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Total Judicial Branch Funding by Source of Authority 2015 Biennium Budget					
Funds	HB 2	Non-Budgeted Proprietary	Statutory Appropriation	Total All Sources	% Total All Funds
General Fund	\$77,075,900	\$0	\$0	\$77,075,900	93.2%
State Special Total	\$5,010,773	\$0	\$0	\$5,010,773	6.1%
02141 Youth Court Fees	\$181,194	\$0	\$0	\$181,194	0.2%
02399 Boards And Commissions - Mji	\$129,796	\$0	\$0	\$129,796	0.2%
02431 Water Adjudication	\$2,166,372	\$0	\$0	\$2,166,372	2.6%
02536 Legal Assistance	\$281,338	\$0	\$0	\$281,338	0.3%
02576 Natural Resources Operations Ssr Fu	\$2,062,727	\$0	\$0	\$2,062,727	2.5%
02788 Acc. Cty Sick/vacation Leave	\$116,842	\$0	\$0	\$116,842	0.1%
02961 State Grants To Drug Courts	\$72,504	\$0	\$0	\$72,504	0.1%
Federal Special Total	\$243,830	\$0	\$0	\$243,830	0.3%
03240 Court Assessment Program	\$243,830	\$0	\$0	\$243,830	0.3%
Proprietary Total	\$0	\$368,529	\$0	\$368,529	0.4%
06019 Law Library Searches/research	\$0	\$368,529	\$0	\$368,529	0.4%
Total All Funds	\$82,330,503	\$368,529	\$0	\$82,699,032	100.0%
Percent - Total All Sources	99.6%	0.4%	0.0%		

5% Base Budget Reduction Form

17-7-111-3(f)

AGENCY CODE & NAME:

		Minimum Requirement	
		General Fund	State Special Revenue Fund
TARGETED REDUCTION TO EQUAL 5% OF CURRENT BASE BUDGET		\$ 1,751,946	\$ 15,311
Priority	SERVICE(S) TO BE ELIMINATED OR REDUCED	General Fund Annual Savings	State Special Revenue Annual Savings
1	Supreme Court Operations Program - Civil Legal Assistance		\$ 7,255
2	Supreme Court Operations - Operational Categories		\$ 3,336
3	District Court Operations - Probation Fees		\$ 4,720
4	Law Library - Operational Categories	\$ 43,742	
5	Clerk of Court - Operational Categories	\$ 23,552	
6	District Court Operations - Witness Costs	\$ 84,258	
7	District Court Operations - Jury Cotst	\$ 564,597	
8	District Court Operations - Evaluations	\$ 169,232	
9	Supreme Court Operations - Drug Courts	\$ 866,565	
10			
11			
	TOTAL SAVINGS	\$ 1,751,946	\$ 15,311
	DIFFERENCE		0 0

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100, Judicial Branch, Supreme Court Operations

#1 **BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:**

Reduction of spending authority to transfer filing fee state special revenue to Montana Legal Services for providing legal representation for indigent victims in civil matters in domestic violence cases and for alternative dispute resolution initiatives in family law cases.

#2 THE SAVINGS THAT ARE EXPECTED:

\$7,255 State Special Revenue

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

Payment to Montana Legal Services will be reduced which may result in revenue exceeding spending authority. Services provided by Montana Legal Services to indigent victims of domestic violence cases will be reduced.

#4**HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED:**

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes. 3-2-714 and 25-1-201 (3) (a) MCA

5% Base Budget Reduction Form**AGENCY CODE & NAME:**

21100, Judicial Branch, Supreme Court Operations

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

Reduction of operational categories including printing, contracted services, office supplies, postage, long distance and other telephone costs, travel, and meeting costs. State Special expenditure reduction due to funds collected for training conferences for Courts of Limited Jurisdiction Judges and Clerks.

#2 THE SAVINGS THAT ARE EXPECTED:

\$3,336 State Special Revenue Funds

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

Reductions in costs related to statutorily mandated training of Courts of Limited Jurisdiction Judges.

