

THE STATE OF IDAHO
SUPREME COURT



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ADMINISTRATIVE DIRECTOR

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Transmitted via email

Wayne Hammon
DFM Administrator
Division of Financial Management
P.O. Box 83720
Boise, Idaho 83702-0032

Dear Mr. Hammon:

On behalf of the Idaho Supreme Court – with the support of the University of Idaho, the College of Law, and others – please consider the use of federal stimulus funds to remodel and expand the historic Ada County Courthouse (currently used as the Capitol Annex) into the Idaho Law Learning Center as either one of the projects which can be characterized as "shovel ready" or otherwise eligible for the use of funds from the American Recovery and Reinvestment Act of 2009.

Substantial architectural evaluation has already gone into this project, with funding provided by an appropriation during the last session of the Legislature. The project will not only provide a high-value future for the Capitol Annex Building, but also will enable immediate steps to be taken on urgently needed infrastructure improvements to preserve the building as an asset to the State.

With the approval, support, and assistance of the Legislature and the College of Law, much work has already been done in working with architects and in crafting a business plan and economic impact analysis. Please see the enclosed summary description of the project. Additional information can readily be provided to you, depending on what approach you might wish to take.

Thank you so much for your consideration.

Sincerely yours,

Patricia Tobias
Administrative Director of the Courts

PT/st
Enclosure

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cc: Hon. Daniel Eismann, Chief Justice – Idaho Supreme Court
Dean Don Burnett – College of Law, University of Idaho

CAPITAL BUDGET REQUEST FY 2010

Capital Improvement Project Description
(New Buildings, Additions or Major Renovations)

AGENCY: Supreme Court

AGENCY PROJECT PRIORITY: 1

PROJECT DESCRIPTION/LOCATION: Idaho Law Learning Center

West State Street & 5th Street, Boise

CONTACT PERSON: Patti Tobias

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PROJECT JUSTIFICATION:

(A) Concisely describe what the project is.

Build an Idaho Law Learning Center;

The Programming and Schematic Design efforts of FY09 will define whether the Idaho Law Learning Center is a remodeling/expansion of the historic Capitol Annex or a new building within the Capitol Mall. In either event, the project's purposes are:

- to enhance legal education in Idaho through collaboration between the Supreme Court and the University of Idaho College of Law, consistent with the University's statewide mission in legal education
- to provide law-related educational outreach from the Supreme Court to other colleges and universities, and to Idaho communities throughout the state, and their libraries
- to offer comprehensive education and training to diverse groups and entities, using state of the art technology, integrating Law, Social Sciences, Education and other areas of academic expertise
- to relocate and upgrade the State Law Library, thereby permanently resolving a court security issue while also integrating the State Library more closely with the University of Idaho College of Law Library in order to enhance operating efficiency and to support possible programmatic initiatives by the College of Law in Boise
- to increase cooperation between the Idaho judiciary and the University of Idaho College of Law in judicial education and in applied scholarship on issues in the improved administration of justice statewide

(B) What is the existing program and how will it be improved?

The proposed Idaho Law Learning Center will create the unprecedented potential of *"drawing disparate elements of our intellectual system together to create something unique in the country — an apprentice program that opens the mysterious doors of the legal system to undergraduates who may learn and benefit — system that allows advanced students at the law school to learn at the highest level,* (Chief Justice Gerald Schroeder's 2007 State of the Judiciary Address to the Idaho Legislature).

The proposed Idaho Law Learning Center will include a Law Library shared by the College of Law,

its faculty and students, the Supreme Court, and its law clerks and court staff, legislators, members of the Bar, and the general public, as well as education and training classrooms for shared use by the Law School, courts, libraries, and other public groups, to include state-of-the-art distance learning and on-line learning capabilities, and faculty and staff offices, work centers, and requisite office, gathering, and storage spaces.

This program will enable the State of Idaho to achieve a synergy of public purposes with one coordinated public investment. Moreover, if the FY09 Programming and Schematic Design outcome supports the remodeling/expansion of the Capitol Annex (old Ada County Courthouse), an important historical structure and strategic site on the Capitol Mall will be preserved and put to a forward-looking, long-term use serving all branches of state government as well as public and higher education.

