



## JUDICIAL COUNCIL OF CALIFORNIA

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# REPORT TO THE JUDICIAL COUNCIL

For business meeting on January 17, 2020

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**Title**

Court Facilities: Judicial Branch Five-Year  
Infrastructure Plan for Fiscal Year 2020–21

**Rules, Forms, Standards, or Statutes Affected**

None

**Recommended by**

Court Facilities Advisory Committee  
Hon. Brad R. Hill, Chair  
Hon. Patricia M. Lucas, Vice-Chair

**Agenda Item Type**

Action Required

**Effective Date**

January 17, 2020

**Date of Report**

December 24, 2019

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### Executive Summary

The Court Facilities Advisory Committee recommends approval of the *Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2020–21* and submission of the plan to the state Department of Finance. This five-year plan for trial court capital-outlay projects forms the basis for capital project funding requests for the upcoming and outlying fiscal years.

### Recommendation

The Court Facilities Advisory Committee recommends that the Judicial Council, effective January 17, 2020, take the following actions:

1. Approve the *Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2020–21* (see Attachment 1); and
2. Direct staff to submit the plan to the state Department of Finance.

## Relevant Previous Council Action

The council has taken no recent action on an update to its five-year plan. In December 2016, the council approved the last update to its five-year plan, which was for FY 2017–18 and is available at <https://jcc.legistar.com/View.ashx?M=F&ID=4817512&GUID=39FE6C85-7676-4B52-9FD1-F813CE55570A>.

## Analysis/Rationale

### **Judicial Branch Five-Year Infrastructure Plan**

The Trial Court Facilities Act of 2002 (Gov. Code, §§ 70301–70403) specifies the Judicial Council’s authority and responsibility to exercise policymaking authority over appellate and trial court facilities including, but not limited to, planning, construction, and acquisition, and to “[r]ecommend to the Governor and the Legislature the projects to be funded by the State Court Facilities Construction Fund.” (Gov. Code, § 70391(*l*)(3).) Council staff assists the council in meeting its responsibilities by, among other things, submitting to the state Department of Finance (DOF) a five-year plan that includes, when necessary to request funding, capital-outlay plans for the superior courts, Courts of Appeal, and Supreme Court of California. For the upcoming and outlying fiscal years, the five-year plan conveys the judicial branch’s funding needs for new courthouse construction as well as renovations and additions to existing facilities. Each year, these courthouse construction needs are then described in the Governor’s *California Five-Year Infrastructure Plan*. The California Infrastructure Planning Act<sup>1</sup> requires the Governor to submit a five-year infrastructure plan to the Legislature for consideration with the annual budget bill. The latest *California Five-Year Infrastructure Plan* is available at [www.dof.ca.gov/Reports/Other/](http://www.dof.ca.gov/Reports/Other/).

The Judicial Council is the authority responsible for adopting updates to its five-year plan and for directing its staff to submit it to the DOF. The *Judicial Branch Five-Year Infrastructure Plan* provides the executive and legislative branches with a context for annual capital-outlay project funding requests.

### **Five-year plan for trial court capital-outlay projects**

The table on page 5 of the *Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2020-21* presents the Five-Year Plan for Trial Court Capital-Outlay Projects. It is derived from

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<sup>1</sup> Assem. Bill 1473 (Hertzberg; Stats. 1999, ch. 606), codified at Gov. Code, §§ 13100–13104. The act requires the Governor to submit annually to the Legislature (1) a proposed five-year plan addressing the infrastructure needs of state executive branch agencies, schools, and postsecondary institutions; and (2) a proposal for funding the needed infrastructure. This plan is submitted in conjunction with the Governor’s Budget to identify infrastructure needs statewide and set priorities for funding; it also evaluates these infrastructure needs in the overall context of available funding sources, what the state could afford, and how the state could grow in the most sustainable way possible. Because the Judicial Council of California is not an executive branch agency, its projects are not technically required to be included in the Governor’s five-year plan under AB 1473. However, because section 13103 empowers the Governor to order *any entity* of state government to assist in preparation of this plan, the Judicial Council on a voluntary basis has historically submitted its five-year infrastructure plan to the DOF to facilitate executive branch approval of judicial branch capital-outlay project funding requests.

the council-approved November 2019 *Statewide List of Trial Court Capital-Outlay Projects* (see Attachment A of the five-year plan), with projects shown in the same sequential order. Its projects/phases are based on available resources to implement them. Its details are as follows:

- A total of 33 projects are proposed to start within the next five years, accomplishing:
  - The start of 12 projects within the first funding year (FY 2020–21) and the continuation of these same 12 projects plus 5 new projects each subsequent year;
  - All 18 Immediate Need group projects and 15 of 29 Critical Need group projects; and
  - A total of 400 courtrooms activated in the next five to eight years.
- A study is proposed of the projects for the Superior Court of Los Angeles County that renovate the Clara Shortridge Foltz Criminal Justice Center and replace the Stanley Mosk Courthouse and their impact on other projects.
- Funding request totals are year 1 at \$195.639 million, year 2 at \$848.627 million, year 3 at \$841.804 million, year 4 at \$894.988 million, and year 5 at \$2.561 billion.
- The total cost of all 33 projects plus the Los Angeles projects study is \$5.340 billion.

***Capital project funding requests for FY 2020–21.*** For FY 2020–21 or year 1 of the Five-Year Plan for Trial Court Capital-Outlay Projects, a total of \$195.639 million is presented for initial and/or continuation phases of 12 projects and the Los Angeles projects study. These projects provide benefits to 12 different superior courts and would activate a total of 108 courtrooms. At its joint meeting on December 19, 2019, the Court Facilities Advisory Committee recommended these 12 projects and this study to the Judicial Branch Budget Committee (JBBC) for its consideration. The JBBC approved these capital-outlay budget change proposals as recommended. Further details of the trial court capital-outlay projects proposed for FY 2020–21 budget change proposals, including the recommended action of the council by the JBBC, are described in a report<sup>2</sup> to the council on its agenda for the meeting on January 17, 2020.

### **Policy implications**

The future for funding the judicial branch’s courthouse construction program was dependent on a reassessment of the council’s unfunded trial court capital-outlay projects. This reassessment was completed in November 2019 and approved by the council (see Link A). It was then submitted to the Legislature to meet the mandated deadline of December 31, 2019 (see Link B). With the council’s November 2019 *Statewide List of Trial Court Capital-Outlay Projects* (see Link B or Attachment A to the attached five-year plan) submitted for legislative consideration, the opportunity for projects on this list to be supported for funding by the Legislature and authorized by the Governor through the state budget act process may be achievable as early as FY 2020–21.

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<sup>2</sup> Judicial Council of Cal., *Judicial Branch Budget: 2020–21 Capital-Outlay Budget Change Proposals* (Jan. 17, 2020).

## **Comments**

The attached five-year plan was not circulated for comment. However, to confirm its content, and specifically its Five-Year Plan for Trial Court Capital-Outlay Projects on page 5, the Court Facilities Advisory Committee held a joint public meeting with the JBBC on December 19, 2019. Public comments were received in advance of the joint meeting and are reflected in the meeting materials available at [www.courts.ca.gov/42389.htm](http://www.courts.ca.gov/42389.htm).

## **Alternatives considered**

For the council's trial court capital-outlay projects to be considered for funding in the 2020 Budget Act (FY 2020–21), submission of the five-year plan and capital-outlay budget change proposals is required in advance of the DOF's February 2020 deadline for the spring Finance Letter. To meet this deadline to advance the judicial branch courthouse construction program, no alternatives to the recommended action were considered.

## **Fiscal and Operational Impacts**

### **Judicial Council costs**

Costs associated with the implementation of projects in the five-year plan, for needs such as an increase in Facilities Services staffing, are yet to be determined and depend on the implementation of the recommended council action.

### **Capital-outlay project costs**

The scope and cost of a capital-outlay project is confirmed prior to the council's submission of a funding request to the DOF. Once authorized and funded, a capital-outlay project is paid for from its allocations by project phase, through the state budget act process.

## **Attachments and Links**

1. Attachment 1: *Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2020–21* (Jan. 17, 2020)
2. Link A: *Report to the Legislature: Reassessment of Trial Court Capital-Outlay Projects* (Nov. 14, 2019),  
<https://jcc.legistar.com/View.ashx?M=F&ID=7839251&GUID=371BD830-76BC-47EA-9EF9-DEDCC8EA49A9>
3. Link B: *Reassessment of Trial Court Capital-Outlay Projects* (Dec. 6, 2019),  
[www.courts.ca.gov/documents/lr-2019-JC-reassessment-trial-court-capital-outlay-projects-gov70371\\_9.pdf](http://www.courts.ca.gov/documents/lr-2019-JC-reassessment-trial-court-capital-outlay-projects-gov70371_9.pdf)



# **Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2020–21**

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SUPREME COURT OF CALIFORNIA  
CALIFORNIA COURTS OF APPEAL  
SUPERIOR COURTS OF CALIFORNIA  
JUDICIAL COUNCIL OF CALIFORNIA

ADOPTED BY THE JUDICIAL COUNCIL  
JANUARY 17, 2020

SUBMITTED TO THE CALIFORNIA  
DEPARTMENT OF FINANCE  
FEBRUARY 1, 2020



JUDICIAL COUNCIL  
OF CALIFORNIA

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ADMINISTRATIVE DIVISION  
FACILITIES SERVICES

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ATTACHMENT B	<i>Revision of Prioritization Methodology for Trial Court Capital-Outlay Projects (Nov. 14, 2019)</i>	

## I. INTRODUCTION

The California judicial branch consists of the Supreme Court, Courts of Appeal, trial courts, and the Judicial Council. The Lockyer-Isenberg Trial Court Funding Act of 1997 (Assem. Bill 233; Stats. 1997, ch. 850) consolidated the costs of operating California's trial courts at the state level. The act was based on the premise that state funding of court operations was necessary to provide more uniform standards and procedures, economies of scale, structural efficiency, and access for the public.

Following on this act, the Trial Court Facilities Act of 2002 (Sen. Bill 1732; Stats. 2002, ch. 1082) specified that counties and the state pursue a process that would ultimately result in full state assumption of the financial responsibility and equity ownership of all court facilities. To address maintenance costs in existing court facilities and the renovation or construction of new court facilities, the Trial Court Facilities Act required counties to contribute to the ongoing operation and maintenance of court facilities based on historical expenditures for facilities transferred to the state. The act also established a dedicated revenue stream to the State Court Facilities Construction Fund for the design, construction, or renovation of these facilities.

Recognizing the growing demand to replace California's aging courthouses, additional legislation was enacted. Senate Bill 1407 (Stats. 2008, ch. 311) authorizes various fees, penalties, and assessments to be deposited in the Immediate and Critical Needs Account (ICNA) to support the construction, renovation, and operation of court facilities, including the payment of rental costs associated with completed capital-outlay projects funded with lease revenue bonds. However, these revenues have been lower than expected, which led to the curtailment of the Judicial Council's capital program.

On June 27, 2018, when the 2018 Budget Act was passed, the judicial branch courthouse construction program was allocated \$1.3 billion for the continuing phases of 10 trial court capital-outlay projects in the following counties: Glenn, Imperial, Riverside (in both Indio and in mid-county regions), Sacramento, Shasta, Siskiyou, Sonoma, Stanislaus, and Tuolumne. This highly encouraging support for the construction program also memorialized a notable change in the program's source of funding: The sale of lease revenue bonds to finance a project's construction was backed by the General Fund rather than the ICNA. Since 2008, SB 1407 projects had relied on the ICNA, which is projected for insolvency as early as fiscal year (FY) 2021–22.

The Judicial Council completed facility master plans for each of the 58 counties in December 2003. Those plans were consolidated into a statewide plan, approved by the Judicial Council in February 2004 as the Trial Court Five-Year Capital-Outlay Plan, which ranked 201 projects for future development. Changes to this initial statewide plan have been approved incrementally since 2004. The most recently developed statewide list of trial court capital-outlay projects and five-year plan for trial court capital-outlay projects is described below and attached to this report.

## II. REASSESSMENT OF TRIAL COURT CAPITAL-OUTLAY PROJECTS

Government Code section 70371.9 required the Judicial Council to conduct a reassessment of all trial court capital-outlay projects that had not been fully funded up to and through the 2018 Budget Act (FY 2018–19) and to submit the report by December 31, 2019, to two legislative committees. This reassessment produced the Statewide List of Trial Court Capital Projects (see Attachment A) prioritized on needs-based/cost-based scores from the application of the council’s Revision of Prioritization Methodology for Trial Court Capital-Outlay Projects (see Attachment B).

### A. Process

The reassessment of the capital-outlay projects can be summarized by five main endeavors:

1. Revision of the prioritization methodology—developing needs-based criteria and cost-based criteria to rank projects within priority groups—consistent with Government Code section 70371.9;
2. Assessment of facilities occupied by trial courts, including physical condition assessments, as well as assessments related to security, access to court services, and overcrowding;
3. Development of court facility plans and court needs-based projects;
4. Application of the prioritization methodology to all projects; and
5. Development of a statewide list of prioritized projects.

