



## JUDICIARY COMM. NO. 24

Office of the Administrative Director of the Courts – THE JUDICIARY • STATE OF HAWAII

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**Rodney A. Maile**

ADMINISTRATIVE DIRECTOR

**Brandon M. Kimura**

DEPUTY ADMINISTRATIVE DIRECTOR

December 21, 2020

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

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

Dear President Kouchi and Speaker Saiki:

Pursuant to Act 159, Session Laws of Hawai'i and Chapter 37, Hawai'i Revised Statutes, the Judiciary is transmitting a copy of the *Report on the Judiciary's Multi-Year Program and Financial Plan (2021-2027), Biennium Budget (2021-2023), and Variance Report (2019-2021)*.

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](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 539-4896, or via e-mail at [Karen.T.Takahashi@courts.hawaii.gov](mailto: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

Enclosure

c: Legislative Reference Bureau Library  
Office of the Clerk, Hawai'i State Senate  
Office of the Clerk, Hawai'i House of Representatives



# The Judiciary

State of Hawai`i

## **The Multi-Year Program and Financial Plan (2021-2027) Biennium Budget (2021-2023) and Variance Report (2019-2021)**

**Submitted to the  
Thirty-First State Legislature**

**December 2020**



**To the Thirty-First State Legislature of Hawai‘i  
Regular Session of 2021**

As Chief Justice of the Hawai‘i Supreme Court and Administrative Head of the Judiciary, it is my pleasure to transmit to the Hawai‘i State Legislature the Judiciary’s FB 2021-23 Biennium Budget and Variance Report. This document was prepared in accordance with the provisions of Act 159, Session Laws of Hawai‘i, 1974, and Chapter 37 of the Hawai‘i Revised Statutes, as amended.

Hawaii’s courts provide an independent and accessible forum to fairly resolve disputes and administer justice according to the law. Consistent with this principle, the courts seek to make justice available without undue cost, inconvenience, or delay.

The Judiciary is well aware of the depressed economic activity in Hawai‘i and the difficult budget situation facing the State resulting from the COVID-19 global pandemic. In fact, recent reports have indicated that the State may be facing a budget shortfall in excess of \$2 billion. Also of note is that at its September 9, 2020 meeting, the Hawai‘i Council on Revenues expressed concerns about the prolonged closure of the tourism economy, the effects of shutdowns of non-essential businesses due to COVID-19 spikes, and the expiration of the Federal fiscal stimulus on the local economy. It pointed out certain other uncertainties that could significantly affect Hawaii’s economic activity and State tax collections including such matters as the trajectory of the virus, the availability of an effective vaccine and rapid low-cost testing, Federal and local government response to the pandemic, the reopening of the tourism economy, and the duration of shutdown measures. In the end, the Council changed its forecast of revenue growth from -12.0% to -11.0% for FY 2021 and from 12.0% to 8.5% for FY 2022.

Accordingly, after considering all these concerns and challenges, the Judiciary will not be submitting any biennium budget requests for additions to its general fund operating base.

However, Capital Improvement Program (CIP) requirements remain a major item of concern as the Judiciary’s infrastructure continues to age and deteriorate. Further, funding of CIP projects with bond funds can serve to stimulate the economy and economic recovery in periods of recession. Specifically, CIP funds totaling \$22.0 million in FY 2022 and \$18.6 million in FY 2023 are being requested to address certain critical needs, some of which relate to the health and safety of Judiciary employees and the public, as well as to assist Hawai‘i on the road to recovery. First Circuit has three such requests:

(1) Replace Ka‘ahumanu Hale’s fire alarm systems and elevators, both of which are more than 30 years old, are tied into each other, and which continue to malfunction with greater frequency. The fire alarm systems do not comply with fire codes nor ADA requirements and must be replaced before replacing/upgrading the obsolete elevators - elevators for which it is almost impossible to get replacement parts.

(2) Renovate Ka‘ahumanu Hale’s sheriff patrol station and create a Sergeant’s office to improve security and remove the screening station from public view.

(3) Design and construct a new chiller and photovoltaic system for the Juvenile Detention Facility (JDF) at Ronald T.Y Moon Courthouse in Kapolei to reduce utility costs and keep the JDF operational during power outages.

For Second Circuit, CIP funds are requested to continue ongoing projects to improve security and renovate all piping at Hoapili Hale. These ongoing projects are to fix critical security issues in a building that is more than 35 years old and was not built with the current security concerns related to court operations; and to replace corroded, uncompliant Hoapili Hale parking structure storm drain, fire suppression, sewer, and air conditioning piping systems. In Fifth Circuit, CIP funds are needed to continue an ongoing project to reroof and repair leaks and damages at Pu‘uhonua Kaulike (Fifth Circuit). CIP funds are also being requested to upgrade or replace all existing air conditioning equipment, ductwork, piping, sensors, actuators, and controls at Ali‘iōlani Hale where the current air conditioning system is very old, subject to numerous trouble calls, and contributes to air quality issues and excessive humidity in some locations; and to replace a seriously degraded roof and upgrade roof drainage at the Kapuāiwa Building. Finally, lump sum funds are needed to allow the Judiciary some flexibility to address both continuing and emergent building issues statewide.

The Judiciary realizes the tenuous and difficult situation the State is in this biennium. We believe that our approach to the situation and submission of only CIP requests would enable us to continue providing essential services to the people of the State and assist in its economic recovery, and respectfully request your support.

I know that the Legislature shares the Judiciary’s commitment to preserving a fair and effective judicial system for Hawai‘i. On behalf of the Judiciary, I extend my heartfelt appreciation for your continued support and consideration.

Sincerely,



MARK E. RECKTENWALD  
Chief Justice  
December 21, 2020

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# PART I



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## Introduction

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# INTRODUCTION

The mission of the Judiciary as an independent branch of government is to administer justice in an impartial, efficient, and accessible manner in accordance with the law.

## Judiciary Programs

The major program categories of the Judiciary are court operations and support services. Programs in the court operations category serve to safeguard the rights and interests of persons by assuring an equitable and expeditious judicial process. Programs in the support services category enhance the effectiveness and efficiency of the judicial system by providing the various courts with administrative services such as fiscal control and direction of operations and personnel.

The following is a display of the program structure of the Judiciary:

<b>Program Structure Number</b>	<b>Program Level I II III</b>	<b>Program I.D.</b>
01	The Judicial System	
01 01	Court Operations	
01 01 01	Courts of Appeal	JUD 101
01 01 02	First Circuit	JUD 310
01 01 03	Second Circuit	JUD 320
01 01 04	Third Circuit	JUD 330
01 01 05	Fifth Circuit	JUD 350
01 02	Support Services	
01 02 01	Judicial Selection Commission	JUD 501
01 02 02	Administration	JUD 601

## Contents of Document

The MULTI-YEAR PROGRAM AND FINANCIAL PLAN presents the objectives of the Judiciary programs, describes the programs recommended to implement the objectives, and shows the fiscal implications of the recommended programs for the next six fiscal years. The BIENNIUM BUDGET displays for each program the recommended expenditures for the ensuing fiscal biennium by cost category, cost element, and means of financing (MOF). The VARIANCE REPORT reports on program performance for the last completed fiscal year and the fiscal year in progress. An explanation of the sections contained in this document is as follows:

## Operating Program Summaries

The summaries in this section present data at the total judicial system level and at the court operations and support services levels.

## Operating Program Plan Details

The Financial Plan and Budget is presented by major program area. Each program area includes a financial summary, followed by narratives on the program objectives, activities, policies, relationships, and types of revenues collected; major external trends; and various other information and data about the program.

## Capital Improvements Appropriations and Details

This section provides capital improvements cost information by project, cost element, and MOF over the 6-year planning period.

## Variance Report

This section provides information on the estimated and actual expenditures, positions, measures of effectiveness, and program size indicators for major program areas within the Judiciary.

## The Budget

The recommended levels of operating expenditures and staffing for FYs 2021-22 and 2022-23 by major programs are as follows:

### Operating Expenditures (In \$ Thousands)

Major Program	MOF	2021-22	2022-23	Total
Courts of Appeal	A	7,680	7,680	15,360
First Circuit	A	83,303	83,303	166,606
	B	4,555	4,555	9,110
Second Circuit	A	17,334	17,334	34,668
Third Circuit	A	20,681	20,681	41,362
Fifth Circuit	A	8,054	8,054	16,108
Judicial Selection Commission	A	101	101	202
Administration	A	26,830	26,830	53,660
	B	8,110	8,110	16,220
	W	<u>343</u>	<u>343</u>	<u>686</u>
<b>Total</b>	A	163,983	163,983	327,966
	B	12,665	12,665	25,330
	W	<u>343</u>	<u>343</u>	<u>686</u>

## Revenues

The projected revenues (all sources) for FYs 2021-22 and 2022-23 by major programs are as follows:

<b>Revenues</b>			
<b>(In \$ Thousands)</b>			
<b>Major Program</b>	<b>2021-22</b>	<b>2022-23</b>	<b>Total</b>
Courts of Appeal	93	93	186
First Circuit	28,081	28,081	56,162
Second Circuit	3,078	3,078	6,156
Third Circuit	3,978	3,978	7,956
Fifth Circuit	1,175	1,175	2,350
Administration	<u>113</u>	<u>113</u>	<u>226</u>
<b>Total</b>	<b><u>36,518</u></b>	<b><u>36,518</u></b>	<b><u>73,036</u></b>

## Cost Categories, Cost Elements, and MOF

“**Cost categories**” identifies the major types of costs and includes operating and capital investment.

“**Cost elements**” identifies the major subdivisions of a cost category. The category “operating” includes personal services, other current expenses, and equipment. The category “capital investment” includes plans, land acquisition, design, construction, and equipment.

“**MOF**” identifies the various sources from which funds are made available and includes general funds (A), federal funds (N), special funds (B), revolving funds (W), and general obligation bond funds (C).

This document has been prepared by the Office of the Administrative Director with assistance from the Judiciary staff. It is being submitted to the Thirty-First State Legislature in accordance with the provisions of Chapter 37, Hawai‘i Revised Statutes.

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## PART II



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## Operating Program Summaries

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# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
THE JUDICIAL SYSTEM

PROGRAM STRUCTURE LEVEL NO. I

PROGRAM STRUCTURE NO. 01

## POSITION IN PROGRAM STRUCTURE

Level	No.	Title
Level I	01	The Judicial System
Level II		
Level III		

## MEASURES OF EFFECTIVENESS AND UNITS OF MEASURE

Data provided at Level III

## PROGRAM EXPENDITURES

	EXPENDITURES IN DOLLARS							
	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Operating Costs								
Personal Services	121,644,770	130,692,628	127,945,925	127,945,925	127,946	127,946	127,946	127,946
Other Current Expenses	50,730,215	48,943,865	48,532,361	48,532,361	48,532	48,532	48,532	48,532
Lease/Purchase Agreements	0	0	0	0	0	0	0	0
Equipment	1,178,636	617,447	514,488	514,488	514	514	514	514
Motor Vehicles	0	0	0	0	0	0	0	0
Total Operation Costs	173,553,620	180,253,940	176,992,774	176,992,774	176,992	176,992	176,992	176,992
Capital & Investment Costs	9,355,000	76,000,000	22,016,000	18,605,000	26,182	3,700	0	0
<b>Total Program Expenditures</b>	<b>182,908,620</b>	<b>256,253,940</b>	<b>199,008,774</b>	<b>195,597,774</b>	<b>203,174</b>	<b>180,692</b>	<b>176,992</b>	<b>176,992</b>

## REQUIREMENTS BY MEANS OF FINANCING

	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
		1,957.00 *	1,957.00 *	1,961.00 *	1,961.00 *	1,961.00 *	1,961.00 *	1,961.00 *
	79.02 #	79.02 #	79.02 #	79.02 #	79.02 #	79.02 #	79.02 #	79.02 #
General Funds	162,587,922	167,142,258	163,983,827	163,983,827	163,984	163,984	163,984	163,984
	42.00 *	42.00 *	42.00 *	42.00 *	42.00 *	42.00 *	42.00 *	42.00 *
	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #
Special Funds	10,951,391	12,768,421	12,665,686	12,665,686	12,665	12,665	12,665	12,665
	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Revolving Funds	14,307	343,261	343,261	343,261	343	343	343	343
G.O. Bond Funds	9,355,000	76,000,000	22,016,000	18,605,000	26,182	3,700	0	0
	1,999.00 *	1,999.00 *	2,003.00 *	2,003.00 *	2,003.00 *	2,003.00 *	2,003.00 *	2,003.00 *
	88.02 #	88.02 #	88.02 #	88.02 #	88.02 #	88.02 #	88.02 #	88.02 #
<b>Total Financing</b>	<b>182,908,620</b>	<b>256,253,940</b>	<b>199,008,774</b>	<b>195,597,774</b>	<b>203,174</b>	<b>180,692</b>	<b>176,992</b>	<b>176,992</b>

\*Permanent Position FTE

#Temporary Position FTE

**JUDICIARY**  
STATE OF HAWAII

PROGRAM TITLE:  
COURT OPERATIONS

PROGRAM STRUCTURE LEVEL NO. II

PROGRAM STRUCTURE NO. 01 01

**POSITION IN PROGRAM STRUCTURE**

Level	No.	Title
Level I	01	The Judicial System
Level II	01	Court Operations
Level III		

**MEASURES OF EFFECTIVENESS AND UNITS OF MEASURE**

Data provided at Level III

**PROGRAM EXPENDITURES**

	EXPENDITURES IN DOLLARS								
	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)				
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27	
Operating Costs									
Personal Services	105,429,005	113,236,569	111,008,918	111,008,918	111,009	111,009	111,009	111,009	111,009
Other Current Expenses	34,706,706	31,010,655	30,599,151	30,599,151	30,599	30,599	30,599	30,599	30,599
Lease/Purchase Agreements	0	0	0	0	0	0	0	0	0
Equipment	650,343	102,959	0	0	0	0	0	0	0
Motor Vehicles	0	0	0	0	0	0	0	0	0
Total Operation Costs	140,786,053	144,350,183	141,608,069	141,608,069	141,608	141,608	141,608	141,608	141,608
Capital & Investment Costs	0	0	0	0	0	0	0	0	0
<b>Total Program Expenditures</b>	<b>140,786,053</b>	<b>144,350,183</b>	<b>141,608,069</b>	<b>141,608,069</b>	<b>141,608</b>	<b>141,608</b>	<b>141,608</b>	<b>141,608</b>	<b>141,608</b>

**REQUIREMENTS BY MEANS OF FINANCING**

	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
		1,730.00 *	1,730.00 *	1,734.00 *	1,734.00 *	1,734.00 *	1,734.00 *	1,734.00 *
	69.54 #	69.54 #	69.54 #	69.54 #	69.54 #	69.54 #	69.54 #	69.54 #
General Funds	137,038,894	139,728,113	137,052,837	137,052,837	137,053	137,053	137,053	137,053
	41.00 *	41.00 *	41.00 *	41.00 *	41.00 *	41.00 *	41.00 *	41.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Special Funds	3,747,159	4,622,070	4,555,232	4,555,232	4,555	4,555	4,555	4,555
	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Revolving Funds	0	0	0	0	0	0	0	0
G.O. Bond Funds	0	0	0	0	0	0	0	0
	1,771.00 *	1,771.00 *	1,775.00 *	1,775.00 *	1,775.00 *	1,775.00 *	1,775.00 *	1,775.00 *
	69.54 #	69.54 #	69.54 #	69.54 #	69.54 #	69.54 #	69.54 #	69.54 #
<b>Total Financing</b>	<b>140,786,053</b>	<b>144,350,183</b>	<b>141,608,069</b>	<b>141,608,069</b>	<b>141,608</b>	<b>141,608</b>	<b>141,608</b>	<b>141,608</b>

\*Permanent Position FTE

#Temporary Position FTE

**JUDICIARY**  
STATE OF HAWAII

PROGRAM TITLE:  
SUPPORT SERVICES

PROGRAM STRUCTURE LEVEL NO. II

PROGRAM STRUCTURE NO. 01 02

**POSITION IN PROGRAM STRUCTURE**

Level	No.	Title
Level I	01	The Judicial System
Level II	02	Support Services
Level III		

**MEASURES OF EFFECTIVENESS AND UNITS OF MEASURE**

Data provided at Level III

**PROGRAM EXPENDITURES**

	EXPENDITURES IN DOLLARS								
	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)				
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27	
Operating Costs									
Personal Services	16,215,765	17,456,059	16,937,007	16,937,007	16,937	16,937	16,937	16,937	16,937
Other Current Expenses	16,023,509	17,933,210	17,933,210	17,933,210	17,933	17,933	17,933	17,933	17,933
Lease/Purchase Agreements	0	0	0	0	0	0	0	0	0
Equipment	528,293	514,488	514,488	514,488	514	514	514	514	514
Motor Vehicles	0	0	0	0	0	0	0	0	0
Total Operation Costs	32,767,567	35,903,757	35,384,705	35,384,705	35,384	35,384	35,384	35,384	35,384
Capital & Investment Costs	9,355,000	76,000,000	22,016,000	18,605,000	26,182	3,700	0	0	0
<b>Total Program Expenditures</b>	<b>42,122,567</b>	<b>111,903,757</b>	<b>57,400,705</b>	<b>53,989,705</b>	<b>61,566</b>	<b>39,084</b>	<b>35,384</b>	<b>35,384</b>	<b>35,384</b>

