



## BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: February 21 2023 ✓

**Title:** Fill the Gap

### **Introduction/Background:**

In 1999, "fill-the-gap" legislation was passed (Arizona Revised Statutes Section 41-2421) to provide supplementary funding for courts, county attorneys, county public defenders and Attorney General to improve criminal case processing and enforcement of court orders.

### **Discussion:**

This legislation requires counties to set aside five (5) percent of revenues (excluding child support, restitution and exonerated bonds) collected by the superior and justice courts. If total court collections in fiscal year 2021-2022 exceed the amount collected in the base fiscal year of 1997-1998 of \$11,727,133.30, this set-aside amount is distributed to the courts and County offices according to a statutory allocation.

### **Conclusion:**

If the Board of Supervisors certifies that revenues in fiscal year 2021-22 exceeded base-year revenues, the funds are allocated pursuant to A.R.S. §41-2421 to provide supplementary funding.

### **Recommendation:**

It is recommended that the Board approve the annual certification as legislated by A.R.S. §41-2421 that total revenues collected by superior and justice courts in fiscal year 2021-2022 exceeded total revenues collected in the base year by \$8,945,325.77. Upon certification, the set-aside amount of \$1,066,874.26 shall be transferred to the Local Courts Assistance Fund pursuant to A.R.S. §41-2421.

### **Fiscal Impact:**

#### **IF APPROVED:**

The five (5) percent set-aside amount of \$1,066,874.26 shall be transferred pursuant to A.R.S. §41-2421.

#### **IF DENIED:**

The five (5) percent set-aside amount will revert to the courts and otherwise distributed.

FEB 08 2023 10:43:00 CLK/CEB

**Board of Supervisor District:**

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Department: Pima County Treasurer                      Telephone: 724-8809

Department Director Signature/Date: *Beth Ford*

Deputy County Administrator Signature/Date: \_\_\_\_\_

County Administrator Signature/Date: \_\_\_\_\_

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