### B. Statewide List of Capital-Outlay Projects

The *Statewide List of Trial Court Capital-Outlay Projects* has been developed from the application of the revised prioritization methodology to the capital projects identified by the court facility plans (of which there is one for each county). As defined in the methodology, trial court capital-outlay projects are considered those *that increase a facility’s gross area, such as a building addition; that substantially renovate a major portion of a facility; that comprise a new facility or an acquisition; or that change the use of a facility, such as the conversion from non-court use to court use.*

Details of the list are as follows:

- A total of 80 projects for 41 of the 58 trial courts.
- All 80 projects affect 165 of the total 457 facilities in the judicial branch’s real estate portfolio.
- Project distribution among need groups is Immediate, 18; Critical, 29; High, 15; Medium, 9; and Low, 9.



- The total cost of each need group is Immediate, \$2.3 billion; Critical, \$7.9 billion; High, \$1.3 billion; Medium, \$1.6 billion; and Low, \$0.1 billion.
- Of the 80 projects, 56 are for new construction and 24 for renovation and/or addition.
- The total cost for the 56 new construction projects is estimated at \$10.6 billion; the total cost for the 24 renovation and/or addition projects is estimated at \$2.6 billion.
- The total cost of all 80 projects is estimated at \$13.2 billion.

### **C. Revision of Prioritization Methodology**

The methodology (see Attachment B) involves a two-step process:<sup>1</sup> Step 1 identifies (1) the general physical condition of the buildings; (2) needed improvement to the physical condition of buildings to alleviate the totality of risks associated with seismic conditions, fire and life safety conditions, Americans with Disabilities Act requirements, and environmental hazards; (3) court security features within buildings; (4) access to court services; (5) overcrowding; and (6) capital-outlay projects that replace or renovate courtrooms in court buildings where there is a risk to court users due to potential catastrophic events.

Step 2 involves applying the needs-based criteria and cost-based criteria to rank projects within the priority groups.

In the most essential terms, the methodology can be described as:

- Needs-based criteria = Priority Group
- Needs-based and cost-based criteria = Rank within Priority Group

## **III. INTEGRATING CLIMATE CHANGE INTO PLANNING AND INVESTMENT**

The Judicial Council has supported climate adaptation and sustainability practices in the construction, operations, and maintenance of approximately 450 court facilities that house California’s court system. The council’s capital program focuses on proven design approaches and building elements that can improve court facilities and result in cost-effective, sustainable buildings. Strategies include protecting, conserving, and restoring water resources, installing water reuse systems, and improving energy efficiency. Other strategies include promoting a healthy indoor environment, using environmentally friendly building materials, recycling materials during construction and demolition, and using flexible designs that anticipate future changes and enhance building longevity. The Judicial Council also designs its buildings to achieve at least LEED (Leadership in Energy and Environmental Design) Silver certification equivalency.

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<sup>1</sup> For more detailed information, see Judicial Council of Cal., *Court Facilities: Reassessment of Trial Court Capital-Outlay Projects* (Nov. 5, 2019), agenda item 19-129 of the Judicial Council meeting of November 14, 2019, <https://jcc.legistar.com/View.ashx?M=F&ID=7862663&GUID=C63B6E8E-6A8D-476C-BF8F-634132CB381F>.

#### **IV. EXISTING FACILITIES**

The facilities of the Supreme Court, Courts of Appeal, and trial courts encompass not only the public courtroom spaces, but also the chambers and workspace where judicial officers and courtroom staff prepare for proceedings; secure areas, including holding cells; and building support functions.

The trial courts are located in each of the 58 counties, in approximately 450 facilities and 2,100 courtrooms, covering approximately 16 million square feet of usable area and more than 21 million square feet of space under Judicial Council responsibility and management.

The Courts of Appeal are organized into six districts, which operate in nine different locations in approximately 508,000 square feet. The Fresno and Riverside appellate courts are housed in stand-alone, state-owned facilities with the balance being co-located in other leased or state-owned space.

The Supreme Court is located in the Civic Center Plaza in San Francisco (101,500 square feet) and in the Ronald Reagan State Building in Los Angeles (7,600 square feet).

Currently, the Judicial Council administrative facilities are located in San Francisco and Sacramento, with office space totaling approximately 270,000 square feet.

#### **V. DRIVERS OF INFRASTRUCTURE NEEDS**

The primary drivers of court facility needs include providing a safe and secure facility, improving poor functional conditions, addressing inadequate physical conditions including seismically deficient facilities, and expanding access to justice. Addressing these needs is consistent with the Chief Justice's Access 3D initiative to expand and improve the public's physical, remote, and equal access to the courts.

#### **VI. PROPOSAL**

##### **A. Capital Project Funding Requests for FY 2020–21**

The five-year plan for trial court capital-outlay projects in the table below proposes funding for 12 projects on the Judicial Council's approved statewide list of projects (see Attachment A). It also proposes funding to develop a master plan for projects within the County of Los Angeles.

## Five-Year Plan for Trial Court Capital-Outlay Projects

			1		2		3		4		5		
County	Project Name	Courtrooms	FY 2020-21		FY 2021-22		FY 2022-23		FY 2023-24		FY 2024-25		
Budget Year 1 Starts	Los Angeles	Los Angeles Master Plan	\$ 2,000	S									
	Lake	New Lakeport Courthouse	\$ 51,200	DB									
	Mendocino	New Ukiah Courthouse	\$ 3,584	D	\$ 86,016	B							
	Nevada	New Nevada City Courthouse	\$ 400	S	\$ 7,512	AD	\$ 83,888	B					
	Butte	Butte County Juvenile Hall Addition and Renovation	\$ 400	APW	\$ 1,900	C							
	Monterey	New Fort Ord Courthouse	\$ 36,786	AD	\$ 93,314	B							
	Lake	New Clearlake Courthouse					\$ 3,600	A	\$ 2,610	PW	\$ 8,790	C	
	San Bernardino	San Bernardino Juvenile Dependency Courthouse Addition and Renovation	\$ 5,975	AP	\$ 435	W	\$ 2,390	C					
	Solano	New Solano Hall of Justice (Fairfield)	\$ 18,007	AD	\$ 152,193	B							
	Fresno	New Fresno Courthouse	\$ 12,400	A	\$ 9,414	D	\$ 461,286	B					
BY 2 Starts	Kern	New Ridgecrest Courthouse	\$ 5,815	AD	\$ 36,385	B							
	Plumas	New Quincy Courthouse	\$ 6,380	AD	\$ 59,520	B							
	Stanislaus	New Modesto Courthouse Courtroom Renovation	\$ 11,100	WC									
	Los Angeles	New Santa Clarita Courthouse	\$ 41,592	AD	\$ 303,408	B							
	San Luis Obispo	New San Luis Obispo Courthouse			\$ 24,100	A	\$ 4,824	D	\$ 155,976	B			
	San Joaquin	New Tracy Courthouse			\$ 5,330	D	\$ 29,070	B					
	Los Angeles	New West Los Angeles Courthouse			\$ 54,600	A	\$ 8,206	D	\$ 402,094	B			
	Kern	New Mojave Courthouse			\$ 5,920	AD	\$ 50,880	B					
	Placer	New Tahoe Area Courthouse			\$ 8,580	AD	\$ 26,220	B					
	Los Angeles	New Inglewood Courthouse					\$ 49,200	A	\$ 7,658	D	\$ 375,242	B	
BY 3 Starts	Contra Costa	New Richmond Courthouse					\$ 18,072	AD	\$ 89,628	B			
	San Francisco	New San Francisco Hall of Justice					\$ 77,700	A	\$ 7,648	D	\$ 374,752	B	
	Orange	New Orange County Collaborative Courthouse					\$ 23,384	AD	\$ 90,016	B			
	Santa Barbara	New Santa Barbara Criminal Courthouse					\$ 3,084	D	\$ 99,716	B			
	El Dorado	New Placerville Courthouse							\$ 8,584	AD	\$ 83,616	B	
	Los Angeles	New Van Nuys Courthouse (East/new + West/renovation)							\$ 13,836	D	\$ 908,564	B	
	Los Angeles	New Downtown Los Angeles Courthouse (Mosk Replacement)							\$ 10,967	D	\$ 720,134	B	
	Fresno	Fresno Juvenile Delinquency Courthouse Renovation							\$ 265	PW	\$ 5,035	C	
	Inyo	New Inyo County Courthouse							\$ 5,990	AD	\$ 43,800	B	
	San Bernardino	New Victorville Courthouse									\$ 4,400	A	
BY 4 Starts	Mariposa	New Mariposa Courthouse									\$ 5,170	AD	
	Los Angeles	Chatsworth Courthouse Renovation									\$ 7,087	PW	
	Santa Cruz	New Santa Cruz Courthouse									\$ 12,100	A	
	San Diego	New San Diego Juvenile Courthouse									\$ 13,100	A	
	<b>Totals (in thousands)</b>		\$ 195,639		\$ 848,627		\$ 841,804		\$ 894,988		\$ 2,561,790		

**Table Legend:**

S = Study; A = Acquisition; P = Preliminary Plans; W = Working Drawings; C = Construction; D = Performance Criteria; B = Design-Build

## **B. Capital Project Delivery Methods**

Construction for courthouse capital projects has been primarily procured through the construction manager at risk (CMAR) method. The CMAR delivery method will continue to be utilized for renovation projects. However, to take advantage of market conditions, be consistent with other state agencies, and to save time and cost through single-vendor procurement, the Judicial Council is proposing to use the design-build delivery method. Design-build was previously available to the Judicial Council under Government Code section 70391.7. However, this statute is no longer viable and needs to be repealed. Therefore, budget trailer bill language will be requested in the FY 2020–21 state budget to authorize the council to utilize the design-build delivery method for its courthouse construction program.

# Attachments

- ATTACHMENT A    Statewide List of Trial Court Capital-Outlay Projects (Nov. 14, 2019),  
provided in summary and detailed formats
- ATTACHMENT B    *Revision of Prioritization Methodology for Trial Court Capital-  
Outlay Projects* (Nov. 14, 2019)

## Statewide List of Trial Court Capital-Outlay Projects

## Summary Version



County	Project Name	Priority Group	Courtrooms	Project Cost (in millions)	Needs Score	Cost Score	Group Score
<b>Immediate Need</b>							
Lake	New Lakeport Courthouse	Immediate Need	4	\$51.2	21.0	1.0	22.0
Mendocino	New Ukiah Courthouse	Immediate Need	7	\$89.6	18.0	1.2	19.2
Nevada	New Nevada City Courthouse	Immediate Need	6	\$91.8	18.0	0.6	18.6
Butte	Butte County Juvenile Hall Addition and Renovation	Immediate Need	1	\$2.3	18.0	0.6	18.6
Monterey	New Fort Ord Courthouse	Immediate Need	7	\$130.1	17.9	0.6	18.5
Lake	New Clearlake Courthouse	Immediate Need	1	\$15.0	17.5	0.4	17.9
San Bernardino	San Bernardino Juvenile Dependency Courthouse Addition and Renovation	Immediate Need	2	\$8.8	17.0	0.6	17.6
Solano	New Solano Hall of Justice (Fairfield)	Immediate Need	12	\$170.2	17.0	0.6	17.6
Fresno	New Fresno Courthouse	Immediate Need	36	\$483.1	16.5	1.0	17.5
Kern	New Ridgecrest Courthouse	Immediate Need	2	\$42.2	17.0	0.4	17.4
Plumas	New Quincy Courthouse	Immediate Need	3	\$65.9	17.0	0.2	17.2
Stanislaus	New Modesto Courthouse Courtroom Renovation	Immediate Need	3	\$11.1	16.5	0.6	17.1
Los Angeles	New Santa Clarita Courthouse	Immediate Need	24	\$345.0	16.4	0.6	17.0
San Luis Obispo	New San Luis Obispo Courthouse	Immediate Need	12	\$184.9	16.5	0.4	16.9
San Joaquin	New Tracy Courthouse	Immediate Need	2	\$34.4	16.5	0.4	16.9
Los Angeles	New West Los Angeles Courthouse	Immediate Need	32	\$464.9	16.0	0.6	16.6
Kern	New Mojave Courthouse	Immediate Need	3	\$56.8	16.0	0.4	16.4
Placer	New Tahoe Area Courthouse	Immediate Need	1	\$34.8	16.0	0.4	16.4
<b>Critical Need</b>							
Los Angeles	New Inglewood Courthouse	Critical Need	30	\$432.1	15.7	0.6	16.3
Contra Costa	New Richmond Courthouse	Critical Need	6	\$107.7	15.5	0.6	16.1
San Francisco	New San Francisco Hall of Justice	Critical Need	24	\$460.1	15.5	0.4	15.9
Orange	New Orange County Collaborative Courthouse	Critical Need	3	\$113.4	15.0	0.8	15.8
Santa Barbara	New Santa Barbara Criminal Courthouse	Critical Need	8	\$102.8	14.5	1.2	15.7
El Dorado	New Placerville Courthouse	Critical Need	6	\$92.2	14.8	0.6	15.4
Los Angeles	New Van Nuys Courthouse (East/new + West/renovation)	Critical Need	55	\$922.4	14.8	0.6	15.4
Los Angeles	New Downtown Los Angeles Courthouse (Mosk Replacement)	Critical Need	47	\$731.1	14.3	1.0	15.3
Fresno	Fresno Juvenile Delinquency Courthouse Renovation	Critical Need	2	\$5.3	13.6	1.6	15.2
Inyo	New Inyo County Courthouse	Critical Need	2	\$43.8	14.6	0.6	15.2
San Bernardino	New Victorville Courthouse	Critical Need	31	\$392.5	14.6	0.6	15.2
Mariposa	New Mariposa Courthouse	Critical Need	2	\$42.6	14.5	0.4	14.9
Los Angeles	Chatsworth Courthouse Renovation	Critical Need	7	\$37.7	13.9	1.0	14.9
Santa Cruz	New Santa Cruz Courthouse	Critical Need	9	\$139.8	13.7	1.0	14.7
San Diego	New San Diego Juvenile Courthouse	Critical Need	10	\$121.4	14.0	0.6	14.6
Riverside	New Riverside Juvenile Courthouse	Critical Need	5	\$77.9	14.0	0.6	14.6
Tulare	New Tulare North County Courthouse	Critical Need	14	\$198.9	14.0	0.6	14.6
Los Angeles	New West Covina Courthouse	Critical Need	15	\$215.5	13.9	0.6	14.5
Los Angeles	New Eastlake Courthouse	Critical Need	6	\$119.1	14.1	0.4	14.5
Kern	New Bakersfield Superior Courthouse	Critical Need	33	\$434.2	13.8	0.6	14.4
Sonoma	New Sonoma Civil Courthouse	Critical Need	8	\$102.8	13.4	1.0	14.4
San Luis Obispo	New Grover Beach Branch Courthouse	Critical Need	1	\$18.0	13.8	0.4	14.2
Alameda	New Alameda County Community Justice Center	Critical Need	57	\$895.8	13.5	0.6	14.1