**REQUIREMENTS BY MEANS OF FINANCING**

	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
		227.00 *	227.00 *	227.00 *	227.00 *	227.00 *	227.00 *	227.00 *
	9.48 #	9.48 #	9.48 #	9.48 #	9.48 #	9.48 #	9.48 #	9.48 #
General Funds	25,549,028	27,414,145	26,930,990	26,930,990	26,931	26,931	26,931	26,931
	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *
	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #
Special Funds	7,204,232	8,146,351	8,110,454	8,110,454	8,110	8,110	8,110	8,110
	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Revolving Funds	14,307	343,261	343,261	343,261	343	343	343	343
G.O. Bond Funds	9,355,000	76,000,000	22,016,000	18,605,000	26,182	3,700	0	0
	228.00 *	228.00 *	228.00 *	228.00 *	228.00 *	228.00 *	228.00 *	228.00 *
	18.48 #	18.48 #	18.48 #	18.48 #	18.48 #	18.48 #	18.48 #	18.48 #
<b>Total Financing</b>	<b>42,122,567</b>	<b>111,903,757</b>	<b>57,400,705</b>	<b>53,989,705</b>	<b>61,566</b>	<b>39,084</b>	<b>35,384</b>	<b>35,384</b>

\*Permanent Position FTE

#Temporary Position FTE

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## **PART III**



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## **Operating Program Plan Details**

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# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
COURTS OF APPEAL

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 01 01

## POSITION IN PROGRAM STRUCTURE

Level	No.	Title
Level I	01	The Judicial System
Level II	01	Court Operations
Level III	01	Courts of Appeal

## PROGRAM EXPENDITURES

	EXPENDITURES IN DOLLARS							
	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Operating Costs								
Personal Services	7,146,307	7,166,255	7,428,273	7,428,273	7,428	7,428	7,428	7,428
Other Current Expenses	484,183	251,635	251,635	251,635	252	252	252	252
Lease/Purchase Agreements	0	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0	0
Motor Vehicles	0	0	0	0	0	0	0	0
Total Operation Costs	7,630,490	7,417,890	7,679,908	7,679,908	7,680	7,680	7,680	7,680
Capital & Investment Costs	0	0	0	0	0	0	0	0
<b>Total Program Expenditures</b>	<b>7,630,490</b>	<b>7,417,890</b>	<b>7,679,908</b>	<b>7,679,908</b>	<b>7,680</b>	<b>7,680</b>	<b>7,680</b>	<b>7,680</b>

## REQUIREMENTS BY MEANS OF FINANCING

	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
		73.00 *	73.00 *	78.00 *	78.00 *	78.00 *	78.00 *	78.00 *
	1.00 #	1.00 #	1.48 #	1.48 #	1.48 #	1.48 #	1.48 #	1.48 #
General Funds	7,630,490	7,417,890	7,679,908	7,679,908	7,680	7,680	7,680	7,680
	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Special Funds	0	0	0	0	0	0	0	0
	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Revolving Funds	0	0	0	0	0	0	0	0
G.O. Bond Funds	0	0	0	0	0	0	0	0
	73.00 *	73.00 *	78.00 *	78.00 *	78.00 *	78.00 *	78.00 *	78.00 *
	1.00 #	1.00 #	1.48 #	1.48 #	1.48 #	1.48 #	1.48 #	1.48 #
<b>Total Financing</b>	<b>7,630,490</b>	<b>7,417,890</b>	<b>7,679,908</b>	<b>7,679,908</b>	<b>7,680</b>	<b>7,680</b>	<b>7,680</b>	<b>7,680</b>

\*Permanent Position FTE  
#Temporary Position FTE

# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
COURTS OF APPEALS

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 01 01

## MEASURES OF EFFECTIVENESS AND UNITS OF MEASURE

Measures of Effectiveness	PLANNED LEVELS OF PROGRAM EFFECTIVENESS							
	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Median Time to Decision, Criminal Appeal (Mo)	13	13	13	13	13	13	13	13
Median Time to Decision, Civil Appeal (Mo)	12	12	12	12	12	12	12	12
Median Time to Decision, Original Proc. (Mo)	1	1	1	1	1	1	1	1

## PROGRAM SIZE INDICATORS (T=target group indicators; A=activity indicators)

Code No.	Program Size Indicators	Actual	Estimate	Budget Period			Estimate		
		2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
A01	Criminal Appeals Filed	209	240	243	245	247	249	250	251
A02	Civil Appeals Filed	434	440	445	449	452	454	455	456
A03	Original Proceedings Filed	101	102	102	103	103	103	104	104
A04	Appeals Disposed	653	660	665	669	672	674	675	676
A05	Motions Filed	2,531	2,552	2,571	2,588	2,603	2,616	2,627	2,636
A06	Motions Terminated	2,522	2,550	2,572	2,591	2,607	2,620	2,630	2,637

## PROJECTED PROGRAM REVENUES, BY TYPE OF FUND TO WHICH DEPOSITED (in thousands of dollars)

Fund to Which Deposited	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
General Fund	94	93	93	93	93	93	93	93
Special Fund	0	0	0	0	0	0	0	0
Other Funds	0	0	0	0	0	0	0	0
Total Program Revenues	94	93	93	93	93	93	93	93

## PROJECTED PROGRAM REVENUES, BY TYPE OF REVENUE (in thousands of dollars)

Type of Revenue	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Revenues from Use of Money and Property	0	0	0	0	0	0	0	0
Revenues from Other Agencies	0	0	0	0	0	0	0	0
Charges for Current Services	94	93	93	93	93	93	93	93
Fines, Restitutions, Forfeits & Penalties	0	0	0	0	0	0	0	0
Nonrevenue Receipts	0	0	0	0	0	0	0	0
Total Program Revenues	94	93	93	93	93	93	93	93

# **JUD 101 COURTS OF APPEAL PROGRAM INFORMATION AND BUDGET REQUESTS**

## **Supreme Court**

The mission of the Supreme Court is to provide timely disposition of cases, including resolution of particular disputes and explication of applicable law; to license and discipline attorneys; to discipline judges; and to make rules of practice and procedure for all Hawai'i courts.

## **Intermediate Court of Appeals (ICA)**

The mission of the ICA is to provide timely disposition of appeals from trial courts and state agencies, including the resolution of the particular dispute and explication of the law for the benefit of the litigants, the bar, and the public.

### **A. PROGRAM OBJECTIVES**

#### **Supreme Court**

- To hear and determine appeals and original proceedings that are properly brought before the court, including cases heard upon
  - applications for writs of certiorari
  - transfer from the ICA
  - reserved questions of law from the Circuit Courts, the Land Court, and the Tax Appeal Court
  - certified questions of law from federal courts
  - applications for writs directed to judges and other public officers
  - applications for other extraordinary writs
  - complaints regarding elections;
- To make rules of practice and procedure for all state courts;
- To license, regulate, and discipline attorneys; and
- To discipline judges.

#### **ICA**

- To promptly hear and determine all appeals from the Circuit, Family, and District Courts and from any agency where appeals are allowed by law; and
- To entertain, at its discretion, any case submitted without suit when there is a question of law that could be the subject of a civil action or proceeding in the Circuit Court or Tax Appeal Court, and the parties agree to the facts upon which the controversy depends.

## **B. PROGRAM ACTIVITIES**

### **Supreme Court**

The Supreme Court is the State of Hawaii's court of last resort, and hears appeals on transfer from the ICA or on writs of certiorari to the ICA. The Supreme Court licenses and disciplines attorneys, disciplines judges, and exercises ultimate rule-making power for all courts in the State. The Supreme Court is empowered to issue all writs necessary and proper to carry out its functions.

### **ICA**

The ICA reviews, in the first instance, appeals from trial courts and from some agencies. The ICA is also authorized to entertain cases submitted without suit when there is a question of law that could be the subject of a civil suit in the Circuit Court or the Tax Appeal Court, and the parties agree upon the facts upon which the controversy depends.

## **C. KEY POLICIES**

In the Supreme Court, priority is given to election contests, applications for certiorari involving direct appeals from incarcerated defendants, and applications for writs of certiorari involving the termination of parental rights.

In the ICA, direct appeals from incarcerated defendants and appeals from terminations of parental rights (in which children are awaiting a permanent placement) are accorded priority over other appeals.

## **D. IMPORTANT PROGRAM RELATIONSHIPS**

Appeals are filed in the ICA, but (1) before disposition, may be transferred to the Supreme Court, or (2) after disposition, may be reviewed by the Supreme Court upon an application for a writ of certiorari.

The Supreme Court exercises supervisory authority over all state courts by reviewing cases in the appellate process, entertaining applications for writs directed to judges, and establishing uniform rules of practice and procedure.

## **E. MAJOR EXTERNAL TRENDS**

Factors contributing to the number of appellate filings include:

- changes in population;
- availability and cost of alternative dispute resolution methods;
- perceptions of timeliness;

- perceptions of fairness in law and procedure;
- issues involving access to the courts; and
- complexity of law.

#### **F. COSTS, EFFECTIVENESS, AND PROGRAM SIZE DATA**

The Courts of Appeal have operated within the funding level appropriated.

Appeal filings directly affect the workload of the Courts of Appeal.

The Courts of Appeal's goal for Fiscal Biennium 2021-23 is to timely adjudicate the caseload to the degree possible within the available resources.

#### **G. PROGRAM REVENUES**

Revenues include filing fees, certification fees, and bar application fees. All revenues are deposited into the state general fund with the exception of amounts collected for deposit into the Computer System Special Fund, Indigent Legal Assistance Special Fund, and the Supreme Court Board of Examiner Trust Fund.

#### **H. DESCRIPTION OF BUDGET REQUESTS**

None.

#### **I. REASONS FOR BUDGET REQUESTS**

None.

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**JUD 310 FIRST CIRCUIT, JUD 320 SECOND CIRCUIT,  
JUD 330 THIRD CIRCUIT, AND JUD 350 FIFTH CIRCUIT  
PROGRAM INFORMATION**

The mission of each of the four circuits is to expeditiously and fairly adjudicate or resolve all matters within its jurisdiction in accordance with law.

**A. PROGRAM OBJECTIVES**

- To assure a proper consideration of all competing interests and countervailing considerations intertwined in questions of law arising under the Constitutions of the State and the United States in order to safeguard individual rights and liberties and to protect the legitimate interests of the State and thereby ensure to the people of this State the highest standard of justice attainable under our system of government.
- To develop and maintain a sound management system which incorporates the most modern administrative practices and techniques to assure the uniform delivery of services of the highest possible quality, while providing for and promoting the effective, economical, and efficient utilization of public resources.
- To administer a system for the selection of qualified individuals to serve as jurors so as to ensure fair and impartial trials and thereby effectuate the constitutional guarantee of trial by jury.
- To provide for the fair and prompt resolution of all civil and criminal proceedings and traffic cases so as to ensure public safety and promote the general welfare of the people of the State, but with due consideration for safeguarding the constitutional rights of the accused.
- To conduct presentence and other predispositional investigations in a fair and prompt manner for the purpose of assisting the courts in rendering appropriate sentences and other dispositions with due consideration for all relevant facts and circumstances.
- To maintain accurate and complete court records as required by law and to permit immediate access to such records, where appropriate, by employing a records management system which minimizes storage and meets retention requirements.
- To supervise convicted and deferred law violators who are placed on probation or given deferments of guilty pleas by the courts to assist them toward socially acceptable behavior and thereby promote public safety.
- To safeguard the rights and interests of persons by assuring an effective, equitable, and expeditious resolution of civil and criminal cases properly brought to the courts, and by providing a proper legal remedy for legally recognized wrongs.

- To assist and protect children and families whose rights and well-being are jeopardized by securing such rights through action by the court, thereby promoting the community's legitimate interest in the unity and welfare of the family and the child.
- To administer, to the fullest extent permitted by law, the orders and decrees pronounced by the Family Courts so as to maintain the integrity of the judicial process.
- To supervise law violators who are placed on probation by the Family Courts and assist them toward socially acceptable behavior, thereby promoting public safety.
- To protect minors whose environment or behavior is injurious to themselves or others and to restore them to society as law-abiding citizens.
- To complement the strictly adjudicatory function of the Family Courts by providing services such as counseling, guidance, mediation, education, and other necessary and proper services for children and adults.
- To coordinate and administer a comprehensive traffic safety education program as a preventive and rehabilitative endeavor directed to both adult and juvenile traffic offenders in order to reduce the number of deaths and injuries resulting from collisions due to unsafe driving decisions and behavior.
- To develop a statewide drug court treatment and supervision model for non-violent adults and juveniles, adapted to meet the needs and resources of the individual jurisdictions they serve.
- To deliver services and attempt to resolve disputes in a balanced manner that provides attention to all participants in the justice system, including parties to a dispute, attorneys, witnesses, jurors, and other community members, embodying the principles of restorative justice.

#### **Land Court/Tax Appeal Court**

- To provide for an effective, equitable, and expeditious system for the adjudication and registration of title to land and easements and rights to land within the State.
- To assure an effective, efficient, and expeditious adjudication of all appeals between the tax assessor and the taxpayer with respect to all matters of taxation committed to its jurisdiction.
- To provide a guaranteed and absolute register of land titles which simplifies for landowners the method for conveying registered land.

## **B. PROGRAM ACTIVITIES**

The Circuit Courts are trial courts of general jurisdiction. Circuit Courts have jurisdiction in most felony cases, and concurrent jurisdiction with the Family Courts for certain felonies related to domestic abuse, such as violations of temporary restraining orders involving family and household members. Circuit Courts have exclusive jurisdiction in probate, trust, and conservatorship (formerly “guardian of the property”) proceedings, and concurrent jurisdiction with the Family Courts over adult guardianship (formerly “guardian of the person”) proceedings. Circuit Courts have exclusive jurisdiction in civil cases involving amounts greater than \$40,000, and concurrent jurisdiction with District Courts in civil cases involving amounts between \$10,000 and \$40,000. Jury trials are conducted exclusively by Circuit Court judges. A party to a civil case triable by jury may demand a jury trial where the amount in controversy exceeds \$5,000. Circuit Courts have exclusive jurisdiction in mechanics lien cases and foreclosure cases, and jurisdiction as provided by law in appeals from other agencies (such as unemployment compensation appeals). Appeals from decisions of the Circuit Courts are made directly to the ICA, subject to transfer to or review by the Supreme Court. As courts of record, the Circuit Courts are responsible for the filing, docketing, and maintenance of court records. During the course of a case, numerous documents may be filed. Thus, document filing is an ongoing activity. In addition to the Legal Documents Branch, the Court Reporters’, Jury Pool, and Cashier’s Offices provide services critical to effective court operations.

The Chief Clerks of the Circuit Courts, with the assistance of Small Estates and Guardianship Program staff, serve as personal representatives in small estates cases and as conservators in small conservatorship cases.

Circuit Court judges refer criminal offenders to the Adult Client Services (probation) staff for presentence diagnostic evaluations. Offenders sentenced to some form of supervision are supervised by probation officers of the Adult Client Services Branch.

The Land Court and Tax Appeal Court are specialized statewide courts of record based in Honolulu. The Land Court hears and determines questions arising from applications for registration of title to fee simple land within the State, registers title to property, and determines disputes concerning land court property. The Tax Appeal Court resolves tax appeals and exercises jurisdiction in disputes between the tax assessor and taxpayer. Land Court and Tax Appeal Court matters are assigned to the appropriate judge or judges of the First Circuit Court. The Office of the Land Court and Tax Appeal Court maintains custody and control over papers and documents filed with the Land Court and Tax Appeal Court.

Circuit Court programs include alternatives to traditional dispute resolution methods. The Drug Court Programs aim to divert defendants from the traditional criminal justice path and incarceration, placing them in treatment programs under judicial supervision, rewarding good behavior, and imposing immediate sanctions for relapse into drug use. The Circuit Court’s Court Annexed Arbitration Program is designed to reduce the cost and delay of protracted civil litigation, requiring tort actions with a probable jury award value under \$150,000 to be submitted to the program and be subject to a determination of arbitrability and to arbitration under program rules.

The Family Courts, divisions of the Circuit Courts, are specialized courts of record designed to deal with family conflict and juvenile offenders. The Family Court complements its strictly adjudicatory functions by providing a number of counseling, guidance, detention, mediation, education, and supervisory programs for children and adults.

The Family Courts retain jurisdiction over children who, while under the age of 18, violate any law or ordinance, are neglected or abandoned, are beyond the control of their parents or other custodians, live in an environment injurious to their welfare, or behave in a manner injurious to their own or others' welfare. Activities are geared toward facilitating the determination of the court for appropriate and timely dispositions; preparing cases for detention, and for adjudicatory and dispositional hearings; conducting risks needs assessments and psychological evaluations; and supervising and treating juveniles under legal status with the court. Family Court activities also include providing Court Appointed Special Advocates.

