



Rodney A. Maile
ADMINISTRATIVE DIRECTOR

Brandon M. Kimura
DEPUTY ADMINISTRATIVE DIRECTOR

December 7, 2020

Via electronic submission

The Honorable Ronald D. Kouchi
President of the Senate
State Capitol, Room 409
Honolulu, HI 96813

The Honorable Scott Saiki
Speaker of the House of Representatives
State Capitol, Room 431
Honolulu, HI 96813

Dear President Kouchi and Speaker Saiki:

Pursuant to Section 37-52.5, Hawai'i Revised Statutes (HRS), the Judiciary is transmitting a copy of the *Report on Administratively Established Accounts and Funds of the Judiciary for FY 2020*.

In accordance with Section 93-16, Hawai'i Revised Statutes, we are also transmitting a copy of this report to the Legislative Reference Bureau Library.

The public may view an electronic copy of this report on the Judiciary's website at the following link: http://www.courts.state.hi.us/news_and_reports/reports/reports.html.

Should you have any questions regarding this report, please feel free to contact Karen Takahashi of the Judiciary's Legislative Coordinating Office at 808-539-4896, or via e-mail at Karen.T.Takahashi@courts.hawaii.gov.

Sincerely,

A handwritten signature in blue ink that reads "Rodney A. Maile".

Rodney A. Maile
Administrative Director of the Courts

Attachment

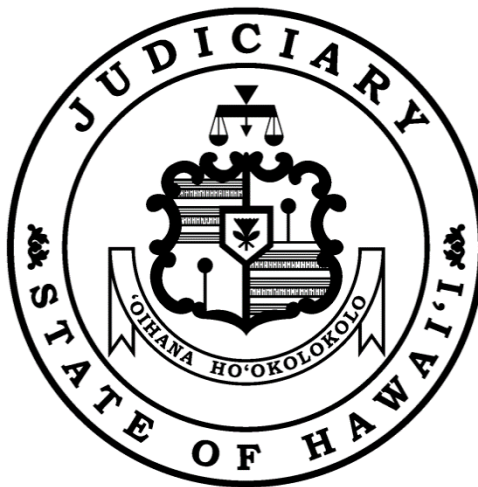
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Office of the Clerk, Hawai'i State Senate
Office of the Clerk, Hawai'i House of Representatives

**ANNUAL REPORT TO THE THIRY-FIRST LEGISLATURE
2021 REGULAR SESSION**

ON

**ACT 166, SESSION LAWS OF HAWAI'I 2016
HRS § 37-52.5**

**Report on Administratively Established Accounts and Funds of the Judiciary
for FY 2020**



Prepared by:

The Judiciary, State of Hawai'i

December 2020

**ANNUAL REPORT TO THE THIRTY-FIRST LEGISLATURE
2021 REGULAR SESSION**

ON

ACT 166, SESSION LAWS OF HAWAI'I 2016

**A Report on Administratively Established Accounts and Funds of the Judiciary
for FY 2020**

Hawai'i Revised Statutes (HRS) section 37-52.5 requires expending departments or agencies to submit a report to the Legislature of newly administratively established accounts or funds. In addition, each department or agency, at least 20 days prior to the convening of each regular session, shall submit a report to the Legislature that includes the following: (1) a list of all administratively established accounts or funds; and (2) all revenues, expenditures, encumbrances, and ending balances of each account or fund.

The following is a list of administratively established accounts and funds for the Judiciary for Fiscal Year (FY) 2020:

ADMINISTRATIVELY ESTABLISHED ACCOUNTS AND FUNDS OF THE JUDICIARY, FY 2020

NAME OF FUND (1) PURPOSE (2)	LAW AUTHORIZING FUND (1)	CURRENT PROGRAM ACTIVITY WHICH FUND SUPPORTS (3)	BEG BALANCE (2021) (4)	PRIOR YEAR EXPENDITURES (2020) (5)	PRIOR YEAR REVENUE (2020) (6)	TRANSFER FROM FUNDS (7)	BEG ENCUMBERED BALANCE (2021) (8)
<u>State Access and Visitation Program (S-223)</u> This is a formula grant, administered through the U.S. Department of Health and Human Services, which provides funding to the states and territories to establish and administer programs which support and facilitate non-custodial parents' access to and visitation with their children. This grant has been awarded to the First Circuit Family Court since 1997. Funds have been used to provide supervised child visitation and safe exchanges to families with a history of domestic violence on the island of Oahu.	Social Security Act, Title IV, Part D, Section 469B, Public Law 104-193	Family Court, First Circuit	-	33,333	33,333		-
<u>Court Improvement - Basic Program (S-236)</u> This grant provides opportunities to State courts to improve court efficiency and the quality of legal representation: a basic grant for assessment work; a grant for data collection and analysis; and a grant to increase training of personnel, including cross training with agency staff.	Public Law 103-333, Departments of Labor, Health, and Human Services, and Education, and Related Agencies Appropriations Act of 1995	Family Court, First Circuit	-	23,377	23,377		-
<u>Providing Language Access for Victims of Domestic Violence (S-239)</u> This grant aims to promote access to justice by improving services for Hawaii's immigrant and limited English proficient (LEP) victims of domestic violence, by: 1) conducting training for direct service providers on the Judiciary's services and multilingual resources for LEP victims seeking to file a Family Court Temporary Restraining Order (TRO), and 2) producing an informational video on the Family Court TRO process in the First Judicial Circuit	Victims of Crime Act of 1984, 42 U.S.C. 10603(a) & (b); VOCA Victim Assistance Program Guidelines, 62 Fed. Reg. 19607, Apr. 22, 1997; and VOCA Rules, 28 C.F.R. Part 94, Subpart B, effective July 8, 2016.	Office of the Administrative Director of the Courts	-	12,268	12,268		-
<u>National Criminal History Improvement Program (NCHIP) Project III (S-240)</u> This grant has been in existence since 1995, and more recently, under the enactment of the Crime Identification Technology Act (CITA) of 1998, funds have been set aside under NCHIP to continue the states' efforts to improve their criminal history system.	Public Law 105-251, the Crime Identification Technology Act of 1998 (codified at 42 U.S.C. 14601 et seq.); 42 U.S.C. 3732.	Office of the Administrative Director of the Courts		-	-		-

ADMINISTRATIVELY ESTABLISHED ACCOUNTS AND FUNDS OF THE JUDICIARY, FY 2020

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<u>The Intersection of Technology and Domestic Violence (S-241)</u> This grant focuses on educating Family Court Judges and Administration, as well as service providers, advocates, community partners, and court staff, on the many ways that technology is misused by perpetrators to inflict domestic violence abuse on victims. Additionally, strategies that victims and survivors can employ for safe and effective technology use will be offered. This grant also seeks to encourage multi-disciplinary efforts that enhance victim safety and offender accountability.	Omnibus Crime Control and Safe Streets Act of 1968, Public Law 90-351, as added by the Violence Against Women Act of 1994, Public Law 103-322, 42 U.S.C. § 3796gg et seq.	Family Court, First Circuit	-	13,855	13,855		-
<u>Ka Maka O Ka Ihe (S-242)</u> This grant was used to implement a Veteran's Treatment Court that will serve felony and misdemeanor veteran offenders. The grant provided participants with services and treatment planning assistance for their identified individualized needs in a timely manner, as well as enabled the veterans in learning immediate accountability through assisting them with developing the skills necessary to live productive and responsible lives.	42 U.S.C. 3797u; and an act appropriating funds for the Department of Justice in the current fiscal year.	First Circuit Court	-	-	-		-
<u>Court Improvement Data Program XII (S-243)</u> This grant was created to facilitate state court data collection and analysis and promote data sharing between state courts, child welfare agencies, and tribes.	Social Security Act, Title IV-B, Part 2, Section 438	Family Court, First Circuit	-	67,500	67,500		-
<u>Court Improvement Training Program XIII (S-244)</u> This grant provides the opportunity to increase child welfare expertise within the legal and judicial personnel, and facilitate cross training with child welfare agency staff and contractors. The training is statewide.	Social Security Act, Title IV-B, Part 2, Section 438	Family Court, First Circuit	-	59,362	59,362		-
<u>Judiciary Electronic Citation Traffic Records & Warrants (S-245) - NEW</u> The grant focuses on properly equipping the Judiciary's Traffic Violations Bureau (TVB) in the First Circuit and Second Circuit to continue to receive and process electronic citations. Also, this grant enables the Judiciary's TVB for the First Circuit Rural Courts to establish access to the e-citation system, thereby reducing paper transport delays and increasing accuracy of data entry, and further reduce the delays in arrival times seen with paper citations.	Moving Ahead for Progress in the 21st Century (P.L. 112-141), Title I- Motor Vehicle and Highway Safety Improvement Act of 2012, Section 31105, Public Law 112-141 Title Fixing America's Surface Transportation Act (FAST) Act, Part 23 CFR Part 1300, Public Law 114-94	Office of the Administrative Director of the Courts	355	85,238	85,593		-

