

LEGISLATIVE FISCAL OFFICE
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JOINT COMMITTEE ON WAYS AND MEANS

Senator Lieber, Senate Co-Chair
Representative Sanchez, House Co-Chair

Senator Girod, Senate Co-Vice Chair
Representative Gomberg, House Co-Vice Chair
Representative Smith, House Co-Vice Chair

To: Public Safety Subcommittee

From: John Borden, Legislative Fiscal Office

Date: May 19, 2025

Subject: HB 5013 – Commission on Judicial Fitness and Disability
Work Session Recommendations

<i>Agency Totals</i>				
FUND TYPE	2021-23 ACTUAL	2023-25 LEGISLATIVELY APPROVED	2025-27 CURRENT SERVICE LEVEL	2025-27 LFO RECOMMENDED
General Fund	299,098	426,660	393,639	642,144
TOTAL FUNDS	299,098	426,660	393,639	642,144
Positions	1	1	1	1
FTE	0.50	0.50	0.50	1.00

The Commission on Judicial Fitness and Disability (CJFD) investigates and acts upon complaints of judicial misconduct or disability. The Legislative Fiscal Office (LFO) recommendation for HB 5013 and the 2025-27 biennium is to fund the Commission at \$642,144 General Fund and one permanent full-time position (1.00 FTE). Funding in the amount of \$23,324 is included for extraordinary expenses.

The LFO recommendation is \$215,484, or 50.5%, more than the 2023-25 legislatively approved budget and \$248,505, or 63.1%, more than the 2025-27 current service level budget. The following investment is included in the budget:

- \$248,505 General for Policy Package #100 to increase the Executive Director from a permanent part-time to a permanent full-time position (0.50 FTE).

Adjustments to Current Service Level

See attached “Work Session Presentation Report.”

Note: Statewide adjustments and six-year capital construction expenditures are not included in these recommendations. Any needed adjustments will be made in end of session bills.

Accept LFO Recommendation

MOTION: I move the LFO recommendation to HB 5013. *(vote)*

OR

Modify LFO Recommendation

MOTION: I move the LFO recommendation to HB 5013, with modifications. *(vote)*

Performance Measures

See attached “Legislatively Proposed 2025-27 Key Performance Measures.”

Accept LFO Recommendation

MOTION: I move the LFO recommendation on Key Performance Measures. *(vote)*

OR

Modify LFO Recommendation

MOTION: I move the LFO recommendation on Key Performance Measures, with modifications. *(vote)*

Amendment

LFO recommends a budget of \$642,144 General Fund and one positions (1.00 FTE), which is reflected in the –1 amendment.

MOTION: I move adoption of the –1 amendment to HB 5013. *(vote)*

Final Subcommittee Action

LFO recommends that HB 5013, as amended by the –1 amendment, be moved to the Ways and Means Full Committee.

MOTION: I move HB 5013, as amended, to the Full Committee with a do pass recommendation. *(vote)*

Carriers

Full Committee:

House Floor:

Senate Floor:

LFO102 - Work Session Presentation Report
2025-27 Biennium

Version: L - 01 - LFO Analyst Recommended
Cross Reference: 17500-000-00-00-00000
Judicial Fitness and Disability, Comm on

	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
2023-25 Agy. Leg. Adopted	333,565	-	-	-	-	-	333,565	1	0.50
2023-25 Ebds, SS & Admin Act	93,095	-	-	-	-	-	93,095	-	-
Ways & Means Actions	-	-	-	-	-	-	-	-	-
2023-25 Leg Approved Budget	426,660	-	-	-	-	-	426,660	1	0.50
2023-25 Leg Approved Budget (Base)	386,660	-	-	-	-	-	386,660	1	0.50
Summary of Base Adjustments	43,571	-	-	-	-	-	43,571	-	-
2025-27 Base Budget	430,231	-	-	-	-	-	430,231	1	0.50
010: Non-PICS Pers Svc/Vacancy Factor	(45)	-	-	-	-	-	(45)	-	-
020: Phase In / Out Pgm & One-time Cost	(51,401)	-	-	-	-	-	(51,401)	-	-
030: Inflation & Price List Adjustments	14,854	-	-	-	-	-	14,854	-	-
2025-27 Current Service Level	393,639	-	-	-	-	-	393,639	1	0.50
Adjusted 2025-27 Current Service Level	393,639	-	-	-	-	-	393,639	1	0.50
Total LFO Recommended Packages	248,505	-	-	-	-	-	248,505	-	0.50
2025-27 Legislative Actions	642,144	-	-	-	-	-	642,144	1	1.00
Net change from 2023-25 Leg Approved Budget	215,484	-	-	-	-	-	215,484	-	0.50
Percent change from 2023-25 Leg Approved Budget	50.5%	0.0%	0.0%	0.0%	0.0%	0.0%	50.5%	0.0%	100.0%
Net change from 2025-27 Adj Current Service Level	248,505	-	-	-	-	-	248,505	-	0.50
Percent change from 2025-27 Adj Current Service Level	63.1%	0.0%	0.0%	0.0%	0.0%	0.0%	63.1%	0.0%	100.0%