County	Project Name	Priority Group	Courtrooms	Project Cost (in millions)	Needs Score	Cost Score	Group Score
<b>Critical Need, continued</b>							
Imperial	Winterhaven Branch Courthouse Addition and Renovation	Critical Need	1	\$3.6	13.5	0.6	14.1
Los Angeles	Los Angeles Metropolitan Courthouse Renovation	Critical Need	14	\$215.6	13.5	0.6	14.1
Los Angeles	New North Central Los Angeles Courthouse	Critical Need	12	\$196.3	13.5	0.6	14.1
Riverside	New Palm Springs Courthouse	Critical Need	9	\$98.6	13.0	0.6	13.6
Orange	New Orange South County Courthouse	Critical Need	16	\$232.0	13.0	0.6	13.6
Los Angeles	Foltz Courthouse Renovation	Critical Need	60	\$1,400.9	13.0	0.4	13.4
<b>High Need</b>							
San Diego	San Diego South County Regional Courthouse Renovation	High Need	4	\$10.5	12.5	0.6	13.1
San Mateo	New San Mateo Northern Branch Courthouse	High Need	5	\$94.4	12.3	0.6	12.9
Los Angeles	New Pasadena Courthouse	High Need	17	\$256.9	12.0	0.6	12.6
Solano	New Solano Justice Center (Vallejo)	High Need	6	\$100.9	12.0	0.6	12.6
Monterey	New South Monterey County Courthouse	High Need	1	\$27.9	11.9	0.6	12.5
Del Norte	New Del Norte County Main Courthouse	High Need	3	\$59.4	11.8	0.4	12.2
San Francisco	San Francisco Civic Center Courthouse Renovation	High Need	7	\$44.9	11.2	0.8	12.0
San Diego	San Diego North Regional Courthouse Complex Renovation - North Building	High Need	14	\$135.1	11.0	0.6	11.6
Riverside	New Riverside Hall of Justice Annex	High Need	10	\$133.3	11.0	0.6	11.6
Riverside	New Moreno Valley Courthouse	High Need	9	\$109.8	10.9	0.6	11.5
Humboldt	New Eureka Courthouse	High Need	9	\$135.1	11.0	0.4	11.4
Merced	New Merced Courthouse Annex	High Need	1	\$18.1	10.1	1.0	11.1
Yuba	New Yuba County Courthouse	High Need	6	\$84.7	10.5	0.6	11.1
San Bernardino	San Bernardino Courthouse Annex Renovation	High Need	11	\$46.5	10.2	0.8	11.0
Modoc	New Barclay Justice Center	High Need	2	\$43.1	10.6	0.2	10.8
<b>Medium Need</b>							
Ventura	New Ventura East County Courthouse	Medium Need	7	\$94.1	9.4	0.6	10.0
Colusa	Colusa Courthouse Annex Renovation	Medium Need	1	\$17.4	9.1	0.8	9.9
Santa Clara	New Santa Clara Hall of Justice	Medium Need	36	\$521.0	9.0	0.6	9.6
Los Angeles	Edelman Courthouse Renovation	Medium Need	6	\$112.1	8.4	0.6	9.0
Los Angeles	New Los Angeles Mental Health Courthouse	Medium Need	4	\$112.3	8.5	0.4	8.9
Los Angeles	New Lancaster Dependency Courthouse	Medium Need	6	\$89.1	8.2	0.6	8.8
San Diego	San Diego East County Regional Center Renovation	Medium Need	17	\$169.7	8.0	0.6	8.6
Los Angeles	New Torrance Dependency Courthouse and Traffic Annex	Medium Need	7	\$94.2	7.7	0.6	8.3
Los Angeles	Compton Courthouse Renovation	Medium Need	31	\$340.7	7.5	0.6	8.1
<b>Low Need</b>							
Riverside	Riverside Southwest Justice Center Renovation	Low Need	1	\$14.9	6.0	0.8	6.8
San Diego	New San Diego Traffic Courthouse	Low Need	4	\$55.3	6.0	0.6	6.6
Santa Barbara	Santa Maria Building G Renovation	Low Need	1	\$5.1	5.5	0.8	6.3
Butte	Butte County Courthouse Addition and Renovation	Low Need	2	\$20.2	5.5	0.6	6.1
Sacramento	Sacramento Juvenile Courthouse Renovation	Low Need	2	\$11.1	5.0	0.8	5.8
Riverside	Banning Justice Center Addition	Low Need	2	\$21.9	4.5	0.6	5.1
Tehama	Tehama Courthouse Renovation	Low Need	2	\$3.0	4.0	0.6	4.6
Yolo	Yolo Superior Courthouse Renovation	Low Need	0	\$0.9	3.5	0.8	4.3
Santa Clara	Santa Clara Family Justice Center Renovation	Low Need	0	\$1.9	2.5	0.8	3.3

## Statewide List of Trial Court Capital-Outlay Projects

County	Project Name	Priority Group	Courtrooms	Project Cost (in millions)	Facility Condition Index (FCI)	Physical Condition	Security	Overcrowding	Access to Court Services	Seismic Risk Factor	Needs Score	Cost Avoidance	Minimization	Project Cost per Court User	Costs Spent to Date	Total Cost Points	Cost Score	Group Score
<b>Immediate Need</b>																		
Lake	New Lakeport Courthouse	Immediate Need	4	\$51.2	5.00	4.00	5.00	3.50	1.50	2.00	21.0	3.82	3.10	16.78	25.00	48.70	1.0	22.0
Mendocino	New Ukiah Courthouse	Immediate Need	7	\$89.6	4.00	4.00	5.00	3.00	0.00	2.00	18.0	17.70	4.30	14.12	15.44	51.56	1.2	19.2
Nevada	New Nevada City Courthouse	Immediate Need	6	\$91.8	3.50	3.20	5.00	3.27	0.00	3.00	18.0	3.62	2.61	14.42	2.35	23.00	0.6	18.6
Butte	Butte County Juvenile Hall Addition and Renovation	Immediate Need	1	\$2.3	3.00	3.00	5.00	4.50	0.50	2.00	18.0	0.00	0.01	24.24	0.00	24.25	0.6	18.6
Monterey	New Fort Ord Courthouse	Immediate Need	7	\$130.1	4.00	4.50	5.00	1.44	0.00	3.00	17.9	9.23	1.65	17.15	0.00	28.03	0.6	18.5
Lake	New Clearlake Courthouse	Immediate Need	1	\$15.0	4.00	3.00	4.00	3.00	1.50	2.00	17.5	0.00	4.49	15.32	0.00	19.81	0.4	17.9
San Bernardino	San Bernardino Juvenile Dependency Courthouse Addition and Renovation	Immediate Need	2	\$8.8	5.00	0.50	5.00	3.50	3.00	0.00	17.0	0.00	3.42	23.81	0.00	27.23	0.6	17.6
Solano	New Solano Hall of Justice (Fairfield)	Immediate Need	12	\$170.2	3.00	4.00	5.00	2.00	0.00	3.00	17.0	0.00	3.13	18.52	0.00	21.65	0.6	17.6
Fresno	New Fresno Courthouse	Immediate Need	36	\$483.1	2.50	4.00	4.81	1.66	1.50	2.00	16.5	9.94	1.91	19.40	11.29	42.54	1.0	17.5
Kern	New Ridgecrest Courthouse	Immediate Need	2	\$42.2	5.00	1.86	4.32	3.77	2.00	0.00	17.0	2.58	1.58	16.16	0.00	20.32	0.4	17.4
Plumas	New Quincy Courthouse	Immediate Need	3	\$65.9	2.50	4.50	5.00	2.00	0.00	3.00	17.0	0.00	2.06	1.48	1.38	4.92	0.2	17.2
Stanislaus	New Modesto Courthouse Courtroom Renovation	Immediate Need	3	\$11.1	3.00	2.50	5.00	4.50	1.50	0.00	16.5	5.78	0.00	23.97	0.00	29.75	0.6	17.1
Los Angeles	New Santa Clarita Courthouse	Immediate Need	24	\$345.0	2.05	4.37	4.93	2.02	0.00	3.00	16.4	0.00	5.91	17.76	1.19	24.86	0.6	17.0
San Luis Obispo	New San Luis Obispo Courthouse	Immediate Need	12	\$184.9	3.50	2.50	4.50	3.50	0.50	2.00	16.5	0.71	1.59	17.72	0.00	20.02	0.4	16.9
San Joaquin	New Tracy Courthouse	Immediate Need	2	\$34.4	5.00	2.50	4.00	3.50	1.50	0.00	16.5	0.00	1.43	18.43	0.00	19.86	0.4	16.9
Los Angeles	New West Los Angeles Courthouse	Immediate Need	32	\$464.9	2.32	4.24	4.48	1.90	0.00	3.00	16.0	0.00	6.50	17.67	0.00	24.17	0.6	16.6
Kern	New Mojave Courthouse	Immediate Need	3	\$56.8	3.00	2.00	4.50	4.50	2.00	0.00	16.0	0.00	0.38	17.11	0.12	17.61	0.4	16.4
Placer	New Tahoe Area Courthouse	Immediate Need	1	\$34.8	2.50	3.00	5.00	4.50	1.00	0.00	16.0	1.25	0.22	13.53	0.00	15.00	0.4	16.4
<b>Critical Need</b>																		
Los Angeles	New Inglewood Courthouse	Critical Need	30	\$432.1	2.23	4.16	4.46	1.90	0.00	3.00	15.7	0.00	6.30	17.74	0.00	24.04	0.6	16.3
Contra Costa	New Richmond Courthouse	Critical Need	6	\$107.7	3.50	3.50	5.00	1.50	0.00	2.00	15.5	0.00	2.35	19.33	0.00	21.68	0.6	16.1
San Francisco	New San Francisco Hall of Justice	Critical Need	24	\$460.1	4.00	3.00	4.50	2.00	0.00	2.00	15.5	0.00	3.58	14.08	0.00	17.66	0.4	15.9
Orange	New Orange County Collaborative Courthouse	Critical Need	3	\$113.4	3.00	3.50	4.51	1.98	0.00	2.00	15.0	0.00	25.00	9.60	0.00	34.60	0.8	15.8
Santa Barbara	New Santa Barbara Criminal Courthouse	Critical Need	8	\$102.8	3.00	3.00	4.50	2.00	0.00	2.00	14.5	14.01	2.18	19.09	25.00	60.28	1.2	15.7
El Dorado	New Placerville Courthouse	Critical Need	6	\$92.2	3.17	2.27	5.00	2.33	0.00	2.00	14.8	3.31	2.06	18.69	3.48	27.54	0.6	15.4
Los Angeles	New Van Nuys Courthouse (East/new + West/renovation)	Critical Need	55	\$922.4	2.36	3.90	3.68	1.83	0.00	3.00	14.8	0.00	4.72	16.47	0.00	21.19	0.6	15.4
Los Angeles	New Downtown Los Angeles Courthouse (Mosk Replacement)	Critical Need	47	\$731.1	2.00	4.50	3.37	1.46	0.00	3.00	14.3	25.00	2.67	17.12	0.00	44.79	1.0	15.3
Fresno	Fresno Juvenile Delinquency Courthouse Renovation	Critical Need	2	\$5.3	2.21	3.00	3.71	1.21	1.50	2.00	13.6	25.00	25.00	24.27	0.00	74.27	1.6	15.2
Inyo	New Inyo County Courthouse	Critical Need	2	\$43.8	2.50	3.00	5.00	4.07	0.00	0.00	14.6	25.00	1.86	0.03	0.60	27.49	0.6	15.2
San Bernardino	New Victorville Courthouse	Critical Need	31	\$392.5	2.15	2.71	2.53	2.25	3.00	2.00	14.6	0.00	0.37	20.69	0.00	21.06	0.6	15.2
Mariposa	New Mariposa Courthouse	Critical Need	2	\$42.6	2.50	2.50	5.00	4.50	0.00	0.00	14.5	10.14	2.52	0.00	0.00	12.66	0.4	14.9
Los Angeles	Chatsworth Courthouse Renovation	Critical Need	7	\$37.7	1.88	3.53	3.91	1.64	0.00	3.00	13.9	0.00	25.00	22.58	0.00	47.58	1.0	14.9
Santa Cruz	New Santa Cruz Courthouse	Critical Need	9	\$139.8	2.44	3.15	4.39	1.76	0.00	2.00	13.7	25.00	1.91	18.30	0.00	45.21	1.0	14.7
San Diego	New San Diego Juvenile Courthouse	Critical Need	10	\$121.4	4.00	2.00	5.00	3.00	0.00	0.00	14.0	0.00	1.25	20.22	0.00	21.47	0.6	14.6
Riverside	New Riverside Juvenile Courthouse	Critical Need	5	\$77.9	2.50	1.00	5.00	3.00	2.50	0.00	14.0	0.00	0.60	20.66	0.00	21.26	0.6	14.6
Tulare	New Tulare North County Courthouse	Critical Need	14	\$198.9	2.50	3.00	5.00	2.50	1.00	0.00	14.0	0.76	0.90	19.05	0.00	20.71	0.6	14.6
Los Angeles	New West Covina Courthouse	Critical Need	15	\$215.5	3.38	3.12	3.24	1.18	0.00	3.00	13.9	0.00	6.02	17.76	0.00	23.78	0.6	14.5
Los Angeles	New Eastlake Courthouse	Critical Need	6	\$119.1	2.50	3.00	3.45	3.13	0.00	2.00	14.1	0.00	1.23	14.82	0.17	16.22	0.4	14.5
Kern	New Bakersfield Superior Courthouse	Critical Need	33	\$434.2	2.66	3.00	4.65	1.54	2.00	0.00	13.8	4.95	1.39	19.66	0.00	26.00	0.6	14.4
Sonoma	New Sonoma Civil Courthouse	Critical Need	8	\$102.8	2.50	3.00	3.83	2.05	0.00	2.00	13.4	18.06	7.98	19.92	0.00	45.96	1.0	14.4
San Luis Obispo	New Grover Beach Branch Courthouse	Critical Need	1	\$18.0	2.50	3.00	4.56	3.22	0.50	0.00	13.8	0.00	0.81	16.41	0.00	17.22	0.4	14.2
Alameda	New Alameda County Community Justice Center	Critical Need	57	\$895.8	3.13	2.62	3.61	1.18	0.00	3.00	13.5	8.66	2.14	18.12	0.00	28.92	0.6	14.1