ADMINISTRATIVELY ESTABLISHED ACCOUNTS AND FUNDS OF THE JUDICIARY, FY 2020

NAME OF FUND (1) PURPOSE (2)	LAW AUTHORIZING FUND (1)	CURRENT PROGRAM ACTIVITY WHICH FUND SUPPORTS (3)	BEG BALANCE (2021) (4)	PRIOR YEAR EXPENDITURES (2020) (5)	PRIOR YEAR REVENUE (2020) (6)	TRANSFER FROM FUNDS (7)	BEG ENCUMBERED BALANCE (2021) (8)
<u>The Hawaii Innovations in Supervision (THIS) Initiative (S-246)</u> This grant focuses on building the capacity for statewide training and technical assistance in evidence-based practices and data-driven technologies that enhance offender caseload management.	FY18 (BJA-Supervision Innovations) Pub. L. No. 115-141, 132 Stat 348, 421	First Circuit Court	-	115,133	115,133		-
<u>DWI Court, First Circuit, Honolulu, Hawaii (S-247)</u> This grant focuses on establishing, implementing, and operating a DWI Court Program in Honolulu. DWI Courts were created nationwide to address repeat drunk driving offenders who are overrepresented in fatal crashes. The DWI Court Program provides offenders with comprehensive court-supervised treatment opportunities and resources to successfully complete rehabilitation with the goal to reduce individual recidivism rates, societal financial burdens, and protect our community.	Highway Safety Act of 1998 as amended, 23 US Code 164	First Circuit Court	20	99,241	99,261		-
<u>Courthouse Security (S-248)</u> This grant is to install Phase II of a comprehensive camera surveillance and recording system at Ali'iolani Hale (Supreme Court) and the Kapuaiwa Building (Intermediate Court of Appeals).	The Homeland Security Act of 2002, Public Law 107-296; Department of Homeland Security Appropriations Act of 2017, Public Law 114-4.	Intermediate Court of Appeals		140,153	140,153		-
<u>Judiciary Electronic Citation Traffic Records (S-249)</u> This grant focuses on modifying the system workflow of the Judiciary's Traffic Violations Bureau in the First and Second Circuits to receive electronic citations during the State's pilot projects, thereby reducing paper transport delays and increasing accuracy of data entry.	Moving Ahead for Progress in the 21st Century (P.L. 112-141), Title I- Motor Vehicle and Highway Safety Improvement Act of 2012, Section 31105, Public Law 112-141 Title Fixing America's Surface Transportation Act (FAST) Act, Part 23 CFR Part 1300, Public Law 114-94	Office of the Administrative Director of the Courts		11,383	11,383		-

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NAME OF FUND (1) PURPOSE (2)	LAW AUTHORIZING FUND (1)	CURRENT PROGRAM ACTIVITY WHICH FUND SUPPORTS (3)	BEG BALANCE (2021) (4)	PRIOR YEAR EXPENDITURES (2020) (5)	PRIOR YEAR REVENUE (2020) (6)	TRANSFER FROM FUNDS (7)	BEG ENCUMBERED BALANCE (2021) (8)
Judicial Education - Judicial Training (S-250) This grant provides training funds for District Court Judges with jurisdiction to preside over traffic matters. It will fund a statewide training for all District Court Judges and allow new District Court Judges to attend a national training.	Moving Ahead for Progress in the 21st Century (P.L. 112-141), Title I- Motor Vehicle and Highway Safety Improvement Act of 2012, Section 31105 , Title Fixing America's Surface Transportation Act (FAST Act), Public Law 114-94, 23 US Code 402	Office of the Administrative Director of the Courts	-	3,565	3,565		-
Judiciary Driver Education - Lifesaver (S-251) This grant provides an opportunity for Judiciary staff to attend a national conference on highway safety priorities. Attendees will gain knowledge on the most current research, trends, programs and best practices in the traffic safety field, particularly the focus areas which are applicable to the division's clientele: Impaired driving, excessive speeding, and occupant protection. The conference information will be shared with the instructors of the court mandated traffic safety courses statewide and students participating in these courses will receive the most relevant highway safety information to guide them in making safe driving decisions to prevent crashes, injuries and death on Hawaii's highways.	Moving Ahead for Progress in the 21st Century (P.L. 112-141), Title I- Motor Vehicle and Highway Safety Improvement Act of 2012, Section 31105 , Title Fixing America's Surface Transportation Act (FAST Act), Public Law 114-94, 23 US Code 402	First Circuit Court		-	-		-
ADLRO - Training and Equipment Enhancement (S-252) This grant provides training and equipment enhancement for the Administrative Driver's License Revocation Office as continued education and specialized tools are needed to enable Adjudicators to keep up with the volume of OVUII hearings statewide.	Highway Safety Act of 1998 as amended, 23 US Code 164	Office of the Administrative Director of the Courts		15,368	15,368		-

