

The Counties Role In Implementation, Operation and Funding of Criminal Justice Technology at the Local Level

Debra Nesbit, Associate Legislative Director
Association County Commissioners of Georgia

ACCG

How are technology needs currently procured and paid for by County Criminal Justice Agencies?

<u>Criminal Justice Agency</u>	<u>County Constitutional Officer</u>	<u>Procurement</u>	<u>Funded</u>
Sheriff (Law Enforcement/Jail) Fund	Yes	Sheriff	County General
County Police (10 Departments)	No	County	County General Fund
District Attorney Fund/Other	No (State)	DA/County	County General
Clerk of Superior Court	Yes	Clerk	County General Fund
Magistrate Court Fund	No	Judge/County	County General
Probate Court Fund	Yes	Judge	County General
Juvenile Court County General Fund	No	Judge/County	
State Court	No	Judge/County	County General Fund
Superior Court County General Fund	No (State)		Judge/County

Note: Some State, Probate and Magistrate Courts have local legislation for a Technology Fee

Note: The Superior Court Clerk's Authority provides some hardware for Superior Court Clerks

Who has made the investment in technology that is in place at the County Level?

THE COUNTY

Although the county pays for the technology, they do not make the decision about what technology is purchased, particularly for the Constitutional Officers. If the Constitutional Officer has the funding in their budget, they can make the decision as to what to purchase.

Who is the largest user of the data from the systems the counties have paid for besides the day to day user?

THE STATE

How much has the state invested in the systems at the local level that collect the data they require?

Nothing.....

Fees as a Revenue Source

What does it look like?

Sample Civil Filing in Superior Court

Base Filing Fee		\$58.00
Deduction		- 1.00 Superior Court Clerks Retirement Fund
Deduction		- <u>5.00 Law Library Fee</u>
Total to County General Fund		\$52.00
Add on		+ 1.00 Superior Court Clerks Retirement Fund
Add on		+ 1.00 Sheriff's Retirement Fund
Add on		+ 15.00 Indigent Defense Fund
Add on	Up to	+10.00 Alternative Dispute Resolution (ADR)
Add on		<u>+125.00 Judicial Operations Fund</u>
	TOTAL TO FILER	\$210.00

County General Fund = \$ 52.00

State General Fund = \$140.00 Judicial Operations Fund and Indigent Defense Fund

Local Designated = \$ 18.00 Law Library and ADR

Sample DUI Case in State Court

DUI Fine	\$ 700.00
Deduction	- 70.00 Police Officer's Annuity and Benefit Fund (POAB)
Deduction	- 2.00 Superior Court Clerks Retirement Fund (SCCRF)
Deduction	- 2.00 Sheriff's Retirement Fund (SRF)
Add on	+ 10.50 Joshua's Law
Add on	+ 50.00 Police Officer Prosecutor Training Fund (POPTF-A)
Add on	+ 70.00 Indigent Defense Fund (POPTF-B)
Add on	+ 26.00 Crime Victims Emergency Fund (CVEF)
Add on	+ 70.00 Brain and Spinal Injury Trust Fund (BSITF)
Add on	+ 25.00 State General Fund (Crime Lab Fee)
Add on	+ 70.00 Jail Fund
Add on	+ 350.00 Drug Abuse Treatment Education Fund (DATE)
Add on	+ 35.00 Local Victims Assistance Program (LVAP)
Add on	+ <u>5.00 Law Library</u>
FINAL TOTAL FINE	\$1,411.50

County General Fund \$626.00

Retirement Annuity Funds \$74.00

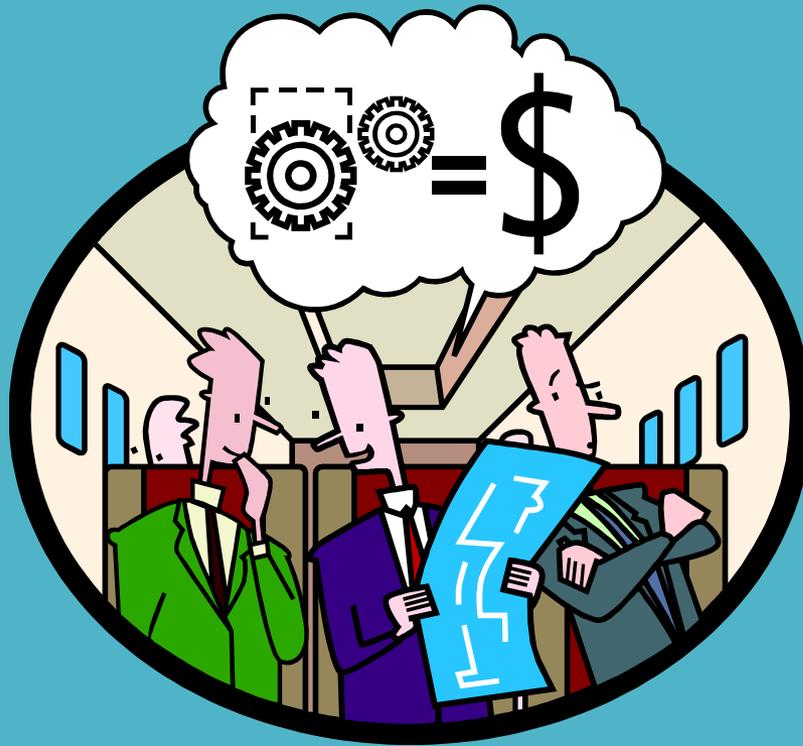
State Controlled Funds \$251.00

Local Designated Use Funds \$460.00

WHO PAYS FOR THE OPERATION OF THE COURTS?

THE COUNTY

Some salaries in superior court are state paid, but the county funds all operating costs and salaries for non state paid employees at the superior court level, all salaries and operations for all other levels of court and the clerk's office.



HOW CAN STATWIDE TECHNOLOGY INTEGRATION BE FUNDED?

The counties say “No New Fees, Please!”

Other Alternatives

- The Judicial Operations Fund was created by the Legislature in 2010
- The Fee is \$125.00 on all civil filings in superior court that is remitted to the State General Fund with no designated purpose
- A \$125.00 Fee is applied to all civil filings in state court, with \$75.00 remitted to the State General Fund, and \$50.00 retained at the local level. Note: State court is fully funded by the county

How Much Revenue Does the Judicial Operations Fund Generate?

FY 2010 (one month)	\$	794,125
FY 2011 (first full year)	\$	31,024,485
FY 2012	\$	24,842,001
FY 2013	\$	21,622,836
FY 2014	\$	19,128,853
FY 2015 (1 st Quarter)	\$	<u>4,895,785</u>

TOTAL COLLECTED \$102,308,085

Judicial Operations Fund

This fund seems an appropriate funding mechanism for Court Technology – perhaps a portion of this fee can be used to fund the technology integration.

THANK YOU!!!

ACCGG appreciates this committee studying this important issue and allowing us to provide you with information today.