County	Project Name	Priority Group	Courtrooms	Project Cost (in millions)	Facility Condition Index (FCI)	Physical Condition	Security	Overcrowding	Access to Court Services	Seismic Risk Factor	Needs Score	Cost Avoidance	Minimization	Project Cost per Court User	Costs Spent to Date	Total Cost Points	Cost Score	Group Score
<b>Critical Need, continued</b>																		
Imperial	Winterhaven Branch Courthouse Addition and Renovation	Critical Need	1	\$3.6	5.00	2.00	2.00	3.50	1.00	0.00	13.5	0.00	1.50	23.43	0.00	24.93	0.6	14.1
Los Angeles	Los Angeles Metropolitan Courthouse Renovation	Critical Need	14	\$215.6	5.00	3.00	5.00	0.50	0.00	0.00	13.5	0.00	10.77	17.21	0.00	27.98	0.6	14.1
Los Angeles	New North Central Los Angeles Courthouse	Critical Need	12	\$196.3	3.04	2.83	2.96	1.63	0.00	3.00	13.5	0.00	3.35	16.69	2.39	22.43	0.6	14.1
Riverside	New Palm Springs Courthouse	Critical Need	9	\$98.6	1.50	3.00	3.00	3.00	2.50	0.00	13.0	0.00	0.18	22.09	0.00	22.27	0.6	13.6
Orange	New Orange South County Courthouse	Critical Need	16	\$232.0	3.50	2.50	5.00	2.00	0.00	0.00	13.0	1.98	1.78	19.37	0.00	23.13	0.6	13.6
Los Angeles	Foltz Courthouse Renovation	Critical Need	60	\$1,400.9	1.50	3.50	4.50	1.50	0.00	2.00	13.0	0.00	1.61	12.95	0.00	14.56	0.4	13.4
<b>High Need</b>																		
San Diego	San Diego South County Regional Courthouse Renovation	High Need	4	\$10.5	4.00	1.50	5.00	2.00	0.00	0.00	12.5	0.00	4.79	24.33	0.00	29.12	0.6	13.1
San Mateo	New San Mateo Northern Branch Courthouse	High Need	5	\$94.4	4.50	2.00	4.50	1.33	0.00	0.00	12.3	4.28	5.37	17.90	0.00	27.55	0.6	12.9
Los Angeles	New Pasadena Courthouse	High Need	17	\$256.9	4.00	3.00	2.50	2.50	0.00	0.00	12.0	0.00	3.83	17.36	0.00	21.19	0.6	12.6
Solano	New Solano Justice Center (Vallejo)	High Need	6	\$100.9	4.50	2.50	2.50	0.50	0.00	2.00	12.0	0.00	3.74	17.23	0.00	20.97	0.6	12.6
Monterey	New South Monterey County Courthouse	High Need	1	\$27.9	4.50	2.00	2.74	2.69	0.00	0.00	11.9	1.13	3.10	12.98	8.56	25.77	0.6	12.5
Del Norte	New Del Norte County Main Courthouse	High Need	3	\$59.4	3.00	1.50	5.00	2.29	0.00	0.00	11.8	3.03	3.23	6.45	0.00	12.71	0.4	12.2
San Francisco	San Francisco Civic Center Courthouse Renovation	High Need	7	\$44.9	3.50	2.00	2.72	0.98	0.00	2.00	11.2	2.83	12.33	21.65	0.00	36.81	0.8	12.0
San Diego	San Diego North Regional Courthouse Complex Renovation - North Building	High Need	14	\$135.1	1.50	2.50	5.00	2.00	0.00	0.00	11.0	0.00	1.80	21.30	0.00	23.10	0.6	11.6
Riverside	New Riverside Hall of Justice Annex	High Need	10	\$133.3	3.50	2.00	2.50	0.50	2.50	0.00	11.0	0.00	3.57	21.36	0.00	24.93	0.6	11.6
Riverside	New Moreno Valley Courthouse	High Need	9	\$109.8	3.50	2.00	2.41	0.50	2.50	0.00	10.9	4.73	3.97	21.71	0.00	30.41	0.6	11.5
Humboldt	New Eureka Courthouse	High Need	9	\$135.1	2.00	3.00	0.50	2.03	1.50	2.00	11.0	0.00	1.77	17.12	0.00	18.89	0.4	11.4
Merced	New Merced Courthouse Annex	High Need	1	\$18.1	2.27	0.73	4.78	0.83	1.50	0.00	10.1	13.51	13.92	18.24	0.00	45.67	1.0	11.1
Yuba	New Yuba County Courthouse	High Need	6	\$84.7	3.00	2.00	2.50	2.50	0.50	0.00	10.5	3.23	1.49	16.39	0.00	21.11	0.6	11.1
San Bernardino	San Bernardino Courthouse Annex Renovation	High Need	11	\$46.5	3.00	2.50	1.19	0.50	3.00	0.00	10.2	10.08	1.59	23.86	0.00	35.53	0.8	11.0
Modoc	New Barclay Justice Center	High Need	2	\$43.1	3.00	2.50	2.98	2.15	0.00	0.00	10.6	2.04	4.90	0.00	0.00	6.94	0.2	10.8
<b>Medium Need</b>																		
Ventura	New Ventura East County Courthouse	Medium Need	7	\$94.1	1.91	2.41	0.68	1.41	1.00	2.00	9.4	0.00	5.20	20.60	0.00	25.80	0.6	10.0
Colusa	Colusa Courthouse Annex Renovation	Medium Need	1	\$17.4	2.50	1.00	2.33	3.30	0.00	0.00	9.1	16.25	6.50	8.48	0.00	31.23	0.8	9.9
Santa Clara	New Santa Clara Hall of Justice	Medium Need	36	\$521.0	3.16	2.34	1.84	1.67	0.00	0.00	9.0	0.00	1.35	19.76	0.00	21.11	0.6	9.6
Los Angeles	Edelman Courthouse Renovation	Medium Need	6	\$112.1	2.06	1.68	0.95	1.75	0.00	2.00	8.4	0.00	8.52	15.44	0.00	23.96	0.6	9.0
Los Angeles	New Los Angeles Mental Health Courthouse	Medium Need	4	\$112.3	2.00	1.50	1.50	1.50	0.00	2.00	8.5	0.00	2.72	10.41	0.00	13.13	0.4	8.9
Los Angeles	New Lancaster Dependency Courthouse	Medium Need	6	\$89.1	2.00	1.62	1.04	1.50	0.00	2.00	8.2	0.00	8.10	17.50	0.00	25.60	0.6	8.8
San Diego	San Diego East County Regional Center Renovation	Medium Need	17	\$169.7	1.50	2.00	4.00	0.50	0.00	0.00	8.0	0.00	2.44	21.15	0.00	23.59	0.6	8.6
Los Angeles	New Torrance Dependency Courthouse and Traffic Annex	Medium Need	7	\$94.2	2.10	1.53	0.50	1.57	0.00	2.00	7.7	0.00	7.14	18.24	0.00	25.38	0.6	8.3
Los Angeles	Compton Courthouse Renovation	Medium Need	31	\$340.7	2.00	3.00	0.50	2.00	0.00	0.00	7.5	0.00	1.85	19.57	0.00	21.42	0.6	8.1
<b>Low Need</b>																		
Riverside	Riverside Southwest Justice Center Renovation	Low Need	1	\$14.9	1.50	1.00	0.50	0.50	2.50	0.00	6.0	0.00	13.93	20.87	0.00	34.80	0.8	6.8
San Diego	New San Diego Traffic Courthouse	Low Need	4	\$55.3	3.00	1.50	1.00	0.50	0.00	0.00	6.0	0.00	4.92	19.50	0.00	24.42	0.6	6.6
Santa Barbara	Santa Maria Building G Renovation	Low Need	1	\$5.1	3.00	1.50	0.50	0.50	0.00	0.00	5.5	0.00	10.16	22.92	0.00	33.08	0.8	6.3
Butte	Butte County Courthouse Addition and Renovation	Low Need	2	\$20.2	1.50	2.00	0.50	1.00	0.50	0.00	5.5	0.00	5.85	20.01	0.00	25.86	0.6	6.1
Sacramento	Sacramento Juvenile Courthouse Renovation	Low Need	2	\$11.1	2.00	0.50	0.50	0.50	1.50	0.00	5.0	0.00	9.95	23.02	0.00	32.97	0.8	5.8
Riverside	Banning Justice Center Addition	Low Need	2	\$21.9	0.50	0.50	0.50	0.50	2.50	0.00	4.5	0.00	0.83	22.09	0.00	22.92	0.6	5.1
Tehama	Tehama Courthouse Renovation	Low Need	2	\$3.0	0.50	0.50	0.50	0.50	2.00	0.00	4.0	0.00	2.05	24.51	0.00	26.56	0.6	4.6
Yolo	Yolo Superior Courthouse Renovation	Low Need	0	\$0.9	0.50	1.50	0.50	0.50	0.50	0.00	3.5	0.00	7.30	25.00	0.00	32.30	0.8	4.3
Santa Clara	Santa Clara Family Justice Center Renovation	Low Need	0	\$1.9	0.50	1.00	0.50	0.50	0.00	0.00	2.5	2.38	8.41	24.72	0.00	35.51	0.8	3.3



# **Revision of Prioritization Methodology for Trial Court Capital-Outlay Projects**

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ADOPTED BY JUDICIAL COUNCIL ON:  
NOVEMBER 14, 2019

AS REQUIRED BY SENATE BILL 847  
(COMMITTEE ON BUDGET AND FISCAL  
REVIEW; STATS. 2018, CH. 45, § 8):  
GOVERNMENT CODE SECTION 70371.9



JUDICIAL COUNCIL  
OF CALIFORNIA

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ADMINISTRATIVE DIVISION  
FACILITIES SERVICES

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## I. REASSESSMENT OF TRIAL COURT CAPITAL-OUTLAY PLAN

Senate Bill 847 (Stats. 2018, ch. 45, § 8), which is trailer bill language related to the 2018 Budget Act and codified as Government Code section 70371.9, requires the Judicial Council of California to reassess projects identified in its update to its trial court capital-outlay plan and prioritization methodology adopted on October 24, 2008.<sup>1</sup> (The text of the statute is included in Exhibit A.) SB 847 provides that other projects may be included for reassessment at the discretion of the Judicial Council and specifies the criteria to be used in the reassessment. The reassessment is to be submitted to the Senate Committee on Budget and Fiscal Review and the Assembly Committee on Budget by December 31, 2019.