The adjacency to the Capitol, the Supreme Court, and the Capitol Mall area greatly increases the cost-effectiveness of sharing law library collections and staffing, provides "one-source" for advanced learning opportunities, and permits an unprecedented opportunity to expand public education and information about the rule of law in our society.

(C) What will be the impact on your operating budget?

From the Judiciary's perspective, there will be a favorable impact on the budget, saving Court of Appeals building rental costs and hotel training room costs. The University of Idaho College of Law, following an intensive strategic planning process, has integrated the Idaho Law Learning Center into its "second century" plan for delivering legal education in Boise, subject to approval by the Board of Regents/State Board of Education. Collaboration among these entities would produce economics of scale in the use of public facilities and efficiencies of administration.

The State Board of Education authorized the University of Idaho to expand its offerings in Boise to a full third year curriculum and to include a legislative appropriation in the FY 2010 budget for this expansion. The Regents recognize the statewide mission of the University of Idaho for legal education. The University is instructed to re-visit the issue of funding and support for a full dual location model, including a full three year branch curriculum in Boise, to continue collaboration with the Idaho Supreme Court on the Idaho Law Learning Center with respect to those programs to be delivered in Boise, and return to the Regents for further discussion.

(D) What are the consequences if this project is not funded?

An historic opportunity of collaboration will be missed. There is now a unique confluence of facility needs in the state judiciary and state law library, public needs for improved understanding of the legal system, and programmatic needs in Boise to carry out the University of Idaho's statewide mission in legal education.

ESTIMATED BUDGET:			FUNDING:		
Land	\$		Agency Funds	\$	15,000.
A/E fees		440,000.	PBF FY09	\$	175,600.
Construction		6,250,000.	PBF FY10	\$	7,380,000.
7% Contingency		440,000.	PBF FY12	\$	28,231,400.
F F & E		250,000.	General Account		
Other			Federal Funds		
Total	\$	7,380,000.	Other		
			Total	\$	35,802,000.

Date: 9/15/08 Revised

Agency Head Signature: _____

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CAPITAL PROJECT COST AND FUNDING SOURCE SUMMARY

Project Title: Idaho Law Learning Center

Building Statistics:

NASF: 53,619
 GSF: 79,125
 Net to Gross 67%

	Estimated Total Cost	Prior to Budget Year	Budget Year - 09	2nd Year FY10	3rd Year FY11	4th Year FY12	5th Year FY13	6th Year FY14
Project Summary:								
A. Arch. & Engr.								
Prog/Schematic Design	0	15,000	175,600	0	0	0	0	0
Design Development	0	0	247,370	0	0	0	0	0
Construction Documents	0	0	0	0	0	0	0	0
Construction Supervision	0	0	0	0	498,976	0	0	0
B. Tests, Permits, Advertisement	0	0	0	0	168,528	0	0	0
SUBTOTAL ARCH. & ENGR.	0	15,000	175,600	1,050,000	0	667,504	0	0
C. Moving Administration								
TBD	0	0	0	0	0	0	0	0
D. Asbestos, Abatement								
TBD	0	0	0	0	0	0	0	0
E. Construction Estimate***								
TBD	0	0	5,950,000	0	0	0	0	0
F. Furnishings/Moveable Equipment								
TBD	0	0	0	0	0	0	0	0
G. Contingency (Project)								
TBD	0	0	416,500	0	0	0	0	0
TOTAL PROJECT REQUEST	0	15,000	175,600	7,416,500	0	667,504	0	0

Source of Funds:

Permanent Building Fund (*100%)	0	0	175,600	7,000,000	0	667,504	0	0
Federal	0	0	0	0	0	0	0	0
Bond Sale	0	0	0	0	0	0	0	0
Bond Reserve	0	0	0	0	0	0	0	0
Parking Funds	0	0	0	0	0	0	0	0
Housing/Food Service Revenue	0	0	0	0	0	0	0	0
Idaho Supreme Court	0	15,000	0	0	0	0	0	0
Other Funds, including Gifts (UI Funds)	0	0	0	0	0	0	0	0
TOTAL PROJECT REQUEST	0	15,000	175,600	7,000,000	0	35,000,000	0	0

PROPOSED SOURCE OF OPERATING FUNDS (If more than one source, please show relative percentages.)

* Includes Reimbursable Expenses

** Includes Fees for On-Site Observation