. This means that some judges will hear multiple case types that relate to the same family. This will require that our office attend hearings, which in the past we were not required to attend. Therefore, the additional staff is required and necessary if we are to meet the needs of the judiciary and the public.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Bay**

**Clerk: Honorable Harold Bazzel**

**Date: December 14, 2005**

**1. New judges: 2 New magistrates: 0 New Clerk FTEs: 5.0 Cost per FTE: \$ 34,608 (Pay Plan)**  
(1 new magistrate position being covered within current Approved FY 2005-06 Budget)

**2. LBC Cap Amendment Request: \$ 173,040 Trust Fund Impact: \$ 173,040 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 45.63</b>	<b>\$ 61.26</b>	<b>\$ 19.96</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

There will a slight increase in the per case/defendant unit cost unless the # of cases rises.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 62.97</b>	<b>\$ 65.23</b>	<b>\$ 27.55</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

At this point, increased revenues are unlikely due to the circuit judge's handling dependency cases ( no fee collections). The county judge position impact potential is unknown at this time.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	93.0%	97.5%	99.5%	100.0%	99.5%	100.0%	100.0%	86.0%	100.0%	100.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	80.5%	87.0%	99.0%	96.0%	98.5%	95.5%	99.0%	93.5%	93.0%	99.5%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	2.7%	69.9%	33.5%	98.8%	98.7%	97.9%	79.8%	89.5%	96.1%
Standard Met?	NO	YES	YES	YES	YES	YES	YES	YES	YES

Have the CCOC-approved standards for the LBC process been met?

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

If approved, Bay County will be able to maintain performance standard levels; if not, timeliness standards, in particular, could be difficult to meet.

**6. Organization Chart (Previously provided to DFS.)**

**7. Available Audits (Information available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?  
(Not Applicable.)**

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

Bay County's budget for FY 2005-06 service delivery is required to cover the normal workload and expense requirements. Bay's previous year budget was a highly conservative budget and limits any flexibility possible in the FY 2005-06.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Charlotte**

**Clerk: Barbara Scott**

**Date: December 12, 2005**

**1. New judges: .25    New magistrates: 0    New Clerk FTEs: 1    Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 35,000    Trust Fund Impact: \$ 35,000 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 97.04</b>	<b>\$ 61.26</b>	<b>\$ 22.54</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

Per case unit costs will increase unless more cases than projected occur. Case efficiencies are expected. Pending case backlogs should be reduced significantly.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 104.67</b>	<b>\$ 65.23</b>	<b>\$ 24.31</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

Additional revenues are not anticipated beyond original FY 2005-06 projections.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	88.5%	93.0%	98.0%	87.5%	87.0%	100.0%	98.0%	100.0%	91.5%	98.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	79.5%	90.5%	98.5%	88.5%	77.5%	83.5%	98.5%	91.0%	83.0%	99.5%
Standard Met?	NO	YES	YES	YES	NO	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	4.0%	41.8%	59.2%	58.0%	100.0%	100.0%	86.3%	100.0%	100.0%
Standard Met?	NO	YES	YES	YES	YES	YES	YES	YES	YES

Have the CCOC-approved standards for the LBC process been met?

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

If we were not able to receive funding for supporting the new judge we would not be able to handle the additional workload without lowering our performance standards. Our timeliness measures would decrease. Fiscal inefficiency due to increased need for overtime and lower employee morale will result in increased unit costs.

**6. Organization Chart (Provided to DFS Office.)**

**7. Available Audits (We are currently wrapping up an audit that will be forwarded to the CCOC. There are no major findings in the audit.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

With the Clerk's budget being primarily a salary driven budget, there was no provision in our budget for additional staffing at the time of submission to the CCOC. There is no other place to transfer monies from within the Clerk's budget to cover this additional expenditure.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Collier**

**Clerk: Dwight Brock**

**Date: December 12, 2005**

**1. New judges: 2.5    New magistrates: 0    New Clerk FTEs: 6.5    Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 227,500    Trust Fund Impact: \$ 227,500 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 74.17</b>	<b>\$ 61.26</b>	<b>\$ 25.47</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

Per case unit costs will increase unless more cases than projected occur. Case efficiencies are expected. Pending case backlogs should be reduced significantly. Fewer cases will be "nolle prossed" or forfeited.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 101.65</b>	<b>\$ 65.23</b>	<b>\$ 34.90</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

Additional revenues are not anticipated beyond original FY 2005-06 projections.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	97.8%	99.1%	97.7%	96.9%	99.9%	99.9%	99.8%	100.0%	95.9%	98.5%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	97.8%	97.7%	98.7%	96.8%	98.4%	98.0%	92.0%	96.7%	95.7%	96.6%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	5.2%	45.8%	15.1%	59.5%	99.5%	99.9%	85.3%	100.0%	98.3%
Standard Met?	YES	YES	NO	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

If we do not receive funding for support staff associated with the new judges, the increased workload would negatively impact our ability to continue to meet our current standards of reporting. The additional workload would require increased staffing to continue to process information in a timely manner. As always, we strive to meet the established standards, but without sufficient support staff allocated, the expectations become more difficult to meet.

**6. Organization Chart (Provided to DFS Office.)**

**7. Available Audits (Audit conducted by DFS.)**

No findings.

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

Our current budget cap must be increased to include the \$227,500 in costs associated with the 6.5 FTEs to support the 2.5 new judicial positions for Collier County. Neither these positions, nor the associated costs, were included in our original budget submission. Our 2006 budget submission was at the budget cap. Collier County follows a conservative philosophy of budgeting and excess dollars sufficient to fund these additional costs are not available within the budget as submitted. Collier County revenues were however significantly above our costs and even with this requested cap increase we will continue to be a "donor" county.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Duval**

**Clerk: Honorable Jim Fuller**

**Date: December 14, 2005**

**1. New judges: 2.0    New magistrates: 0    New Clerk FTEs: 6.0    Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 210,000    Trust Fund Impact: \$ 210,000 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 40.49</b>	<b>\$ 61.26</b>	<b>\$ 16.90</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

Unit costs will rise slightly unless it turns out that caseloads increase during the FY.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 54.46</b>	<b>\$ 65.23</b>	<b>\$ 22.74</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

No impact on revenues is expected.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	8/5.5%	33.0%	91.5%	25.0%	91.0%	42.0%	30.0%	97.5%	89.0%	89.0%
Standard Met?	YES	NO	YES	NO	YES	NO	NO	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	81.0%	51.5%	77.0%	58.5%	71.0%	46.5%	80.0%	93.5%	80.0%	55.0%
Standard Met?	YES	NO	NO	NO	NO	NO	YES	YES	YES	NO

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	2.5%	19.3%	14.5%	39.8%	100.0%	100.0%	*	100.0%	100.0%
Standard Met?	NO	NO	NO	YES	YES	YES	YES	YES	YES

\* Data not available at time of printing

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness:    YES  
For Collection Rate:    YES

**Impact on the above performance standards if LBC request is approved (or not):**

Approval or non-approval will have no effect on Timeliness or Collection rate.