SB 847 requires the reassessment to be based on existing criteria along with the newly mandated criteria, necessitating the revision of the current prioritization methodology. The list of prioritized projects to be developed in response to SB 847—referred to as the Trial Court Capital-Outlay Plan—will be adopted annually by the Judicial Council and submitted to the California Department of Finance. Projects can be for new construction or for acquisition, renovations, building additions, and conversion of structures to court use.

This reassessment will be conducted by the Judicial Council’s Court Facilities Advisory Committee (CFAC) with support from the Judicial Council’s Facilities Services office. The CFAC will submit its report and recommended prioritization of court facilities to the Judicial Council in November 2019.

### **Please note the following:**

- **The reassessment will be expedited due to the legislatively mandated December 2019 deadline. The CFAC may need to update or revise any part of the revised methodology if anomalies are discovered during the reassessment process.**
- **The application of this methodology is intended to develop a system for comparing one building to another. It is not intended to survey existing seismic, fire and life safety (FLS), Americans with Disabilities Act (ADA), or environmental hazards conditions in judicial branch facilities for compliance with codes, regulations, or requirements. To this end, separate assessments of conditions related to seismic ratings, FLS conditions, ADA requirements, and environmental hazards will be conducted for capital-outlay projects that become authorized for funding.**

## II. CURRENT METHODOLOGY

In October 2008, the Judicial Council issued its *Prioritization Methodology for Trial Court Capital-Outlay Projects* (prioritization methodology). This methodology was utilized to prioritize all new court facility capital-outlay projects and was the basis for those projects authorized under

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<sup>1</sup> Administrative Office of the Courts, Office of Court Construction and Management, *Prioritization Methodology for Trial Court Capital-Outlay Projects* (Oct. 24, 2008), [www.courts.ca.gov/documents/methodology-080124.pdf](http://www.courts.ca.gov/documents/methodology-080124.pdf).

Senate Bills 1407 and 1732. The last projects to be funded utilizing the current methodology were funded in the 2018–19 State Budget.

During the budget deliberation process, the Legislature noted the need to revise the current methodology and reassess all court facilities due to the current methodology’s age. Development of a revised prioritization methodology is a condition of any future funding requests for capital-outlay projects.

### **III. REVISED METHODOLOGY**

The revised methodology has been prepared for use in developing a new set of prioritized trial court capital-outlay projects as required by SB 847, and enabling recommendations to the Judicial Council for the submission of funding requests for such projects. Trial court capital-outlay projects are considered those that increase a facility’s gross area, such as a building addition; that substantially renovate a major portion of a facility; that comprise a new facility or an acquisition; or that change the use of a facility, such as the conversion from non-court use to court use.

Generally, the methodology provides that projects will be scored based on *need* and placed into one of five priority groups. The projects within each priority group will then be ranked based on the scoring of the *cost* criteria identified in SB 847. Needs identified in the methodology inform the Trial Court Capital-Outlay Plan and the selection of projects proposed for funding.

A point range has been established for each of the five need-based priority groups. For example, projects scoring very high in each of the evaluated criteria will fall into the Immediate Need group. The Critical, High, Medium, and Low Need groups represent sets of projects that score lower in the various *needs-based* criteria categories. A scale of 25 points is used for the total of all *needs-based* criteria. The details of the scoring are described later in this document.

#### **Prioritized Groups of Trial Court Capital-Outlay Projects**

- Immediate Need: 16–25 points
- Critical Need: 13–15.9 points
- High Need: 10–12.9 points
- Medium Need: 7.5–9.9 points
- Low Need: 0–7.4 points

*Cost-based* criteria as identified in SB 847 will impact the ranking of the projects within each of the five priority groups identified above.

Terms used in this document are defined in the attached Exhibit B.

### **IV. REASSESSMENT PROCESS**

The process for reassessment of the projects identified in the Trial Court Capital-Outlay Plan consists of five activities:

1. Revision of the prioritization methodology consistent with SB 847;

2. Assessment of facilities occupied by trial courts, including physical condition assessments, as well as assessments related to security, access to court services, and overcrowding;
3. Development of court facility plans and court needs-based project lists;
4. Application of the prioritization methodology to all projects; and
5. Development of a statewide list of prioritized projects.

## **A. Methodology and Scoring**

The revised methodology involves a two-step process. Step 1 identifies (1) the general physical condition of the buildings; (2) needed improvement to the physical condition of buildings to alleviate the totality of risks associated with seismic conditions, fire and life safety conditions, Americans with Disabilities Act requirements, and environmental hazards; (3) court security features within buildings; (4) access to court services; (5) overcrowding; and (6) projects that replace or renovate courtrooms in court buildings where there is a risk to court users due to potential catastrophic events.

In Step 2, the needs-based criteria and cost-based criteria are then used to rank projects within the priority groups.

In the most essential terms, the methodology can be described as:

- Needs-based criteria = Priority Group
- Needs-based and cost-based criteria = Rank within Priority Group

## **B. Needs-Based Physical Conditions Assessments**

The physical condition of buildings that house trial court functions will be determined by facility condition assessments (FCA).<sup>2</sup> The FCAs will analyze the building systems and component conditions to determine their remaining useful life and provide the basis for determining a Facility Condition Index (FCI).

The FCI is an industry standard asset management methodology that is used to determine a building's condition at a point in time. Limited strictly to condition, FCIs allow for an equivalent comparative analysis of diverse real estate portfolios.

FCI values are based on a 0–100 percent scale and are derived by dividing the repair costs for a building by its current replacement value. Costs for abatement of environmental hazards or to improve seismic or ADA conditions were not evaluated in the FCAs and therefore not factored into

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<sup>2</sup> Primarily, facility condition assessments (FCAs) were prepared for state-owned or county-owned buildings where a court's occupied space included courtrooms or operations to support courtrooms. In county-owned facilities, FCAs were not prepared for facilities in which (1) a court's exclusive area was less than 10,000 square feet or (2) a court's share of space equity was less than 20 percent. FCAs were not prepared for facilities that are leased.

the FCI. Environmental hazards, seismic, and ADA conditions, as well as FLS conditions, are factored into the needs-based scoring of projects under Section V. below.

Other data sources, as described below, will provide information needed to evaluate security characteristics, conditions that would indicate overcrowding in existing facilities, and access to court services.

### **C. Needs-Based Court Facility Plans and Project Lists**

The planning process will begin with development of a Court Facility Plan. The plan will be a collaborative process between the court and the Judicial Council planning team that will assess and document how each court intends to operate its facilities to provide judicial services to the public, as well as identify any additional facility needs or deficiencies. The Court Facility Plan will be based on data provided by the planning team to the court including:

- Organization of the court and how court facilities are utilized to ensure public access to services;
- Relevant information and data from the 2002–2003 Statewide Court Facilities Master Plan to support the project updates;
- Authorized judgeships (as defined in the attached Exhibit C) for access to services; and
- Relationship of judicial need to facility need.

The planning process will also include an asset management evaluation. The asset management evaluation will identify:

- Opportunities for lease consolidation;
- Building consolidations that would provide future revenue or operating cost savings; and
- Unique real estate and funding opportunities associated with the project.

Information that will be utilized to develop the asset management evaluation will include current leases, closed facilities, and justice partners' plans (e.g., new jail locations, move of county partner functions, etc.).

The Court Facility Plan will articulate the optimum approach for use of court facilities for each court and identify projects that address deficiencies in the needs-based criteria. The Court Facility Plan will be the basis for future project requests for new facilities, facility renovations, replacements and/or consolidations, and will include a list of projects. The projects in the plan will be scored using the criteria in the approved methodology.

Needs-based criteria will be applied to the data generated by the FCA and Court Facility Plan processes, and will place projects into the priority groups identified above.



**D. Needs-Based Statewide Project List**

The Statewide Project List will be developed by consolidating the court project lists. The Statewide Project List will categorize the projects into five groups (Immediate, Critical, High, Medium, Low), in accordance with the approved prioritization methodology.

**E. Cost-Based Evaluations: Avoidance, Savings, and Cost Minimization Strategies**

SB 847 requires that projects be assessed considering cost avoidance, cost savings, and cost minimization strategies. Court projects identified in the Court Facility Plans and the project lists will identify costs, savings, and avoidances relative to each project, including:

- The cost avoidance or savings that would be achieved through operational or organizational efficiencies created for the court or the state;
- Ways to minimize increased ongoing costs, including, but not limited to, trial court security and operating and maintenance costs;
- The projected cost of each proposed project, per court user; and
- The total costs spent on the project as of the date of March 31, 2019.

The criterion identified in SB 847 as “a comparison of the cost to repair or renovate the existing facility versus the cost of replacement” will not be scored within the cost-based evaluation. Rather, it will be addressed in the Court Facility Plan and on the project list in terms of the type of project to be pursued (e.g., new construction vs. renovation). Needs-based and cost-based criteria will be used to rank projects within the priority grouping.

**F. Calculations for Projects Affecting More Than One Existing Facility**

For projects affecting only one building, the ratings of the single building will be used as explained above. In the case of multiple buildings affected by a project, the proportional share of the court-occupied area of each building will be used to determine each criterion’s rating. As shown below, the proportional share of the court-occupied area of each building is multiplied by the total of each criterion’s rating to develop the portion of the rating for that building affected by the project. For each criterion, these portions are then summed to develop the total rating as shown in the example below using the needs-based FCI criteria.

**Sample FCI rating—Multiple Buildings**

<b>Existing Facility</b>	<b>Facility Area</b>	<b>% of Total</b>	<b>FCI Points</b>	<b>Facility Pt. Contribution</b>
Main Courthouse	80,000	80%	5	5 x 0.8 = 4
Branch Courthouse	20,000	20%	3	3 x 0.2 = 0.6
<b>Total</b>	<b>100,000</b>	<b>100%</b>		<b>4.6</b>

## V. NEEDS-BASED SCORING OF PROJECTS

Use of the needs-based criteria will enable the placement of every project into one of five priority groups: Immediate Need, Critical Need, High Need, Medium Need, and Low Need. The total points for the needs-based criteria will be 25. The 25 points will be allocated equally as follows, based on the five following criteria:

1.	Facility Condition Index	5 Points
2.	Physical Condition—composed of Seismic Rating, Fire and Life Safety, ADA, and Environmental Hazards	5 Points
3.	Security	5 Points
4.	Overcrowding	5 Points
5.	Access to Court Services	5 Points
	<b>Total Points for Needs-Based Criteria</b>	<b>25 Points</b>

To address the issue of seismic risk to court users, projects proposed to replace or renovate courtrooms in existing High Risk or Very High Risk buildings would receive up to 3 additional points in accordance with the table under Section V.F. below.

### A. Facility Condition Index

FCI is defined as the cost to repair divided by the replacement cost and is represented by a percentage.

Approach:

- A 10-year horizon will be used in applying the FCI; and
- A 5-point scale will be used; points will be allocated in accordance with the following table:

Points	0	0.5	1.0	1.5	2.0	2.5	3.0	3.5	4.0	4.5	5.0
FCI Range %	0	1–5	6–10	11–15	16–20	21–25	26–30	31–35	36–40	41–45	>46

### B. Physical Condition

Seismic, Fire and Life Safety, ADA, and Environmental Hazards categories will combine to contribute 5 points. These categories will be scored with a total score of 120 rating points, distributed as follows: Seismic, 40; FLS, 40; ADA, 20; and Environmental Hazards, 20. The total 120 rating points will be converted to a 5-point scale as explained below:

#### 1. Seismic Rating

Defined as the score calculated using the Federal Emergency Management Agency (FEMA) P-154 Rapid Visual Screening of Buildings for Potential Seismic Hazards (FEMA P-154). This method will be used to establish consistent seismic scores for all 213 buildings. FEMA P-154 is a procedure to identify and screen buildings that are potentially seismically hazardous. This tool calculates a score based on the building's structural system, age, visually identifiable deficiencies, seismicity, and soil type.

Approach:

- Points will be assigned based on FEMA P-154 scores; and
- A 40-point scale will be used; rating points will be distributed in accordance with the following table:

	<b>Very High Risk</b>	<b>High Risk</b>	<b>Moderate Risk</b>	<b>Acceptable Risk</b>
FEMA P-154 Seismic Score	0.5 and below	0.6 to 1.4	1.5 to 2.4	2.5 and higher
Rating Points*	40	20	10	5
* The rating points listed above may be adjusted downward based on further evaluation.				

## 2. Fire and Life Safety

Defined as a combination of FLS systems: automatic fire sprinklers, fire alarms, smoke control, and site fire-water tank and building height.

Approach:

- The FLS Systems criterion will be a checklist of Yes/No items based on the number of FLS systems in a building, with extra emphasis on the inclusion of fire sprinklers.
- The Building Height criterion assumes that the greater risk exists in taller buildings, based on fire ladder reach. The purpose of the definition of Highest Risk/Least Safe (below) is to maintain consistency with the California Building Code, which defines a high-rise building as more than 75 feet above the lowest level of fire department vehicle access. This definition does not include subterranean levels or open parking garages.
- A 40-point scale will be used; rating points will be distributed in accordance with the following table:

	<b>Highest Risk/Least Safe</b>		<b>Middle Risk</b>		<b>Lowest Risk/Safest</b>
Does the building have: (a) automatic fire sprinklers (partial would be considered as "No"), (b) fire alarms, (c) smoke control,* and (d) site fire-water tank*?	4 "No" answers	3 "No" answers	2 "No" answers	1 "No" answer	0 "No" answers
Rating Points	30	24	18	12	0
Building Height: high score = greater risk/taller building	Over 8 stories		4 to 7 stories		1 to 3 stories
Rating Points	10		6		2
* These features are not required by code in buildings that are 1 to 3 stories in height.					

