

Fund 02151 – Youth Court Intervention and Prevention Account

Statutory Reference

41-5-2011, MCA, 41-5-2012, MCA

Account Purpose

The account is dedicated to establishing or expanding community prevention and intervention programs and services for youth, including training for individuals to provide the programs and services to youth. The account provides an alternative method for funding out-of-home placements and provides matching funds for federal money for intervention and prevention programs that provide direct services to youth.

Revenues

For the fiscal years 2018 through 2023, revenue from transfers are 96.5% of the total revenue in the account. Transfers to the account are derived from the remaining general fund appropriation of House Bill 2 authority allocated to Juvenile Delinquency Intervention Program (JDIP) Administration in the Supreme Court Operations Division. The transfer is initiated at the end of each fiscal year. Charges for services historically average 3.5% of total revenues.

Use of Fund

This account is used exclusively by the Judicial Branch to fund the activities listed under account purpose above. The legislature appropriates the funding through HB 2 and through a statutory appropriation. Historically, about 97.8% of the account is statutorily appropriated for JDIP services.

Ending Fund Balance

Youth Court Intervention and Prevention Account (02151)						
Ending Fund Balance						
	Actual FY 2018	Actual FY 2019	Actual FY 2020	Actual FY 2021	Actual FY 2022	Actual FY 2023
Beginning Fund Balance	6,912,576	\$7,458,899	\$8,137,406	\$8,754,859	\$9,213,770	\$9,335,132
Nominal Revenues						
Charges For Services	\$114,726	\$170,679	\$199,077	\$158,055	\$135,189	\$151,734
Grants/Transfers/Misc	3,829,428	4,022,809	4,389,895	4,389,895	4,389,895	4,389,895
Total Revenues	\$3,944,154	\$4,193,488	\$4,588,972	\$4,547,950	\$4,525,084	\$4,541,629
Nominal Disbursements						
Social Assistance	(\$3,097,831)	(\$3,514,981)	(\$3,971,519)	(\$3,352,917)	(\$3,565,479)	(\$4,517,195)
Transfers out	(300,000)	-	-	(736,122)	(838,243)	-
Total Disbursements	(\$3,397,831)	(\$3,514,981)	(\$3,971,519)	(\$4,089,039)	(\$4,403,722)	(\$4,517,195)
Prior Period Adjustments						
Assets						
Cash	\$7,477,284	\$8,248,600	\$8,836,628	\$9,305,269	\$9,459,717	\$9,514,146
Other Assets	63,117	310	56	-	-	300
Liabilities						
Accounts Payable	(77,057)	(108,053)	(81,775)	(89,316)	(124,585)	(147,116)
Accrued Liabilities	(4,445)	(3,452)	(50)	(2,185)	-	(7,764)
Ending Fund Balance	\$7,458,899	\$8,137,406	\$8,754,859	\$9,213,770	\$9,335,132	\$9,359,566

Appropriations and Expenditures

Appropriations and Expenditures with Percent Expended							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
Budget	\$6,679,993	\$7,384,474	\$8,063,525	\$8,570,446	\$9,003,732	\$9,022,732	\$4,447,872
Expenditures	3,097,832	3,514,981	3,971,519	3,353,122	3,565,274	4,389,895	
% Expended	46.4%	47.6%	49.3%	39.1%	39.6%	50.2%	

The FY 2023 ending fund balance of \$9.3 million does not consider outstanding appropriation authority. Appropriations in FY 2024 are currently shown at \$4.6 million. The authority for expenditures from the account are provided through HB 2 (1.2% of expenditures) and statutory appropriation (98.8% of expenditures). Statutory appropriations are supported by a transfer of HB 2 general fund authority, and at the end of FY 2022 \$4.4 million was moved to the statutory appropriation. The Branch has two years to expend the authority that was moved, and any remaining authority is transferred back to the general fund.

Fund 02373 – Treatment Court Support Account

Statutory Reference

46-1-1115, MCA; 15-64-1002, MCA

Account Purpose

The purpose of this account is to expand the capacity and quality of existing treatment courts and extend treatment courts to areas of the state that are unserved by a treatment court.

Revenues

The treatment court support account was established in HB 654 in the 2019 session. This account receives funds from a \$500 annual license fee from eligible to opioids sellers, not including retail pharmacies. In FY 2019, consistent with HB 684, the state treasurer transferred \$2.0 million into this account from the general fund. 00In FY 2022, the Department of Justice transferred \$354,901 from the consumer protection and education account, per the requirements of HB 693. This appropriation was never spent, and the legislature reappropriated for the 2025 biennium to fund federal courts as federal funding expires.

Use of Fund

District, local, and tribal treatment courts are eligible to receive treatment court support account funds. Funding from the account is used to fund services required for treatment court participants including drug and alcohol testing and case management services. Funding is also used to support treatment court staff, technology, program evaluation, and other identified needs. The Branch prioritizes the funding of programs or services in rural or underserved areas of the state or that address opioid abuse.

