

IN THE COURT OF COMMON PLEAS OF ADAMS COUNTY, PENNSYLVANIA

In Re: Court Accounts

**Administrative Order
No. 37 of 2013**

ORDER OF COURT

AND NOW, this 29th day of May, 2013, in order to clearly identify and consolidate into a single document the extent and purpose of accounts under the authority of the Court, IT IS HEREBY ORDERED that the following accounts shall be created through the Adams County Treasurer's Office subject to auditing and accounting procedures recommended by the Adams County Controller's Office with the sole signatories to the accounts being the President Judge for the 51st Judicial District or the District Court Administrator for the 51st Judicial District and the Adams County Treasurer or designee:

I. Court Offender Supervision Fund:

The Court Offender Supervision Fund is established under the authority set forth in 18 P.S. § 11.1102(c) and shall be used to supplement administrative and operational expenses of the Adams County Department of Probation Services. The fund shall be designated by the Adams County Treasurer's Office and shall consist of the following control numbers:

- A. - Deposits representing one-half of the monthly offender supervision fee assessed pursuant to 18 P.S. § 11.1102(c);
- B. - The transfer fee imposed by paragraph II of Administrative Order No. 34 of 2013 and DUI transfer fee imposed by paragraph 4(b) of Administrative Order No. 31 of 2013;
- C. - The Youthful Offenders Alcohol-Education Program fee (Administrative Order No. 33 of 2013);
- D. - Juvenile supervision fee (Administrative Order No. 36 of 2013); and

- E. - Funds paid by a juvenile offender after a summary offense has been certified to the Court pursuant to the provisions of 42 Pa. C.S.A. § 6304.1(b).

II. Court Offender Treatment Fund:

The Court Offender Treatment Fund is established for purposes of enhancing and providing supplemental funding for community service, treatment, and rehabilitative programs and to assist the indigent in obtaining treatment services. The fund shall be designated by the Adams County Treasurer's Office and shall consist of the following control numbers:

- A. - Receipts from offender treatment fees paid in lieu of public service pursuant to Administrative Order No. 32 of 2013; and
- B. - Offender treatment fees imposed for participation in the Addiction Diversionary Program established by Administrative Order No. 29 of 2013 and the DUI Education Program established by Administrative Order No. 31 of 2013.

III. Court Commissary Fund Account:

The Court Commissary Fund Account shall be utilized pursuant to the provisions of 37 Pa. Code, Section 95.239. The account is funded by the sources identified in Adams County Resolution No. 24 of 2007 enacted on the 17th day of October, 2007. The account shall be designated by the Adams County Treasurer's Office.

IV. Juvenile Restitution Account:

The Juvenile Restitution Account shall be utilized for purposes of paying restitution to victims of juvenile crime and to support programming aimed at enhancing restitution payment and community service by juvenile offenders. The account shall be administered and distributed in accordance with written guidelines adopted by the President Judge, from time to time, and shall be designated by the Adams County Treasurer's Office and shall consist of the following control numbers:

- A. - Funds received from the Pennsylvania Department of Transportation pursuant to an agreement with PennDOT

for offenders to provide litter collection services to PennDOT; and

- B. - A \$50 restitution fee (Administrative Order No. 36 of 2013).

IT IS FURTHER ORDERED that the funds deposited in the accounts identified herein above may not be disbursed, transferred to another account, or utilized in any manner without the permission of the President Judge or the President Judge's designee. Anyone violating the provisions of this Order may be subject to a finding of contempt of court or other sanctions allowed by law.

IT IS FURTHER ORDERED that funds in the custody of Adams County previously collected and dedicated to specific accounts shall be promptly identified and deposited as follows:

- I. The prior Offender Supervision Fund transferred to the County Offender Supervision Fund;
- II. The Offender Treatment Fund transferred to the Adams County Offender Treatment Fund;
- III. The Community Re-Entry Account transferred to the Court Commissary Fund Account;
- IV. The prior Juvenile Restitution Account transferred to the Juvenile Restitution Account; and
- V. The Juvenile Court Fund transferred to the account established hereinabove to supplement Adams County Children and Youth Services programming.

The transferred account balances shall be memorialized by memorandum of understanding between the Court and the County.

BY THE COURT:

MICHAEL A. GEORGE
President Judge

Board of Judges
Don A. Fennimore, District Court Administrator
Adams County Commissioners
Terry Adamik, Treasurer
Steve Renner, Controller
Kelly A. Lawver, Clerk of Courts Office
Neil E. Burkholder, Director of Department of Probation Services
jvs