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<u>Court Improvement - Basic Program (S-253)</u> This grant provides for assessment and improvement activities of the child welfare functions of the court system to promote continuous quality improvement with respect to due process, timeliness, and quality of court hearings; quality legal representation; and engagement of the entire family in the court process. It also allows state courts to make improvements to provide for the safety, well-being, and permanence of children in foster care and assist in the implementation of the PIP as a result of the CFSR.	Social Security Act, Title IV-B, Part 2, Section 438	Family Court, First Circuit		72,123	72,123		-
<u>Court Improvement - Training Program (S-254)</u> This grant allows the opportunity to increase child welfare expertise within the legal community and facilitate cross-training opportunities among agencies, tribes, courts, and other key stakeholders.	Social Security Act, Title IV-B, Part 2, Section 438	Family Court, First Circuit		9,295	9,295		-
<u>Court Improvement - Data Program (S-255)</u> This grant provides the ability to facilitate state court data collection and analysis and promote data sharing between state courts, child welfare agencies, and tribes.	Social Security Act, Title IV-B, Part 2, Section 438	Family Court, First Circuit		33,070	33,070		-
<u>Oahu CJC NCA Military Project (S-256)</u> This grant provides the opportunity to create infrastructure which institutionalizes multi-agency collaboration in the investigation, prosecution, and judicial handling of child abuse cases involving the military/Armed Services.	Victims of Child Abuse Act, 34 U.S.C. Sections 20303, 20304, and 20305	Office of the Administrative Director of the Courts		25,039	25,039		-
<u>The Neurobiology of Trauma (S-257)</u> This grant provides funds to educate judges about the neurobiology of trauma and how it shapes victim behavior during/after an assault and at trial. The training will help judges understand the importance of expert witness testimony to explain victim behavior and that many victim reactions may be counterintuitive.	Title The Consolidated Appropriations Act, 2018, Public Law 115-141, Statute 132,348, 421	Office of the Administrative Director of the Courts	-	4,026	-	-	-

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<u>ICIS Management Information System (S-258)</u> This grant funds the addition to the specified Case Plan Data Entry Screen and the Case Plan and Treatment dashboards to the existing ICIS-MIS for all ICIS agencies. The project will expand on previously developed quality assurance indicators and dashboards, which are analytical tools that will facilitate the measurement of criminal justice system performance in the areas of effective evidence-based case management practices.	Omnibus Crime Control and Safe Streets Act of 1968, as amended, 34 US Code 10131	First Circuit Court		20,700	20,700		-
<u>Addressing DV Statewide (S-259) - NEW</u> This grant provides the opportunity to develop, enhance, strengthen prevention and educational programming to address domestic violence, dating violence, sexual assault, or stalking. The first goal of this project is to increase the knowledge of Family Court judges by supporting the three-day Statewide Family Court Symposium in 2019. The second goal is to revise the Hawai'i Batterers Intervention Program Standards.	Omnibus Crime Control and Safe Streets Act of 1968, Public Law 90-351, as added by the Violence Against Women Act of 1994, Public Law 103-322, 42 U.S.C. § 3796gg et seq.	Family Court, First Circuit		10,373	10,373		-
<u>Judiciary Gun Shot Detection Program (S-260) - NEW</u> This grant will assist the Security Division of the Courts to prevent, deter, respond to, and recover from threats and incidents of terrorism. The FY 2019 HSGP supports the Judiciary, State of Hawaii in leveraging funding to support the National Preparedness System initiatives.	Title Homeland Security Act of 2002, Public Law 107-296 Title Department of Homeland Security Appropriations Act, 2019 (Pub. L. No. 116-6)	Office of the Administrative Director of the Courts		-	-		-
<u>Big Island Veteran's Treatment Center (S-267)</u> Grant funds were used to build and maximize the capacity of a single jurisdiction drug court to: ensure that all offenders are identified and assessed for risk and need; ensure all substance abusing offenders receive targeted research-based and data-driven services; and enhance the provision of ancillary services that prevent recidivism such as individualized treatment, vocational and educational services and community reintegration services to achieve long-term recovery.	42 U.S.C. 3797u(a) (BJA-Drug Courts)	Third Circuit Court		69	-		-