### 3. Environmental Hazards

Includes products that contain asbestos or lead, or other hazardous materials such as polychlorinated biphenyls (PCBs), and may be determined based on the age of the building or other existing data.

Approach:

- Ten rating points will be assigned to buildings that could contain materials made from asbestos-containing materials.
- Ten rating points will be assigned to buildings that could contain materials made from lead or other hazardous materials, such as PCBs.
- A 20-point scale will be used; rating points will be distributed in accordance with the following table:

<b>Environmental Hazards</b>	<b>Rating Points</b>
Risk of Asbestos Containing Materials	10
Risk of Lead or Other Hazardous Materials (e.g., PCBs)	10
<b>Total Possible Points</b>	<b>20</b>

### 4. Americans with Disabilities Act

Accessibility will be determined based on a checklist of Yes/No items defined by ADA elements, with emphasis on public areas (pathways, toilet rooms, etc.). The application of this methodology is not intended to produce a comprehensive ADA compliance survey. Rather, this scoring effort utilizes a checklist and visual inspection process to identify whether accessible public spaces of a specific type exist in an individual building, thus providing a system for comparing one building to another.

Approach:

- Twenty rating points will be assigned based on whether areas are accessible. The more “No” answers, the less accessible the building is, and the more points provided.
- A 20-point scale will be used; rating points will be distributed in accordance with the following table:

<b>Categories</b>	<b>Yes</b>	<b>No</b>
Exterior Path of Travel	0	4
Building Entrances	0	4
Interior Accessible Routes; Stairways and Elevators	0	4
Courtroom: Jury Box, Witness Stand, Clerk’s Station, Bench	0	4
Toilet Rooms—Public, Jury Deliberation	0	4
<b>Total Possible Points</b>		<b>20</b>

## 5. Conversion of Rating Points

As a final step, the accumulated physical condition rating points for each project, which can total up to 120, will be converted to the 5-point scale as follows:

Total: 5 Points	0.5	1	1.5	2	2.5	3	3.5	4	4.5	5.0
Total: 120 Rating Points	0–12	13–24	25–36	37–48	49–60	61–72	73–84	85–96	97–108	109–120

### C. Security

The security criterion will be used to identify:

1. *The extent to which judicial/staff circulation paths are separate from those for the public and in-custody individuals.* Judicial/Staff Circulation refers to the degree of compliance with guidelines for private circulation paths exclusively dedicated to permit the judiciary and staff to enter and move through the facility separate and secure from both the public and in-custody individuals;
2. *The extent to which in-custody circulation paths are also separate.* Secure Circulation refers to the degree of compliance with guidelines for separate, secure means by which in-custody individuals are brought into the facility and moved from holding areas to the courtroom. A secure circulation route is completely separated from areas used by the public and by the judiciary and court staff; and
3. *The capacity of the building entrance to accommodate security screening.*

Approach:

- Eighty rating points will be assigned based on whether there is an area at the facility entrance that can adequately accommodate a screening system, and judicial/staff circulation and secure circulation is:
  - *Deficient:* Functional condition fails in one or more major aspects.
  - *Marginal:* Functional condition has notable deficiencies.
  - *Adequate:* Functional condition is acceptable or better.
  - *Not Applicable:* Functional element is not applicable for this facility.
- The 80 rating points will be distributed as defined in accordance with the following table:

<b>Judicial/Staff Circulation</b>	Circulation deficient	Circulation marginal	Circulation adequate or not applicable to this facility
<b>Points</b>	35	17	0
<b>Secure Circulation</b>	Circulation deficient	Circulation marginal	Circulation adequate or not applicable to this facility
<b>Points</b>	35	17	0
<b>Ability to Accommodate Security Screening</b>	No space to provide screening	Space for minimal screening	Space available for screening or not applicable to this facility
<b>Points</b>	10	6	0

The following conversion table will then be applied to the total of the rating points:

Total: 5 Points	0.5	1	1.5	2	2.5	3	3.5	4	4.5	5.0
Total: 80 Rating Points	0–8	9–16	17–25	26–32	33–40	41–48	49–56	57–64	65–72	73–80

**D. Overcrowding**

The Overcrowding criterion is a measure of the difference between the current area occupied by a court and the area that the court should occupy, according to the *California Trial Court Facilities Standards*. In this methodology, this criterion is measured by information on the current area compared to current standards. Overcrowding ratings range from a low of 0 to a high of 160.

Approach:

- The following calculation is performed to translate the space shortfall into a rating:

Formula	Weight	Rating Scale
$Overcrowding = \left[ 1 - \left( \frac{Current\ Area}{California\ Trial\ Court\ Facilities\ Standards\ Area} \right) \right] \times 160$	160 (in the formula)	0–160

The following conversion table will then be applied to the total of the rating points:

Total: 5 Points	0.5	1	1.5	2	2.5	3	3.5	4	4.5	5.0
Total: 160 Rating Points	0–16	17–32	33–48	49–64	65–80	81–96	97–113	114–129	130–144	145–160

This criterion measures the extent to which a facility may be physically overburdened by court user traffic impairing court user access. It reveals buildings that are overburdened because the space provided—for example, in courtrooms, clerk’s offices, and jury rooms—is substandard.

**E. Access to Court Services**

The Access to Court Services criterion uses the relative deficiency in judicial resources among the 58 superior courts to measure relative access to current court services. The following data is compared to measure this deficiency for each court:

- *Assessed Judicial Need (AJN)* is the need for judgeships based on the three-year average of filings most recently available. This measure translates current filings into weighted caseload, based on the judicial workload standards adopted by the Judicial Council, and then translates the weighted caseload into an assessment of judgeship needs.
- *Authorized Judicial Positions (AJP)* is the current number of judges, commissioners, and referees authorized under the law for each court. AJP does not account for vacancies or temporary subordinate judicial officers.

The difference between the AJN and the AJP identifies the relative deficiency in judicial resources or judicial need for a court. The ratio between the judicial need and the AJP defines the relative access to court services.

The point range for this criterion, as denoted below, is from 0 to 5, in half-point increments that reflect the broad range of relative deficiency in judicial resources among the courts in the 58 counties.

<b>Rating Assigned to Project (Percentage Need Over AJP)</b>	<b>Points Assigned</b>
0% or below	0
1–10%	0.5
11–20%	1.0
21–30%	1.5
31–40%	2.0
41–50%	2.5
51–60%	3.0
61–70%	3.5
71–80%	4.0
81–90%	4.5
91–100%+	5.0

For a proposed project involving fewer than all of the court facilities within a county, there will be a rebuttable presumption that the countywide percentage deficiency and the corresponding points will be assigned to that project.

As with the Overcrowding criterion discussed in Section D. above, the Access to Court Services criterion measures the extent to which a facility may be physically overburdened by court user traffic impairing court user access. It reveals buildings that are overburdened because the caseload justifies more space, including courtrooms, than is available. While needed judges beyond existing capacity increases an existing facility’s deficiency, an excess of judges over capacity does not decrease a facility’s deficiencies.

**F. Seismic Risk Factor**

All court users who participate in the justice process, including the public, court employees, and justice partners, are potentially placed at risk in existing courthouses from building failure due to potential catastrophic events. The seismic rating component of the Physical Condition criterion, under Section V.B.1. above, assesses the potential for physical damage to the facility due to a seismic event. The FEMA P-154 risk rating system does not fully account for the risk to court users posed by the physical damage that may be incurred. This Seismic Risk Factor criterion credits projects for mitigating risk to court users. Proposed projects that replace or renovate courtrooms in existing, seismically substandard buildings with a FEMA P-154 rating of High or Very High Risk are eligible to receive no more than 3 additional points.

Approach:

- As shown in the table in Section V.B.1. above, existing court buildings, evaluated as part of this reassessment, have been assigned seismic scores within four categories: Acceptable Risk, Moderate Risk, High Risk, or Very High Risk. To address the issue of seismic risk to court users, projects proposed to replace or renovate courtrooms in existing High Risk or Very High Risk buildings would receive additional points in accordance with the following table:

	<b>Very High Risk</b>	<b>High Risk</b>
FEMA P-154 Seismic Score	0.5 and below	0.6 to 1.4
Additional Points	3	2

- Moderate Risk or Acceptable Risk buildings would not receive additional points.
- Three points will be the maximum number of additional points available to any project.

## VI. COST-BASED SCORING OF PROJECTS

The cost-based scoring is used to rank projects within each of the five needs-based priority groups. Needs-based scoring and the cost-based scoring are entirely separate from one another. When combined, needs-based and cost-based scores do not change the priority group a project is placed in, *only the rank of the project within the priority group*. This is because the prioritization methodology is primarily a needs-based instrument designed to detect physical deficiencies that endanger court users or restrict access to justice. The cost-based factors enable the most effective expenditure of public funds to overcome the physical deficiencies.

Cost-based criteria are scored on a 100-point scale, with the 100 points distributed per the following table:

1.	Cost Avoidance or Savings Realized through Operational or Organizational Efficiencies	25
2.	Minimization of Increases in Ongoing Security, Operations, and Maintenance Costs	25
3.	Cost of Project per Court User	25
4.	Total Costs Spent on a Project as of March 31, 2019	25
	<b>Total Points for Cost-Based Criteria</b>	<b>100</b>

As a final step, the accumulated cost-based rating points for each project, which can total up to 100, will be converted to the 2-point scale as follows:

Total: 2 Points	0.2	0.4	0.6	0.8	1.0	1.2	1.4	1.6	1.8	2.0
Total: 100 Rating Points	0–10	11–20	21–30	31–40	41–50	51–60	61–70	71–80	81–90	91–100

Per the methodology, cost points are distributed linearly based on a statistical analysis of all provided cost data. Should cost data be revised or amended, points scales may need to be revised accordingly.



The formula below, in conjunction with the data provided in the following table, provides the point values for each criterion described below under Sections A. through D. Any point calculation exceeding 25 has been capped at 25 points, and likewise, any values returning less than 0 has been capped at 0 points.

$$\text{Points} = A * (\text{Cost Value}) + B$$

	<b>Cost Avoidance (\$/court user)</b>	<b>Cost Minimization (\$/court user)</b>	<b>Project Cost Per User (\$/court user)</b>	<b>Total Spent as of 3/31/19</b>
<b>A</b>	2.83	$3.45 * 10^{-2}$	$-9.39 * 10^{-3}$	$5.16 * 10^{-6}$
<b>B</b>	0	$-6.21 * 10^{-3}$	25.5	-0.813
<b>Representative Points</b>				
<b>0 Points</b>	\$0	\$0	\$2,712	\$157,702
<b>6.25 Points</b>	\$2	\$181	\$2,046	\$1,370,002
<b>12.5 Points</b>	\$4	\$363	\$1,380	\$2,582,302
<b>18.75 Points</b>	\$7	\$544	\$715	\$3,794,601
<b>25 Points</b>	\$9	\$725	\$49	\$5,006,901

As previously stated, in the most essential terms the methodology can be described as:

- Needs-based criteria = Priority Group
- Needs-based and cost-based criteria = Rank within Priority Group

**A. Cost Avoidance or Savings Realized Through Operational or Organizational Efficiencies**

The CFAC and Facilities Services will engage with the courts to assess the potential cost avoidance or savings that may be realized based on the implementation of each project. Generally, it is expected that such savings may be realized based on consolidation of multiple facilities into one larger facility and elimination of certain short-term leases in exchange of building a new facility, or a combination of the consolidation of owned facilities and elimination of leases within the same project. Any cost savings due to staff efficiencies related to consolidation or any other factors will be identified by the courts. Cost savings information identified by various courts will be reviewed for general conformance and consistency. Any anomalies will be discussed with the courts for resolution. Any anomalies that are not resolved with the courts will be referred to the CFAC for resolution.

The total identified cost avoidance or savings for each project will be “normalized” and converted to Cost Avoidance or Savings per Court User. This conversion will be accomplished taking into consideration the population of the county, the AJP’s for the court, and the number of courtrooms that are impacted by the project.

**B. Minimization of Increases in Ongoing Security, Operating, and Maintenance Costs**

Facilities Services will calculate any potential minimization of increases to court security costs, using existing building security systems data. Minimization of planned increases to security costs is defined as the costs that will be incurred in the existing building (or buildings) if it remains in operation and is not being replaced by an approved project.

Approach:

- The following formula will be used:

$$\text{Cost (security cameras, access control, fencing and gates) + Screening Equipment Costs} \\ = \text{Minimization of Increases in Ongoing Security Costs}$$

Facilities Services will also calculate any potential for minimization of increases in ongoing operations and maintenance costs. Minimization of increases in ongoing operations and maintenance costs is defined as the cost of operating and maintaining the current facilities if the proposed project does not proceed compared to the cost of operating a new building designed to meet current codes. The delta is the minimization of costs.

Approach:

- The following formula will be used:

$$\text{Cost of current building maintenance + Cost of current building utilities + Cost of} \\ \text{building Deferred Maintenance} - \text{Cost of Operating and Maintaining the New Building} \\ = \text{Minimization of Increases in Ongoing Operating and Maintenance Costs}$$

**C. Cost of Project per Court User**

The cost per court user is calculated based on the population of the county, the AJPs for the court, and the number of proposed project courtrooms. This value will be adjusted to compensate for counties with minimal population that are awarded the statutory minimum AJP of 2.3. (Note: The judicial branch’s smallest courts are statutorily provided with a minimum of two judgeships and are authorized to have at least 0.3 full-time equivalent (FTE) of a federally funded child support commissioner, for a total of 2.3 FTE judicial officers.)

The following formula will be used to determine the cost per court user:

$$\text{Cost per Court User} = \text{Cost} \div \left[ \text{County Population} \times \frac{\# \text{ Project Courtrooms}}{\text{AJP of Entire Court}} \right]$$

**D. Total Costs Spent on a Project as of March 31, 2019**

The total costs spent as of March 31, 2019, on previously authorized projects that were placed on hold will be tabulated from the accounting records.

## **VII. FUNDING PROCESS**

### **A. Establishment of a Statewide Project List**

The Judicial Council will adopt a list of projects categorized by Priority Group. This list will be reviewed by the CFAC, the Executive and Planning Committee, and any other council-appointed body with responsibility for advising the Judicial Council on facility matters. In adopting a list of projects for submission to the California Department of Finance (DOF) for requested inclusion in the Governor's Budget proposal to the Legislature, the Judicial Council will follow these principles:

1. Projects will be prioritized on the needs-based program criteria established by this methodology, which ranks the projects into priority groupings. The cost-based criteria will be assigned points and will be used to sort projects within each priority group.
2. For submission to the DOF for consideration of inclusion in the Governor's Budget, the Judicial Council may select projects based upon additional substantive considerations, including, without limitation, additional economic opportunity considerations, upon seismic safety and other risk factors, upon historical utilization of single-courtroom facilities, and/or upon changed circumstances.
3. Economic opportunities include, but are not limited to, free or reduced costs of land for new construction, viable financing partnerships or fund contributions by other government entities or private parties that result in lower project delivery costs, cost savings resulting from adaptive reuse of existing facilities or from build-outs using available shelled space, operational efficiencies from consolidation of court calendars and operations, and building operational cost savings from consolidation of facilities.

Consideration of economic opportunity allows the Judicial Council to request funding for projects that have documented capital or operating savings for the state. Judicial Council staff will work in collaboration with local courts to evaluate and document the economic opportunity of each eligible project.

4. Seismic safety and other risk factors include conditions related to expert evaluation, commissioned or adopted by the Judicial Council, beyond this methodology establishing that the building is at risk of causing loss of human life or significant disruption to a court's/courts' ability to operate in the event of an earthquake, fire, or other event. The Judicial Council may consider the need to phase projects and to engage in multiple projects to mitigate risk to a court or courts in determining the priority of a project and the order of funding for associated projects.
5. In the case of a proposed project to replace or renovate a single-courtroom facility in a county with more than one court facility, the Judicial Council may exclude the project after considering public access adjacency to the other courthouses in the county along with the historical frequency and volume of courtroom proceedings in the subject facility.
6. Changed circumstances include any developments, conditions, or new facts, which arose after the CFAC's submission of this report and related Statewide Project List to the Judicial Council, provided that such circumstances bear upon the needs and/or cost criteria contained herein.
7. Any considerations so identified by the Judicial Council shall be described in its submission to the DOF.

**B. Changes to Statewide Project List**

Any additions or deletions to the list of projects shall be adopted by the Judicial Council. The CFAC, the Executive and Planning Committee, or any other council-appointed body with responsibility for advising the Judicial Council on facility matters will review recommended changes to the list.

**C. Project Phase Adjustments**

The final draft list of project priority groups described above will be reviewed to identify any phased projects. Should the second phase of a multiphase project fall in a higher priority group than its first phase, staff will switch the group assignment of those projects in order to correct the phasing discrepancy. As a result, the first-phase project will move to the higher-priority group, and the second-phase project will take the place of the first in its lower-priority group.

These phasing corrections, if required, will be documented in a report to the Judicial Council that details the results of this methodology’s application.

**D. No Substitutions of Projects Between Groups**

Substitution of a court’s project between groups will not be allowed.

**E. How Requests for Funding Will Be Determined**

Based on the Judicial Council’s approved update to the trial court capital-outlay plan and prioritization methodology and five-year infrastructure plan, Facilities Services will prepare documentation to request approval of capital-outlay funding through the Judicial Council–approved budget change proposal process.

This process consists of submission of initial funding requests and budget change proposal concepts for consideration of approval and prioritization through the CFAC and the Judicial Branch Budget Committee, and finally the Judicial Council.

**VIII. PROCESS FOR ADDING OR DELETING PROJECTS IN THE TRIAL COURT CAPITAL-OUTLAY PLAN**

If a court wishes to add or delete projects in the Trial Court Capital-Outlay Plan, the court may submit a written request including the project name; its description including size, number of courtrooms, and type of calendars planned; and other descriptive information about the project. The request shall be presented to the CFAC, which has responsibility for advising the Judicial Council on facility matters for its consideration and direction. At the direction of the Judicial Council, staff will include any changes in the next annual update to the Trial Court Capital-Outlay Plan.

# Exhibits

- EXHIBIT A Text of Government Code section 70371.9
- EXHIBIT B Terms in *Revision of Prioritization Methodology for Trial Court Capital-Outlay Projects*
- EXHIBIT C *The Need for New Judgeships in the Superior Courts: 2019 Update of the Judicial Needs Assessment* (Nov. 2019)

**State of California****GOVERNMENT CODE****Section 70371.9**

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70371.9. (a) (1) The Judicial Council shall conduct, or contract with an independent contractor to conduct, a reassessment of those projects identified in its Update to Trial Court Capital-Outlay Plan and Prioritization Methodology adopted on October 24, 2008, or the most recent version of that update, if any. Other projects may be included for reassessment at the discretion of Judicial Council. The reassessment shall be submitted to the Senate Committee on Budget and Fiscal Review and the Assembly Committee on Budget by December 31, 2019.

(2) The Judicial Council may exclude from the reassessment those projects that were canceled prior to June 30, 2018, and those that were approved in the Budget Act of 2018.

(b) A project subject to this section shall be reassessed and ranked, at minimum, on each of the following:

(1) The criteria identified in the Update to Trial Court Capital-Outlay Plan and Prioritization Methodology adopted on October 24, 2008, or the most recent version of that update, if any.

(2) The level of seismic risk, environmental hazards, and other health and safety hazards.

(3) The impact on court users, including, but not limited to, the level of public access to court services, such as accessibility to the courthouse.

(4) The cost avoidance or savings that would be achieved due to the project through operational or organizational efficiencies created for the court or the state.

(5) Ways to minimize increased ongoing costs, including, but not limited to, trial court security and operating and maintenance costs.

(6) A comparison of the cost to repair or renovate the existing facility versus the cost of replacement.

(7) The projected cost of each proposed project, per court user.

(8) The total costs spent on the project as of the date of the assessment.

(Added by Stats. 2018, Ch. 45, Sec. 8. (Senate Bill 847) Effective June 27, 2018.)

**Terms in Revision of Prioritization Methodology for Trial Court Capital-Outlay Projects**

TERM	DEFINITION
1. Access to Court Services	Access to Court Services criterion uses the relative deficiency in judicial resources among the 58 superior courts to measure relative access to current court services. The difference between the AJN and the AJP identifies the relative deficiency in judicial resources or judicial need of a court. The ratio between the judicial need and the AJP defines the relative access to court services: $(AJN - AJP) / AJP = \text{Deficiency}$
2. Assessed Judicial Needs (AJN)	Assessed Judicial Needs (AJN) is the need for judgeships based on the three-year average of filings most recently available. This measure translates current filings into weighted caseload, based on the judicial workload standards adopted by the Judicial Council, and then translates the weighted caseload into an assessment of judgeship needs.
3. Authorized Judicial Position (AJP)	Authorized Judicial Positions (AJP) is the current number of judges, commissioners, and referees authorized under the law for each court. AJP does not account for vacancies or temporary subordinate judicial officers.
4. Composite Score	For projects affecting multiple buildings, the proportional share of the court-occupied area of each building will be used to determine each criterion's rating.
5. Cost-based Criteria	The four criteria used to determine costs are: Cost Avoidance or Savings; Minimization of Ongoing Costs; Project Cost per Court User; and Total Costs on a Project Spent to Date.
6. Cost per Court User	The Cost per Court User is calculated based on the population of the County and the AJP's for the Court and the number of proposed project courtrooms. This value will be adjusted to compensate for Counties with minimal population that are awarded the statutory minimum AJP of 2.3. $\text{Project Costs per Court User} = \text{Cost} / [\text{County Population} \times (\# \text{ Project Courtrooms} / \text{Authorized Judicial Positions})]$
7. Court Facility Plan	The Court Facility Plan will articulate the optimum approach for use of court facilities for each court and identify projects that address deficiencies in the needs-based criteria. The plan will be the basis for future project requests for new facilities, facility renovations, replacements and/or consolidations, and will include a list of projects. The projects in the plan will be scored using the criteria in the approved methodology.
8. Environmental Hazards	Environmental Hazards include products that contain asbestos or lead or other hazardous materials, such as polychlorinated biphenyls (PCBs), and may be determined based on the age of the building or other existing data.
9. Needs-based Criteria	The five criteria used to determine need are Facility Condition Index, Physical Condition, Security, Overcrowding, and Access to Court Services. Projects to replace or renovate courtrooms in existing High Risk or Very High Risk buildings would receive additional consideration.
10. Normalizing Cost	Normalization of ratings means adjusting values measured on different scales to a notionally common scale. For this methodology, costs will be normalized to compensate for wide variety of court sizes.
11. Overcrowding	The Overcrowding criterion is a measure of the difference between the current area occupied by a court and the area that the court should occupy, according to the California Trial Court Facilities Standards. In this methodology, this criterion is measured by information on the current area compared to current standards.
12. Physical Assessments	Physical Assessments document the physical condition of buildings that house trial court functions. The assessments analyze the building systems and component conditions to determine their remaining useful life and provide the basis for determining a Facility Condition Index (FCI). The FCI is an industry standard asset management methodology that is used to determine a building's condition at a point in time. Limited strictly to condition, FCIs allow for an equivalent comparative analysis of diverse real estate portfolios.
13. Physical Condition	Physical Condition includes Seismic, Fire and Life Safety (FLS), Americans with Disabilities Act (ADA) and Environmental Hazards.
14. Priority Groups	Projects will be scored based on need and placed in one of five Priority Groups: Immediate Need, Critical Need, High Need, Medium Need, and Low Need.
15. Security	The security criterion will be used to identify the extent to which judicial/staff circulation paths are separate from those for the public and in-custody individuals; the extent to which in-custody circulation paths are also separate; and the capacity of the building entrance to accommodate security screening.
16. Seismic Rating	Seismic Rating is defined as the score calculated using the Federal Emergency Management Agency (FEMA) P-154 Rapid Visual Screening of Buildings for Potential Seismic Hazards. FEMA P-154 is a procedure to identify and screen buildings that are potentially seismically hazardous. This tool calculates a score based on the building's structural system, age, visually identifiable deficiencies, seismicity, and soil type.
17. Trial Court Capital-Outlay Project	Trial court capital-outlay projects are considered those that increase a facility's gross area, such as a building addition; that substantially renovate a major portion of a facility; that comprise a new facility or an acquisition; or that change the use of a facility, such as the conversion from non-court use to court use.

# **The Need for New Judgeships in the Superior Courts: 2019 Update of the Judicial Needs Assessment**

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REPORT TO THE LEGISLATURE UNDER  
GOVERNMENT CODE SECTION  
69614(C)(1) & (3)

NOVEMBER 2019



JUDICIAL COUNCIL  
OF CALIFORNIA

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WORKLOAD ASSESSMENT  
ADVISORY COMMITTEE



## **JUDICIAL COUNCIL OF CALIFORNIA**

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*Chief Justice of California and  
Chair of the Judicial Council*

**Martin Hoshino**  
*Administrative Director  
Judicial Council*

### **OPERATIONS AND PROGRAMS DIVISION**

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*Senior Research Analyst, Office of Court Research  
Primary Author of Report*

This report is an update to *The Need for New Judgeships in the Superior Courts: Preliminary 2018 Update of the Judicial Needs Assessment*. It is based on new workload measures that were developed from the 2018 Judicial Workload Study, which was in progress when the preliminary 2018 report was published. The new measures were approved by the Judicial Council at its meeting on September 24, 2019.

## **Access to Justice Requires Having Sufficient Judicial Resources**

Government Code section 69614(c)(1) requires the Judicial Council to report to the Legislature and the Governor on or before November 1 of every even-numbered year on the need for new judgeships in each superior court, using the uniform criteria for the allocation of judgeships described in Government Code section 69614(b). Government Code section 69614(c)(3) requires the Judicial Council to report on the status of the conversion of additional subordinate judicial officer (SJO) positions to family or juvenile assignments.

The public's right to timely access to justice is contingent on having adequate judicial resources in every jurisdiction. The number of judgeships authorized and funded by the Legislature has not kept pace with workload in all California trial courts, leaving some with serious shortfalls—as high as 57 percent—between the number of judgeships needed and the number that have been authorized and filled.