**6. Organization Chart (Provided to DFS Staff earlier.)**

**7. Available Audits: (Information Available at the CCOC.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The current certified budget does not include the expenditures required for the addition of state mandated judges per recommendation by the CCOC. The percentage increase allowed and used in the budget cap for the new fiscal year is insufficient to cover this additional expenditure without detrimentally affecting other areas of operation.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Flagler**

**Clerk: Honorable Gail Wadsworth**

**Date: December 14, 2005**

**1. New judges: 1    New magistrates: 0.25    New Clerk FTEs: 2.0    Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 70,000    Trust Fund Impact: \$ 70,000 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 67.64</b>	<b>\$ 61.26</b>	<b>\$ 16.67</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

Unit per case costs will increase slightly unless we find an increase in cases/defendants.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 79.84</b>	<b>\$ 65.23</b>	<b>\$ 19.68</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

*(narrative)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	90.5%	100.0%	97.5%	98.5%	99.5%	100.0%	100.0%	88.5%	100.0%	100.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	97.5%	100.0%	100.0%	100.0%	96.0%	100.0%	*	98.0%	96.5%	84.0%
Standard Met?	YES	YES	YES	YES	YES	YES		YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	18.1%	70.5%	31.0%	68.6%	97.5%	99.3%	86.2%	99.9%	93.5%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

No change to timeliness performance and collection rate standards are expected if the request is approved.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

Flagler's Approved Budget already is in deficit for FY 2005-06. A cap increase is essential to cover allow the Clerk's Office to expend to support the additional positions to support the new judge/magistrates.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Hendry**

**Clerk: Barbara Cox-Butler**

**Date: December 13, 2005**

**1. New judges: .25 New magistrates: 0 New Clerk FTEs: .50 Cost per FTE: \$ 32,000**

**2. LBC Cap Amendment Request: \$ 16,000 Trust Fund Impact: \$ 16,000 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 76.74</b>	<b>\$ 61.26</b>	<b>\$ 23.40</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

Per case unit costs will increase unless more cases than projected occur. Case efficiencies are expected. Pending case backlogs should be reduced significantly.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 64.86</b>	<b>\$ 65.23</b>	<b>\$ 19.78</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

Additional revenues are not anticipated beyond original FY 2005-06 projections.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	42.4%	94.0%	95.5%	99.5%	96.0%	100.0%	96.0%	94.0%	100.0%	100.0%
Standard Met?	NO	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	67.5%	90.5%	93.0%	99.5%	99.5%	99.0%	99.0%	98.0%	100.0%	94.0%
Standard Met?	NO	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	28.1%	79.5%	61.5%	64.8%	96.5%	96.0%	98.5%	89.6%	87.6%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

Having an additional .50 FTE to support the new Judge will allow us to continue to meet performance standards. Adding additional responsibilities without additional staff will make it difficult to continue to meet standards. .

**6. Organization Chart (Provided to DFS Office.)**

**7. Available Audits (No Major Findings in any Audits.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The current budget does not include having to staff a new judge. We did not know the Legislature during Special Session would authorize judgeships in the 20<sup>th</sup> circuit. It is important that we be provided authority to increase our expenditure cap for supporting the judge since such funding is currently not available within our cap.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Highlands**    Clerk: Honorable Luke Brooker    Date: December 14, 2005

**1. New judges: 0.5    New magistrates: 0.4    New Clerk FTEs: 1.5    Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 52,500    Trust Fund Impact: \$ 52,500 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 63.06</b>	<b>\$ 61.26</b>	<b>\$ 18.68</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

Per case/defendant unit costs will go up a very small amount. No additional cases are anticipated but if they materialize, the unit costs will stay about the same or rise slightly.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 80.47</b>	<b>\$ 65.23</b>	<b>\$ 23.83</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

Some revenue increase is anticipated, but the amount is difficult to determine at this time.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	46.5%	98.5%	79.5%	99.0%	98.5%	98.5%	96.0%	93.0%	99.0%	71.0%
Standard Met?	NO	YES	NO	YES	YES	YES	YES	YES	YES	NO

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	71.0%	97.5%	71.5%	96.5%	82.5%	61.5%	96.5%	89.0%	91.0%	67.0%
Standard Met?	NO	YES	NO	YES	YES	NO	YES	YES	YES	NO

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	2.25%	10.00%	20.00%	10.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	6.0%	21.0%	22.0%	40.0%	99.7%	100.0%	86.1%	100.0%	100.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES

\* Only One Quarter of Data

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness:    **YES**  
For Collection Rate:    **YES**

### **Impact on the above performance standards if LBC request is approved (or not)**

We believe we can maintain timely docketing and reporting. Highlands County Clerk of Courts does not currently have staff with specialized duties. Our court clerks are also our docketing clerks. Any increase in court time provides us with no docketing clerks and cashiers.

Currently, clerks are in court and often can not get cases established timely without using unbudgeted overtime. Additional staff will help decrease court down time when clerks have to leave the court room to retrieve case files. The additional staffing will help relieve the necessity of pulling cashiers for court room duty. The additional staffing also will reduce use of unbudgeted overtime and OPS staffing.

Since October, 2004, we have had to divert more and more clerks from updating and maintaining case files and records and cashiering. Docketing pressures will continue to increase significantly with an additional judge and magistrate. Already, civil clerks frequently work through lunch and past 5:00 p.m. This results in unbudgeted overtime expense. Cashiers are frequently pulled to do court duty.

### **6. Organization Chart (Previously Provided to DFS Staff.)**

### **7. Available Audits (Available at CCOC Audits.)**

### **8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

### **9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

Our FY 2005-06 budget is already pressured with the need to pay for overtime and OPS staff to work backlogs in criminal felony cases as the court is being extended until 8:00 p.m. and 9:00 p.m. two days a week with no supper breaks for clerks. Prison commitments are currently backlogged due to clerks required attendance in court rooms. The county is getting more visiting judges to keep up the felony docket. And we have experienced a huge increase in traffic tickets and collections of tickets. Our budget cannot be stretched under our current FY 2005-06 cap limitations to cover the additional expense associated with the judge/magistrate addition.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Hernando**

**Clerk: Honorable Karen Nicolai**

**Date: December 14, 2005**

**1. New judges: 1.5 New magistrates: 1.0 New Clerk FTEs: 6.5 Cost per FTE: \$ 33,000**

**2. LBC Cap Amendment Request: \$ 214,500 Trust Fund Impact: \$ 214,500 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 58.03</b>	<b>\$ 61.26</b>	<b>\$ 20.15</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

A small **per case** unit cost increase is likely unless there are more cases than currently projected.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 78.23</b>	<b>\$ 65.23</b>	<b>\$ 27.16</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

There is no anticipated increase in revenues expected at this time.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	96.5%	96.0%	96.0%	81.5%	100.0%	100.0%	98.5%	98.0%	99.0%	96.5%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	91.0%	89.0%	89.0%	93.5%	99.0%	96.0%	100.0%	92.5%	92.0%	96.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	21.2%	58.7%	56.0%	51.0%	100.0%	100.0%	81.7%	92.3%	95.8%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: **YES**  
For Collection Rate: **YES**