The Family Court's jurisdiction also encompasses adults involved in offenses against other family members and household members; dissolution of marriages; disputed child custody and visitation issues; resolution of paternity issues; adoptions; and adults who are incapacitated and/or are in need of protection. The Family Courts provide services which include temporary restraining orders for protection; treatment of parties involved in domestic violence; supervision and monitoring of defendants in domestic abuse cases; and education programs for separating parents and children.

The District Courts, in civil matters, exercise jurisdiction where the amount in controversy does not exceed \$40,000. If the amount in controversy exceeds \$5,000, the parties may demand a jury trial, in which case the matter is committed to the Circuit Courts. The District Courts also have exclusive jurisdiction in all landlord-tenant cases and all small claims actions (suits in which the amount in controversy does not exceed \$5,000).

The civil divisions of the District Courts also handle temporary restraining orders and injunctions against harassment for non-household members.

In traffic matters, the District Courts exercise jurisdiction over civil infractions and criminal traffic violations of the Hawai'i Revised Statutes, county ordinances, and the rules and regulations of state and county regulatory agencies. Certain traffic matters, known as "decriminalized" traffic offenses, are handled on a civil standard within the traffic division. Those traffic matters which are not "decriminalized" are handled on a criminal standard.

In criminal matters, the jurisdiction of the District Courts is limited to petty misdemeanors, misdemeanors, traffic offenses, and cases filed for violations of county ordinances and the rules of the State's regulatory agencies. In felony cases where an arrest has been made, the District Courts are required to hold a preliminary hearing, unless such hearing is waived by the accused. All trials are conducted by judges. However, in criminal misdemeanor cases, the defendant may demand a jury trial, in which case the matter is committed to the Circuit Court for trial.

In the District Court of the First Circuit, the Community Service Sentencing Program provides placement and monitoring services for offenders sentenced to perform community work by the District, Circuit, Family, and Federal Courts.

The Driver Education and Training Program refers traffic offenders to substance abuse programs, administers traffic safety educational courses, and monitors offenders' compliance of court and Administrative Driver's License Revocation requirements for the counties of O'ahu, Maui, Hawai'i, and Kaua'i.

### **C. KEY POLICIES**

The overall policy is to evaluate each case on an individual basis to ensure that an individual's constitutional rights are not violated. This includes directing continued emphasis on processing of criminal cases to assure that defendants are afforded the right to speedy trials.

Policies guiding the Circuit Courts are designed to ensure the efficient and effective operation of the court system and to adjudicate cases in a timely, fair, and impartial manner.

Policies guiding the Family Courts are designed to maintain and improve the expeditious, efficient, and equitable processing of all matters brought before the court.

Policies guiding the District Courts are designed to coordinate and evenly apply practices, procedures, and statutory interpretations.

### **D. IMPORTANT PROGRAM RELATIONSHIPS**

Circuit Court decisions, when appealed, are referred to the ICA. Services rendered to the Family Courts include handling of support payments and filings, and processing of case documents in divorce actions, adoption, guardianship, and paternity cases.

The Family Courts utilize a number of community agencies that offer programs for positive behavioral change, emotional growth, and victim support. The Family Courts also coordinate related services provided by state agencies such as the Departments of Human Services, Education, and Health, and are in turn affected by changes in their procedures. The majority of children and domestic violence referrals originate with the police; consequently, there is a relationship between the number of police officers, the police policy regarding arrest or discharge of suspected offenders, and the number of Family Court referrals received.

The District Courts have operations that necessitate the Courts' interacting with various non-Judiciary departments. The Courts necessarily work with and are affected by the Department of Public Safety (both in the Sheriff's Division and Corrections), the various county police departments, the Offices of the Prosecuting Attorneys and Public Defenders, the Department of Motor Vehicles and Licensing, the Department of the Attorney General, the Department of Transportation, the Department of Land and Natural Resources, the Department of Agriculture, the Hawaiian Humane Society, and others.

Internally, the District Courts have administrative and/or adjudicative relationships with the Division of Driver Education, Community Service Sentencing Program, Traffic Violations Bureau, Administrative Driver's License Revocation Office, and others.

On an inter-court basis, the District Court has concurrent jurisdiction with the Family Court for juvenile traffic matters, holds felony preliminary hearings, processes referrals for criminal/civil jury demand cases, and also works on various processes on a daily basis with the Circuit Courts. Further, the Chief Justice may assign District Court judges on a temporary basis to the Circuit and Family Courts when the need arises.

## **E. MAJOR EXTERNAL TRENDS**

Accessibility to the courts and timely processing of cases within the courts are affected by the interaction of a complex set of variables. Among these are demographic factors, economic conditions, size of the local bar, alternative dispute resolution trends, crime rates, law enforcement, and legislation. Specific factors include violent crime and drug-related case filings along with new federal laws, initiatives, and grant funds focusing on these issues.

The increase in public awareness and attention to domestic violence has prompted the police departments, and the Offices of the Prosecuting Attorneys and Public Defenders, to follow procedures which would bring all persons charged to court promptly. This continues to affect the number of cases being handled by the Family Courts.

Family violence and child abuse and neglect issues are being addressed by both community agencies and the Legislature. Police departments, the Office of the Public Defender, and the Department of the Attorney General cooperate in the prosecution of family violence offenders. This also affects the number of cases handled by the Courts.

Increases in the number of police officers or changes in their assignment or emphasis affect the workload of various divisions.

Legislative changes (creating new criminal, traffic, or civil causes of action; expanding the jurisdiction of the courts; or changing the penalty for existing offenses) can also affect the courts' workload.

Lastly, court operations in FY 2020 have been profoundly impacted by the COVID-19 pandemic. Along with the financial ramifications resulting from the pandemic and the State shutdown of the visitor industry, the number of court filings and hearings, and the manner in which they are held, have also been affected.

## **F. COST, EFFECTIVENESS, AND PROGRAM SIZE DATA**

The Judiciary's ability to provide court services to our citizens is directly affected by the level of appropriations authorized by the Legislature. Nevertheless in light of this, the Judiciary's goal for the upcoming biennium remains to continue to provide necessary services in an effective and expedient manner while operating within the limit of available resources, and to continue to

pursue alternatives that promote efficiency without increasing overall resource requirements. It should be noted that due to the dedicated work of Circuit, Family, and District Court judges and staff, case disposition rates have remained at a fairly high level regardless of the relatively small increase in non-payroll operating resources. It is hoped that the continuing stability in the economy and the positive economic and revenue growth will foster further growth in funding to the Judiciary.

## **G. PROGRAM REVENUES**

Circuit Court revenues include fines; bail forfeitures; interest earned on deposits; filing fees; surcharges for indigent legal services and for administrative costs associated with civil filings (Computer System Special Fund); and fees to administer small estates, provide probation services, search records, retrieve records from storage, and prepare copies and certified copies of court documents. Except for collections deposited into the Probation Services Special Fund, the Computer System Special Fund, and the Indigent Legal Assistance Special Fund, all Circuit Court related revenues are deposited in the state general fund.

Family Court revenues include fines, fees for copies of documents, surcharges, and filing fees. All Family Court related revenues are deposited into the state general fund, with the exception of amounts collected for deposit to the Parent Education Special Fund established by Act 274/97, the Spouse and Child Abuse Special Account established by Act 232/94, the Computer System Special Fund, and the Indigent Legal Assistance Special Fund.

District Court revenues include fines, fees, forfeitures, and penalties. District Court related revenues are deposited in the state general fund, with the exception of amounts collected for deposit into the Driver Education and Training Special Fund, the Computer System Special Fund, and the Indigent Legal Assistance Special Fund.

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# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
FIRST CIRCUIT

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 01 02

## POSITION IN PROGRAM STRUCTURE

Level	No.	Title
Level I	01	The Judicial System
Level II	01	Court Operations
Level III	02	First Circuit

## PROGRAM EXPENDITURES

	EXPENDITURES IN DOLLARS								
	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)				
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27	
Operating Costs									
Personal Services	66,768,045	72,047,813	70,103,960	70,103,960	70,104	70,104	70,104	70,104	70,104
Other Current Expenses	20,364,625	17,754,501	17,754,501	17,754,501	17,754	17,754	17,754	17,754	17,754
Lease/Purchase Agreements	0	0	0	0	0	0	0	0	0
Equipment	585,271	0	0	0	0	0	0	0	0
Motor Vehicles	0	0	0	0	0	0	0	0	0
Total Operation Costs	87,717,941	89,802,314	87,858,461	87,858,461	87,858	87,858	87,858	87,858	87,858
Capital & Investment Costs	0	0	0	0	0	0	0	0	0
<b>Total Program Expenditures</b>	<b>87,717,941</b>	<b>89,802,314</b>	<b>87,858,461</b>	<b>87,858,461</b>	<b>87,858</b>	<b>87,858</b>	<b>87,858</b>	<b>87,858</b>	<b>87,858</b>

## REQUIREMENTS BY MEANS OF FINANCING

	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
		1,103.50 *	1,103.50 *	1,102.50 *	1,102.50 *	1,102.50 *	1,102.50 *	1,102.50 *
	58.58 #	58.58 #	58.58 #	58.58 #	58.58 #	58.58 #	58.58 #	58.58 #
General Funds	83,970,782	85,180,244	83,303,229	83,303,229	83,303	83,303	83,303	83,303
	41.00 *	41.00 *	41.00 *	41.00 *	41.00 *	41.00 *	41.00 *	41.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Special Funds	3,747,159	4,622,070	4,555,232	4,555,232	4,555	4,555	4,555	4,555
	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Revolving Funds	0	0	0	0	0	0	0	0
G.O. Bond Funds	0	0	0	0	0	0	0	0
	1,144.50 *	1,144.50 *	1,143.50 *	1,143.50 *	1,143.50 *	1,143.50 *	1,143.50 *	1,143.50 *
	58.58 #	58.58 #	58.58 #	58.58 #	58.58 #	58.58 #	58.58 #	58.58 #
<b>Total Financing</b>	<b>87,717,941</b>	<b>89,802,314</b>	<b>87,858,461</b>	<b>87,858,461</b>	<b>87,858</b>	<b>87,858</b>	<b>87,858</b>	<b>87,858</b>

\*Permanent Position FTE

#Temporary Position FTE

# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
FIRST CIRCUIT

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 01 02

## MEASURES OF EFFECTIVENESS AND UNITS OF MEASURE

Measures of Effectiveness	PLANNED LEVELS OF PROGRAM EFFECTIVENESS							
	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Med. Time to Dispo., Circt. Ct. Crim. Act. (Days)	607	500	400	375	350	325	312	300
Med. Time to Dispo., Circt. Ct. Civil Act. (Days)	840	700	600	575	550	525	512	500

## PROGRAM SIZE INDICATORS (T=target group indicators; A=activity indicators)

Code No.	Program Size Indicators	Actual	Estimate	Budget Period			Estimate		
		2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
T01	Civil Actions, Circuit Court	8,425	8,522	8,616	8,707	8,795	8,880	8,962	9,041
T02	Marital Actions	8,332	8,339	8,345	8,350	8,354	8,357	8,359	8,361
T03	Adoption Proceedings	382	402	421	439	456	472	488	502
T04	Parental Proceedings	1,541	1,606	1,668	1,727	1,783	1,836	1,886	1,933
A01	Civil Actions Filed, Circuit Court	1,995	2,005	2,014	2,022	2,029	2,035	2,040	2,044
A02	Criminal Actions Filed, Circuit Court	1,792	1,824	1,853	1,879	1,902	1,922	1,939	1,953
A03	Marital Actions Filed	3,106	3,139	3,169	3,196	3,220	3,241	3,259	3,274
A04	Traffic - New Filings (thousands)	236	253	268	280	289	295	298	299
A05	Traffic - Terminated (thousands)	263	269	275	280	285	289	293	297

## PROJECTED PROGRAM REVENUES, BY TYPE OF FUND TO WHICH DEPOSITED (in thousands of dollars)

Fund to Which Deposited	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
General Fund	20,654	20,654	20,654	20,654	20,654	20,654	26,575	26,575
Special Fund	7,548	7,427	7,427	7,427	7,427	7,427	7,427	7,427
Other Funds	0	0	0	0	0	0	0	0
Total Program Revenues	28,202	28,081	28,081	28,081	28,081	28,081	34,002	34,002

## PROJECTED PROGRAM REVENUES, BY TYPE OF REVENUE (in thousands of dollars)

Type of Revenue	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Revenues from Use of Money and Property	153	100	100	100	100	100	100	100
Revenues from Other Agencies	961	961	961	961	961	961	961	961
Charges for Current Services	15,516	15,446	15,446	15,446	15,446	15,446	15,446	15,446
Fines, Restitutions, Forfeits & Penalties	11,572	11,574	11,574	11,574	11,574	11,574	11,574	11,574
Nonrevenue Receipts	0	0	0	0	0	0	0	0
Total Program Revenues	28,202	28,081	28,081	28,081	28,081	28,081	28,081	28,081

**JUD 310 FIRST CIRCUIT  
BUDGET REQUESTS**

**A. DESCRIPTION OF BUDGET REQUESTS**

None.

**B. REASON FOR BUDGET REQUESTS**

None.

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# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
SECOND CIRCUIT

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 01 03

## POSITION IN PROGRAM STRUCTURE

Level	No.	Title
Level I	01	The Judicial System
Level II	01	Court Operations
Level III	03	Second Circuit

## PROGRAM EXPENDITURES

	EXPENDITURES IN DOLLARS								
	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)				
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27	
Operating Costs									
Personal Services	11,887,101	12,998,357	12,667,191	12,667,191	12,667	12,667	12,667	12,667	12,667
Other Current Expenses	4,459,677	4,616,587	4,667,303	4,667,303	4,667	4,667	4,667	4,667	4,667
Lease/Purchase Agreements	0	0	0	0	0	0	0	0	0
Equipment	40,901	72,959	0	0	0	0	0	0	0
Motor Vehicles	0	0	0	0	0	0	0	0	0
Total Operation Costs	16,387,678	17,687,903	17,334,494	17,334,494	17,334	17,334	17,334	17,334	17,334
Capital & Investment Costs	0	0	0	0	0	0	0	0	0
<b>Total Program Expenditures</b>	<b>16,387,678</b>	<b>17,687,903</b>	<b>17,334,494</b>	<b>17,334,494</b>	<b>17,334</b>	<b>17,334</b>	<b>17,334</b>	<b>17,334</b>	<b>17,334</b>

## REQUIREMENTS BY MEANS OF FINANCING

	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
		210.50 *	210.50 *	210.50 *	210.50 *	210.50 *	210.50 *	210.50 *
	1.68 #	1.68 #	1.68 #	1.68 #	1.68 #	1.68 #	1.68 #	1.68 #
General Funds	16,387,678	17,687,903	17,334,494	17,334,494	17,334	17,334	17,334	17,334
	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Special Funds	0	0	0	0	0	0	0	0
	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Revolving Funds	0	0	0	0	0	0	0	0
G.O. Bond Funds	0	0	0	0	0	0	0	0
	210.50 *	210.50 *	210.50 *	210.50 *	210.50 *	210.50 *	210.50 *	210.50 *
	1.68 #	1.68 #	1.68 #	1.68 #	1.68 #	1.68 #	1.68 #	1.68 #
<b>Total Financing</b>	<b>16,387,678</b>	<b>17,687,903</b>	<b>17,334,494</b>	<b>17,334,494</b>	<b>17,334</b>	<b>17,334</b>	<b>17,334</b>	<b>17,334</b>

\*Permanent Position FTE

#Temporary Position FTE

# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
SECOND CIRCUIT

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 01 03

## MEASURES OF EFFECTIVENESS AND UNITS OF MEASURE

Measures of Effectiveness	PLANNED LEVELS OF PROGRAM EFFECTIVENESS							
	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Med. Time to Dispo., Circt. Ct. Crim. Act. (Days)	732	500	450	400	350	300	275	250
Med. Time to Dispo., Circt. Ct. Civil Act. (Days)	730	600	550	500	475	450	425	400

## PROGRAM SIZE INDICATORS (T=target group indicators; A=activity indicators)

Code No.	Program Size Indicators	Actual	Estimate	Budget Period			Estimate		
		2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
T01	Civil Actions, Circuit Court	1,608	1,628	1,647	1,665	1,682	1,698	1,713	1,727
T02	Marital Actions	799	821	840	856	868	877	885	892
T03	Adoption Proceedings	46	53	59	64	68	71	73	74
T04	Parental Proceedings	337	352	367	381	394	406	417	427
A01	Civil Actions Filed, Circuit Court	397	421	443	462	478	491	502	509
A02	Criminal Actions Filed, Circuit Court	748	779	807	832	854	873	886	895
A03	Marital Actions Filed	446	465	481	494	503	512	520	528
A04	Traffic - New Filings (thousands)	31	33	33	34	34	35	35	36
A05	Traffic - Terminated (thousands)	36	36	36	37	37	37	38	38

## PROJECTED PROGRAM REVENUES, BY TYPE OF FUND TO WHICH DEPOSITED (in thousands of dollars)

Fund to Which Deposited	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
General Fund	2,423	2,424	2,424	2,424	2,424	2,424	2,424	2,424
Special Fund	654	654	654	654	654	654	654	654
Other Funds	0	0	0	0	0	0	0	0
Total Program Revenues	3,077	3,078	3,078	3,078	3,078	3,078	3,078	3,078

## PROJECTED PROGRAM REVENUES, BY TYPE OF REVENUE (in thousands of dollars)

Type of Revenue	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Revenues from Use of Money and Property	0	0	0	0	0	0	0	0
Revenues from Other Agencies	0	0	0	0	0	0	0	0
Charges for Current Services	1,355	1,356	1,356	1,356	1,356	1,356	1,356	1,356
Fines, Restitutions, Forfeits & Penalties	1,722	1,722	1,722	1,722	1,722	1,722	1,722	1,722
Nonrevenue Receipts	0	0	0	0	0	0	0	0
Total Program Revenues	3,077	3,078	3,078	3,078	3,078	3,078	3,078	3,078

**JUD 320 SECOND CIRCUIT  
BUDGET REQUESTS**

**A. DESCRIPTION OF BUDGET REQUESTS**

None.