Ending Fund Balance

Treatment Court Support Account (02373)					
Ending Fund Balance					
	Actual FY 2019	Actual FY 2020	Actual FY 2021	Actual FY 2022	Actual FY 2023
Beginning Fund Balance	\$0	\$2,000,000	\$2,163,000	\$2,236,600	\$2,565,926
Nominal Revenues					
Opioid Seller License	\$0	\$163,000	\$82,500	\$85,100	\$86,400
Transfers	2,000,000	-	-	354,901	-
Total Revenues	<u>\$2,000,000</u>	<u>\$163,000</u>	<u>\$82,500</u>	<u>\$440,001</u>	<u>\$86,400</u>
Nominal Disbursements					
Operating Expenses	\$0	\$0	\$0	(\$61,930)	(\$64,385)
Grants	-	-	(5,000)	(19,203)	(\$26,927)
Benefits & Claims	-	-	(3,900)	(29,542)	(62,206)
Total Disbursements	<u>\$0</u>	<u>\$0</u>	<u>(\$8,900)</u>	<u>(\$110,675)</u>	<u>(\$153,518)</u>
Prior Period Adjustments	\$0	\$0	\$0	\$0	\$0
Ending Fund Balance					
Assets					
Cash	\$2,000,000	\$2,163,000	\$2,236,600	\$2,583,337	\$2,519,465
Liabilities					
Accounts Payable	-	-	-	(17,411)	(17,332)
Accrued Liabilities	-	-	-	-	(3,325)
Ending Fund Balance	<u>\$2,000,000</u>	<u>\$2,163,000</u>	<u>\$2,236,600</u>	<u>\$2,565,926</u>	<u>\$2,498,808</u>

Appropriations and Expenditures

Appropriations and Expenditures with Percent Expended				
	FY 2021	FY 2022	FY 2023	FY 2024
Budget	\$250,000	\$250,000	\$586,719	1,198,908
Expenditures	8,900	110,675	156,518	
% Expended	3.6%	44.3%	26.7%	

HB 654 required an appropriation of \$250,000 annually as a component of the Branch HB 2 base budget beginning in FY 2021. In FY 2022, the branch expended 44.3% of the total authority. In FY 2023, both the level of funding available and the appropriation increased by \$354,901 of authority from the HB 2 Supreme Court Operations Division budget, provided specifically for drug treatment court activities. In FY 2024, the appropriated budget increased to \$1.2 million.

Fund 02431 – Water Adjudication Fund

Statutory Reference

85-2-280, MCA; 85-2-271, MCA

Account Purpose

The fund supports the operations of the Montana Water Court, including technical and court functions. Both the Judicial Branch (Branch) and the Department of Natural Resources and Conservation (DNRC) use the funds in this account. The account is administered by DNRC.

Revenues

Revenues in this account are generated through transfers from the general fund sufficient, when combined with available fund balance, to fund the amount appropriated by the legislature in the General Appropriations Act (HB 2). Other revenues are generated by adjudication fees and interest earned.

Use of Fund

This account is used to fund the activities of the water court and the Water Court Operations Division costs in the Branch and technical assistance provided by the Water Resources Division in DNRC. The water court prioritizes claims examination and reexamination for water basins using a set of benchmarks provided in statute. The chief water judge has the authority to order that reexamination be completed for certain basins with higher priority as needed.

Ending Fund Balance

Water Adjudication Account (02431)						
Ending Fund Balance						
	Actual FY 2018	Actual FY 2019	Actual FY 2020	Actual FY 2021	Actual FY 2022	Actual FY 2023
Beginning Fund Balance	\$329,605	\$39,067	\$1,262,286	\$91,366	\$8,234	\$18,717
Nominal Revenues						
General Fund Transfer	\$3,178,782	\$3,863,858	\$2,600,000	\$4,132,943	\$4,304,000	\$4,360,984
Other Grants/Transfers	\$0	\$0	\$11,642	\$0	\$1,269,832	\$0
Charges For Services	\$286,796	\$1,368,912	\$332,071	\$6,882	\$8,995	\$1,634
BOI Investment Earnings Class	16,058	43,496	29,582	1,516	2,946	75,761
Total Revenues	\$3,481,636	\$5,276,266	\$2,973,295	\$4,141,341	\$5,585,773	\$4,438,379
Nominal Disbursements						
Personal Services	(\$3,030,980)	(\$3,327,083)	(\$3,374,612)	(\$3,514,195)	(\$3,489,136)	(\$3,592,580)
Operating Expenses	(\$739,946)	(\$719,444)	(\$681,032)	(\$681,300)	(\$423,165)	(\$430,956)
Equipment & Intangible Assets	-	(6,520)	(85,908)	(25,580)	(1,269,464)	(21,484)
Debt Service	(1,248)	-	(2,663)	(3,398)	(393,525)	(337,304)
Total Disbursements	(\$3,772,174)	(\$4,053,047)	(\$4,144,215)	(\$4,224,473)	(\$5,575,290)	(\$4,382,324)
Prior Period Adjustments	\$0		\$0			\$0
Ending Fund Balance						
Assets						
Cash	\$246,734	\$1,473,477	\$337,458	\$91,635	\$175,328	\$239,888
Other Assets	\$0	\$2,355	\$3,372	\$10,074	\$4,816	\$5,578
Liabilities						
Accounts Payable	(164,786)	(191,330)	(219,598)	(85,882)	(160,502)	(167,691)
Accruals	(42,869)	(20,252)	(29,818)	(6,447)	(563)	-
Other Liabilities	(12)	(1,964)	(45)	(1,143)	(359)	(3,000)
Ending Fund Balance	\$39,067	\$1,262,286	\$91,366	\$8,234	\$18,717	\$74,772

