

**U. S. COURT OF APPEALS FOR THE ARMED FORCES**  
**United States Court of Appeals for the Armed Forces, Defense**  
**FY 2000/2001 Biennial Budget Estimates**

I. Narrative Description:

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 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.

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.

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

A. Activity Group:	FY 1998 <u>Actual</u>	FY 1999			FY 2000 <u>Estimate</u>
		<u>Budget Request</u>	<u>Appropriated</u>	<u>Current Estimate</u>	
U. S. Court of Appeals for the Armed Forces	6,952	7,324	7,324	7,324	7,621

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

B. Reconciliation Summary:

	Change <u>FY 1999/ FY 1999</u>	Change <u>FY 1999/FY 2000</u>
Baseline Funding	7,324	7,324
Congressional Adjustments	0	0
Price Change	9	271
Functional Transfer	0	0
Program Changes	-9	26
Current Estimate	7,324	7,621

C. Reconciliation of Increases & Decreases:

1.	FY 1999 President's Budget		7,324
2.	Congressional Adjustments		0
3.	FY 1999 Appropriated Amount		7,324
4.	Price Change		
	a. Compensation & Benefits	16	
	b. Non-pay	-7	
	Total Price Change		9
5.	Program Decreases		
	a. Realignment to offset price change		
	Compensation and Benefits	-9	
	Total Program Decrease		-9
6.	Revised FY 1999 Current Estimate		7,324

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

7.	Price Growth:		271
8.	Program Increases:		
	a. Program Growth:		
	(1) Supplies & Materials to support continued modernization effort and scheduled life-cycle replacements.	7	
	(2) Equipment Maintenance to support computer LAN system purchased in FY 1998, at end of the warranty period.	2	
	(3) Equipment Purchases to maintain the modernization effort.	4	
	(4) Support Services is increased for additional requirements associated with the scheduled retirement/appointment of the Chief Judge position in 1999.	13	
	Total Program Increases		26
9.	Program Decreases:		0
10.	FY 2000 Budget Request		7,621

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. The Court reviews death penalty cases; search and seizure issues; and the

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III. Performance Criteria and Evaluation Summary (continued):

interpretation of international treaty and status of forces agreements. More recently the Court cases involve 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 1999 and FY 2000.

There were a total of 1,192 cases filed with the Court in FY 1998, and, while 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 1998</u>	<u>FY 1999</u>	<u>FY 2000</u>	<u>Change</u> <u>FY 1999/FY2000</u>
<u>Civilian End Strength (Total)</u>				
U. S. Direct Hire	57	61	61	0
<u>Civilian FTEs (Total)</u>				
U. S. Direct Hire	55	59	59	0

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

		<u>Change from</u> <u>FY 1998/FY 1999</u>			<u>Change from</u> <u>FY 1999/FY 2000</u>		
	<u>FY 1998</u> <u>Actual</u>	<u>Price</u> <u>Growth</u>	<u>Program</u> <u>Growth</u>	<u>FY 1999</u> <u>Estimate</u>	<u>Price</u> <u>Growth</u>	<u>Program</u> <u>Growth</u>	<u>FY 2000</u> <u>Estimate</u>
Exec, General & Special Schedules	4,790	162	309	5,261	243	0	5,504
Disability Compensation	0	0	96	96	0	0	96
Travel of Persons	113	1	-25	89	1	0	90
Rent GSA (SLUC)	676	7	0	683	10	0	693
Purchased Utilities	38	0	5	43	1	0	44
Purchased Communications	52	1	9	62	1	0	63
Postal Services (USPO)	1	0	0	1	0	0	1
Supplies & Materials (Non-DBOF)	435	4	-25	414	6	7	427
Printing & Reproduction	22	0	-2	20	0	0	20
Equipment Maintenance by contract	10	0	4	14	0	2	16
Equipment Purchases (Non-DBOF)	6	0	0	6	0	4	10
Mgmnt & Professional Support Service	287	3	7	297	4	0	301
Other Contracts	10	0	0	10	0	0	10
Other Costs	<u>512</u>	<u>5</u>	<u>-189</u>	<u>328</u>	<u>5</u>	<u>13</u>	<u>346</u>
 TOTAL	 6,952	 185	 187	 7,324	 271	 26	 7,621