#4**HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED:**

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes. 3-10-203 MCA

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100, Judicial Branch, District Court Operations

#1 **BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:**

Reduction of expenses related to probation fees revenue. Reduction would be to training, supplies and materials and other miscellaneous expenditure categories.

#2 **THE SAVINGS THAT ARE EXPECTED:**

\$4,720 State Special Revenue Fund

#3 **THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:**

Reduced operational costs in all areas affect staff efficiency and effectiveness. Reduction of training and related travel directly affect the professional development of staff. Reductions in equipment maintenance and replacement threaten Branch missions. The Branch would be unable to comply with state standards, react to technological changes or provide the tools necessary for staff to perform critical work.

#4

HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED:

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 **WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:**

Yes. Title 41, MCA.

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100, Judicial Branch, Law Library

#1 **BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:**

Reduction in purchase of books and other library materials.

#2 **THE SAVINGS THAT ARE EXPECTED:**

\$43,742 General Fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

Cuts will be made to materials purchased and used by the legislative branch and executive agencies. In past years this has led to those agencies each purchasing duplicate titles, but being unaware of the redundancies in spending. Required titles will not be available for loaning to public libraries, the other courts around the state, court officers, and the general public. Litigants will be less prepared for trial, which will delay judicial opinions and sentences.

#4

HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED:

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes. Title 22, Chapter 1, Part 5, MCA.

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100, Judicial Branch, Clerk of Court

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

Reduction of all operational categories including copying, office supplies, postage, records storage, long distance and other telephone charges, travel, office equipment maintenance and training.

#2 THE SAVINGS THAT ARE EXPECTED:

\$23,552 General Fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

Reductions would severely impede the Clerk of Court from performing required duties in support of the Montana Supreme Court.

#4

HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED:

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes, Title 3, Chapter 2, Part 4, MCA.

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100, Judicial Branch, District Court Operations

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

Eliminate the reimbursement of witness and expert witness fees and related costs in District Courts.

#2 THE SAVINGS THAT ARE EXPECTED:

\$84,258 General Fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

Costs of witnesses called by the Attorney General or County Attorneys would not be paid or would be paid by local governments. Costs were assumed by the state from the counties in 2002. Statutory change would be necessary.

#4

HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED:

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes, 26-2-506 and 46-15-116, MCA.

5% Base Budget Reduction Form

AGENCY CODE & NAME:

21100, Judicial Branch, District Court Operations

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

Eliminate the reimbursement of jury fees and related costs in District Courts.

#2 THE SAVINGS THAT ARE EXPECTED:

\$564,597 General Fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

Jury fees and related costs (mileage, postage, etc) would not be paid or would be paid by local governments. Costs were assumed by the state from the counties in 2002. Statutory change would be necessary.

#4**HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED:**

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes, 3-5-901 and 3-15-201, MCA.

5% Base Budget Reduction Form**AGENCY CODE & NAME:**

21100, Judicial Branch, District Court Operations

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

Eliminate the payment of court ordered evaluations, fitness to proceed evaluations and psychosexual evaluations in criminal cases in District Courts.

#2 THE SAVINGS THAT ARE EXPECTED:

\$169,232 General Fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

Evaluation costs of defendants in criminal cases would not be paid or would be paid by local governments. Costs were assumed by the state from the counties in 2002. Statutory change would be necessary.

#4 HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED:

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

Yes, 46-14-206, 46-14-221 and 46-18-111, MCA.

5% Base Budget Reduction Form**AGENCY CODE & NAME:**

21100, Judicial Branch, Supreme Court Operations

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

Eliminate the payment for alcohol and drug treatment court costs and administration.

#2 THE SAVINGS THAT ARE EXPECTED:

\$866,565 General Fund

#3 THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

Nationally and in Montana, drug court programs have resulted in lowered recidivism rates for offenders, substantially reduced drug use, allowed offenders to stay in their communities to support their families, work and pay taxes and reduced the number of babies born drug addicted. Eliminating drug courts would reverse these impacts.