**Impact on the above performance standards if LBC request is approved (or not)**

We should be able to maintain our performance. If new positions are not created, however, we will need to pull staff from numerous Clerk departments to cover court hearings and maintain new dockets, to the detriment of filing and other requirements. Timeliness performance will be affected.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The FY 2005-06 Approved Budget for Hernando cannot support the additional 6.25 new positions for the 1.5 new judges and 1.0 magistrate.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Hillsborough**

**Clerk: Honorable Pat Frank**

**Date: December 14, 2005**

**1. New judges: 6.0    New magistrates: 1.0    New Clerk FTEs: 21    Cost per FTE: \$ 36,800**

**2. LBC Cap Amendment Request: \$ 772,800    Trust Fund Impact: \$ 772,800 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 73.53</b>	<b>\$ 61.26</b>	<b>\$ 27.89</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

Per case unit costs will increase unless more cases than projected occur. Case efficiencies are expected. Pending case backlogs should be reduced significantly. Fewer cases will be "nolle prossed" or forfeited.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 85.85</b>	<b>\$ 65.23</b>	<b>\$ 32.57</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

Additional revenues are not anticipated beyond original FY 2005-06 projections.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	98.3%	93.5%	87.7%	39.9%	99.8%	96.9%	42.8%	99.7%	99.3%	93.2%
Standard Met?	YES	YES	YES	NO	YES	YES	NO	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	90.1%	82.8%	94.3%	93.0%	92.5%	98.0%	91.0%	98.6%	94.8%	93.8%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	1.3%	31.2%	23.6%	45.8%	99.2%	99.8%	71.6%	99.9%	93.5%
Standard Met?	NO	YES	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: YES  
For Collection Rate: YES

### **Impact on the above performance standards if LBC request is approved (or not)**

If positions are approved, performance levels across the board should be maintained. Without approval, timeliness and collection rate standards are likely to not be met. Performance deficiencies currently being experienced in Traffic and Collections areas of our operations. Also longer release times impacting jail overcrowding, possible violation of federal jail population standards and finally the need to construct more jails are quite possible. Case management service degradation and loss of productivity and accuracy in this area are will likely result.

Fiscal inefficiency due to increased need for overtime and lower employee morale will result in increased unit costs.

### **6. Organization Chart (Previously Provided to DFS Staff.)**

### **7. Available Audits (Available at CCOC Office.)**

### **8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

### **9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

A significant portion of Hillsborough's revenue estimate assumes a successful collection initiative that is currently being developed. Based on the uncertainty surrounding the actual collection of this revenue, the current budget was developed to allow the Clerk the flexibility to manage expenditures in line with this aggressive revenue estimate.

As such, it is not fiscally prudent for Hillsborough to fund the staffing of new judges/magistrates, a defined and continuing cost for which the Clerk has no flexibility, with revenues for which there is some risk of collection. It is therefore critical that the Clerk's budget cap be increased in order to support the cost associated with staffing new judges and magistrates.

The County also is experiencing significant operating costs increases for which there is little or no Clerk control. Pay ranges set by the County Civil Services Board and pay and classification changes are occurring that will increase the pay ranges for many Clerk positions, etc. Significant revenue increases must materialize to fund these increases, alone.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Indian River** Clerk: Honorable Jeffrey K. Barton Date: December 14, 2005

**1. New judges: .5 New magistrates: 1.0 New Clerk FTEs: 4.0 Cost per FTE: \$ 34,110.72**

**2. LBC Cap Amendment Request: \$ 136,443 Trust Fund Impact: \$ 136,443 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 83.62</b>	<b>\$ 61.26</b>	<b>\$ 22.33</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

The per case and defendant unit costs will increase slightly unless there are additional cases beyond current projections. It is difficult to determine if additional cases are likely.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 85.61</b>	<b>\$ 65.23</b>	<b>\$ 22.86</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

Very little revenues are expected due to the judge/magistrate positions being in juvenile delinquency and dependency and family cases

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	<b>Criminal</b>				<b>Civil</b>					
	<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>	<b>Juv. Dep.</b>
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	82.5%	88.5%	85.5%	89.9%	88.0%	88.0%	89.9%	88.9%	84.9%	90.5%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	<b>Criminal</b>				<b>Civil</b>					
	<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>	<b>Juv. Dep.</b>
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	87.7%	88.0%	89.9%	88.9%	83.5%	81.7%	89.2%	78.0%	85.4%	81.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	NO	YES	YES

**Collection Rate**

	<b>Criminal</b>				<b>Civil</b>				
	<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	5.5%	41.0%	21.4%	45.9%	99.4%	99.0%	56.8%	99.9%	95.4%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES

Have the CCOC-approved standards for the LBC process been met?

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

If the LBC request is granted , performance levels will be maintained. If not, due to a current judge holding court 5 days a week to pick up the backlog of family cases versus his current 2 ½ to 3 day work schedule. Court appearances will consequently double along with court paperwork and requests and performance will likely deteriorate.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The current FY 2005-06 budget cap made it impossible to make up for being understaffed in previous fiscal years with even more stringent caps. The FY 2005-06 budget cannot accommodate these additional positions to service state mandated new judges/magistrates. If Indian River does not receive funding for the LBC request, then we cannot provide support services to meet needs.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Lake**

**Clerk: Honorable James C. Watkins**

**Date: December 14, 2005**

**1. New judges: 1.5    New magistrates: 1.0    New Clerk FTEs: 6.5    Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 227,500    Trust Fund Impact: \$ 227,500 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 72.90</b>	<b>\$ 61.26</b>	<b>\$ 20.74</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

A small increase in per case/defendant unit costs will occur unless more cases appear. It is unknown at this time if additional cases will be filed, however recent trends indicate an increase would be expected.

<b>4. Budget Revenue Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 68.05</b>	<b>\$ 65.23</b>	<b>\$ 19.36</b>	<b>\$ 24.99</b>

**Approved LBC Request Impact:**

While there may be revenue increases in the criminal courts, significant increases in the civil courts are not expected.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	<b>Criminal</b>				<b>Civil</b>					
	<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>	<b>Juv. Dep.</b>
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	56.0%	78.0%	92.5%	92.0%	100.0%	100.0%	46.0%	99.0%	96.0%	100.0%
Standard Met?	NO	NO	YES	YES	YES	YES	NO	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	<b>Criminal</b>				<b>Civil</b>					
	<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>	<b>Juv. Dep.</b>
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	58.5%	69.5%	87.5%	68.0%	97.0%	99.0%	64.0%	98.5%	92.5%	97.0%
Standard Met?	NO	NO	YES	NO	YES	YES	NO	YES	YES	YES

**Collection Rate**

	<b>Criminal</b>				<b>Civil</b>				
	<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	3.9%	28.6%	21.2%	36.0%	99.1%	99.4%	73.7%	99.4%	97.8%
Standard Met?	NO	YES	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness:    **YES**  
For Collection Rate:    **YES**