**B. REASON FOR BUDGET REQUESTS**

None.

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# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
THIRD CIRCUIT

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 01 04

## POSITION IN PROGRAM STRUCTURE

Level	No.	Title
Level I	01	The Judicial System
Level II	01	Court Operations
Level III	04	Third Circuit

## PROGRAM EXPENDITURES

	EXPENDITURES IN DOLLARS								
	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)				
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27	
Operating Costs									
Personal Services	13,881,877	14,475,848	14,459,363	14,459,363	14,459	14,459	14,459	14,459	14,459
Other Current Expenses	7,333,399	6,683,784	6,221,564	6,221,564	6,222	6,222	6,222	6,222	6,222
Lease/Purchase Agreements	0	0	0	0	0	0	0	0	0
Equipment	24,171	30,000	0	0	0	0	0	0	0
Motor Vehicles	0	0	0	0	0	0	0	0	0
Total Operation Costs	21,239,447	21,189,632	20,680,927	20,680,927	20,681	20,681	20,681	20,681	20,681
Capital & Investment Costs	0	0	0	0	0	0	0	0	0
<b>Total Program Expenditures</b>	<b>21,239,447</b>	<b>21,189,632</b>	<b>20,680,927</b>	<b>20,680,927</b>	<b>20,681</b>	<b>20,681</b>	<b>20,681</b>	<b>20,681</b>	<b>20,681</b>

## REQUIREMENTS BY MEANS OF FINANCING

	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
	General Funds	240.00 *	240.00 *	240.00 *	240.00 *	240.00 *	240.00 *	240.00 *
	5.68 #	5.68 #	5.20 #	5.20 #	5.20 #	5.20 #	5.20 #	5.20 #
General Funds	21,239,447	21,189,632	20,680,927	20,680,927	20,681	20,681	20,681	20,681
Special Funds	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Special Funds	0	0	0	0	0	0	0	0
Revolving Funds	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Revolving Funds	0	0	0	0	0	0	0	0
G.O. Bond Funds	0	0	0	0	0	0	0	0
<b>Total Financing</b>	<b>240.00 *</b>	<b>240.00 *</b>	<b>240.00 *</b>	<b>240.00 *</b>	<b>240.00 *</b>	<b>240.00 *</b>	<b>240.00 *</b>	<b>240.00 *</b>
	<b>5.68 #</b>	<b>5.68 #</b>	<b>5.20 #</b>	<b>5.20 #</b>	<b>5.20 #</b>	<b>5.20 #</b>	<b>5.20 #</b>	<b>5.20 #</b>
<b>Total Financing</b>	<b>21,239,447</b>	<b>21,189,632</b>	<b>20,680,927</b>	<b>20,680,927</b>	<b>20,681</b>	<b>20,681</b>	<b>20,681</b>	<b>20,681</b>

\*Permanent Position FTE

#Temporary Position FTE

# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
THIRD CIRCUIT

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 01 04

## MEASURES OF EFFECTIVENESS AND UNITS OF MEASURE

Measures of Effectiveness	PLANNED LEVELS OF PROGRAM EFFECTIVENESS							
	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Med. Time to Dispo., Circt. Ct. Crim. Act. (Days)	216	200	195	190	185	180	177	175
Med. Time to Dispo., Circt. Ct. Civil Act. (Days)	808	700	600	575	570	565	560	555

## PROGRAM SIZE INDICATORS (T=target group indicators; A=activity indicators)

Code No.	Program Size Indicators	Actual	Estimate	Budget Period			Estimate		
		2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
T01	Civil Actions, Circuit Court	2,561	2,598	2,633	2,666	2,697	2,727	2,754	2,775
T02	Marital Actions	1,301	1,326	1,350	1,373	1,395	1,416	1,436	1,454
T03	Adoption Proceedings	179	183	187	190	193	196	199	201
T04	Parental Proceedings	1,781	1,785	1,789	1,793	1,796	1,798	1,801	1,802
A01	Civil Actions Filed, Circuit Court	574	595	615	634	652	669	686	703
A02	Criminal Actions Filed, Circuit Court	1,194	1,204	1,213	1,221	1,228	1,234	1,239	1,243
A03	Marital Actions Filed	535	544	554	565	577	590	604	619
A04	Traffic - New Filings (thousands)	36	37	37	38	38	39	39	40
A05	Traffic - Terminated (thousands)	37	38	38	39	39	40	40	41

## PROJECTED PROGRAM REVENUES, BY TYPE OF FUND TO WHICH DEPOSITED (in thousands of dollars)

Fund to Which Deposited	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
General Fund	3,056	3,056	3,056	3,056	3,056	3,056	3,056	3,056
Special Fund	922	922	922	922	922	922	922	922
Other Funds	0	0	0	0	0	0	0	0
Total Program Revenues	3,978	3,978	3,978	3,978	3,978	3,978	3,978	3,978

## PROJECTED PROGRAM REVENUES, BY TYPE OF REVENUE (in thousands of dollars)

Type of Revenue	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Revenues from Use of Money and Property	1	1	1	1	1	1	1	1
Revenues from Other Agencies	0	0	0	0	0	0	0	0
Charges for Current Services	1,833	1,833	1,833	1,833	1,833	1,833	1,833	1,833
Fines, Restitutions, Forfeits & Penalties	2,144	2,144	2,144	2,144	2,144	2,144	2,144	2,144
Nonrevenue Receipts	0	0	0	0	0	0	0	0
Total Program Revenues	3,978	3,978	3,978	3,978	3,978	3,978	3,978	3,978

**JUD 330 THIRD CIRCUIT  
BUDGET REQUESTS**

**A. DESCRIPTION OF BUDGET REQUESTS**

None.

**B. REASON FOR BUDGET REQUESTS**

None.

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# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
FIFTH CIRCUIT

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 01 05

## POSITION IN PROGRAM STRUCTURE

Level	No.	Title
Level I	01	The Judicial System
Level II	01	Court Operations
Level III	05	Fifth Circuit

## PROGRAM EXPENDITURES

	EXPENDITURES IN DOLLARS								
	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)				
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27	
Operating Costs									
Personal Services	5,745,675	6,548,296	6,350,131	6,350,131	6,351	6,351	6,351	6,351	6,351
Other Current Expenses	2,064,822	1,704,148	1,704,148	1,704,148	1,704	1,704	1,704	1,704	1,704
Lease/Purchase Agreements	0	0	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0	0	0
Motor Vehicles	0	0	0	0	0	0	0	0	0
Total Operation Costs	7,810,497	8,252,444	8,054,279	8,054,279	8,055	8,055	8,055	8,055	8,055
Capital & Investment Costs	0	0	0	0	0	0	0	0	0
<b>Total Program Expenditures</b>	<b>7,810,497</b>	<b>8,252,444</b>	<b>8,054,279</b>	<b>8,054,279</b>	<b>8,055</b>	<b>8,055</b>	<b>8,055</b>	<b>8,055</b>	<b>8,055</b>

## REQUIREMENTS BY MEANS OF FINANCING

	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
	General Funds	103.00 *	103.00 *	103.00 *	103.00 *	103.00 *	103.00 *	103.00 *
	2.60 #	2.60 #	2.60 #	2.60 #	2.60 #	2.60 #	2.60 #	2.60 #
General Funds	7,810,497	8,252,444	8,054,279	8,054,279	8,055	8,055	8,055	8,055
Special Funds	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Special Funds	0	0	0	0	0	0	0	0
Revolving Funds	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Revolving Funds	0	0	0	0	0	0	0	0
G.O. Bond Funds	0	0	0	0	0	0	0	0
<b>Total Financing</b>	<b>103.00 *</b>	<b>103.00 *</b>	<b>103.00 *</b>	<b>103.00 *</b>	<b>103.00 *</b>	<b>103.00 *</b>	<b>103.00 *</b>	<b>103.00 *</b>
	<b>2.60 #</b>	<b>2.60 #</b>	<b>2.60 #</b>	<b>2.60 #</b>	<b>2.60 #</b>	<b>2.60 #</b>	<b>2.60 #</b>	<b>2.60 #</b>
<b>Total Financing</b>	<b>7,810,497</b>	<b>8,252,444</b>	<b>8,054,279</b>	<b>8,054,279</b>	<b>8,055</b>	<b>8,055</b>	<b>8,055</b>	<b>8,055</b>

\*Permanent Position FTE

#Temporary Position FTE

# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
FIFTH CIRCUIT

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 01 05

## MEASURES OF EFFECTIVENESS AND UNITS OF MEASURE

Measures of Effectiveness	PLANNED LEVELS OF PROGRAM EFFECTIVENESS							
	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Med. Time to Dispo., Circt. Ct. Crim. Act. (Days)	514	440	420	400	380	360	350	340
Med. Time to Dispo., Circt. Ct. Civil Act. (Days)	1,327	1,100	1,000	900	800	700	650	600

## PROGRAM SIZE INDICATORS (T=target group indicators; A=activity indicators)

Code No.	Program Size Indicators	Actual	Estimate	Budget Period			Estimate		
		2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
T01	Civil Actions, Circuit Court	677	718	744	767	789	808	826	843
T02	Marital Actions	636	652	669	687	704	721	737	752
T03	Adoption Proceedings	87	89	92	96	99	103	106	108
T04	Parental Proceedings	570	572	575	577	580	583	586	588
A01	Civil Actions Filed, Circuit Court	153	172	191	208	219	228	235	241
A02	Criminal Actions Filed, Circuit Court	325	349	371	391	409	423	434	443
A03	Marital Actions Filed	180	186	191	196	201	205	209	213
A04	Traffic - New Filings (thousands)	10	11	11	12	12	13	13	13
A05	Traffic - Terminated (thousands)	10	11	12	12	13	13	13	14

## PROJECTED PROGRAM REVENUES, BY TYPE OF FUND TO WHICH DEPOSITED (in thousands of dollars)

Fund to Which Deposited	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
General Fund	902	902	902	902	902	902	902	902
Special Fund	273	273	273	273	273	273	273	273
Other Funds	0	0	0	0	0	0	0	0
Total Program Revenues	1,175	1,175	1,175	1,175	1,175	1,175	1,175	1,175

## PROJECTED PROGRAM REVENUES, BY TYPE OF REVENUE (in thousands of dollars)

Type of Revenue	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Revenues from Use of Money and Property	0	0	0	0	0	0	0	0
Revenues from Other Agencies	0	0	0	0	0	0	0	0
Charges for Current Services	548	548	548	548	548	548	548	548
Fines, Restitutions, Forfeits & Penalties	627	627	627	627	627	627	627	627
Nonrevenue Receipts	0	0	0	0	0	0	0	0
Total Program Revenues	1,175	1,175	1,175	1,175	1,175	1,175	1,175	1,175

**JUD 350 FIFTH CIRCUIT  
BUDGET REQUESTS**

**A. DESCRIPTION OF BUDGET REQUESTS**

None.

**B. REASON FOR BUDGET REQUESTS**

None

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# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
JUDICIAL SELECTION COMMISSION

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 02 01

## POSITION IN PROGRAM STRUCTURE

Level	No.	Title
Level I	01	The Judicial System
Level II	02	Support Services
Level III	01	Judicial Selection Commission

## PROGRAM EXPENDITURES

	EXPENDITURES IN DOLLARS								
	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)				
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27	
Operating Costs									
Personal Services	39,908	49,719	49,719	49,719	50	50	50	50	50
Other Current Expenses	64,771	51,475	51,475	51,475	51	51	51	51	51
Lease/Purchase Agreements	0	0	0	0	0	0	0	0	0
Equipment	2,479	0	0	0	0	0	0	0	0
Motor Vehicles	0	0	0	0	0	0	0	0	0
Total Operation Costs	107,158	101,194	101,194	101,194	101	101	101	101	101
Capital & Investment Costs	0	0	0	0	0	0	0	0	0
<b>Total Program Expenditures</b>	<b>107,158</b>	<b>101,194</b>	<b>101,194</b>	<b>101,194</b>	<b>101</b>	<b>101</b>	<b>101</b>	<b>101</b>	<b>101</b>

## REQUIREMENTS BY MEANS OF FINANCING

	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
General Funds	107,158	101,194	101,194	101,194	101	101	101	101
	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Special Funds	0	0	0	0	0	0	0	0
	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Revolving Funds	0	0	0	0	0	0	0	0
G.O. Bond Funds	0	0	0	0	0	0	0	0
	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
<b>Total Financing</b>	<b>107,158</b>	<b>101,194</b>	<b>101,194</b>	<b>101,194</b>	<b>101</b>	<b>101</b>	<b>101</b>	<b>101</b>

\*Permanent Position FTE

#Temporary Position FTE

# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
JUDICIAL SELECTION COMMISSION

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 02 01

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## MEASURES OF EFFECTIVENESS AND UNITS OF MEASURE

<u>Measures of Effectiveness</u>	Actual	Estimate	BUDGET PERIOD				ESTIMATE	
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27

N/A

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## PROGRAM SIZE INDICATORS (T=target group indicators; A=activity indicators)

<u>Code No.</u>	<u>Program Size Indicators</u>	Actual	Estimate	BUDGET PERIOD				ESTIMATE	
		2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27

N/A

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## PROJECTED PROGRAM REVENUES, BY TYPE OF FUND TO WHICH DEPOSITED (in thousands of dollars)

<u>Fund to Which Deposited</u>	Actual	Estimate	BUDGET PERIOD				ESTIMATE	
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27

N/A

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## PROJECTED PROGRAM REVENUES, BY TYPE OF REVENUE (in thousands of dollars)

<u>Type of Revenue</u>	Actual	Estimate	BUDGET PERIOD				ESTIMATE	
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27

N/A

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**JUD 501 JUDICIAL SELECTION COMMISSION  
PROGRAM INFORMATION**

**A. PROGRAM OBJECTIVES**

- To screen and submit nominees for judicial vacancies, and to conduct hearings for retention of justices or judges.

**B. PROGRAM ACTIVITIES**

The Judicial Selection Commission is responsible for reviewing applicants for judgeships in Hawai'i courts and submitting a list of six nominees to the appointing authority for each vacancy. The Governor, with the consent of the Senate, appoints justices to the Supreme Court and judges to the ICA and Circuit Court. The Chief Justice appoints and the Senate confirms District Court and District Family Court judges. The Commission has sole authority to act on reappointments to judicial office.

The Judicial Selection Commission is attached to the Judiciary for administrative purposes only.

**C. KEY POLICIES**

The Judicial Selection Commission strives to effectively and efficiently oversee the activities relating to judicial vacancies and justices'/judges' retention.

**D. IMPORTANT PROGRAM RELATIONSHIPS**

None

**E. MAJOR EXTERNAL TRENDS**

None.

**F. COST, EFFECTIVENESS, AND PROGRAM SIZE DATA**

None.

**G. PROGRAM REVENUES**

None.

**H. DESCRIPTION OF BUDGET REQUESTS**

None.

**I. REASONS FOR BUDGET REQUESTS**

None.

# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
ADMINISTRATION

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 02 02

## POSITION IN PROGRAM STRUCTURE

Level	No.	Title
Level I	01	The Judicial System
Level II	02	Support Services
Level III	02	Administration

## PROGRAM EXPENDITURES

	EXPENDITURES IN DOLLARS								
	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)				
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27	
Operating Costs									
Personal Services	16,175,857	17,406,340	16,887,288	16,887,288	16,887	16,887	16,887	16,887	16,887
Other Current Expenses	15,958,738	17,881,735	17,881,735	17,881,735	17,882	17,882	17,882	17,882	17,882
Lease/Purchase Agreements	0	0	0	0	0	0	0	0	0
Equipment	525,814	514,488	514,488	514,488	514	514	514	514	514
Motor Vehicles	0	0	0	0	0	0	0	0	0
Total Operation Costs	32,660,409	35,802,563	35,283,511	35,283,511	35,283	35,283	35,283	35,283	35,283
Capital & Investment Costs	9,355,000	76,000,000	22,016,000	18,605,000	26,182	3,700	0	0	0
<b>Total Program Expenditures</b>	<b>42,015,409</b>	<b>111,802,563</b>	<b>57,299,511</b>	<b>53,888,511</b>	<b>61,465</b>	<b>38,983</b>	<b>35,283</b>	<b>35,283</b>	<b>35,283</b>

## REQUIREMENTS BY MEANS OF FINANCING

	Actual 2019-20	Estimated 2020-21	Budget Period		Estimated Expenditures (\$000's)			
			2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
		226.00 *	226.00 *	226.00 *	226.00 *	226.00 *	226.00 *	226.00 *
	9.48 #	9.48 #	9.48 #	9.48 #	9.48 #	9.48 #	9.48 #	9.48 #
General Funds	25,441,870	27,312,951	26,829,796	26,829,796	26,830	26,830	26,830	26,830
	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *	1.00 *
	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #	9.00 #
Special Funds	7,204,232	8,146,351	8,110,454	8,110,454	8,110	8,110	8,110	8,110
	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *	0.00 *
	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #	0.00 #
Revolving Funds	14,307	343,261	343,261	343,261	343	343	343	343
G.O. Bond Funds	9,355,000	76,000,000	22,016,000	18,605,000	26,182	3,700	0	0
	227.00 *	227.00 *	227.00 *	227.00 *	227.00 *	227.00 *	227.00 *	227.00 *
	18.48 #	18.48 #	18.48 #	18.48 #	18.48 #	18.48 #	18.48 #	18.48 #
<b>Total Financing</b>	<b>42,015,409</b>	<b>111,802,563</b>	<b>57,299,511</b>	<b>53,888,511</b>	<b>61,465</b>	<b>38,983</b>	<b>35,283</b>	<b>35,283</b>

\*Permanent Position FTE

#Temporary Position FTE

# JUDICIARY

STATE OF HAWAII

PROGRAM TITLE:  
ADMINISTRATION

PROGRAM STRUCTURE LEVEL NO. III

PROGRAM STRUCTURE NO. 01 02 02

## MEASURES OF EFFECTIVENESS AND UNITS OF MEASURE

Measures of Effectiveness	PLANNED LEVELS OF PROGRAM EFFECTIVENESS							
	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Avg Time to Process JUDHR001 Form (Days)	5	5	5	5	5	5	5	5
Avg Time to Process Payment Document (Days)	5	5	5	5	5	5	5	5

## PROGRAM SIZE INDICATORS (T=target group indicators; A=activity indicators)

Code No.	Program Size Indicators	Actual	Estimate	Budget Period			Estimate		
		2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
A01	Number of Payment Documents Processed	31,666	32,000	32,000	32,000	32,000	32,000	32,000	32,000
A02	Number of Recruitment Announcements	1,060	100	100	100	100	100	100	100
A03	Number of JUDHR001 Forms Processed	3,588	6,700	6,700	6,700	6,700	6,700	6,700	6,700
A04	Library-Size of Collection (000's)	285	285	285	285	285	285	285	285
A05	Library-Circulation & Reference Use (000's)	31	31	31	31	31	31	31	31
A06	Library-Patrons Served (000's)	6	7	7	7	7	7	7	7

## PROJECTED PROGRAM REVENUES, BY TYPE OF FUND TO WHICH DEPOSITED (in thousands of dollars)

Fund to Which Deposited	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
General Fund	1,075	80	80	80	80	80	80	80
Special Fund	125	33	33	33	33	33	33	33
Other Funds	0	0	0	0	0	0	0	0
Total Program Revenues	1,200	113	113	113	113	113	113	113

## PROJECTED PROGRAM REVENUES, BY TYPE OF REVENUE (in thousands of dollars)

Type of Revenue	Actual	Estimate	Budget Period			Estimate		
	2019-20	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Revenues from use of Money and Property	113	21	21	21	21	21	21	21
Revenues from Other Agencies	0	0	0	0	0	0	0	0
Charges for Current Services	1,087	92	92	92	92	92	92	92
Fines, Restitutions, Forfeits & Penalties	0	0	0	0	0	0	0	0
Nonrevenue Receipts	0	0	0	0	0	0	0	0
Total Program Revenues	1,200	113	113	113	113	113	113	113

## **JUD 601 ADMINISTRATION PROGRAM INFORMATION AND BUDGET REQUESTS**

The mission of the Office of the Administrative Director is to promote the administration of justice in Hawai'i by providing professional, responsive administrative support to the Chief Justice, the courts, and Judiciary programs. Support services help to expedite, facilitate and enhance the mission of the Judiciary.

### **A. PROGRAM OBJECTIVES**

#### **Administration**

The Office of the Administrative Director of the Courts is responsible for daily operations of the court system. The Administrative Director is appointed by the Chief Justice with the approval of the Supreme Court, and is assisted by the Deputy Administrative Director.

The Equal Employment Opportunity (EEO) Office and the Judiciary Security Emergency Management Office are attached to the Deputy Administrative Director. The EEO Officer provides advice and technical assistance to the Judiciary to ensure compliance with equal opportunity laws, legislation, and policies. The EEO Officer is responsible for providing training to judges, administrators, and staff on current EEO issues; to develop and review EEO policies and procedures; and to investigate complaints of discrimination.

#### **Policy and Planning**

The Policy and Planning Department includes: Budget and Capital Improvement Project Division, Planning and Program Evaluation Division, Internal Audit Office, and the Special Projects/Legislative Coordinating Office.

- To develop and maintain an effective and comprehensive planning capability within the Judiciary to provide the statewide organization with overall guidance and long-range direction in meeting the community's demands for judicial service.
- To establish and maintain a budgeting system that will serve as the mechanism by which the required resources to achieve the objectives of the Judiciary will be identified and articulated to top-level management.
- To develop and maintain a uniform statistical information system for the statewide Judiciary which identifies what data is needed as well as how the data will be collected, tabulated, analyzed, and interpreted so as to permit the periodic reporting of statistics of court cases to the principal decision-makers of the Judiciary and thereby facilitate evaluation of influential factors or variables affecting court workload and efficiency.

- To administer a judiciary-wide audit program to ensure compliance with laws, rules and regulations, and policies of the Judiciary, the State and, where applicable, the federal government.
- To conduct investigations and audits of accounting, reporting, and internal control systems established and maintained in the Judiciary, and to suggest and recommend improvements to accounting methods and procedures.
- To maintain oversight and coordination of the Judiciary's capital improvement projects to ensure compliance with the Judiciary's policies and applicable State and Federal rules and regulations.
- To coordinate the Judiciary's legislative activities and special projects.

### **Financial Services**

The Financial Services Department includes: Fiscal Services Division, Contracts and Purchasing Division, and the Administrative Drivers' License Revocation Office.

- To provide current, accurate, and complete financial and accounting data in a form useful to decision-makers.
- To ensure adequate and reasonable accounting control over assets, liabilities, revenues, and expenditures in accordance with generally accepted accounting principles, laws, policies, rules, and regulations of the State and the Judiciary.
- To provide a fair and expeditious administrative process for revoking the driver licenses of alcohol or drug impaired offenders who have shown themselves to be safety hazards by driving or boating under the influence of intoxicants or who refused chemical testing.

### **Information Technology and Systems**

The Information Technology and Systems Department includes: Applications Division, Infrastructure Division (1), Infrastructure Division (2), and the Documents Management Division.

- To plan, organize, direct, and coordinate the Judiciary's statewide telecommunications and information processing program, resources, and services by providing advice, guidance, and assistance to all Judiciary courts and administrative units relating to the concepts, methods, and use of telecommunication and information processing technologies and equipment.
- To plan, direct, and manage a centralized court records management system which includes reproduction, retention, control, storage, and destruction.

- To maintain accurate and complete court records, render technical assistance, and provide information and reference services from court records to court personnel, attorneys, and the general public.
- To provide cost effective printing, form development, and related services, statewide.

### **Intergovernmental and Community Relations**

The Intergovernmental and Community Relations Department includes: Staff Attorney's Office, King Kamehameha V Judiciary History Center, Children's Justice Center, Law Library, Center for Alternative Dispute Resolution, Communications and Community Relations Office, Office of Equality and Access to the Courts, and Office of the Public Guardian.

- To promote public awareness and understanding of the Judiciary by disseminating information through various print, broadcast, and electronic means; the news media; and direct dealings with the general public and other audiences concerning the role of the Judiciary and the services that it provides.
- To acquaint the Legislature with the program and policies of the Judiciary in order to convey the ongoing needs and importance of its role as an independent branch of government.
- To advise Judiciary officials on public perception of particular issues relating to the Judiciary.
- To design and implement projects that promote access to the courts for all persons, including those with special needs.
- To promote, through research and educational programs, fair treatment in adjudication of cases and provision of services to the public.
- To inform and provide learning opportunities to the public about the judicial process and Hawaii's legal history from precontact to present. The Judiciary History Center generates knowledge by conducting and encouraging research, disseminating information, and collecting, preserving, and displaying materials.
- To provide an impartial professional process for addressing reports of felony child abuse that will facilitate access to the justice system for child victims and witnesses.
- To maintain a continuing liaison with agencies and departments dealing with child abuse to foster cooperation within the legal system to improve and coordinate activities for the effective overall administration of justice.

- To investigate, design, and implement alternative dispute resolution processes for the judicial, legislative, and executive branches of government that will assist these three branches of government in resolving their disputes. Emphasis is on developing systems for use by the Judiciary in the various courts, mediating/facilitating public policy issues, and building skills capacity within all branches of government.
- To provide and coordinate the Judiciary's statewide guardianship services for mentally incapacitated adults.
- To provide information, referral, and technical assistance to guardians and to the courts on the roles and responsibilities of a guardian.
- To effectively utilize volunteer citizen participants from a cross-section of the community in formalized volunteer positions based on the needs of the Judiciary and the skills, talents, and interests of the volunteers.
- To collect, organize, and disseminate information and materials relating to legal research and judicial administration in order to enhance the effectiveness of the judicial process.

### **Human Resources**

The Human Resources Department includes: Administrative Services Division, Compensation Management Division, Employee Services Division, Disability Claims Management Division, Labor Relations Division, Staffing Services Division and the Judicial Education Office.

- To manage a central recruitment and examination system that will attract the most capable persons, provide a selection system that will ensure the highest caliber employee, and exhibit our commitment to celebrate diversity and create an inclusive environment for all employees.
- To develop, enhance, and manage a Judiciary compensation program consistent with merit principles, recognized job evaluation principles and methodologies, and labor market trends, and to attract and retain a competent and skilled workforce.
- To develop and implement an ongoing comprehensive continuing legal education program for judges to support them in their judicial roles and in the performance of their duties and responsibilities and programs of continuing education and development for staff in support of the judges and the mission of the Judiciary.
- To administer a Judiciary-wide workers' compensation program designed to provide claims management, cost containment, and vocational rehabilitation services to all echelons of the Judiciary.

## **Commission on Judicial Conduct**

- To investigate and conduct hearings concerning allegations of misconduct or disability of justices or judges.
- To make recommendations to the Supreme Court concerning the reprimand, discipline, suspension, retirement, or removal of any justice or judge.
- To provide advisory opinions concerning proper interpretations of the Revised Code of Judicial Conduct.

## **B. PROGRAM ACTIVITIES**

The Office of the Administrative Director of the Courts serves as the administrative arm of the Judiciary. It is headed by an Administrative Director who is appointed by the Chief Justice with the approval of the Supreme Court. The Administrative Director is assisted by a Deputy Administrative Director of the Courts in fulfilling the duties and responsibilities assigned to the office. The Director's Office is comprised of a number of staff and specific programs, including the Administration Fiscal Office and the Judiciary Security & Emergency Management Office.

The planning, statistical data management, program evaluation, budgeting, capital improvement, audit, and legislative coordination functions are carried out by the Policy and Planning Department.

The financial, purchasing, and administrative driver's license revocation functions are performed by the Financial Services Department.

The data processing, reprographics, telecommunications, and records management functions are performed within the Information Technology and Systems Department.

The Human Resources Department manages centralized programs of recruitment, compensation, record keeping, employee and labor relations, employee benefits, disability claims, and continuing education.

The Intergovernmental and Community Relations Department provides legal services, public relations, and information services for the Judiciary; coordinates citizen volunteer services and investigative processes in cases of intrafamilial and extrafamilial child sex abuse; researches, plans, and develops alternate dispute resolution procedures and programs; and provides educational programs using a variety of interpretive media that promote understanding and appreciation of the history of Hawaii's Judiciary. This department is also concerned with providing public guardianship for incapacitated adults, promoting equality and accessibility in the State's justice system, and providing legal reference resources and services to the courts, the legal community, and the public.

The Commission on Judicial Conduct, which is attached to the Judiciary for administrative purposes only, is responsible for investigating allegations of judicial misconduct and disability. Rules of the court require that three licensed attorneys and four non-attorney citizens be appointed to this Commission. An additional function allows the Commission to issue advisory opinions to aid judges in the interpretation of the Code of Judicial Conduct.

### **C. KEY POLICIES**

The Judiciary's Administration strives to improve and streamline procedures to attain maximum productivity from available resources, promote uniformity in statewide court operations, and prevent duplication of effort from circuit to circuit.

### **D. IMPORTANT PROGRAM RELATIONSHIPS**

As one of the three branches of state government, the Judiciary works closely with and cooperates with the executive and legislative branches. Executive agencies with which the Judiciary has frequent contact include the Departments of Health, Education, and Human Services. The Department of the Attorney General is regularly consulted regarding the interpretation of laws governing the Judiciary. Other executive agencies which provide services or consultations to the Judiciary are the Departments of Budget and Finance, Accounting and General Services, Human Resources Development, and Public Safety. Because any new legislation potentially affects the courts, the Judiciary's interaction with the legislative branch is also of critical importance.

### **E. MAJOR EXTERNAL TRENDS**

Increasing population and urbanization, dynamic economic conditions, changing social values, expansion of the rights of criminal defendants and consumers, the creation of new classes of civil and criminal actions, and the increasing tendency for litigants to exercise their right to a review of trial court decisions all contribute to the rising workload of the courts, and impact the activities of the Office of the Administrative Director.

### **F. COST, EFFECTIVENESS, AND PROGRAM SIZE DATA**

There is no significant discrepancy between the program size and cost variables in the Administrative Director's Program.

The major focus of this program for the upcoming biennium period is to continue providing quality administrative support and direction to the rest of the Judiciary, and enhancing efficiency within the current fiscal constraints.

**G. PROGRAM REVENUES**

Revenues are collected from movie production companies, photographers, and others that use Judiciary facilities for their work, and are deposited into the state general fund.

In accordance with HRS, section 601-3.5, revenues from library fines, other charges for late, lost, or damaged books, and for photocopying services are deposited into the Supreme Court Law Library Revolving Fund.

**H. DESCRIPTION OF BUDGET REQUESTS**

None.

**I. REASONS FOR BUDGET REQUESTS**

None.

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## **PART IV**



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## **Capital Improvements Appropriations and Details**

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**JUDICIARY**  
STATE OF HAWAII

**REQUIRED CAPITAL APPROPRIATIONS - BY COST ELEMENTS  
BY CAPITAL PROJECT  
IN THOUSANDS OF DOLLARS**

PROGRAM PLAN TITLE: Judiciary  
PROGRAM STRUCTURE NO: 01

DESCRIPTION	Cost Element	Project Total	Prior Years Total	FY2020	FY2021	Recommended		Fiscal Year Estimates			
						2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
<b>JUDICIARY TOTAL</b>	Plans	1,432	832	0	0	50	50	0	500	0	0
	Land	4,550	4,550	0	0	0	0	0	0	0	0
	Design	14,452	11,032	0	0	1,553	770	1,097	0	0	0
	Constr	162,983	97,000	0	0	20,163	17,535	25,085	3,200	0	0
	Equip	6,325	5,825	0	0	250	250	0	0	0	0
	L/S	85,355	0	9,355	76,000	0	0	0	0	0	0
	<b>Total</b>	<b>275,097</b>	<b>119,239</b>	<b>9,355</b>	<b>76,000</b>	<b>22,016</b>	<b>18,605</b>	<b>26,182</b>	<b>3,700</b>	<b>0</b>	<b>0</b>
	G.O. Bonds	275,097	119,239	9,355	76,000	22,016	18,605	26,182	3,700	0	0

REQUIRED CAPITAL APPROPRIATIONS - BY COST ELEMENTS  
BY CAPITAL PROJECT  
IN THOUSANDS OF DOLLARS

PROGRAM PLAN TITLE: Administration  
PROGRAM STRUCTURE NO: 01 02 02

DESCRIPTION	Cost Element	Project Total	Prior Years Total	FY2020	FY2021	Recommended		Fiscal Year Estimates			
						2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
<b>Wahiawa Civic Center Including New Judiciary Complex, O'ahu</b>	Plans	0									
	Land	0									
	Design	0									
	Constr	0									
	Equip	0									
	L/S	76,000				76,000					
<b>Total</b>	<b>76,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>76,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds	76,000	0	0	0	76,000	0	0	0	0	0	0
<b>Ka'ahumanu Hale Fire Alarm and Elevator Systems Upgrade and Modernization, O'ahu</b>	Plans	282	282								
	Land	0									
	Design	1,422	1,422								
	Constr	24,320				6,070	7,950	10,300			
	Equip	0									
	L/S	0									
<b>Total</b>	<b>26,024</b>	<b>1,704</b>	<b>0</b>	<b>0</b>	<b>6,070</b>	<b>7,950</b>	<b>10,300</b>	<b>0</b>	<b>0</b>	<b>0</b>	
G.O. Bonds	26,024	1,704	0	0	6,070	7,950	10,300	0	0	0	
<b>Lump Sum CIP for Judiciary Facilities, Statewide (for FB 15-17 through FB 19-21)</b>	Plans	150	50			50	50				
	Land	0									
	Design	1,100	300			400	400				
	Constr	7,225	2,625			2,300	2,300				
	Equip	525	25			250	250				
	L/S	3,000			3,000						
<b>Total</b>	<b>12,000</b>	<b>3,000</b>	<b>3,000</b>	<b>3,000</b>	<b>0</b>	<b>3,000</b>	<b>3,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds	12,000	3,000	3,000	3,000	0	3,000	3,000	0	0	0	0
<b>Hoapili Hale Parking Structure Piping Renovations, Maui</b>	Plans	0									
	Land	0									
	Design	426				426					
	Constr	4,699				2,460	1,535	704			
	Equip	0									
	L/S	850			850						
<b>Total</b>	<b>5,975</b>	<b>0</b>	<b>850</b>	<b>0</b>	<b>2,886</b>	<b>1,535</b>	<b>704</b>	<b>0</b>	<b>0</b>	<b>0</b>	
G.O. Bonds	5,975	0	850	0	2,886	1,535	704	0	0	0	
<b>Kaua'i Judiciary Complex Reroof Phase 3 Kaua'i</b>	Plans	0									
	Land	0									
	Design	430	390			40					
	Constr	5,960	2,100			3,860					
	Equip	0									
	L/S	0									
<b>Total</b>	<b>6,390</b>	<b>2,490</b>	<b>0</b>	<b>0</b>	<b>3,900</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	
G.O. Bonds	6,390	2,490	0	0	3,900	0	0	0	0	0	0

REQUIRED CAPITAL APPROPRIATIONS - BY COST ELEMENTS  
BY CAPITAL PROJECT  
IN THOUSANDS OF DOLLARS

PROGRAM PLAN TITLE: Administration  
PROGRAM STRUCTURE NO: 01 02 02

DESCRIPTION	Cost Element	Project Total	Prior Years Total	FY2020	FY2021	Recommended		Fiscal Year Estimates				
						2021-22	2022-23	2023-24	2024-25	2025-26	2026-27	
<b>Ali'iolani Hale A/C System Upgrade, O'ahu</b>	Plans	0										
	Land	0										
	Design	1,044				517		527				
	Constr	14,214				3,183		11,031				
	Equip	0										
<b>Total</b>		<b>15,258</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>3,700</b>	<b>0</b>	<b>11,558</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds		15,258	0	0	0	3,700	0	11,558	0	0	0	0
<b>Ronald T.Y. Moon Courthouse New Chiller, Photovoltaic System, O'ahu</b>	Plans	0										
	Land	0										
	Design	270				100	170					
	Constr	3,770				1,420	2,350					
	Equip	0										
L/S	0											
<b>Total</b>		<b>4,040</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,520</b>	<b>2,520</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds		4,040	0	0	0	1,520	2,520	0	0	0	0	0
<b>Ka'ahumanu Hale Sheriff Station Renovation, O'ahu</b>	Plans	0										
	Land	0										
	Design	70				70						
	Constr	870				870						
	Equip	0										
L/S	0											
<b>Total</b>		<b>940</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>940</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds		940	0	0	0	940	0	0	0	0	0	0
<b>Kapu'aiwa Building Roof Replacement and Drainage Upgrades, O'ahu</b>	Plans	0										
	Land	0										
	Design	0										
	Constr	1,400					1,400					
	Equip	0										
L/S	0											
<b>Total</b>		<b>1,400</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,400</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds		1,400	0	0	0	0	1,400	0	0	0	0	0
<b>Hoapili Hale Security Improvements, Maui</b>	Plans	0										
	Land	0										
	Design	450	250					200				
	Constr	4,350	2,350					2,000				
	Equip	0										
L/S	3,510			3,510								
<b>Total</b>		<b>8,310</b>	<b>2,600</b>	<b>3,510</b>	<b>0</b>	<b>0</b>	<b>2,200</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds		8,310	2,600	3,510	0	0	2,200	0	0	0	0	0

REQUIRED CAPITAL APPROPRIATIONS - BY COST ELEMENTS  
BY CAPITAL PROJECT  
IN THOUSANDS OF DOLLARS

PROGRAM PLAN TITLE: Administration  
PROGRAM STRUCTURE NO: 01 02 02

DESCRIPTION	Cost Element	Project Total	Prior Years Total	FY2020	FY2021	Recommended		Fiscal Year Estimates				
						2021-22	2022-23	2023-24	2024-25	2025-26	2026-27	
<b>Ka'ahumanu Hale Repair Basement Leaks and Damages, O'ahu</b>	Plans	0										
	Land	0										
	Design	0										
	Constr	0										
	Equip	0										
	L/S	1,995			1,995							
	<b>Total</b>	<b>1,995</b>	<b>0</b>	<b>0</b>	<b>1,995</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds	1,995	0		1,995	0	0	0	0	0	0	0	
<b>Kona Judiciary Complex, Hawai'i</b>	Plans	500	500									
	Land	4,550	4,550									
	Design	8,500	8,500									
	Constr	89,000	89,000									
	Equip	5,800	5,800									
	L/S	0										
	<b>Total</b>	<b>108,350</b>	<b>108,350</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds	108,350	108,350	0	0	0	0	0	0	0	0	0	
<b>'Ewa District Court Mitigate Water Intrusion and Settlement - Phase 2, O'ahu</b>	Plans	0										
	Land	0										
	Design	20	20									
	Constr	200	200									
	Equip	0										
	L/S	0										
	<b>Total</b>	<b>220</b>	<b>220</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds	220	220	0	0	0	0	0	0	0	0	0	
<b>'Ewa District Court Roof Fall Protection and Re-roofing O'ahu</b>	Plans	0										
	Land	0										
	Design	25	25									
	Constr	175	175									
	Equip	0										
	L/S	0										
	<b>Total</b>	<b>200</b>	<b>200</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds	200	200	0	0	0	0	0	0	0	0	0	
<b>Kapu'iwa Building Separate Storm Drain and Sanitary Sewer Systems, O'ahu</b>	Plans	0										
	Land	0										
	Design	125	125									
	Constr	550	550									
	Equip	0										
	L/S	0										
	<b>Total</b>	<b>675</b>	<b>675</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds	675	675	0	0	0	0	0	0	0	0	0	

REQUIRED CAPITAL APPROPRIATIONS - BY COST ELEMENTS  
BY CAPITAL PROJECT  
IN THOUSANDS OF DOLLARS

PROGRAM PLAN TITLE: Administration  
PROGRAM STRUCTURE NO: 01 02 02

DESCRIPTION	Cost Element	Project Total	Prior Years Total	FY2020	FY2021	Recommended		Fiscal Year Estimates				
						2021-22	2022-23	2023-24	2024-25	2025-26	2026-27	
<b>Maui - Planning for Judiciary Complex Maui</b>	Plans	500							500			
	Land	0										
	Design	0										
	Constr	0										
	Equip	0										
	L/S	0										
	<b>Total</b>	<b>500</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>500</b>	<b>0</b>	<b>0</b>
G.O. Bonds	500	0	0	0	0	0	0	0	500	0	0	
<b>Lahaina District Court Interior Air Distribution System Upgrades and Improvements, Maui</b>	Plans	0										
	Land	0										
	Design	125						125				
	Constr	725						725				
	Equip	0										
	L/S	0										
	<b>Total</b>	<b>850</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>850</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds	850	0	0	0	0	0	0	850	0	0	0	
<b>Kāneʻohe District Court Generator Power Back-up System, Oʻahu</b>	Plans	0										
	Land	0										
	Design	75						75				
	Constr	1,325						1,325				
	Equip	0										
	L/S	0										
	<b>Total</b>	<b>1,400</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,400</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds	1,400	0	0	0	0	0	0	1,400	0	0	0	
<b>Kauikeaouli Hale Main Data Center Fire Suppression System, Oʻahu</b>	Plans	0										
	Land	0										
	Design	100						100				
	Constr	1,000						1,000				
	Equip	0										
	L/S	0										
	<b>Total</b>	<b>1,100</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,100</b>	<b>0</b>	<b>0</b>	<b>0</b>
G.O. Bonds	1,100	0	0	0	0	0	0	1,100	0	0	0	
<b>Kauikeaouli Hale Cellblock Upgrades, Oʻahu</b>	Plans	0										
	Land	0										
	Design	270						270				
	Constr	3,200							3,200			
	Equip	0										
	L/S	0										
	<b>Total</b>	<b>3,470</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>270</b>	<b>3,200</b>	<b>0</b>	<b>0</b>
G.O. Bonds	3,470	0	0	0	0	0	0	270	3,200	0	0	

REQUIRED CAPITAL APPROPRIATIONS - BY COST ELEMENTS  
BY CAPITAL PROJECT  
IN THOUSANDS OF DOLLARS

PROGRAM PLAN TITLE: Administration  
PROGRAM STRUCTURE NO: 01 02 02

DESCRIPTION	Cost Element	Project Total	Prior Years Total	FY2020	FY2021	Recommended		Fiscal Year Estimates			
						2021-22	2022-23	2023-24	2024-25	2025-26	2026-27
Judiciary	Plans	1,432	832	0	0	50	50	0	500	0	0
<b>Total</b>	Land	4,550	4,550	0	0	0	0	0	0	0	0
(Active Projects within	Design	14,452	11,032	0	0	1,553	770	1,097	0	0	0
FB 2019-2021)	Constr	162,983	97,000	0	0	20,163	17,535	25,085	3,200	0	0
	Equip	6,325	5,825	0	0	250	250	0	0	0	0
	L/S	85,355	0	9,355	76,000	0	0	0	0	0	0
	<b>Total</b>	<b>275,097</b>	<b>119,239</b>	<b>9,355</b>	<b>76,000</b>	<b>22,016</b>	<b>18,605</b>	<b>26,182</b>	<b>3,700</b>	<b>0</b>	<b>0</b>
	G.O. Bonds	275,097	119,239	9,355	76,000	22,016	18,605	26,182	3,700	0	0

# PART V



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## Variance Report

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# VARIANCE REPORT

## INTRODUCTION

The Variance Report presents for each program the absolute and percentage differences in expenditures, positions, measures of effectiveness, and program size indicators. Significant differences between the planned and the actual levels for the last completed fiscal year and the current fiscal year are explained in narrative form.

In general, the reasons for the variance tend to fall into one or more of the following areas:

### A. FORECASTING AND DATA COLLECTION METHODS

At present, the forecasting techniques used are largely based on historical data. In order to obtain more accurate projections, sophisticated and expensive modeling techniques would have to be employed to fully take into account the numerous factors that affect the courts. Such techniques are beyond the financial resources of the courts.

As to the variances reported, the initial estimate may have been inaccurate due to difficulties in forecasting. These situations have occurred most notably where data was limited or unavailable. On a more specific empirical level, a change in data collection methods may have caused further difficulties in forecasting estimated levels. However, these are generally temporary conditions which can be overcome as a larger database develops and as clear statistical patterns emerge over time.

### B. EXTERNAL TRENDS AND EVENTS

There are cases where the forecasts, given historical trends, would have been accurate but for unforeseen trends or events, external to the Judiciary, which might have caused the actual magnitude to change. These events or trends include, among others: (1) new laws enacted by the Legislature; (2) social, economic, and/or technological change on a global, national, state, or local level; (3) fluctuations in public and institutional attitudes toward litigation and crime; and (4) reductions in resources available to the court programs as a result of the current economic conditions of the State.

### C. OTHER FACTORS

In a few cases, it is difficult to ascertain, with any degree of exactitude, the precise cause of the variance. This ambiguity in causality happens as a result of a multitude of contributing factors that may come into play. Such factors as staff shortages, a redirection of court resources, policy changes on the part of other criminal justice agencies, or other factors that are as yet undefined all contribute in differing degrees to a variation between the actual and planned levels.

By comparing the actual and the planned, the analyst, the manager, and the decision-maker are forced to constantly reevaluate the system and thereby gain valuable information as to the activities of the system under study.

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# JUDICIARY

STATE OF HAWAII  
PROGRAM TITLE: Courts of Appeal

Program Plan ID: JUD 101

VARIANCE DETAILS  
Program Structure No. 01 01 01

## PART I -- VARIANCES IN EXPENDITURES AND POSITIONS

COST (Expenditures in \$1,000's)		Fiscal Year 2020					Fiscal Year 2021				
		A Budgeted	B Actual	Change From A TO B Amount +/- %		A Budgeted	B Estimated	Change From A TO B Amount +/- %			
Research and Development	Positions, Perm										
	Positions, Temp										
	Expenditures										
Operating	Positions, Perm	73.00	70.00	3.00	- 4	73.00	72.00	1.00	- 1		
	Positions, Temp	1.00	1.00	0.00	+ 0	1.00	1.00	0.00	+ 0		
	Expenditures	7,085	7,630	545	+ 8	5,314	5,925	611	+ 11		
Totals	Positions, Perm	73.00	70.00	3.00	- 4	73.00	72.00	1.00	- 1		
	Positions, Temp	1.00	1.00	0.00	+ 0	1.00	1.00	0.00	+ 0		
	Expenditures	7,085	7,630	545	+ 8	5,314	5,925	611	+ 11		

## PART II VARIANCES IN MEASURES OF EFFECTIVENESS

Item No. MEASURES OF EFFECTIVENESS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %		A Planned	B Estimated	Change From A TO B Amount +/- %			
1.	Median Time to Decision, Criminal Appeal (Mo)	13	13	0	+ 0	12	13	1	+ 8		
2.	Median Time to Decision, Civil Appeal (Mo)	12	12	0	+ 0	12	12	0	+ 0		
3.	Median Time to Decision, Original Proc. (Mo)	1	1	0	+ 0	1	1	0	+ 0		

## PART III VARIANCES IN PROGRAM SIZE INDICATORS (For Lowest Level Programs Only)

Item No. PROGRAM SIZE INDICATORS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %		A Planned	B Estimated	Change From A TO B Amount +/- %			
1.	A01 Criminal Appeals Filed	270	209	61	- 23	249	240	9	- 4		
2.	A02 Civil Appeals Filed	486	434	52	- 11	512	440	72	- 14		
3.	A03 Original Proceedings Filed	77	101	24	+ 31	69	102	33	+ 48		
4.	A04 Appeals Disposed	714	653	61	- 9	671	660	11	- 2		
5.	A05 Motions Filed	2,628	2,531	97	- 4	2,624	2,552	72	- 3		
6.	A06 Motions Terminated	2,631	2,522	109	- 4	2,639	2,550	89	- 3		

## **JUD 101 COURTS OF APPEAL**

### **PART I. VARIANCES IN EXPENDITURES AND POSITIONS**

In FY 2020, position variances were the result of a reduction of personal services funding during the recent legislative session, and factors related to normal employee turnover and recruitment time. FY 2020 expenditures were slightly higher due to collective bargaining augmentation.

In the first quarter of FY 2021, the number of filled authorized positions remains reflective of normal employee turnover and recruitment time factors. In addition, the expenditure variances are a result of position vacancies, including one Associate Justice position in the Supreme Court and one Associate Judge position in the Intermediate Court of Appeals for which replacements have been recently confirmed by the State Senate; and normal procurement and operational practices.

### **PART II. VARIANCES IN MEASURES OF EFFECTIVENESS**

None.

### **PART III. VARIANCES IN PROGRAM SIZE INDICATORS**

Item 1, Criminal Appeals Filed, was 23% under the estimated level because the estimate was based on actual filings that were consistently higher in prior years – 255 in FY 2017 and 248 in FY 2018, and 286 in FY 2019.

Item 3, Original Proceedings Filed, was 31% over the estimated level because the estimate was based on actual filings that were notably lower in prior years – 72 in FY 2017, 66 in FY 2018, and 78 in FY 2019.

