

BEFORE THE 2004 JUDICIAL COUNCIL OF GUAM
RESOLUTION NO. JC04-015

RELATIVE TO THE APPROVAL OF TRANSFER OF LAPSED FUNDS
FROM FISCAL YEAR 2003 TO FISCAL YEAR 2004
JUDICIAL CLIENT SERVICES FUND

WHEREAS, pursuant to Public Law 27-55, the Judicial Client Services Fund was created in part to provide for the appointment of counsel for indigent defendants; and

WHEREAS, pursuant to Public Law 27-55, the Judicial Council is authorized to transfer up to 10% of funds appropriated by the Guam Legislature to various divisions or categories within the Judicial Branch; and

WHEREAS, the Guam Legislature appropriated a lump sum budget to the Judiciary in the amount of \$18,789,895.00 for fiscal year 2003 of which lapsed funds in the amount of \$435,736.63 remain as of August 5, 2004; and

WHEREAS, a transfer of funds from fiscal year 2003 lapsed funds in the amount of \$435,736.63 to the Judicial Client Services Fund for fiscal year 2004 is necessary to meet the current year's needs regarding appointment of counsel for indigent defendants; and

WHEREAS, such transfer of \$435,736.63, together with prior transfers from those funds appropriated by the Guam Legislature for fiscal year 2003, will result in a total transfer from fiscal year 2003 appropriated funds that does not exceed the 10% cap provided for by Public Law 27-55; and

WHEREAS, pursuant to Public Law 27-55 notice of such transfer together with its justification must be provided to the Speaker of the Guam Legislature before the end of the month in which such a transfer occurs;

NOW THEREFORE BE IT RESOLVED, that the Judicial Council hereby authorizes the transfer of fiscal year 2003 lapsed funds in the amount of \$435,736.63 into the Judicial Client Services Fund to satisfy fiscal year 2004 indigent defense related obligations.

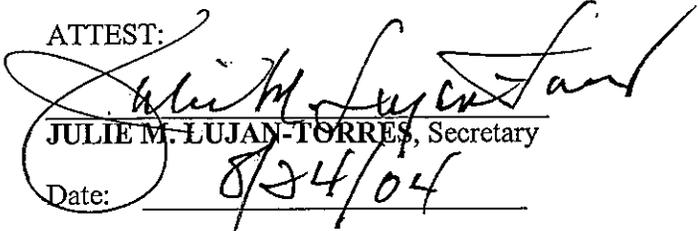
BE IT FURTHER RESOLVED, that upon completion of the lapsed funds transfer, a copy of this resolution shall be provided to the Speaker of the Guam Legislature in accordance with Public Law 27-55.

DULY ADOPTED this 18th day of August 2004 at a duly noticed meeting of the Judicial Council of Guam.


CHIEF JUSTICE F. PHILIP CARBULLIDO

Date: 8/24/04

ATTEST:


JULIE M. LUJAN-TORRES, Secretary

Date: 8/24/04