**Impact on the above performance standards if LBC request is approved (or not)**

If additional funding is authorized, performance levels will at least stay the same, but expectations are that levels would improve. If funding is not approved, clerks would have to be reallocated to the courtroom. This would cause significant delays in case processing and other performance levels will deteriorate. Resources are exhausted. Stress levels are high which leads to poor performance and employee turnover, which further reduces productivity and increases costs.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The budget cap prevents Lake County from adding judicial support staff. Our FY 2005-06 expenditure cap is a very modest 3.65% (\$ 190,256) above the previous year's Approved Budget. 2.25% (\$119,059) was quickly absorbed by a 15% premium increase in health insurance costs (\$ 94,908), Workers' Compensation increase of 27% (\$ 8,005); an increased overtime budget of 59% (\$ 16,146), with the residue of 1.4% ( \$ 71,197) going towards operational needs and employee merit increases, which were below the Board of County Commissioner authorized levels for all other county employees. Additionally, the Clerk was unable to incorporate many of the recommendations made in a recent compensation study.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Lee**

**Clerk: Charlie Green**

**Date: December 13, 2005**

**1. New judges: 1    New magistrates: 0    New Clerk FTEs: 3    Cost per FTE: \$ 105,000**

**2. LBC Cap Amendment Request: \$ 105,000    Trust Fund Impact: \$ 105,000 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 47.30</b>	<b>\$ 61.26</b>	<b>\$ 14.17</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

Per case unit costs will increase unless more cases than projected occur. Case efficiencies are expected. Pending case backlogs should be reduced significantly.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 76.92</b>	<b>\$ 65.23</b>	<b>\$ 23.03</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

Additional revenues are not anticipated beyond original FY 2005-06 projections.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	16.5%	61.4%	99.4%	64.9%	96.1%	97.1%	56.2%	89.5%	94.8%	96.4%
Standard Met?	NO	NO	YES	NO	YES	YES	NO	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	59.9%	68.4%	96.6%	66.7%	95.0%	95.8%	86.5%	47.7%	91.7%	96.4%
Standard Met?	NO	NO	YES	NO	YES	YES	YES	NO	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	2.8%	66.2%	47.4%	71.8%	98.4%	99.5%	83.3%	100.0%	92.2%
Standard Met?	NO	YES	YES	YES	YES	YES	YES	YES	YES

Have the CCOC-approved standards for the LBC process been met?

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

Three staff are needed to support the new judge. If such staff are not received it will be difficult to increase or maintain our established performance standards. Probate filings have grown by 35%, Circuit Civil by 21%, and Family cases by 16%. The number of family cases in backlog has reached critical levels with 50.4% of cases pending over 180 days and 29% pending in excess of 300 days.

**6. Organization Chart (Provided to DFS Office.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

Despite a projected 4% growth in revenues, we do not expect to have sufficient dollars to meet our current needs and in addition the staffing of a newly established judge. Last budget year the Clerk's office was only allowed to increase their expenditures by 3% which did not keep up with the increase in health insurance, workers compensation, and other costs.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Leon**

**Clerk: Honorable Bob Inzer**

**Date: December 14, 2005**

**1. New judges: 0.8 New magistrates: 0.80 New Clerk FTEs: 4.0 Cost per FTE: \$ 35,000**  
(The Clerk is managing to cover the cost of 2 positions = equivalent of .8 judge/magistrate within his Approved FY 2005-06 budget)

**2. LBC Cap Amendment Request: \$ 140,000 Trust Fund Impact: \$ 140,000 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 66.78</b>	<b>\$ 61.26</b>	<b>\$ 24.18</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

This judge position will not increase the number of cases filed. Unit costs will rise slightly.

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 85.61</b>	<b>\$ 65.23</b>	<b>\$ 22.86</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

We do not expect a material impact on our revenues due to the judge position being allocated to felony and family law. There may be a modest increase in per case unit revenues.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

		<b>Criminal</b>				<b>Civil</b>					
		<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>	<b>Juv. Dep.</b>
Standard		80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
	within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance		99.9%	84.8%	97.5%	96.2%	85.7%	99.7%	68.7%	99.7%	98.6%	100.0%
Standard Met?		YES	YES	YES	YES	YES	YES	NO	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

		<b>Criminal</b>				<b>Civil</b>					
		<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>	<b>Juv. Dep.</b>
Standard		80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
	within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance		99.8%	97.3%	98.9%	96.0%	97.0%	99.3%	83.4%	99.5%	97.3%	95.4%
Standard Met?		YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

		<b>Criminal</b>				<b>Civil</b>				
		<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>
Semi-annual Standard		4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance		8.3%	26.4%	99.5%	40.6%	81.8%	95.5%	77.9%	98.4%	82.6%
Standard Met?		YES	YES	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

Cases will likely move through the process more quickly and reduce costs in county jails. Clerk's Office performance standards will be maintained with the funding of this position.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at the CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The FY 2005-06 Budget does not contain any new positions even though workloads naturally increase. The budget cap does not allow FTE funding increases to allow modest 3% raise which is less than the state which is the county's principal competitor for employees. However, even raises will be deferred until revenue projections are determined likely to be achieved. Resources to support funding additional positions to support the new judge position are not available. Court room and back office (filing, indexing, processing) requirements to service judges must be met with the requested positions.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Madison**

**Clerk: Honorable Tim Sanders**

**Date: December 14, 2005**

**1. New judges: 1.0 New magistrates: 0 New Clerk FTEs: 1.5 Cost per FTE: \$ 30,186**

**2. LBC Cap Amendment Request: \$ 45,279 Trust Fund Impact: \$ 45,279 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 29.96</b>	<b>\$ 61.26</b>	<b>\$ 22.31</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

*(Expenditures per case/defendants and per capita will increase unless there is a subsequent increase in number of cases/defendants and population.)*

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 66.83</b>	<b>\$ 65.23</b>	<b>\$ 49.78</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

*(No anticipated impact on revenues.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	81.5%	94.5%	95.5%	100.0%	95.5%	100.0%	100.0%	99.0%	99.5%	100.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	91.5%	87.0%	90.5%	93.0%	86.5%	98.5%	96.0%	100.0%	91.0%	93.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	2.1%	40.0%	100.0%	63.0%	97.0%	99.0%	56.0%	100.0%	100.0%
Standard Met?	NO	YES	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: **YES**  
For Collection Rate: **YES**

**Impact on the above performance standards if LBC request is approved (or not)**

Performance measures will continue to be met if we received the requested staff. If the request is not met, it will impact meeting the standards.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Audits Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The projected increase in revenues is only 1.39%. This amount of increase in our budget is not enough to pay for the additional staff needed for the new judge nor continue to take care of the increase in retirement, health insurance, etc..

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Marion**

**Clerk: Honorable David Ellspermann**

**Date: December 14, 2005**

**1. New judges: 2.0    New magistrates: 1.5    New Clerk FTEs: 9.0    Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 315,000    Trust Fund Impact: \$ 315,000 reduction**

**3. Budget Expenditure Analysis    \$ Per Case/Def.    Statewide Avg.    \$ Per capita    Statewide Avg.**

**FY 2005-06 Approved Budget    \$ 63.60    \$ 61.26    \$ 17.19    \$ 23.47**

**Approved LBC Request Impact:**

It is not assumed that more cases will be added to our FY 2005-06 projections. Therefore, there will be a slight increase in per case/defendant unit costs.