# JUDICIARY

STATE OF HAWAII  
PROGRAM TITLE: First Circuit

Program Plan ID: JUD 310

VARIANCE DETAILS  
Program Structure No. 01 01 02

## PART I -- VARIANCES IN EXPENDITURES AND POSITIONS

COST (Expenditures in \$1,000's)		Fiscal Year 2020				
		A Budgeted	B Actual	Change From A TO B Amount +/- %		
Research and Development	Positions, Perm					
	Positions, Temp					
	Expenditures					
Operating	Positions, Perm	1,144.50	1,009.50	135.00	-	12
	Positions, Temp	58.58	43.30	15.28	-	26
	Expenditures	85,951	87,718	1,767	+	2
Totals	Positions, Perm	1,144.50	1,009.50	135.00	-	12
	Positions, Temp	58.58	43.30	15.28	-	26
	Expenditures	85,951	87,718	1,767	+	2

COST (Expenditures in \$1,000's)		Three Months Ended 9-30-20					Nine Months Ended 6-30-21				
		A Budgeted	B Actual	Change From A TO B Amount +/- %			A Budgeted	B Estimated	Change From A TO B Amount +/- %		
Research and Development	Positions, Perm										
	Positions, Temp										
	Expenditures										
Operating	Positions, Perm	1,144.50	991.50	153.00	-	13	1,144.50	980.00	164.50	-	14
	Positions, Temp	58.58	42.30	16.28	-	28	58.58	35.00	23.58	-	40
	Expenditures	21,525	18,080	3,445	-	16	64,574	71,722	7,148	+	11
Totals	Positions, Perm	1,144.50	991.50	153.00	-	13	1,144.50 *	980.00	164.50	-	14
	Positions, Temp	58.58	42.30	16.28	-	28	58.58	35.00	23.58	-	40
	Expenditures	21,525	18,080	3,445	-	16	64,574	71,722	7,148	+	11

## PART II VARIANCES IN MEASURES OF EFFECTIVENESS

Item No. MEASURES OF EFFECTIVENESS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %			A Planned	B Estimated	Change From A TO B Amount +/- %		
1.	Med. Time to Dispo., Circ. Ct. Crim. Act. (Days)	365	607	242	+	66	356	500	144	+	40
2.	Med. Time to Dispo., Circ. Ct. Civil Act. (Days)	599	840	241	+	40	574	700	126	+	22

## PART III VARIANCES IN PROGRAM SIZE INDICATORS (For Lowest Level Programs Only)

Item No. PROGRAM SIZE INDICATORS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %			A Planned	B Estimated	Change From A TO B Amount +/- %		
1.	T01 Civil Actions, Circuit Court	8,816	8,425	391	-	4	8,794	8,522	272	-	3
2.	T02 Marital Actions	8,365	8,332	33	-	0	8,166	8,339	173	+	2
3.	T03 Adoption Proceedings	483	382	101	-	21	503	402	101	-	20
4.	T04 Parental Proceedings	2,698	1,541	1,157	-	43	3,003	1,606	1,397	-	47
5.	A01 Civil Actions Filed, Circuit Court	2,127	1,995	132	-	6	2,046	2,005	41	-	2
6.	A02 Criminal Actions Filed, Circuit Court	2,134	1,792	342	-	16	2,123	1,824	299	-	14
7.	A03 Marital Actions Filed	3,372	3,106	266	-	8	3,396	3,139	257	-	8
8.	A04 Traffic - Filed (thousands)	310	236	74	-	24	316	253	63	-	20
9.	A05 Traffic - Terminated (thousands)	321	263	58	-	18	312	269	43	-	14

## **JUD 310 FIRST CIRCUIT**

### **PART I. VARIANCES IN EXPENDITURES AND POSITIONS**

In FY 2020, in addition to position variances being affected by normal employee turnover and recruitment time factors, the Covid-19 pandemic had a negative effect on filling positions as anticipated budget shortfalls were becoming apparent as the economy began to be impacted. Funding for 102 permanent and 13.48 temporary positions were removed from the First Circuit's allocations to help with the State's economic downturn.

In FY 2020, First Circuit expenditures were higher than budgeted in order to cover necessary court operational requirements. Although First Circuit exceeded its budgeted amounts, the overall Judiciary budget expenditures still remained within its total appropriation for the fiscal year.

In the first quarter of FY 2021, the variance in the number of filled authorized positions was primarily the result of the uncertain environment and continuing negative impacts of the Covid-19 pandemic on Judiciary appropriations, and a limited hiring freeze imposed by the Judiciary on all vacancies. Similar to last fiscal year, to help with the State's budget shortfall, the First Circuit's FY 2021 allocations were reduced for the permanent and temporary positions mentioned earlier, as well as an additional \$3.7 million for the entire Judiciary. Expenditure variances in the first quarter are mainly due to the timing of actual payroll disbursements and normal procurement and operational practices.

For the balance of FY 2021, action to fill vacancies and recruitment will continue to be impacted by the allocation reductions and the uncertainty of the effects of the Covid-19 situation on the entire State. Estimated expenditures are expected to reflect the payments for court operational costs and collective bargaining augmentation.

### **PART II. VARIANCES IN MEASURES OF EFFECTIVENESS**

Item 1, Medium Time to Disposition, Circuit Court Criminal Actions (Days) was 66% over the estimated level to due to an under projection of the estimated level which was based on actual numbers from prior years (i.e., 243 in FY 2017, 377 in FY 2018, and 366 in FY 2019). The increase in disposition time for FY 2020 appears to be largely attributed to the Covid-19 pandemic situation as court operations were severely disrupted for extended periods of time for public health and safety reasons.

Item 2, Medium Time to Disposition, Circuit Court Civil Actions (Days) was 40% over the estimated level to due to an under projection of the estimated level which was based on actual numbers from prior years (i.e., 553 in FY 2017, 604 in FY 2018, and 601 in FY 2019). The increase in disposition time for FY 2020 appears to be largely attributed to the Covid-19 pandemic situation as court operations were severely disrupted for extended periods of time for public health and safety reasons.

### **PART III. VARIANCES IN PROGRAM SIZE INDICATORS**

Item 3, Adoption Proceedings were 21% under the estimated level due to an over projection of the estimated level which was based on actual numbers from prior years (i.e., 490 in FY 2017, 479 in FY 2018, and 416 in FY 2019). The decrease in proceedings appears to be attributed to the Covid-19 pandemic situation as the public was continuously reminded about trying to reduce the community spread of the virus and normal activities were severely hampered.

Item 4, Parental Proceedings were 43% under the estimated level due to an over projection of the estimated level which was based on actual numbers from prior years (i.e., 2,985 in FY 2017, 3,000 in FY 2018, and 2,465 in FY 2019). The decrease in proceedings appears to be attributed to the Covid-19 pandemic situation as the public was continuously reminded about trying to reduce the community spread of the virus and normal activities were severely hampered.

Item 8, Traffic-Filed (thousands) were 24% under the estimated level due to an over projection of the estimated level which was based on actual numbers from prior years (i.e., 315 in FY 2017, 314 in FY 2018, and 266 in FY 2019). The decrease in filings appears to be attributed to the Covid-19 pandemic situation as the public was continuously reminded about trying to reduce the community spread of the virus, periods of lockdowns were implemented, and people were advised to stay home as much as possible.

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**JUDICIARY**

STATE OF HAWAII  
PROGRAM TITLE: Second Circuit

Program Plan ID: JUD 320

VARIANCE DETAILS  
Program Structure No. 01 01 03

**PART I -- VARIANCES IN EXPENDITURES AND POSITIONS**

		Fiscal Year 2020				
COST (Expenditures in \$1,000's)		A	B	Change From A TO B		
		Budgeted	Actual	Amount	+/- %	
Research and Development	Positions, Perm					
	Positions, Temp					
	Expenditures					
Operating	Positions, Perm	210.50	188.50	22.00	- 10	
	Positions, Temp	1.68	1.40	0.28	- 17	
	Expenditures	16,932	16,388	544	- 3	
Totals	Positions, Perm	210.50	188.50	22.00	- 10	
	Positions, Temp	1.68	1.40	0.28	- 17	
	Expenditures	16,932	16,388	544	- 3	

		Three Months Ended 9-30-20					Nine Months Ended 6-30-21				
COST (Expenditures in \$1,000's)		A	B	Change From A TO B		A	B	Change From A TO B			
		Budgeted	Actual	Amount	+/- %	Budgeted	Estimated	Amount	+/- %		
Research and Development	Positions, Perm										
	Positions, Temp										
	Expenditures										
Operating	Positions, Perm	210.50	183.50	27.00	- 13	210.50	196.50	14.00	- 7		
	Positions, Temp	1.68	1.41	0.27	- 16	1.68	1.68	0.00	+ 0		
	Expenditures	4,234	3,840	394	- 9	12,703	13,848	1,145	+ 9		
Totals	Positions, Perm	210.50	183.50	27.00	- 13	210.50	196.50	14.00	- 7		
	Positions, Temp	1.68	1.41	0.27	- 16	1.68	1.68	0.00	+ 0		
	Expenditures	4,234	3,840	394	- 9	12,703	13,848	1,145	+ 9		

**PART II VARIANCES IN MEASURES OF EFFECTIVENESS**

		Fiscal Year 2020					Fiscal Year 2021				
Item No.	MEASURES OF EFFECTIVENESS	A	B	Change From A TO B		A	B	Change From A TO B			
		Estimated	Actual	Amount	+/- %	Planned	Estimated	Amount	+/- %		
1.	Med. Time to Dispo., Circ. Ct. Crim. Act. (Days)	270	732	462	+ 171	246	500	254	+ 103		
2.	Med. Time to Dispo., Circ. Ct. Civil Act. (Days)	553	730	177	+ 32	533	600	67	+ 13		

**PART III VARIANCES IN PROGRAM SIZE INDICATORS (For Lowest Level Programs Only)**

		Fiscal Year 2020					Fiscal Year 2021				
Item No.	PROGRAM SIZE INDICATORS	A	B	Change From A TO B		A	B	Change From A TO B			
		Estimated	Actual	Amount	+/- %	Planned	Estimated	Amount	+/- %		
1.	T01 Civil Actions, Circuit Court	1,619	1,608	11	- 1	1,694	1,628	66	- 4		
2.	T02 Marital Actions	862	799	63	- 7	908	821	87	- 10		
3.	T03 Adoption Proceedings	64	46	18	- 28	75	53	22	- 29		
4.	T04 Parental Proceedings	410	337	73	- 18	421	352	69	- 16		
5.	A01 Civil Actions Filed, Circuit Court	522	397	125	- 24	545	421	124	- 23		
6.	A02 Criminal Actions Filed, Circuit Court	957	748	209	- 22	1,073	779	294	- 27		
7.	A03 Marital Actions Filed	478	446	32	- 7	493	465	28	- 6		
8.	A04 Traffic - Filed (thousands)	40	31	9	- 23	41	33	8	- 20		
9.	A05 Traffic - Terminated (thousands)	44	36	8	- 18	45	36	9	- 20		

## **JUD 320 SECOND CIRCUIT**

### **PART I. VARIANCES IN EXPENDITURES AND POSITIONS**

In FY 2020, position variances were the result of normal employee turnover and related recruitment time factors, and a limited hiring freeze imposed by the Judiciary. FY 2020 expenditures were lower than budgeted amounts due to a Covid-19 related initial reduction of \$1.0 million in personal services funding by the 2020 Legislature.

In the first quarter of FY 2021, the number of filled authorized positions reflects the continuing consequences of the Covid-19 pandemic on funding and recruitment practices as well as the ongoing effects of normal employee turnover and recruitment time factors.

The first quarter expenditure variances reflected for FY 2021 are a result of position vacancies, including two (2) District Court judges, and normal procurement and operational practices. In addition to Second Circuit's \$1.0 million reduction in personal services funding, the Judiciary's FY 2021 overall appropriations were further reduced by \$3.7 million as a lump sum reduction, of which the additional reduction to the Second Circuit was just under \$400,000. Therefore, while the negative impact of the Covid-19 pandemic will significantly lessen the level of spending for the FY 2021, separate collective bargaining appropriations will largely contribute to the expenditure variance during the remainder of the fiscal year.

### **PART II. VARIANCES IN MEASURES OF EFFECTIVENESS**

The shutdown of the Circuit Courts in March 2020, due to the Covid-19 pandemic, created a serious delay in court actions in FY 2020. The Judiciary also anticipates an increased number of days to dispose of the Circuit Court cases in FY 2021 until the Courts are able to return to safe and stable operations.

In addition, the time needed to recruit for a vacant Circuit Court Judge position during FY 2020, contributed to the increase in median time to disposition for Circuit Court criminal actions.

Item 1, Medium Time to Disposition, Circuit Court Criminal Action (Days) was 171% higher than the estimated level in FY 2020, due to the disruption in court operations caused by the Covid-19 pandemic as discussed above.

Item 2, Medium Time to Disposition, Circuit Court Civil Action (Days) was 32% higher than the estimated level in FY 2020, again due to the Covid-19 pandemic.

### **PART III. VARIANCES IN PROGRAM SIZE INDICATORS**

Item 3, Adoption Proceedings was 28% lower than the estimated level in FY 2020 due to lower number of new filings in FY 2020 and FY 2019. (i.e., 46 in FY 2020 and 33 in FY 2019 as compared to 64 in FY 2018).

Item 4, Parental Proceedings was 18% lower than the estimated level in FY 2020 due to lower number of new filings in FY 2020 and FY 2019 (i.e., 158 in FY 2020 and 199 in FY 2019, as compared to 250 in FY 2018).

Item 5, Civil Actions Filed, Circuit Court was 24% lower than the estimated level in FY 2020 due primarily to a lower number of foreclosure filings in FY2020 (i.e., 106 in FY 2020, as compared to 147 in FY 2019 and 196 in FY 2018).

Item 6, Criminal Actions Filed, Circuit Court was 22% lower than the estimated level in FY 2020 due to an over projection of the estimated level which was based on actual numbers from prior years (i.e., 1,018 in FY 2017, 1,046 in FY 2018, and 892 in FY 2019). The Covid-19 pandemic likely had a disruptive and lowering effect as well.

Item 8, Traffic – New Filings were 23% lower than the estimated level in FY 2020 due to an over projection of the estimated level which was based on actual numbers from prior years (i.e., 43,200 in FY 2017, 40,342 in FY 2018 and 36,587 in FY 2019). The effect of the Covid-19 pandemic and related lockdowns also likely affected the reduced filings.

Item 9, Traffic – Terminated Filings were 28% lower than the estimated level in FY 2020 due to an over projection of the estimated level which was based on actual numbers from prior years (i.e., 50,432 in FY 2017, 48,846 in FY 2018, and 42,459 in FY 2019). The fewer filings, and the effects of the Covid-19 pandemic also likely resulted in the lower number.

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**JUDICIARY**

STATE OF HAWAII  
PROGRAM TITLE: Third Circuit

Program Plan ID: JUD 330

Program Structure No. 01 01 04

**VARIANCE DETAILS**

**PART I -- VARIANCES IN EXPENDITURES AND POSITIONS**

COST (Expenditures in \$,000's)		Fiscal Year 2020					Fiscal Year 2021				
		A Budgeted	B Actual	Change From A TO B Amount +/- %		A Budgeted	B Estimated	Change From A TO B Amount +/- %			
Research and Development	Positions, Perm										
	Positions, Temp										
	Expenditures										
Operating	Positions, Perm	240.00	219.00	21.00	- 9	240.00	223.00	17.00	- 7		
	Positions, Temp	5.68	2.68	3.00	- 53	5.68	3.68	2.00	- 35		
	Expenditures	20,439	21,239	800	+ 4	15,352	15,701	349	+ 2		
Totals	Positions, Perm	240.00	219.00	21.00	- 9	240.00	223.00	17.00	- 7		
	Positions, Temp	5.68	2.68	3.00	- 53	5.68	3.68	2.00	- 35		
	Expenditures	20,439	21,239	800	+ 4	15,352	15,701	349	+ 2		

**PART II VARIANCES IN MEASURES OF EFFECTIVENESS**

Item No. MEASURES OF EFFECTIVENESS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %		A Planned	B Estimated	Change From A TO B Amount +/- %			
1.	Med. Time to Dispo., Circ. Ct. Crim. Act. (Days)	174	216	42	+ 24	175	200	25	+ 14		
2.	Med. Time to Dispo., Circ. Ct. Civil Act. (Days)	577	808	231	+ 40	546	700	154	+ 28		

**PART III VARIANCES IN PROGRAM SIZE INDICATORS (For Lowest Level Programs Only)**

Item No. PROGRAM SIZE INDICATORS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %		A Planned	B Estimated	Change From A TO B Amount +/- %			
1.	T01 Civil Actions, Circuit Court	2,603	2,561	42	- 2	2,686	2,598	88	- 3		
2.	T02 Marital Actions	1,412	1,301	111	- 8	1,477	1,326	151	- 10		
3.	T03 Adoption Proceedings	171	179	8	+ 5	153	183	30	+ 20		
4.	T04 Parental Proceedings	1,724	1,781	57	+ 3	1,613	1,785	172	+ 11		
5.	A01 Civil Actions Filed, Circuit Court	637	574	63	- 10	687	595	92	- 13		
6.	A02 Criminal Actions Filed, Circuit Court	998	1,194	196	+ 20	1,015	1,204	189	+ 19		
7.	A03 Marital Actions Filed	546	535	11	- 2	584	544	40	- 7		
8.	A04 Traffic - Filed (thousands)	38	36	2	- 5	41	37	4	- 10		
9.	A05 Traffic - Terminated (thousands)	46	37	9	- 20	49	38	11	- 22		

## **JUD 330 THIRD CIRCUIT**

### **PART I. VARIANCES IN EXPENDITURES AND POSITIONS**

In FY 2020, position variances were the result of Covid-19 pandemic related reductions in personal services funding during the recent legislative session, and factors related to normal employee turnover and recruitment time. While the Judiciary experienced an overall funding reduction of \$9 million for FY 2020 and the Third Circuit made a concerted effort to curtail spending, essential court operating costs resulted in expenditures exceeding budgeted amounts.