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<u>DWI Court Program, First Circuit (S-275) - NEW</u> This grant provides offenders with comprehensive court-supervised treatment opportunities and resources to successfully complete rehabilitation with the goal to reduce individual recidivism rates, reduce societal financial burdens, and protect the community. It is a voluntary program for non-violent offenders, who have been assessed by a healthcare professional as having a substance use disorder diagnosis.	Highway Safety Act of 1998, as amended, 23 US Code 154	District Court, First Circuit		8,147	8,147		-
<u>Court Improvement Data Sharing Program IX (S-278)</u> This grant was created to facilitate state court data collection and analysis and promote data sharing between state courts and child welfare agencies.	Social Security Act, Title IV-B, Part 2, Section 438	Family Court, First Circuit		1	-		-
<u>Judicial Education - Judicial Training (S-282) - NEW</u> This grant provides District Court Judges with jurisdiction to preside over traffic matters. Judges who attend judicial training sessions on impaired driving and highway safety issues will increase their knowledge about the latest developments in the adjudication of traffic cases.	Highway Safety Act of 1998, as amended, 23 US Code 154	Office of the Administrative Director of the Courts		3,229	3,229		-

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<u>State Access and Visitation Program FY20 (S-284) - NEW</u> This grant provides safe Supervised Child Visitation/Exchange for families experiencing domestic violence on Oahu with a secure visitation center. The families are referred by Family Court. "Each year, about \$10 million in mandatory grant funding goes to states and territories to operate the AV program, which helps increase noncustodial parents' access to and time with their children. States are permitted to use grant funds to develop programs and provide services such as: mediation, development of parenting plans, education, counseling, visitation enforcement (including monitored and supervised visitation, and neutral drop-off and pick-up) and development of guidelines for visitation and alternative custody arrangements."	Social Security Act, Title IV, Part D, Section 469B, 42 US Code 669b	Family Court, First Circuit		66,667	66,667		-
<u>Detention Home Donations (T-902)</u> This fund was established to deposit donated funds from the public/community and is used to purchase clothes and personal items for the juveniles at the Detention Home. This fund is also used to purchase gifts for the juveniles at Christmas.	Public Law 8915,656564 (highway Safety Aur fa 1966)	Family Court, First Circuit	15,656	-	-		-
<u>Family Court, 1st Circuit-Restitution FD (T-905)</u> This account was established to document transactions for donations to the Family Courts Juvenile Monetary Restitution Program.	N/A	Juvenile Client Services Branch, Intake and Probation Section, First Circuit	40,426	1,910	-		-
<u>Temporary Deposits - Payroll Clearing (T-918)</u> This account was established to temporarily hold reimbursements (i.e., overpayments), pending transfer to the State of Hawaii.	N/A	State of Hawaii	7,331	-	275		-
<u>Foreclosure Assistance Program (T-960)</u> This account was established for salaries of five temporary, exempt, professional legal staff positions to assist circuit court judges in processing foreclosure cases. Revenues come from an administrative trust account from the Department of the Attorney General's Foreclosure Assistance Program, created pursuant to a federal court consent judgment.	April 2012, Federal Consent Judgment between State of Hawaii and Bank of America, JP Morgan Chase, Wells Fargo, Citigroup, and Ally/GMAC	Statewide Judiciary- Foreclosure Assistance	13,173	-	-		-