**4. Budget Revenue Analysis**

**FY 2005-06 Approved Budget    \$ 88.28    \$ 65.23    \$ 23.86    \$ 24.99**

**Approved LBC Request Impact:**

If criminal cases are heard ore timely, collection of criminal fines and costs can begin earlier which may increase collections. It must be tested before relying on it, however.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	84.5%	96.5%	97.0%	93.5%	99.0%	90.5%	99.0%	96.0%	95.0%	99.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	77.5%	71.0%	91.5%	72.5%	92.0%	93.5%	91.5%	73.0%	97.5%	92.5%
Standard Met?	NO	NO	YES	NO	YES	YES	YES	NO	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	7.0%	25.0%	16.0%	41.7%	98.9%	99.6%	84.7%	100.0%	88.4%
Standard Met?	YES	YES	NO	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness:    YES  
For Collection Rate:    YES

**Impact on the above performance standards if LBC request is approved (or not)**

With judge assignments to criminal dockets, cases should be heard more timely and fine collection should be expanded across four circuit and county judges from the previous three level. Judicial review proceedings will be handled in a more timely manner.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The Clerk's budget authorization increase for FY 2005-06 is 6.53%. This cap only allows for funding current positions along with increases in health and life insurance, retirement and cost of living increases. Therefore, in order to add staffing in support of new judicial positions, we need to increase our budget over the current cap.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Martin**

**Clerk: Honorable Marsha Ewing**

**Date: December 14, 2005**

**1. New judges: 2.0    New magistrates: 0    New Clerk FTEs: 5.0    Cost per FTE: \$ 35,000**  
(The Clerk managed the costs associated with serving 1.3 new magistrates within her Approved FY 2005-06 Budget)

**2. LBC Cap Amendment Request: \$ 175,000    Trust Fund Impact: \$ 175,000 reduction**

**3. Budget Expenditure Analysis      \$ Per Case/Def.    Statewide Avg.    \$ Per capita    Statewide Avg.**

**FY 2005-06 Approved Budget    \$ 76.94                      \$ 61.26                      \$ 26.21                      \$ 23.47**

**Approved LBC Request Impact:**

Unit costs will go up slightly unless the additional judges increase case production (not assumed)

**4. Budget Revenue Analysis**

**FY 2005-06 Approved Budget    \$ 95.38                      \$ 65.23                      \$ 32.49                      \$ 24.99**

**Approved LBC Request Impact:**

Civil cases will not produce additional revenues (pre-paid) and criminal court revenues are unlikely.

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	72.0%	62.0%	95.0%	26.0%	100.0%	100.0%	35.1%	100.0%	99.0%	98.0%
Standard Met?	NO	NO	YES	NO	YES	YES	NO	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	77.5%	77.0%	92.0%	74.0%	92.2%	98.0%	100.0%	98.0%	82.5%	98.0%
Standard Met?	NO	NO	YES	NO	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	4.0%	69.2%	13.2%	31.5%	100.0%	99.8%	78.4%	100.0%	96.2%
Standard Met?	NO	YES	NO	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

**For Timeliness:    YES**  
**For Collection Rate:    YES**

**Impact on the above performance standards if LBC request is approved (or not)**

New staff will allow us to improve our already acceptable performance measures. We would devote staff time to those divisions which are more marginal in timeliness for case input and docketing. New staff would help improve process and workflow in a number of divisions.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The Martin County FY 2005-06 expenditure cap is 5%. We currently have four staff members devoted to full time office positions covering court on a routine basis. Our ability to meet normal workload, operating and administrative expense increases in FY 2005-06 depends on the 5% funding provided in our Approved Budget. The cap expansion is vital for us to cover the additional positions to serve new judges.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Miami-Dade**    Clerk: Honorable Harvey Ruvin    Date: December 14, 2005

**1. New judges: 4.0    New magistrates: 0    New Clerk FTEs: 12.0    Cost per FTE: \$ 37,500**

**2. LBC Cap Amendment Request: \$ 450,000    Trust Fund Impact: \$ 450,000 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 59.61</b>	<b>\$ 61.26</b>	<b>\$ 26.45</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

*(An increase in per case/defendant and per capita will potentially take place unless there is a subsequent increase in the number of cases/defendants and population.)*

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 67.48</b>	<b>\$ 65.23</b>	<b>\$ 29.94</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

*(There is an expectation that new judges in felony will help increase revenues.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	99.6%	99.7%	98.4%	66.6%	88.2%	56.3%	80.4%	95.3%	73.5%	98.5%
Standard Met?	YES	YES	YES	NO	YES	NO	YES	YES	NO	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	95.4%	95.8%	91.2%	93.0%	91.6%	77.7%	83.4%	70.8%	69.7%	93.1%
Standard Met?	YES	YES	YES	YES	YES	NO	YES	NO	NO	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	11.8%	16.6%	35.0%	41.3%	99.7%	99.6%	67.6%	94.7%	97.1%
Standard Met?	YES	NO	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness:    YES  
For Collection Rate:    YES

**Impact on the above performance standards if LBC request is approved (or not)**

If our request is approved, we will be able to maintain our level of performance standards. If not approved, our performance standards will be negatively impacted because office staff will be reassigned to the courtrooms to support the new judge. We will have to use staff from other areas, such as the file rooms and front counter to go into the courtrooms. This will result in these areas becoming backlogged. In other cases, we may need to send supervisory personnel to staff court sessions, which would result in office units left unattended. This could have a negative impact on the quality of work since the unit supervisors will have less time to properly review the work.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

We cannot absorb the cost of additional staffing because we were under-funded in previous years. Due to the 3% cap on expenditure increases in FY 04-05, we were under-funded by \$3,934,600.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Monroe**

**Clerk: Danny Kolhage**

**Date: December 14, 2005**

**1. New judges: 0    New magistrates: 1.0\*    New Clerk FTEs: 1.5    Cost per FTE: \$ 37,500**

**2. LBC Cap Amendment Request: \$ 56,250    Trust Fund Impact: \$ 56,250 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 58.32</b>	<b>\$ 61.26</b>	<b>\$ 40.17</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**  
*(narrative)*

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 52.93</b>	<b>\$ 65.23</b>	<b>\$ 36.45</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**  
*(narrative)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**\*Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	93.0%	97.0%	96.0%	90.0%	99.0%	99.0%	100.0%	99.0%	99.0%	100.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**\*Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	89.0%	81.0%	95.0%	74.0%	98.0%	94.0%	66.0%	94.0%	95.0%	92.0%
Standard Met?	YES	YES	YES	NO	YES	YES	NO	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Quarterly Standard	2.25%	10.00%	10.00%	10.00%	22.50%	22.50%	22.50%	22.50%	18.75%
Actual Performance	26.8%	30.9%	6.0%	34.2%	92.6%	98.6%	75.5%	98.2%	91.9%
Standard Met?	YES	YES	NO	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: **YES**  
For Collection Rate: **YES**

\* Timeliness performance based on only one quarter of data

\* FTE equivalent for 8 part-time magistrates serving in three separate locations (upper, middle and lower Monroe County court locations).

