

ALABAMA RULES OF JUVENILE PROCEDURE

RULE 5.1.

Salary Subsidies for Juvenile Probation Officers

For those juvenile probation officers who are not part of the state courts' personnel system and who are not covered by Rule 9, Alabama Rules of Judicial Administration, the Administrative Office of Courts shall allocate to each county salary subsidies for juvenile probation officers at a ratio of one salary subsidy per 15,000 population or fraction thereof. The total number of salary subsidies to be allocated to each county shall be based on the 2000 federal decennial census or the last federal decennial census, taking the lower number of the two. The Administrative Director of Courts shall review the salary-subsidy allocations annually and may choose to increase the allocations, provided, however, that the Administrative Director of Courts cannot decrease the allocations below the minimum level of one salary subsidy per 15,000 population or fraction thereof.

The Administrative Office of Courts shall expend funds to provide a salary subsidy of \$22,000 or one-half of the total salary actually paid to a juvenile probation officer, whichever is greater, for the number of juvenile probation officers' subsidies provided to a county based on the ratio provided above. If the annual general fund appropriation allocated to the Administrative Office of Courts for the funding of the Juvenile Probation Officers' Program is reduced by the State Legislature in any fiscal year or is reduced by the Governor through proration in any fiscal year, or if both events occur, the funds expended by the Administrative Office of Courts for the salary subsidies for those juvenile probation officers covered by this rule shall be reduced by a percentage equal to the percentage of that reduction or those reductions.

Court Comment to Rule 5.1 Adopted Effective April 27, 2011

Because the allocation of salary subsidies for juvenile probation officers in counties that are in the state courts' personnel system are covered in Ala. Code 1975, § 12-5A-5(b)(1) and (b)(2), and Rule 9, Alabama Rules of Judicial Administration, this rule provides for the allocation of salary subsidies for juvenile probation officers in those counties that are not in the state courts' personnel system, i.e., Jefferson, Madison, Montgomery, Morgan, and Shelby Counties. The 2000 federal decennial census is used as the baseline because it was in 2000 that the other 62 counties were brought into the state courts' personnel system.

[Adopted eff. 4/27/2011; Amended 5-1-2014, eff. 7-1-2014.]

Comment to Amendment to Rule 5.1
Effective July 1, 2014

The changes to Rule 5.1 are intended to clarify the impact of a shortfall of funding on the salary subsidies provided by this rule.

Note from the reporter of decisions: The order adopting Rule 5.1 and the Court Comment to that rule, effective April 27, 2011, is published in that volume of the *Alabama Reporter* that contains Alabama cases from ____ So. 3d.

Note from the reporter of decisions: The order amending Rule 1, Rule 2, Rule 3, Rule 5, Rule 5.1, Rule 6, Rule 8, Rule 8.1, Rule 12, Rule 13, Rule 14, Rule 15, Rule 18, Rule 20, Rule 24, Rule 26, Rule 28, and Rule 31 effective July 1, 2014, is published in that volume of *Alabama Reporter* that contains Alabama cases from ____ So. 3d.