#4

HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED:

The Judicial Branch does not currently have any other option to mitigate this reduction.

#5 WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL STATUTE - YES OR NO:

No, allowed but not required 46-1-1104, MCA

5% Base Budget Reduction Form

AGENCY CODE & NAME:

#1 BRIEF DESCRIPTION OF SERVICE TO BE CONSIDERED FOR ELIMINATION OR REDUCTION:

#2 THE SAVINGS THAT ARE EXPECTED:

#3

THE CONSEQUENCES OR IMPACTS OF THE PROPOSED ELIMINATION OR REDUCTION:

#4 HOW THE IMPACT TO CONSTITUENTS AND STAFF MIGHT BE MITIGATED:

#5

**WHETHER THE SERVICE IS SPECIFICALLY REQUIRED BY STATE & /OR FEDERAL
STATUTE - YES OR NO:**

Judicial Branch Goals and Objectives

Montana Constitutional Authorizations:

<p>ARTICLE II</p> <p>DECLARATION OF RIGHTS</p>	<p>Section 16. The administration of justice. Courts of justice shall be open to every person, and speedy remedy afforded for every injury of person, property, or character. No person shall be deprived of this full legal redress for injury incurred in employment for which another person may be liable except as to fellow employees and his immediate employer who hired him if such immediate employer provides coverage under the Workmen's Compensation Laws of this state. Right and justice shall be administered without sale, denial, or delay.</p>
	<p>Section 17. Due process of law. No person shall be deprived of life, liberty, or property without due process of law.</p>
	<p>Section 18. State subject to suit. The state, counties, cities, towns, and all other local governmental entities shall have no immunity from suit for injury to a person or property, except as may be specifically provided by law by a 2/3 vote of each house of the legislature.</p>
	<p>Section 19. Habeas corpus. The privilege of the writ of habeas corpus shall never be suspended.</p>
	<p>Section 20. Initiation of proceedings. (1) Criminal offenses within the jurisdiction of any court inferior to the district court shall be prosecuted by complaint. All criminal actions in district court, except those on appeal, shall be prosecuted either by information, after examination and commitment by a magistrate or after leave granted by the court, or by indictment without such examination, commitment or leave. (2) A grand jury shall consist of eleven persons, of whom eight must concur to find an indictment. A grand jury shall be drawn and summoned only at the discretion and order of the district judge.</p>
	<p>Section 21. Bail. All persons shall be bailable by sufficient sureties, except for capital offenses, when the proof is evident or the presumption great.</p>
	<p>Section 22. Excessive sanctions. Excessive bail shall not be required, or excessive fines imposed, or cruel and unusual punishments inflicted.</p>
	<p>Section 23. Detention. No person shall be imprisoned for the purpose of securing his testimony in any criminal proceeding longer than may be necessary in order to take his deposition. If he can give security for his appearance at the</p>

	time of trial, he shall be discharged upon giving the same; if he cannot give security, his deposition shall be taken in the manner provided by law, and in the presence of the accused and his counsel, or without their presence, if they shall fail to attend the examination after reasonable notice of the time and place thereof.
	Section 24. Rights of the accused. In all criminal prosecutions the accused shall have the right to appear and defend in person and by counsel; to demand the nature and cause of the accusation; to meet the witnesses against him face to face; to have process to compel the attendance of witnesses in his behalf, and a speedy public trial by an impartial jury of the county or district in which the offense is alleged to have been committed, subject to the right of the state to have a change of venue for any of the causes for which the defendant may obtain the same.
	Section 25. Self-incrimination and double jeopardy. No person shall be compelled to testify against himself in a criminal proceeding. No person shall be again put in jeopardy for the same offense previously tried in any jurisdiction.
	Section 26. Trial by jury. The right of trial by jury is secured to all and shall remain inviolate. But upon default of appearance or by consent of the parties expressed in such manner as the law may provide, all cases may be tried without a jury or before fewer than the number of jurors provided by law. In all civil actions, two-thirds of the jury may render a verdict, and a verdict so rendered shall have the same force and effect as if all had concurred therein. In all criminal actions, the verdict shall be unanimous.
	Section 27. Imprisonment for debt. No person shall be imprisoned for debt except in the manner provided by law, upon refusal to deliver up his estate for the benefit of his creditors, or in cases of tort, where there is strong presumption of fraud.
	Section 28. Criminal justice policy -- rights of the convicted. (1) Laws for the punishment of crime shall be founded on the principles of prevention, reformation, public safety, and restitution for victims. (2) Full rights are restored by termination of state supervision for any offense against the state. History: Amd. Const. Amend. No. 33, approved Nov. 3, 1998.
	Section 29. Eminent domain. Private property shall not be taken or damaged for public use without just compensation to the full extent of the loss having been first made to or paid into court for the owner. In the event of litigation, just compensation shall include necessary expenses of litigation