**Impact on the above performance standards if LBC request is approved (or not)**

There will be no impact on our performance standards because we will not divert resources to provide new, unfunded court services. However, court efficiency will be negatively impacted if the special magistrates do not receive the clerical support they need.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

We expect to exceed our budget cap with the services we are providing now. We will not seek local funding to serve magistrates imposed on us by the state. We do not have idle staff and have already absorbed as much work as we can relative to the new special magistrates who are in place now.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Okaloosa**

**Clerk: Honorable Don Howard**

**Date: December 14, 2005**

**1. New judges: 1.0 New magistrates: 1.0 New Clerk FTEs: 5.0 Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 175,000 Trust Fund Impact: \$ 175,000 reduction**

**3. Budget Expenditure Analysis**

	\$ Per Case/Def.	Statewide Avg.	\$ Per capita	Statewide Avg.
<b>FY 2005-06 Approved Budget</b>	<b>\$ 50.70</b>	<b>\$ 61.26</b>	<b>\$ 17.86</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

*(It is expected that the per case/def and per capita expenditure will increase unless the number of such cases/defendants and population also increases.)*

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 75.11</b>	<b>\$ 65.23</b>	<b>\$ 26.47</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

*(The addition of the new judge will have no positive impact on collections.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	61.5%	81.5%	82.5%	98.5%	99.5%	98.0%	95.0%	99.0%	99.0%	97.0%
Standard Met?	NO	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	89.0%	80.5%	94.5%	91.5%	99.0%	98.0%	94.5%	98.0%	98.0%	93.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	10.6%	48.2%	52.6%	54.3%	98.4%	99.8%	77.4%	100.0%	96.9%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

The addition of this judge, and proper staffing, will enable cases to be processed more quick and backlogs to be cleared. Having proper staffing will help maintain our current level of efficiency in meeting the required performance measures.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

**Not Applicable.**

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The increase in our current approved budget, over last year, will be utilized for health insurance premium increases, FRS contribution increase and cost of living increases. Our office is currently under-funded due to the initial Article V budget constraints.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Okeechobee**    Clerk: Honorable Sharon Robertson    Date: December 14, 2005

1. New judges: 0.5    New magistrates: 0.2    New Clerk FTEs: 1.5    Cost per FTE: \$ 29,110

2. LBC Cap Amendment Request: \$ 43,665    Trust Fund Impact: \$ 43,665 reduction

3. Budget Expenditure Analysis	\$ Per Case/Def.	Statewide Avg.	\$ Per capita	Statewide Avg.
FY 2005-06 Approved Budget	\$ 78.78	\$ 61.26	\$ 31.31	\$ 23.47

**Approved LBC Request Impact:**

*(It is expected that per case/defendant and per capita rate will go up unless there is a subsequent increase in the number of cases/defendants and population.)*

**4. Budget Revenue Analysis**

FY 2005-06 Approved Budget	\$ 56.24	\$ 65.23	\$ 22.35	\$ 24.99
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**Approved LBC Request Impact:**

*(We do not expect revenue to be enhanced by the assignment of a new judge.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**\*Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	93.0%	91.5%	84.0%	78.0%	85.0%	87.5%	97.5%	64.0%	88.0%	85.5%
Standard Met?	YES	YES	YES	NO	YES	YES	YES	NO	YES	YES

**\*Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	91.5%	73.5%	86.0%	84.5%	87.5%	87.5%	99.0%	69.0%	87.5%	87.5%
Standard Met?	YES	NO	YES	YES	YES	YES	YES	NO	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	7.2%	43.4%	10.0%	61.8%	98.3%	99.5%	79.4%	99.5%	77.7%
Standard Met?	YES	YES	NO	YES	YES	YES	YES	YES	YES

Have the CCOC-approved standards for the LBC process been met?

For Timeliness:    YES  
For Collection Rate: YES

\* Timeliness performance based on only one quarter of data

**Impact on the above performance standards if LBC request is approved (or not)**

**Not having proper staffing would negatively affect our ability to meet timeliness requirements and also our collection rate standards. On the positive side, approval of our request would contribute to improving our timeliness and collection rate.**

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The additional costs for staffing the new judge and all of the employee related expenses are not included in the current 05/06 approved budget. Without a budget increase to cover expenses of staffing the new judge the current Clerk employees would have a problem keeping up with increased court work and file preparations.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Orange**

**Clerk: Honorable Lydia Gardner**

**Date: December 14, 2005**

**1. New judges: 3.0    New magistrates: 0    New Clerk FTEs: 7.0    Cost per FTE: \$ 35,000**  
(The Clerk is managing the costs to support 5 magistrates and the costs of two Clerk positions associated with the 3 authorized judges within her CCOC Approved FY 2005-06 Budget.)

**2. LBC Cap Amendment Request: \$ 245,000    Trust Fund Impact: \$ 245,000 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 62.36</b>	<b>\$ 61.26</b>	<b>\$ 23.45</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

*(It is expected that expenditures per case/defendant and per capital will increase with new funding unless the number of cases/defendants and/or population subsequently increases.)*

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 66.85</b>	<b>\$ 65.23</b>	<b>\$ 25.13</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

*(There is no expectation that revenue per case/defendants or per capita will increase.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	95.8%	91.0%	97.2%	93.9%	99.5%	99.9%	96.4%	100.0%	100.0%	98.2%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	73.2%	87.9%	95.9%	87.5%	92.2%	96.2%	85.4%	98.0%	98.9%	94.4%
Standard Met?	NO	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Quarterly Standard	2.25%	10.00%	10.00%	10.00%	22.50%	22.50%	22.50%	22.50%	18.75%
Actual Performance	2.4%	17.0%	4.0%	23.0%	100.0%	99.0%	92.0%	98.0%	100.0%
Standard Met?	YES	YES	NO	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness:    **YES**  
For Collection Rate:    **YES**

**Impact on the above performance standards if LBC request is approved (or not)**

The office currently meets or exceeds the performance measures by which we are required to abide. While the additional request for funding will not positively or negatively affect our ability to realize changes in performance and revenue collections (as these positions are tied to the support of new judgeships), the funding will allow us to maintain service and collection levels from the simple fact that we will not have to cannibalize staff from other areas. A denial of the request will significantly impact our ability to meet performance and collection expectations, as we will need to reassign existing staff to the courtroom and away from their current duties.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The following items have already been funded from the 4.91% projected revenue increase: the employer portion of life insurance and health benefits increased by 8.2% for FY 2005-06; the risk management and bank charges that are necessary to operate have increased by 37% and 31.9% respectively; and the competitive wage market in our area is currently providing a 3.5% wage increase to employees. While our office must compete in this market, our budget reflects only a 3% wage increase.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Osceola**

**Clerk: Honorable Larry Whaley**

**Date: December 14, 2005**

**1. New judges: 0 New magistrates: 1.0 New Clerk FTEs: 2.5 Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 87,500 Trust Fund Impact: \$ 87,500 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 54.98</b>	<b>\$ 61.26</b>	<b>\$ 25.71</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

*(It is expected that the per case/def and per capital expenditure rate will increase unless there is a subsequent increase in the number of cases/defendants and/or population.)*