Appropriations and Expenditures

Appropriations and Expenditures with Percent Expended							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
Budget-Judicial Branch	1,361,281	1,376,890	1,381,248	1,395,721	1,457,767	1,486,607	1,569,749
Budget-DNRC	2,452,663	2,706,035	2,790,251	2,835,860	2,873,738	2,933,121	3,203,550
Total Budgets	3,813,944	4,082,925	4,171,499	4,231,581	4,331,505	4,419,728	4,773,299
Expenditures-Judicial Branch	1,361,276	1,370,865	1,379,876	1,394,126	1,442,722	1,485,585	
Expenditures-DNRC	2,411,060	2,684,003	2,761,212	2,831,686	2,863,103	2,895,899	
Total Expenditures	3,772,336	4,054,868	4,141,088	4,225,812	4,305,825	4,381,484	
% Expended	98.9%	99.3%	99.3%	99.9%	99.4%	99.1%	

Historically, the Branch and DNRC combined have expended an average of 99.3% of the budget allocated to the water adjudication account. In FY 2024, the account has appropriation authority of \$4.8 million. With a FY 2023 ending fund balance of \$38,244 at the beginning of FY 2023 the general fund transfer to the account is projected to be approximately \$4.3 million.

Fund 02961 – State Grants to Drug Courts

Statutory Reference

46-1-1112, MCA, 46-1-115

Account Purpose

The account is funds services required for participants, drug and alcohol testing, case management services, treatment court staff, technology, program evaluation, or other needs identified by the supreme court administrator related to efficient and effective operation of treatment courts.

Revenues

For the fiscal years 2018 through 2024, revenues from charges for services result from court-imposed fees and account for 100% of total revenue.

Use of Fund

The fund is used exclusively by the Judicial Branch to fund the activities listed above. Over the past six years, benefits and claims, which pay treatment court fees for the indigent, accounted for 96.7% of total expenditures, while operating expenses made up 3.3% of expenditures.

Ending Fund Balance

State Grants to Drug Courts (02961) Ending Fund Balance						
	Actual FY 2018	Actual FY 2019	Actual FY 2020	Actual FY 2021	Actual FY 2022	Actual FY 2023
Beginning Fund Balance	\$102,033	\$120,417	\$128,844	\$167,652	\$247,414	\$337,533
Nominal Revenues						
Court Imposed Fees	85,998	85,525	167,285	287,365	273,707	273,385
Total Revenues	\$85,998	\$85,525	\$167,285	\$287,365	\$273,707	\$273,385
Nominal Disbursements						
Operating Expenses	(\$13,218)	(\$8,134)	(\$20,833)	(\$3,251)	(\$4,330)	(\$8,776)
Benefits & Claims	(54,396)	(68,964)	(107,644)	(184,537)	(179,258)	(219,417)
Total Disbursements	(\$67,614)	(\$77,098)	(\$128,477)	(\$187,788)	(\$183,588)	(\$228,193)
Prior Period Adjustments	\$0	\$0	\$0	(\$19,815)	\$0	\$0
Ending Fund Balance						
Assets						
Cash	\$86,717	\$99,896	\$185,154	\$288,900	\$384,267	\$394,380
Other Assets	35,235	35,000	-	500	5,245	-
Liabilities						
Accounts Payable	(1,535)	(3,481)	(324)	(21,533)	(35,550)	(8,159)
Accrued Liabilities	-	(2,571)	(17,178)	(636)	(16,428)	(3,496)
Ending Fund Balance	\$120,417	\$128,844	\$167,652	\$247,414	\$337,533	\$382,725

Appropriations and Expenditures History

Appropriations and Expenditures with Percent Expended							
	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
Budget	133,213	106,091	163,026	322,455	365,317	391,038	355,486
Expenditures	65,548	80,093	126,859	188,824	181,480	228,501	
% Expended	49%	75%	78%	59%	50%	58%	