LFO102 - Work Session Presentation Report
2025-27 Biennium

Version: L - 01 - LFO Analyst Recommended

Cross Reference: 17500-100-00-00-00000

Administration

	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
2023-25 Agy. Leg. Adopted	333,565	-	-	-	-	-	333,565	1	0.50
2023-25 Ebds, SS & Admin Act	93,095	-	-	-	-	-	93,095	-	-
Ways & Means Actions	-	-	-	-	-	-	-	-	-
2023-25 Leg Approved Budget	426,660	-	-	-	-	-	426,660	1	0.50
2023-25 Leg Approved Budget (Base)	386,660	-	-	-	-	-	386,660	1	0.50
Summary of Base Adjustments	43,571	-	-	-	-	-	43,571	-	-
2025-27 Base Budget	430,231	-	-	-	-	-	430,231	1	0.50
010: Non-PICS Pers Svc/Vacancy Factor	(45)	-	-	-	-	-	(45)	-	-
020: Phase In / Out Pgm & One-time Cost	(51,401)	-	-	-	-	-	(51,401)	-	-
030: Inflation & Price List Adjustments	14,854	-	-	-	-	-	14,854	-	-
2025-27 Current Service Level	393,639	-	-	-	-	-	393,639	1	0.50
Adjusted 2025-27 Current Service Level	393,639	-	-	-	-	-	393,639	1	0.50
Total LFO Recommended Packages	248,505	-	-	-	-	-	248,505	-	0.50
2025-27 Legislative Actions	642,144	-	-	-	-	-	642,144	1	1.00
Net change from 2023-25 Leg Approved Budget	215,484	-	-	-	-	-	215,484	-	0.50
Percent change from 2023-25 Leg Approved Budget	50.5%	0.0%	0.0%	0.0%	0.0%	0.0%	50.5%	0.0%	100.0%
Net change from 2025-27 Adj Current Service Level	248,505	-	-	-	-	-	248,505	-	0.50
Percent change from 2025-27 Adj Current Service Level	63.1%	0.0%	0.0%	0.0%	0.0%	0.0%	63.1%	0.0%	100.0%

	General Fund	Lottery Funds	Other Funds	Federal Funds	Nonlimited Other Funds	Nonlimited Federal Funds	Total Funds	Positions	Full-Time Equivalent (FTE)
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Package 100 Executive Director FTE Increase

Package Description This package appropriates \$248,505 General Fund and authorizes a change to the executive director position from a permanent part-time (0.50 FTE) to a permanent part-time position (1.00 FTE).

LFO Recommendation Approve the request, as modified.

LFO Analyst Notes HB 5013 (2025)

LFO Recommended	248,505	-	-	-	-	-	248,505	-	0.50
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Legislatively Proposed 2025 - 2027 Key Performance Measures

Published: 5/15/2025 12:23:59 PM

Agency: Commission on Judicial Fitness and Disability

Mission Statement:

The mission of the Commission is to ensure the quality and effectiveness of the state judicial system

Legislatively Proposed KPMs	Metrics	Agency Request	Last Reported Result	Target 2026	Target 2027
1. Percent of Commission recommendations forwarded to the Supreme Court that are upheld by the Supreme Court.		Approved	100%	100%	100%
2. Percent of judges prosecuted by the Commission who are not exonerated.		Approved	100%	100%	100%
3. Percent of stipulated agreements unchanged and approved by the Supreme Court.		Approved	100%	100%	100%
4. Percent of prosecutions completed within two years of first review through date of final Commission action before the Supreme Court.		Approved	100%	100%	100%
5. Percent of total best practices met by the Board.		Approved	100	100	100
6. Percent of complaints upon which the Commission makes a decision within six months of when the complaint is received in the Commission office. - Measures the timely review of complaints. The target is set at 75% with the recognition that most complaints should be investigated and completed within this timeframe, but that some types of cases, including those resulting in complex investigations and prosecutions will take longer to resolve appropriately.		Approved	97%	95%	95%

LFO Recommendation:

The Legislative Fiscal Office recommends approval of the Commission's 2025-27 Key Performance Measures and targets.

SubCommittee Action: