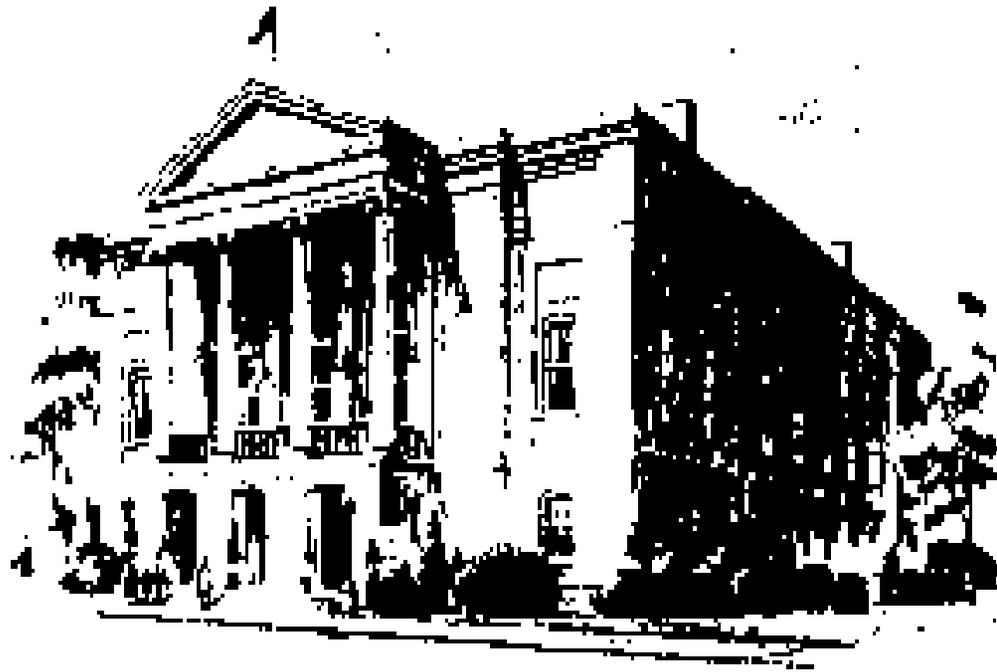


FY 2002 Amended Budget Submission

U.S. Court of Appeals for the Armed Forces Appropriation



June 2001

UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES
 U. S. Court of Appeals for the Armed Forces, Defense
 FY 2002 AMENDED BUDGET SUBMISSION

I. Description of Operations Financed:

This appropriation provides for the salaries of five civilian judges and a staff of 54 other civilian positions. All customary expenses required to operate a government activity are financed, such as salaries, benefits, travel costs, rent, communications services, supplies and materials, purchase of equipment, maintenance, contractual services, and the expense of printing opinions and decisions of the Court.

The United States Court of Appeals for the Armed Forces is an Article I Court established by the Uniform Code of Military Justice (10 USC 941). The Court serves as the Court of last resort for the vast majority of criminal appeals in the military justice system of the United States and is subject only to certiorari review by the Supreme Court of the United States in a limited number of cases. The Court's jurisdiction extends to the review of questions of law that have been approved by reviewing authorities and affirmed or set aside by a Court of Criminal Appeals. The Court also exercises its extraordinary relief authority pursuant to the All Writs Act.

II. Financial Summary (O&M: \$ in Thousands):

A. <u>Activity Group</u>	FY 2000 <u>Actuals</u>	FY 2001		Current <u>Estimate</u>	FY 2002 <u>Estimate</u>
		Budget <u>Request</u>	<u>Appropriation</u>		
U.S. Court of Appeals for the Armed Forces	7,515	8,574	8,574	8,555	9,096

UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES
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II. Financial Summary (O&M: \$ in Thousands)(Con't):

B. Reconciliation Summary:

	<u>Change FY2001/FY2001</u>	<u>Change FY2001/FY2002</u>
Baseline Funding	8,574	8,555
Congressional Adjustments	0	0
Subtotal Appropriated Amount	8,574	0
FY 2001 Government-wide Rescission	-19	0
Subtotal Baseline Funding	8,555	8,555
Price Changes	0	294
Program Changes	0	247
Current Estimate	8,555	9,096

C. Reconciliation of Increases and Decreases:

FY 2001 President's Budget Request	8,574
1. Congressional Adjustments:	0
2. Appropriated Amount	8,574
3. FY 2001 Rescission	-19
4. Functional Transfers	0
5. Other Transfers-Out	0
6. Price Change	0
7. Program Increase	0

UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES
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FY 2002 AMENDED BUDGET SUBMISSION

II. Financial Summary (O&M: \$ in Thousands)(Con't):

8. Revised FY 2001 Current Estimate	8,555
9. Price Growth	294
10. Transfers	0
11. a. Program Increases in FY 2002	
(1) Travel of Persons increased to support the higher costs of travel to Europe.	26
(2) Rental Payments to GSA increased to support higher rent rate.	170
(3) Expanded costs to support increase in occupied space (which occurred in 2001) include:	
Purchased Utilities	17
Printing/Reproduction	1
Equipment Maintenance	2
Facility Maintenance	12
Equipment Purchases	2
Mgt/Prof Support Services	41
Other Intra-Government Purchases	49
Other Contracts	5
Total Increases	325
b. Program Decreases in FY 2002	
(1) Purchased Communications decreased due to management efficiencies.	-31
(2) Supplies and Materials costs reduced based on prior-year one-time purchases to support increase in occupied space.	-47
Total Decreases	-78
12. FY 2002 Budget Request	9,096

**UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES
U. S. Court of Appeals for the Armed Forces, Defense
FY 2002 AMENDED BUDGET SUBMISSION**

III. Performance Criteria and Evaluation Summary:

The Court reviews cases from all of the Armed Forces which, for the most part, are derived from various courts of Criminal Appeals. These cases involve the most serious court-martial felony convictions and sentences that present legal issues of serious constitutional magnitude, such as death penalty cases, search and seizure issues, the interpretation of international treaty and status of forces agreements, and more recently, the sensitive issues of law relating to the prosecution of individuals for drug abuse on the basis of urinalysis test results, and the prosecution of child sex abuse cases. Since 1984, the cases reviewed by the Court on good cause shown by the accused have been subject to direct appellate review by the Supreme Court of the United States. Because of the complexity of the average case, it is difficult to make significant comparisons as to the Court's cost effectiveness. However, according to the caseload per judge statistics available from the National Center for State Courts, the Court's effectiveness continues to compare quite favorably with other courts of last resort such as State Supreme Courts or State Courts of Appeals across the country. The amount of work involved in the average case has been constantly escalating due to the serious constitutional issues that have been encountered by the Court in its most recent cases. It is anticipated that the complexity of the average case will continue to increase, thereby adding additional workload to the Court during FY 2002.

There were a total of 739 cases filed with the Court in FY 2000, and, while case-by-case complexity has increased workloads, it is unlikely that there will be substantial variances in the near future. Actual estimates are not projected, however, as this is totally subject to the military services judicial process.

IV. Personnel Summary:

	<u>FY 2000</u>	<u>FY 2001</u>	<u>FY 2002</u>	<u>Change FY 2001/FY 2002</u>
<u>Civilian End Strength (Total)</u>				
U.S. Direct Hire	55	59	59	0
<u>Civilian FTEs (Total)</u>				
U.S. Direct Hire	55	59	59	0

UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES
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FY 2002 AMENDED BUDGET SUBMISSION

V. OP 32 Line Items as Applicable (Dollars in Thousands):

	FY 2000 Actuals	Change from FY2000 to FY2001		FY 2001 Estimate	Change from FY2001 to FY2002		FY 2002 Estimate
		Price Growth	Program Growth		Price Growth	Program Growth	
Exec, Gen & Spec Schedule	5,290	213	371	5,874	246	0	6,120
Travel of Persons	82	1	20	103	2	26	131
Rental Payment to GSA	700	14	100	814	16	170	1000
Purchased Utilities	42	1	19	62	1	17	80
Purchased Communications	92	2	32	126	2	-31	97
Postal Services	1	0	0	1	0	0	1
Supplies & Materials	325	5	74	404	7	-47	364
Printing/Reproduction	8	0	1	9	0	1	10
Equipment Maintenance	6	0	1	7	0	2	9
Facility Maintenance	20	0	17	37	1	12	50
Equipment Purchases	52	1	81	134	2	2	138
Mgmt/Prof Support Services	441	7	-46	402	7	41	450
Other Intra-Government Purchases	373	6	8	387	7	49	443
Other Contracts	80	1	111	192	3	5	200
Other Costs	<u>3</u>	<u>0</u>	<u>0</u>	<u>3</u>	<u>0</u>	<u>0</u>	<u>3</u>
Total	7,515	251	789	8,555	294	247	9,096