	to be awarded by the court when the private property owner prevails.
	Section 30. Treason and descent of estates. Treason against the state shall consist only in levying war against it, or in adhering to its enemies, giving them aid and comfort; no person shall be convicted of treason except on the testimony of two witnesses to the same overt act, or on his confession in open court; no person shall be attainted of treason or felony by the legislature; no conviction shall cause the loss of property to the relatives or heirs of the convicted. The estates of suicides shall descend or vest as in cases of natural death.
	Section 31. Ex post facto, obligation of contracts, and irrevocable privileges. No ex post facto law nor any law impairing the obligation of contracts, or making any irrevocable grant of special privileges, franchises, or immunities, shall be passed by the legislature.
ARTICLE III	
GENERAL GOVERNMENT	Section 1. Separation of powers. The power of the government of this state is divided into three distinct branches--legislative, executive, and judicial. No person or persons charged with the exercise of power properly belonging to one branch shall exercise any power properly belonging to either of the others, except as in this constitution expressly directed or permitted.
	Section 2. Continuity of government. The seat of government shall be in Helena, except during periods of emergency resulting from disasters or enemy attack. The legislature may enact laws to insure the continuity of government during a period of emergency without regard for other provisions of the constitution. They shall be effective only during the period of emergency that affects a particular office or governmental operation.
	Section 3. Oath of office. Members of the legislature and all executive, ministerial and judicial officers, shall take and subscribe the following oath or affirmation, before they enter upon the duties of their offices: "I do solemnly swear (or affirm) that I will support, protect and defend the constitution of the United States, and the constitution of the state of Montana, and that I will discharge the duties of my office with fidelity (so help me God)." No other oath, declaration, or test shall be required as a qualification for any office or public trust.
ARTICLE VII	
THE JUDICIARY	Section 1. Judicial power. The judicial power of the state is vested in one supreme court, district courts, justice courts, and such other courts as may be provided by law.

	<p>Section 2. Supreme court jurisdiction. (1) The supreme court has appellate jurisdiction and may issue, hear, and determine writs appropriate thereto. It has original jurisdiction to issue, hear, and determine writs of habeas corpus and such other writs as may be provided by law.</p> <p>(2) It has general supervisory control over all other courts.</p> <p>(3) It may make rules governing appellate procedure, practice and procedure for all other courts, admission to the bar and the conduct of its members. Rules of procedure shall be subject to disapproval by the legislature in either of the two sessions following promulgation.</p> <p>(4) Supreme court process shall extend to all parts of the state.</p>
	<p>Section 3. Supreme court organization. (1) The supreme court consists of one chief justice and four justices, but the legislature may increase the number of justices from four to six. A majority shall join in and pronounce decisions, which must be in writing.</p> <p>(2) A district judge shall be substituted for the chief justice or a justice in the event of disqualification or disability, and the opinion of the district judge sitting with the supreme court shall have the same effect as an opinion of a justice.</p>
	<p>Section 4. District court jurisdiction. (1) The district court has original jurisdiction in all criminal cases amounting to felony and all civil matters and cases at law and in equity. It may issue all writs appropriate to its jurisdiction. It shall have the power of naturalization and such additional jurisdiction as may be delegated by the laws of the United States or the state of Montana. Its process shall extend to all parts of the state.</p> <p>(2) The district court shall hear appeals from inferior courts as trials anew unless otherwise provided by law. The legislature may provide for direct review by the district court of decisions of administrative agencies.</p> <p>(3) Other courts may have jurisdiction of criminal cases not amounting to felony and such jurisdiction concurrent with that of the district court as may be provided by law.</p>
	<p>Section 5. Justices of the peace. (1) There shall be elected in each county at least one justice of the peace with qualifications, training, and monthly compensation provided by law. There shall be provided such facilities that they may perform their duties in dignified surroundings.</p> <p>(2) Justice courts shall have such original jurisdiction as may be provided by law. They shall not have trial jurisdiction in any criminal case designated a felony except as examining courts.</p>

	(3) The legislature may provide for additional justices of the peace in each county.
	<p>Section 6. Judicial districts. (1) The legislature shall divide the state into judicial districts and provide for the number of judges in each district. Each district shall be formed of compact territory and be bounded by county lines.</p> <p>(2) The legislature may change the number and boundaries of judicial districts and the number of judges in each district, but no change in boundaries or the number of districts or judges therein shall work a removal of any judge from office during the term for which he was elected or appointed.</p> <p>(3) The chief justice may, upon request of the district judge, assign district judges and other judges for temporary service from one district to another, and from one county to another.</p>
	<p>Section 7. Terms and pay. (1) All justices and judges shall be paid as provided by law, but salaries shall not be diminished during terms of office.</p> <p>(2) Terms of office shall be eight years for supreme court justices, six years for district court judges, four years for justices of the peace, and as provided by law for other judges.</p>
	<p>Section 8. Selection. (1) Supreme court justices and district court judges shall be elected by the qualified electors as provided by law.</p> <p>(2) For any vacancy in the office of supreme court justice or district court judge, the governor shall appoint a replacement from nominees selected in the manner provided by law. If the governor fails to appoint within thirty days after receipt of nominees, the chief justice or acting chief justice shall make the appointment from the same nominees within thirty days of the governor's failure to appoint. Appointments made under this subsection shall be subject to confirmation by the senate, as provided by law. If the appointee is not confirmed, the office shall be vacant and a replacement shall be made under the procedures provided for in this section. The appointee shall serve until the election for the office as provided by law and until a successor is elected and qualified. The person elected or retained at the election shall serve until the expiration of the term for which his predecessor was elected. No appointee, whether confirmed or unconfirmed, shall serve past the term of his predecessor without standing for election.</p> <p>(3) If an incumbent files for election and there is no election contest for the office, the name of the incumbent shall nevertheless be placed on the general election ballot to allow the voters of the state or district to approve or reject him. If an incumbent is rejected, the vacancy in the office for which the</p>

	election was held shall be filled as provided in subsection (2).
	<p>Section 9. Qualifications. (1) A citizen of the United States who has resided in the state two years immediately before taking office is eligible to the office of supreme court justice or district court judge if admitted to the practice of law in Montana for at least five years prior to the date of appointment or election. Qualifications and methods of selection of judges of other courts shall be provided by law.</p> <p>(2) No supreme court justice or district court judge shall solicit or receive compensation in any form whatever on account of his office, except salary and actual necessary travel expense.</p> <p>(3) Except as otherwise provided in this constitution, no supreme court justice or district court judge shall practice law during his term of office, engage in any other employment for which salary or fee is paid, or hold office in a political party.</p> <p>(4) Supreme court justices shall reside within the state. During his term of office, a district court judge shall reside in the district and a justice of the peace shall reside in the county in which he is elected or appointed. The residency requirement for every other judge must be provided by law.</p>
	<p>Section 10. Forfeiture of judicial position. Any holder of a judicial position forfeits that position by either filing for an elective public office other than a judicial position or absenting himself from the state for more than 60 consecutive days.</p>
	<p>Section 11. Removal and discipline. (1) The legislature shall create a judicial standards commission consisting of five persons and provide for the appointment thereto of two district judges, one attorney, and two citizens who are neither judges nor attorneys.</p> <p>(2) The commission shall investigate complaints, and make rules implementing this section. It may subpoena witnesses and documents.</p> <p>(3) Upon recommendation of the commission, the supreme court may:</p> <p>(a) Retire any justice or judge for disability that seriously interferes with the performance of his duties and is or may become permanent; or</p> <p>(b) Censure, suspend, or remove any justice or judge for willful misconduct in office, willful and persistent failure to perform his duties, violation of canons of judicial ethics adopted by the supreme court of the state of Montana, or habitual intemperance.</p> <p>(4) The proceedings of the commission are confidential except as provided by statute.</p>