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<u>Historic Preservation Grant (Ali'iolani Hale) (T-968) - NEW</u> This grant provides for repairs to the entryway to the Judiciary Building, the historic Ali'iolani Hale, including removing lead paint, repairing plaster columns, repainting the main entryway, and items related to the security screening and signage.	N/A	Office of the Administrative Director of the Courts	-	7,000	7,000		-
<u>Juvenile Detention Alternative Initiative (JDAI) VII (T-969)</u> This grant supports replication of the JDAI and coordinates the implementation of the JDAI's eight core strategies in Hawaii. When the AECF launched JDAI as a pilot project in the early 1990s, overreliance on detention was widespread and growing nationwide. Using a model rooted in eight core strategies, JDAI proved effective in helping participating jurisdictions safely reduce their detention populations.	N/A	Statewide Judiciary-Family Courts	12,690	7,856	-		-
<u>Honolulu District Court Plain Language English Translation and Training (T-970)</u> This grant was created to engage the National Center for State Courts (NCSC) to assist the Court in improving access to justice for self-represented litigants. The project translated six District Court forms into plain language and provided a workshop for Judiciary employees to learn about plain language translation. This project will support the Judiciary with the necessary resources to accomplish its ambitious plan of revising civil court forms so that they are in plain language, thereby increasing their accessibility for court users.	State Justice Authorization Act of 1984 (42 U.S.C. 10701 et seq.)	District Court, First Circuit	-	25,606	25,606		-
<u>Innovations Initiative Management Training (T-971) - NEW</u> This grant is to develop and deliver two courses of the Institute for Court Management (ICM) Certified Court Manager (CCM) and Certified Court Executive (CCE) program to Hawai'i judicial officers and court personnel. This project is part of the Judiciary's Innovations Initiative aimed at advancing its leadership team to achieve the Judiciary's goals and objectives.	N/A	Office of the Administrative Director of the Courts		15,000	15,000		-

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NAME OF FUND (1) PURPOSE (2)	LAW AUTHORIZING FUND (1)	CURRENT PROGRAM ACTIVITY WHICH FUND SUPPORTS (3)	BEG BALANCE (2021) (4)	PRIOR YEAR EXPENDITURES (2020) (5)	PRIOR YEAR REVENUE (2020) (6)	TRANSFER FROM FUNDS (7)	BEG ENCUMBERED BALANCE (2021) (8)
<u>MOA Alcohol & Drug Abuse Division & Judiciary (T-972) - NEW</u> This is a MOA with the State of Hawaii - DOH-ADAD to provide the Judiciary \$200,000/year for a period of three years (10/01/19 - 09/30/22) to continue operation of the Driving While Impaired Court Program. The funding of this MOA is to cover for the cost of two full-time positions (DWI Court Coordinator & DWI Court Case Manager) that are required to maintain the operation of the program.	N/A	District Court, First Circuit	61,865	138,135	200,000		-
<u>Rental Trust Fund</u> Court ordered deposits are held in individual case subsidiary ledgers in the Trust Accounting System for landlord - tenant disputes over rent and will be disbursed per court ordered judgments.	666-21, HRS	N/A	298,371	172,867	189,213		
<u>Cash and Short-Term Cash Investments Held In Trust Outside Of The State Treasury (Agency Fund - T-999) - NEW</u> Trust and agency funds are used to account for assets held by the Judiciary in a trustee or agency capacity. These include expendable trust funds that account for cash collected and expended by the Judiciary for designated purposes, and agency funds that account for the receipts and disbursements of various amounts collected by the Judiciary on behalf of others as their agent.	Section 40-81, Hawaii Revised Statutes	Admin, SC, CC1, CC2, CC3, CC5	49,591,615	64,864,008	66,294,429		
<u>Supreme Court Bar Examination Fund (T-901) - NEW</u> This fund continues to serve the purpose for which it was created, which is to account for filing fees collected from individual who are applying to take the Hawaii Bar Examination. Expenditures include costs associated with the administration of biannual bar examinations such as purchasing exam materials, rental of software and hardware for non-standard test accommodations, rent for the test facility, hiring an electrician to provide power in the laptop test room, court reporters, transcription fees, and security at the exam site. The fund expenditures also include providing for staff to travel to grading workshops and conferences, as well as other expenses incidental to the administration of the examination.	Supreme Court, Section 1.4	SC	484,967	111,714	166,050		