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 72.32</b>	<b>\$ 65.23</b>	<b>\$ 33.82</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

*(It is not known at this time if there will be an increase in revenues due to an additional magistrate.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	98.0%	97.8%	87.5%	70.5%	99.0%	100.0%	40.0%	100.0%	100.0%	94.5%
Standard Met?	YES	YES	YES	NO	YES	YES	NO	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	100.0%	99.8%	100.0%	99.5%	100.0%	98.9%	98.0%	100.0%	100.0%	100.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Quarterly Standard	2.25%	10.00%	10.00%	10.00%	22.50%	22.50%	22.50%	22.50%	18.75%
Actual Performance	24.0%	55.0%	37.0%	35.0%	100.0%	100.0%	94.0%	99.8%	99.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

Without the additional FTEs our performance measure standards may likely fall short and it may negatively affect court operations.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

Due to the pressures on our FY 2005-06 budget related to insurance, retirement, and other costs it will be difficult to cover these expenses without seriously affecting our operations.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Palm Beach**

**Clerk: Honorable Sharon Bock**

**Date: December 14, 2005**

**1. New judges: 2.0    New magistrates: 0    New Clerk FTEs: 6.0    Cost per FTE: \$ 37,500**

**2. LBC Cap Amendment Request: \$ 225,000    Trust Fund Impact: \$ 225,000 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 66.92</b>	<b>\$ 61.26</b>	<b>\$ 24.93</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

*(It is expected that the expenditure per case/defendant and per capital will increase unless the number of defendant/cases and population increases.)*

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 58.49</b>	<b>\$ 65.23</b>	<b>\$ 21.79</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

*(At this time there is no expectation that there will be a substantial increase in revenues due to new judges.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

		<b>Criminal</b>				<b>Civil</b>					
		<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>	<b>Juv. Dep.</b>
Standard		80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
	within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance		89.3%	96.9%	92.9%	82.3%	99.1%	94.7%	94.8%	94.8%	99.6%	93.1%
Standard Met?		YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

		<b>Criminal</b>				<b>Civil</b>					
		<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>	<b>Juv. Dep.</b>
Standard		80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
	within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance		98.9%	96.6%	95.5%	94.1%	96.7%	96.5%	97.1%	96.2%	95.2%	96.1%
Standard Met?		YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

		<b>Criminal</b>				<b>Civil</b>				
		<b>Circuit</b>	<b>County</b>	<b>Juv. Del.</b>	<b>Traffic</b>	<b>Circuit</b>	<b>County</b>	<b>Traffic</b>	<b>Probate</b>	<b>Family</b>
Quarterly Standard		2.25%	10.00%	20.00%	10.00%	45.00%	45.00%	22.50%	45.00%	37.50%
Actual Performance		0.3%	17.0%	21.3%	27.0%	99.7%	99.2%	35.0%	99.6%	100.0%
Standard Met?		NO	YES	YES	YES	YES	YES	YES	YES	YES

\* Only One Quarter of Data

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness:   **YES**  
For Collection Rate: **YES**

**Impact on the above performance standards if LBC request is approved (or not)**

We will be able to maintain our current level of performance only if the request is approved.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

Palm Beach County will be receiving 2 new judges. We expect to continue to be a deficit county. Therefore, without this cap increase we cannot fund the 6 new positions needed to support the new judges.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Pasco**

**Clerk: Honorable Jed Pittman**

**Date: December 14, 2005**

**1. New judges: 3.0 New magistrates: 1.0 New Clerk FTEs: 10.0 Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 350,000 Trust Fund Impact: \$ 350,000 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 86.17</b>	<b>\$ 61.26</b>	<b>\$ 27.47</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

*(The revenue and performance information is not currently subject to projection.)*

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 63.78</b>	<b>\$ 65.23</b>	<b>\$ 20.33</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

*(The revenue and performance information is not currently subject to projection.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	56.0%	83.0%	80.5%	58.5%	99.6%	99.9%	89.0%	99.9%	95.5%	84.5%
Standard Met?	NO	YES	YES	NO	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	80.0%	90.0%	85.5%	92.0%	84.3%	84.1%	89.0%	96.1%	79.1%	85.5%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	NO	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	3.0%	28.0%	29.0%	47.8%	99.9%	99.6%	85.3%	98.1%	85.6%
Standard Met?	NO	YES	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

If the request is not approved, one solution to assuring the Clerk can continue to perform duties is to approach the Chief Judge of the Circuit and seek a reduced court calendar until we are able to have the required staff in place and trained.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The current expenditure cap approved by the CCOC required that our office cut approximately \$724,333 for our court-related budget. The reduction was achieved by eliminating needed positions with associated costs and limiting funding on capital items.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Pinellas**

**Clerk: Honorable Ken Burke**

**Date: December 14, 2005**

**1. New judges: 2.0    New magistrates: 0    New Clerk FTEs: 6.0    Cost per FTE: \$ 36,800**

**2. LBC Cap Amendment Request: \$ 220,800    Trust Fund Impact: \$ 220,800 reduction**

**3. Budget Expenditure Analysis    \$ Per Case/Def.    Statewide Avg.    \$ Per capita    Statewide Avg.**

**FY 2005-06 Approved Budget    \$ 78.71    \$ 61.26    \$ 24.47    \$ 23.47**

**Approved LBC Request Impact:**

*(Expenditures per cases/defendants and per capita will increase unless the number of cases/dependents increase as well.)*

**4. Budget Revenue Analysis**

**FY 2005-06 Approved Budget    \$ 72.79    \$ 65.23    \$ 22.63    \$ 24.99**

**Approved LBC Request Impact:**

*(With the addition of two new judges, we expect the potential for some additional revenue to be generated as a result of the assignments.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	98.5%	97.5%	98.0%	94.5%	100.0%	100.0%	57.5%	99.9%	100.0%	98.5%
Standard Met?	YES	YES	YES	YES	YES	YES	NO	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	99.0%	98.5%	99.0%	98.0%	99.0%	99.0%	99.0%	95.5%	98.5%	98.5%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	2.9%	26.4%	26.0%	27.7%	99.9%	99.6%	38.1%	100.0%	94.3%
Standard Met?	NO	YES	YES	YES	YES	YES	NO	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness:    YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

If not approved, existing staff would have to be reassigned to cover the court related functions as a priority and intake of new cases, docketing and filing of pleadings as well as internal collection efforts would become a secondary assignment with a negative impact on our performance standards, as well as our service to the public.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The current budget is insufficient to cover the added costs of salaries, health insurance, other related benefits and overall operating costs expended for a new position.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Polk**

**Clerk: Honorable Richard Weiss**

**Date: December 14, 2005**

**1. New judges: 3.5 New magistrates: 0 New Clerk FTEs: 9.0 Cost per FTE: \$ 31,961**

(The Clerk managed staffing requirements for 1.5 magistrates and .05 judge FTE costs within his FY 2005-06 Approved Budget)