In the first quarter of FY 2021, the number of filled authorized positions reflects the continuing impact of the Covid-19 pandemic related funding reductions as well as the normal employee turnover and recruitment time factors. The lesser position count includes two full-time Judge and 19 other vacant unfunded positions.

First quarter expenditure variances for FY 2021 are the result of position vacancies, including positions for a Circuit Court Judge position and a District Family Judge; and normal procurement and operational practices. In addition to a \$1.3 million reduction in personal services for the Third Circuit, the Judiciary's FY 2021 allocation was further reduced by approximately \$3.7 million as a lump sum reduction, of which the estimated additional reduction to the Third Circuit was approximately \$475,000. While these funding reductions lessened budget levels for FY2021, separate collective bargaining appropriations contribute greatly to the expenditure variance for the remainder of the fiscal year.

### **PART II. VARIANCES IN MEASURES OF EFFECTIVENESS**

The shutdown of the Circuit Courts in March 2020, due to the Covid-19 pandemic created a serious delay in court actions in FY 2020. The Judiciary also anticipates an increased number of days to dispose of the Circuit Court cases in FY 2021 until the Courts are able to return to safe and stable operations.

The 2020 Legislature's action of reducing the funding of vacant positions, as discussed in Part I, has severely hampered the Third Circuit's ability to support its Judges. As noted two of the vacant positions were for a Circuit Court Judge and a District Family Court Judge. These judicial positions will be filled; however, the increased funding shortfall restricts the timeliness in replacing employees retiring or resigning.

Item 1, Medium Time to Disposition, Circuit Court Criminal Action (Days) was 24% higher than the estimated level in FY 2020, due to the disruption in court operations caused by the Covid-19 pandemic.

Item 2, Medium Time to Disposition, Circuit Court Civil Action (Days) was 40% higher than the estimated level in FY 2020, again due to the disruptions caused by the Covid-19 pandemic.

### **PART III. VARIANCES IN PROGRAM SIZE INDICATORS**

Item 6, Criminal Actions Filed, Circuit Court was 20% higher than the estimated level in FY 2020 due to an over projection of the estimated level which was based on actual numbers from prior years (i.e., 902 in FY 2017, 1,010 in FY 2018, and 983 in FY 2019). The Covid-19 pandemic likely had a disruptive and lowering effect as well.

Item 9, Traffic – Terminated Filings were 20% lower than the estimated level in FY 2020 due to an over projection of the estimated level which was based on actual numbers from prior years (i.e., 50,332 in FY 2017, 48,652 in FY 2018, and 42,322 in FY 2019). Fewer traffic filings, and the effects of the Covid-19 pandemic also likely contributed to the lower number.

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# JUDICIARY

STATE OF HAWAII  
PROGRAM TITLE: Fifth Circuit

Program Plan ID: JUD 350

Program Structure No. 01 01 05

## VARIANCE DETAILS

### PART I -- VARIANCES IN EXPENDITURES AND POSITIONS

COST (Expenditures in \$1,000's)		Fiscal Year 2020				
		A Budgeted	B Actual	Change From A TO B Amount +/- %		
Research and Development	Positions, Perm					
	Positions, Temp					
	Expenditures					
Operating	Positions, Perm	103.00	96.00	7.00	-	7
	Positions, Temp	2.60	1.60	1.00	-	38
	Expenditures	7,901	7,810	91	-	1
Totals	Positions, Perm	103.00	96.00	7.00	-	7
	Positions, Temp	2.60	1.60	1.00	-	38
	Expenditures	7,901	7,810	91	-	1

COST (Expenditures in \$1,000's)		Three Months Ended 9-30-20					Nine Months Ended 6-30-21				
		A Budgeted	B Actual	Change From A TO B Amount +/- %			A Budgeted	B Estimated	Change From A TO B Amount +/- %		
Research and Development	Positions, Perm										
	Positions, Temp										
	Expenditures										
Operating	Positions, Perm	103.00	92.00	11.00	-	11	103.00	97.00	6.00	-	6
	Positions, Temp	2.60	1.60	1.00	-	38	2.60	2.60	0.00	+	0
	Expenditures	1,973	2,039	66	+	3	5,920	6,213	293	+	5
Totals	Positions, Perm	103.00	92.00	11.00	-	11	103.00	97.00	6.00	-	6
	Positions, Temp	2.60	1.60	1.00	-	38	2.60	2.60	0.00	+	0
	Expenditures	1,973	2,039	66	+	3	5,920	6,213	293	+	5

### PART II VARIANCES IN MEASURES OF EFFECTIVENESS

Item No. MEASURES OF EFFECTIVENESS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %			A Planned	B Estimated	Change From A TO B Amount +/- %		
1.	Med. Time to Dispo., Circt. Ct. Crim. Act. (Days)	364	514	150	+	41	302	440	138	+	46
2.	Med. Time to Dispo., Circt. Ct. Civil Act. (Days)	732	1,327	595	+	81	820	1,100	280	+	34

### PART III VARIANCES IN PROGRAM SIZE INDICATORS (For Lowest Level Programs Only)

Item No. PROGRAM SIZE INDICATORS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %			A Planned	B Estimated	Change From A TO B Amount +/- %		
1.	TO1 Civil Actions, Circuit Court	715	677	38	-	5	861	718	143	-	17
2.	TO2 Marital Actions	593	636	43	+	7	585	652	67	+	11
3.	TO3 Adoption Proceedings	72	87	15	+	21	69	89	20	+	29
4.	TO4 Parental Proceedings	524	570	46	+	9	515	572	57	+	11
5.	A01 Civil Actions Filed, Circuit Court	201	153	48	-	24	180	172	8	-	4
6.	A02 Criminal Actions Filed, Circuit Court	426	325	101	-	24	436	349	87	-	20
7.	A03 Marital Actions Filed	209	180	29	-	14	204	186	18	-	9
8.	A04 Traffic - Filed (thousands)	11	10	1	-	9	11	11	0	+	0
9.	A05 Traffic - Terminated (thousands)	12	10	2	-	17	12	11	1	-	8

## **JUD 350 FIFTH CIRCUIT**

### **PART I. VARIANCES IN EXPENDITURES AND POSITIONS**

In FY 2020, the position variances were due to normal employee turnover and related recruitment time factors, and funding reductions associated with the Covid-19 pandemic.

In the first quarter of FY 2021, the position variances continue to reflect the limited hiring freeze imposed by the Judiciary on all vacancies as well as normal employee turnover and recruitment activity. These variances include the effects of having one Family Court judge and six other vacant positions unfunded. As for the FY21 expenditure variances, Covid-19 pandemic related reductions result in a lower level of spending, however, separate collective bargaining appropriations contribute largely to expenditure variances for the year.

### **PART II. VARIANCES IN MEASURES OF EFFECTIVENESS**

In Item 1, Medium Time to Disposition, Circuit Court Criminal Actions was 41% over the estimated level due to a lower projection based on actual numbers in previous years (i.e., 299 in FY 2017, 329 in FY 2018, and 376 in FY 2019), and the effect of the COVID-19 pandemic on normal Judiciary operations and court proceedings.

In Item 2, Medium Time to Disposition, Circuit Court Civil Actions was 81% over the estimated level due to an under projection on actual numbers from prior years (i.e., 1,085 in 2017, 1,660 in 2018, and 732 in 2019). The actual median times in FY 2017, FY 2018, and FY 2019 were the result of an ongoing effort to dispose of and close old cases sitting on court records. This median time was also affected by the disruption to court operations due to the COVID-19 pandemic.

### **PART III. VARIANCES IN PROGRAM SIZE INDICATORS**

Item 3, Adoption Proceedings was 21% higher than the estimated level in FY 2020 due to an increase in filings and estimates relative to FYs 2017, 2018 and 2019 (i.e., 61 in FY 2017, 63 in FY 2018, and 83 in FY 2019).

Item 5, Civil Actions filed, Circuit Court was 24% lower than the estimated level primarily due to the decreasing trend in foreclosure filings and other civil action cases filed relative to prior years (i.e., 211 in FY 2017, 145 in FY 2018, and 199 in FY 2019), and the possible effect of the COVID-19 pandemic on such filings.

Item 6, Criminal Actions filed, Circuit Court was 24% lower than the estimated level due to an over projection of the estimated level which was based on actual numbers from prior years (i.e., 487 in FY 2017, 403 in FY 2018, and 402 in FY 2019). It is likely that the COVID-19 pandemic also contributed to the lower number of actual filings.

**JUDICIARY**

STATE OF HAWAII

PROGRAM TITLE: Judicial Selection Commission

Program Plan ID: JUD 501

**VARIANCE DETAILS**

Program Structure No. 01 02 01

**PART I -- VARIANCES IN EXPENDITURES AND POSITIONS**

COST (Expenditures in \$1,000's)		Fiscal Year 2020				
		A Budgeted	B Actual	Change From A TO B Amount +/- %		
Research and Development	Positions, Perm					
	Positions, Temp					
	Expenditures					
Operating	Positions, Perm	1.00	0.00	1.00	-	100
	Positions, Temp	0.00	0.00	0.00	+	0
	Expenditures	103	107	4	+	4
Totals	Positions, Perm	1.00	0.00	1.00	-	100
	Positions, Temp	0.00	0.00	0.00	+	0
	Expenditures	103	107	4	+	4

COST (Expenditures in \$1,000's)		Three Months Ended 9-30-20					Nine Months Ended 6-30-21				
		A Budgeted	B Actual	Change From A TO B Amount +/- %			A Budgeted	B Estimated	Change From A TO B Amount +/- %		
Research and Development	Positions, Perm										
	Positions, Temp										
	Expenditures										
Operating	Positions, Perm	1.00	0.00	1.00	-	100	1.00	1.00	0.00	+	0
	Positions, Temp	0.00	0.00	0.00	+	0	0.00	0.00	0.00	+	0
	Expenditures	26	15	11	-	42	76	86	10	+	13
Totals	Positions, Perm	1.00	0.00	1.00	-	100	1.00	1.00	0.00	+	0
	Positions, Temp	0.00	0.00	0.00	+	0	0.00	0.00	0.00	+	0
	Expenditures	26	15	11	-	42	76	86	10	+	13

**PART II VARIANCES IN MEASURES OF EFFECTIVENESS**

MEASURES OF EFFECTIVENESS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %			A Planned	B Estimated	Change From A TO B Amount +/- %		
N/A											

**PART III VARIANCES IN PROGRAM SIZE INDICATORS (For Lowest Level Programs Only)**

PROGRAM SIZE INDICATORS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %			A Planned	B Estimated	Change From A TO B Amount +/- %		
N/A											

## **JUD 501 JUDICIAL SELECTION COMMISSION**

### **PART I. VARIANCES IN EXPENDITURES AND POSITIONS**

In FY 2020, the position variance was due to the departure of the incumbent in the Administrative Assistant position. Actual expenditures for FY 2020 were higher than budgeted due to a number of judicial vacancies and related expenses.

FY 2021 first quarter expenditures are less than budgeted due to the continued position vacancy and conservative spending practices because of the current economic outlook. For the remainder of the fiscal year, expenditures should increase as the vacancy becomes filled and additional judicial vacancies occur.

### **PART II. VARIANCES IN MEASURES OF EFFECTIVENESS**

None.

### **PART III. VARIANCES IN PROGRAM SIZE INDICATORS**

None.

# JUDICIARY

STATE OF HAWAII  
PROGRAM TITLE: Administration

Program Plan ID: JUD 601

Program Structure No. 01 02 02

## VARIANCE DETAILS

### PART I -- VARIANCES IN EXPENDITURES AND POSITIONS

COST (Expenditures in \$1,000's)		Fiscal Year 2020				
		A Budgeted	B Actual	Change From A TO B Amount +/- %		
Research and Development	Positions, Perm					
	Positions, Temp					
	Expenditures					
Operating	Positions, Perm	227.00	203.00	24.00	- 11	
	Positions, Temp	18.48	15.48	3.00	- 16	
	Expenditures	37,203	32,660	4,543	- 12	
Totals	Positions, Perm	227.00	203.00	24.00	- 11	
	Positions, Temp	18.48	15.48	3.00	- 16	
	Expenditures	37,203	32,660	4,543	- 12	

COST (Expenditures in \$1,000's)		Three Months Ended 9-30-20					Nine Months Ended 6-30-21				
		A Budgeted	B Actual	Change From A TO B Amount +/- %			A Budgeted	B Estimated	Change From A TO B Amount +/- %		
Research and Development	Positions, Perm										
	Positions, Temp										
	Expenditures										
Operating	Positions, Perm	227.00	201.00	26.00	- 11	227.00	206.00	21.00	- 9		
	Positions, Temp	18.48	15.48	3.00	- 16	18.48	16.48	2.00	- 11		
	Expenditures	7,751	9,976	2,225	+ 29	23,253	25,827	2,574	+ 11		
Totals	Positions, Perm	227.00	201.00	26.00	- 11	227.00	206.00	21.00	- 9		
	Positions, Temp	18.48	15.48	3.00	- 16	18.48	16.48	2.00	- 11		
	Expenditures	7,751	9,976	2,225	+ 29	23,253	25,827	2,574	+ 11		

### PART II VARIANCES IN MEASURES OF EFFECTIVENESS

Item No. MEASURES OF EFFECTIVENESS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %			A Planned	B Estimated	Change From A TO B Amount +/- %		
1.	Average Time to Process JUDHR001 Form (days)	5	5	0	+ 0	5	5	0	+ 0		
2.	Average Time to Process Payment Document (days)	5	5	0	+ 0	5	5	0	+ 0		

### PART III VARIANCES IN PROGRAM SIZE INDICATORS (For Lowest Level Programs Only)

Item No. PROGRAM SIZE INDICATORS		Fiscal Year 2020					Fiscal Year 2021				
		A Estimated	B Actual	Change From A TO B Amount +/- %			A Planned	B Estimated	Change From A TO B Amount +/- %		
1.	A01 Number of Payment Documents Processed	36,000	31,666	4,334	- 12	32,000	32,000	0	+ 0		
2.	A02 Number of Recruitment Announcements	1,300	1,060	240	- 18	100	100	0	+ 0		
3.	A03 Number of JUDHR001 Forms Processed	6,300	3,588	2,712	- 43	6,700	6,700	0	+ 0		
4.	A04 Library - Size of Collections (000's)	285	285	0	+ 0	285	285	0	+ 0		
5.	A05 Library - Circulation, Trans & Ref Use (000's)	30	31	1	+ 3	31	31	0	+ 0		
6.	A06 Library - Patrons Served (000's)	9	6	3	- 33	7	7	0	+ 0		

## **JUD 601 ADMINISTRATION**

### **PART I. VARIANCES IN EXPENDITURES AND POSITIONS**

In FY 2020, position variances were the result of normal employee turnover, recruitment time factors, and the 2020 Legislature eliminating annual salary funding for all positions vacant as of April 13, 2020. The corresponding expenditure variance for the fiscal year is attributed to conservative spending practices and the elimination of funding for these vacant positions.

In the first quarter of FY 2021, the variance in the number of filled authorized positions is a carryover from the previous year and the inability to fill positions due to the removal of funding for vacant positions. Expenditure variances are a result of the 2020 Legislature's reduction of \$3.7 million to the Judiciary's budget that was reflected in Administration's budget but intended to be distributed Judiciary-wide. This variance is also reflected in the second half of the fiscal year. At the start of FY 2021, the \$3.7 million reduction was distributed proportionately amongst all the Judiciary circuits. For the remainder of FY 2021, the Judiciary expects to fill vacant positions where funding has not been removed.

### **PART II. VARIANCES IN MEASURES OF EFFECTIVENESS**

None.

### **PART III. VARIANCES IN PROGRAM SIZE INDICATORS**

Item 3, Number of JUDHR001 Forms Processed, was 43% lower than estimated levels due the lock down from COVID-19. A limited hiring freeze was instituted, movements (promotions, demotions, transfers) were limited, and vacant positions became unfunded.

Item 6, Library Patrons Served, was 33% lower than estimated levels because of the closure of the law library for three months due to COVID 19. Less patrons were able to be served.