The Judicial Branch goals and objectives are based in the Montana Constitution and do not change from year-to-year. Based on the Montana Constitution, the fundamental goals and objectives of the Judicial Branch are:

To provide equal access to justice;

To provide justice without unreasonable delay;

To preserve judicial independence;

To provide excellence in service; and

To increase the public's trust and confidence in Montana Courts.

2015 Biennium Report on Internal Service and Enterprise Funds

Fund	Fund Name	Agency #	Agency Name	Program Name
06019	Searches/Research	21100	Judicial Branch	Law Library

	Actual FY10	Actual FY11	Actual FY12	Budgeted FY13	Budgeted FY14	Budgeted FY15
Operating Revenues:						
Fee revenue						
Law Library Online Searches Revenue	192,582	207,265	186,877	183,000	189,000	189,000
Net Fee Revenue	192,582	207,265	186,877	183,000	189,000	189,000
Total Operating Revenue	192,582	207,265	186,877	183,000	189,000	189,000
Operating Expenses:						
Personal Services	-	-	-	-	-	-
Other Operating Expenses	189,722	203,200	184,395	189,823	184,232	184,297
Total Operating Expenses	189,722	203,200	184,395	189,823	184,232	184,297
Operating Income (Loss)	2,860	4,065	2,482	(6,823)	4,768	4,703
Nonoperating Revenues (Expenses):						
Gain (Loss) Sale of Fixed Assets	-	-	-	-	-	-
Federal Indirect Cost Recoveries	-	-	-	-	-	-
Other Nonoperating Revenues (Expenses)	-	-	-	-	-	-
Net Nonoperating Revenues (Expenses)	-	-	-	-	-	-
Income (Loss) Before Operating Transfers	2,860	4,065	2,482	(6,823)	4,768	4,703
Contributed Capital	-	-	-	-	-	-
Operating Transfers In (Note 13)	-	-	-	-	-	-
Operating Transfers Out (Note 13)	-	-	-	-	-	-
Change in net assets	2,860	4,065	2,482	(6,823)	4,768	4,703
Total Net Assets- July 1 - As Restated	3,460	6,320	10,385	12,867	6,044	10,812
Prior Period Adjustments	-	-	-	-	-	-
Cumulative effect of account change	-	-	-	-	-	-
Total Net Assets - July 1 - As Restated	-	-	-	-	-	-
Net Assets- June 30	6,320	10,385	12,867	6,044	10,812	15,515
60 days of expenses						
(Total Operating Expenses divided by 6)	31,620	33,867	30,733	31,637	30,705	30,716

**Requested Rates for Enterprise Funds
Fee/Rate Information**

	Actual FYE 10	Actual FYE 11	Actual FYE 12	Budgeted FY 13	Budgeted FY 14	Budgeted FY 15
Law Library Online Searches	189,722	203,200	184,395	189,823	184,232	184,297

The Law Library staff performs on-line searches/research for public entities. The law library is billed by the on-line provider for the air time and the Law Library, in turn, bills the entity requesting the search/research, collects the money and pays the provider. The net effect is zero.