**2. LBC Cap Amendment Request: \$ 287,649 Trust Fund Impact: \$ 287,649 reduction**

**3. Budget Expenditure Analysis \$ Per Case/Def. Statewide Avg. \$ Per capita Statewide Avg.**

**FY 2005-06 Approved Budget \$ 61.68 \$ 61.26 \$ 23.20 \$ 23.47**

**Approved LBC Request Impact:**

*(There is expected to be an increase in per case/def and per capita expense unless there are subsequent increases in the number of cases/defendants or population.)*

**4. Budget Revenue Analysis**

**FY 2005-06 Approved Budget \$ 64.46 \$ 65.23 \$ 24.24 \$ 24.99**

**Approved LBC Request Impact:**

*(We will not necessarily see an increase in revenue as a result of adding new judges because the new judges are specifically for felony cases. Collection for such cases is minimal.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	95.6%	91.1%	64.0%	79.3%	99.6%	99.9%	95.0%	100.0%	99.8%	90.5%
Standard Met?	YES	YES	NO	NO	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	95.7%	94.2%	78.5%	94.0%	97.3%	98.7%	97.9%	100.0%	98.0%	69.5%
Standard Met?	YES	YES	NO	YES	YES	YES	YES	YES	YES	NO

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	10.00%	20.00%	22.50%	22.50%	22.50%	22.50%	18.75%
Actual Performance	2.3%	17.5%	20.6%	30.4%	100.0%	99.0%	44.0%	100.0%	100.0%
Standard Met?	NO	NO	YES	YES	YES	YES	YES	YES	YES

\* Only One Quarter of Data

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

If the request is funded the impact on performance would affect our timeliness standards. Without the additional staffing we would have to provide coverage for the workload created from the new judges with existing staff. Moving current staff to handle courtroom duties would result in our inability to meet the mandated performance measures.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

All of the projected increase in additional revenue for 05/06 is necessary to meet current staffing needs. Our budget included a cost of living increase and merit increase for staff. In addition, we included a pay plan adjustment. During the last several years, the cost of inflation outpaced our wage growth. A labor market survey confirmed that our average hourly rate was approximately 12% less than other employees and governmental entities within the local market area. We are losing staff to private agencies as well as to the State Attorney's and Court Administrator's offices.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: St. Lucie**

**Clerk: Honorable Edwin M. Fry Jr.**

**Date: December 14, 2005**

**1. New judges: 2.0 New magistrates: 1.0 New Clerk FTEs: 7.5 Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 262,500 Trust Fund Impact: \$ 262,500 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 69.89</b>	<b>\$ 61.26</b>	<b>\$ 30.78</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

*(Expenditures per case/defendants and per capita will increase unless there is a subsequent increase in number of cases/defendants and population.)*

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 66.56</b>	<b>\$ 65.23</b>	<b>\$ 29.31</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

*(No anticipated impact on revenues.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	61.4%	49.7%	77.7%	30.4%	99.7%	99.2%	95.8%	100.0%	99.7%	90.7%
Standard Met?	NO	NO	NO	NO	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	80.9%	53.2%	93.5%	51.6%	86.9%	97.8%	87.9%	89.9%	98.1%	96.5%
Standard Met?	YES	NO	YES	NO	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	3.5%	35.6%	13.3%	41.2%	89.6%	99.6%	77.7%	100.0%	97.7%
Standard Met?	NO	YES	NO	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

If the staff are not provided there will continue to be significant delays in family court. Additional staffing for a new family judge will allow individuals to have their cases processed faster. Currently staff is unable to process misdemeanor cases as quickly as we need to. Without new clerk staff to support the new county judge we would have to eliminate customer assistance for county civil and small claims during court and at least one other day in order for the clerks to process all of the court case information.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at the CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The current budget does not provide sufficient dollars to provide enough staff to handle processing misdemeanor cases in an efficient manner.

# CLERK'S LEGISLATIVE BUDGET COMMISSION CAP AMENDMENT REQUEST

**County: Sumter**

**Clerk: Honorable Gloria Hayward**

**Date: December 14, 2005**

**1. New judges: 0.5 New magistrates: 0.5 New Clerk FTEs: 2.0 Cost per FTE: \$ 35,000**

**2. LBC Cap Amendment Request: \$ 70,000 Trust Fund Impact: \$ 70,000 reduction**

<b>3. Budget Expenditure Analysis</b>	<b>\$ Per Case/Def.</b>	<b>Statewide Avg.</b>	<b>\$ Per capita</b>	<b>Statewide Avg.</b>
<b>FY 2005-06 Approved Budget</b>	<b>\$ 55.18</b>	<b>\$ 61.26</b>	<b>\$ 22.02</b>	<b>\$ 23.47</b>

**Approved LBC Request Impact:**

*(Increased expenditures will increase per case and per capita unless there is a growth in cases/defendants.)*

**4. Budget Revenue Analysis**

<b>FY 2005-06 Approved Budget</b>	<b>\$ 84.22</b>	<b>\$ 65.23</b>	<b>\$ 33.61</b>	<b>\$ 24.99</b>
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**Approved LBC Request Impact:**

*(It is expected that the new position will not impact revenue collections.)*

**5. Performance Analysis**

**FY 2004-05 Performance**

**Timeliness** - Projected # of new cases OPENED within X business days after initial documents are clocked in

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	2 days	3 days	2 days	2 days	2 days	2 days	4 days	2 days	3 days	2 days
Actual Performance	98.5%	99.0%	94.5%	95.0%	100.0%	100.0%	100.0%	100.0%	99.0%	100.0%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Timeliness** - Projected # of docketed entries entered within X business days after clocked in/action taken date

	Criminal				Civil					
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family	Juv. Dep.
Standard	80%	80%	80%	80%	80%	80%	80%	80%	80%	80%
within	3 days	3 days	3 days	3 days	3 days	3 days	4 days	3 days	3 days	3 days
Actual Performance	94.5%	93.0%	90.5%	91.0%	82.5%	92.5%	98.0%	90.5%	93.5%	97.5%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Collection Rate**

	Criminal				Civil				
	Circuit	County	Juv. Del.	Traffic	Circuit	County	Traffic	Probate	Family
Semi-annual Standard	4.50%	20.00%	20.00%	20.00%	45.00%	45.00%	45.00%	45.00%	37.50%
Actual Performance	13.9%	58.3%	36.7%	61.3%	100.0%	99.7%	84.2%	100.0%	99.4%
Standard Met?	YES	YES	YES	YES	YES	YES	YES	YES	YES

**Have the CCOC-approved standards for the LBC process been met?**

For Timeliness: YES  
For Collection Rate: YES

**Impact on the above performance standards if LBC request is approved (or not)**

The new judge will be working on a backlog of old cases that need to be scheduled for non-jury as well as jury trials. There are currently not sufficient staff to cover additional judges.

**6. Organization Chart (Previously Provided to DFS Staff.)**

**7. Available Audits (Available at CCOC Office.)**

**8. Explanation: Is there any impact related to judgeships being transferred from one county to another?**

Not Applicable.

**9. Explanation: Why must the county's Approved FY 2005-06 Budget Cap be increased?**

The current budget does not provide sufficient funds. A supplemental request has already been made to the county due to increases in health insurance and the current county pay plan so the current 05/06 is not sufficient. At the same time, we are sending to the State approximately \$1,000,000 in surplus revenue for FY 05/06.