Securing resources to meet the workload-based need for new judgeships has been a top priority for the Judicial Council for many years.

## **Quantifying the Need for New Judgeships in the Superior Courts**

California is a pioneer in the measurement of judicial workload-based need, having been the first state to use a weighted caseload methodology to assess the need for judicial officers, beginning in 1963.<sup>1</sup> Since then, weighted caseload has become a nationally accepted methodology for measuring judicial workload. The current methodology used to assess the need for judicial officers in the superior courts is based on a time study conducted in 2018, in which over 900 judicial officers in 19 courts participated. The time study findings resulted in the development of a set of caseweights that quantify the amount of case processing time needed for different case types, taking into account the full range of possible case processing outcomes and their relative probability of occurrence. The caseweights that resulted from the 2018 time study were approved by the Judicial Council in September 2019.

The caseweights are used to estimate judicial officer need by multiplying each caseweight by a three-year rolling average of filings for that case type and dividing by the available time in minutes that judicial officers have to hear cases. The result is expressed in full-time equivalent (FTE) judicial positions.

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<sup>1</sup> Harry O. Lawson and Barbara J. Gletne, *Workload Measures in the Court* (National Center for State Courts, 1980).

## **Judicial Workload Measures Must be Updated to Reflect Current Case Processing Need**

Periodically, the workload measures that are used to assess workload need must be updated to reflect changes in the law, technology, or case processing practices. The updated caseweights approved by the Judicial Council reflect typical case processing times based on the most recent workload study period and reflect recent changes to judicial workload resulting from legislative and other policy changes that occurred up through the study period.

Such changes may also affect the practices of the court's justice partners, which can, in turn, affect court workload. Although filings have been declining, the workload associated with some types of filings has increased—because of, for example, the need to hold more hearings and the increased complexity of cases coming before the court (e.g., increasing mental health and substance abuse issues, as well as larger numbers of defendants with multiple cases). On the other hand, judicial workload in other areas not affected by such law and policy changes may have declined. The net impact of workload increases v. decreases may vary by jurisdiction depending on each court's unique mix of cases.

## **2019 Statewide Judicial Need Shows a Critical Need for New Judgeships**

The 2019 Judicial Needs Assessment shows a shortage of judges relative to the workload needs in California's trial courts. Table 1, which summarizes the statewide judicial need compared to available resources based on a three-year average of filings, from fiscal years 2015–16 through 2017–18, shows that 1,975.5 FTE judicial officers are needed statewide.

Table 1 shows that the total assessed need for judicial officers based on current workload measures is 1,976 FTE. The Preliminary 2018 Update of the Judicial Needs Assessment findings are also shown. Differences between the Preliminary 2018 Update and the 2019 Update are based in part on changes to the workload measures and in part on updated filings data. The needs assessment is always based on the three most recent years of filings data available—at the time of the Preliminary 2018 Update, fiscal years 2014–15 through 2016–17. The 2019 Update is based on filings from fiscal years 2015–16 through 2017–18. Using the most recent filings data available ensures that the workload assessment is based on the most current data available.

**Table 1. Statewide Need for Judicial Officers, 2018 (preliminary) and 2019 Judicial Needs Assessments**

Year	Authorized Judicial Positions (AJP)*	Authorized and Funded Judgeships and Authorized SJO Positions	Assessed Judicial Need (AJN)
2018† (preliminary)	2,004.1	1,956.1	1,929.9
2019	2,004.1	1,956.1	1,975.5

\* Includes the 48 judgeships that were authorized by Assembly Bill 159 (Stats. 2007, ch. 722) but never funded or filled. AB 159 originally authorized 50 judgeships, and 2 were funded in 2018 and allocated to the Superior Court of Riverside County. See Stats. 2018, ch. 45, § 6.

Does not include the 25 judgeships authorized and funded by the 2019 Budget Act.

† Preliminary 2018 Update of the Judicial Needs Assessment.

### **173 Judicial Officers Needed Statewide to Meet Workload Demand**

Judicial need is calculated by taking the difference between the assessed judicial need in each court and the number of authorized/funded positions in each court (shown in Appendix A). Calculating the *statewide* need for judgeships is not as simple as subtracting the statewide number of authorized and funded positions from the statewide assessed judicial need: the net statewide calculations of judicial need do not accurately identify the court’s need for new judgeships because judgeships are not allocated at the statewide level but are allocated to individual trial courts.

By way of illustration, the branch’s smallest courts are statutorily provided with a minimum of two judgeships and are authorized to have at least 0.3 FTE of a federally funded child support commissioner, for a total of 2.3 FTE judicial officers. This statutory minimum applies even though the workload need in those courts may translate to a much smaller number of judge FTEs. As Appendix A shows, under a pure workload analysis, two of California’s two-judge courts—Alpine and Sierra Counties—would need only 0.1 and 0.2 FTE judicial officers, respectively, but have 2.3 FTE authorized positions. These courts thus show a negative number in the need for new judicial officers. This negative number does not and should not offset the 37 judicial officers that Riverside County needs to meet its workload-based need.

The actual statewide need for new judgeships is calculated by adding the judicial need among only the courts that have fewer judgeships than their workload demands. Judicial officer FTE need—the difference between the assessed judicial need and the authorized judicial positions—is rounded down to the nearest whole number to arrive at the number of judgeships needed for each court.<sup>2</sup> For example, Tulare County has a judicial officer FTE need of 4.7, which rounds down to 4 new judgeships.

<sup>2</sup> Per the Judicial Council policy adopted in 2014, an exception is made for courts with judicial FTE need of more than 0.8, but less than 1.0. For such courts, their actual judicial officer FTE need is reported without any rounding down. In 2018, there were no courts with judicial officer FTEs in the range of 0.8–1.0. See Judicial Council of Cal., Advisory Com. Rep., *Judicial Workload Assessment: 2014 Update of Judicial Needs Assessment and Proposed*

Based on the 2019 Update of the Judicial Needs Assessment, 19 courts need new judgeships, for a total need of 173 judges (Table 2). A map illustrating judge need is shown in Appendix B. The need estimate does not include judicial vacancies resulting from retirements, elevations, or other changes that have not yet been filled.<sup>3</sup>

**Table 2. Need for New Judgeships, by Court**

<b>Court</b>	<b>A</b> <b>Authorized and Funded Judicial Positions*</b>	<b>B</b> <b>2019 Assessed Judicial Need</b>	<b>C</b> <b>Number of Judgeships Needed<sup>†</sup></b> <b>(B – A)</b>	<b>D</b> <b>Percentage Judicial Need Over AJP (C / A)</b>
Imperial	11.30	12.7	1	12
Humboldt	8.00	9.8	1	22
Lake	4.70	5.9	1	26
Sutter	5.30	6.8	1	29
Tehama	4.33	5.9	1	36
Placer	14.50	17.4	2	20
Madera	9.30	11.4	2	22
Kings	8.60	11.4	2	33
Merced	12.00	15.1	3	26
Shasta	12.00	15.9	3	33
Ventura	33.00	37.7	4	14
Tulare	23.00	27.7	4	20
Stanislaus	24.00	30.0	5	25
San Joaquin	33.50	41.8	8	25
Fresno	49.00	62.2	13	27
Kern	43.00	59.1	16	37
Sacramento	72.50	93.1	20	28
Riverside	80.00	117.3	37	47
San Bernardino	88.00	137.8	49	57
<b>Total</b>			<b>173</b>	

\* Does not include the 25 judgeships authorized and funded by the 2019 Budget Act.

† Rounded down to the nearest whole number.

Revision to Methodology Used to Prioritize New Judgeships (Nov. 7, 2014), [www.courts.ca.gov/documents/jc-20141212-itemT.pdf](http://www.courts.ca.gov/documents/jc-20141212-itemT.pdf).

<sup>3</sup> Judicial vacancies are reported monthly at [www.courts.ca.gov/15893.htm](http://www.courts.ca.gov/15893.htm).

## Prioritization of New Judgeships

The California Budget Act of 2019 authorized and funded 25 new trial court judgeships upon adoption of the Judicial Council’s Judicial Needs Assessment.<sup>4</sup> Table 3 lists the twelve trial courts that will be receiving the 25 new judgeships.

The determination of which courts are to receive judgeships is based on the Judicial Council’s prioritization and ranking methodology, which considers courts with the greatest need relative to the current complement of judicial officers and the goal to improve access to courts for the greatest number of users.<sup>5</sup> The methodology was first approved by the Judicial Council in 2001 and is codified in Government Code section 69614(b). Appendix C lists the allocation order for each of the 173 judgeships needed in the California trial courts.

**Table 3. Allocation of 25 New Judgeships Approved in Budget Act of 2019**

Court	Number of New Judgeships
Fresno	2
Kern	2
Kings	1
Merced	1
Riverside	5
Sacramento	3
San Bernardino	6
San Joaquin	1
Shasta	1
Stanislaus	1
Tulare	1
Ventura	1
<b>Total</b>	<b>25</b>

## Status of Conversion of Additional SJO Positions to Family and Juvenile Assignments

As directed by Government Code section 69614(c)(3), this report also addresses the implementation of conversions of additional SJO positions (above the 16 authorized per year) that result in judges being posted to family or juvenile assignments previously held by SJOs.<sup>6</sup>

Conversions of additional positions were authorized for fiscal year 2011–12 (Gov. Code, § 69616), and under this authority 4 SJO positions were converted to judgeships—1 each in the

<sup>4</sup> Dept. of Finance, *California Budget 2019–20*, Summary: Judicial Branch, [www.ebudget.ca.gov/2019-20/pdf/Enacted/BudgetSummary/JudicialBranch.pdf](http://www.ebudget.ca.gov/2019-20/pdf/Enacted/BudgetSummary/JudicialBranch.pdf) (as of Oct. 9, 2019).

<sup>5</sup> Judicial Council of Cal., Staff Rep., *Results of statewide assessment of judicial needs including list of recommended new judgeships* (Oct. 26, 2001), [www.courts.ca.gov/documents/stateassess.pdf](http://www.courts.ca.gov/documents/stateassess.pdf).

<sup>6</sup> As authorized by Gov. Code, § 69615(c)(1)(C).

superior courts of Alameda (June 2012), Los Angeles (Jan. 2012), Orange (Jan. 2012), and Sacramento (Mar. 2012) Counties. The courts that converted those positions have confirmed that those family and juvenile calendars are now presided over by judges.

Conversions of 10 additional positions had been authorized for each fiscal year from 2013–14 through 2017–18 (Gov. Code, §§ 69617–69619.6, respectively), but no additional SJO positions above the 16 authorized per year were converted under this authority.

### **Lack of Adequate Judicial Resources Is a Barrier to Access to Justice**

The public’s right to timely access to justice should not be contingent on the resource levels in the county in which they reside or bring their legal disputes. All Californians deserve to have the proper number of judicial officers for the workload in their jurisdiction. This report highlights the critical and ongoing need for new judgeships in the superior courts.

## Appendix A. Assessed Judicial Need Compared to Authorized Positions

Court	A Authorized and Funded Judicial Positions*	B 2019 Assessed Judicial Need	C AJN - AJP (B - A)	D Percentage Judicial Need Over AJP (C / A)†
San Bernardino	88.00	137.8	49.8	57
Riverside	80.00	117.3	37.3	47
Kern	43.00	59.1	16.1	37
Tehama	4.33	5.9	1.6	36
Kings	8.60	11.4	2.8	33
Shasta	12.00	15.9	3.9	33
Sutter	5.30	6.8	1.5	29
Sacramento	72.50	93.1	20.6	28
Fresno	49.00	62.2	13.2	27
Lake	4.70	5.9	1.2	26
Merced	12.00	15.1	3.1	26
San Benito	2.30	2.9	0.6	25
Stanislaus	24.00	30.0	6.0	25
San Joaquin	33.50	41.8	8.3	25
Madera	9.30	11.4	2.1	22
Humboldt	8.00	9.8	1.8	22
Tulare	23.00	27.7	4.7	20
Placer	14.50	17.4	2.9	20
Amador	2.30	2.7	0.4	20
Ventura	33.00	37.7	4.7	14
Imperial	11.30	12.7	1.4	12
Calaveras	2.30	2.5	0.2	9
Butte	13.00	13.7	0.7	5
Yuba	5.33	5.6	0.3	5
Yolo	12.40	12.7	0.3	2
San Luis Obispo	15.00	15.2	0.2	1
Tuolumne	4.75	4.8	0.1	1
Lassen	2.30	2.3	0.0	1
Monterey	21.20	21.1	-0.1	0
Orange	144.00	143.4	-0.6	0
Sonoma	23.00	22.8	-0.2	-1
Solano	23.00	22.6	-0.4	-2
Santa Barbara	24.00	23.1	-0.9	-4
Santa Cruz	13.50	12.8	-0.7	-5
Contra Costa	42.00	39.4	-2.6	-6
Mendocino	8.40	7.6	-0.8	-9
Napa	8.00	7.3	-0.7	-9
Los Angeles	585.25	520.0	-65.2	-11
San Mateo	33.00	29.2	-3.8	-12
Glenn	2.30	2.0	-0.3	-12
San Diego	154.00	133.9	-20.1	-13
El Dorado	9.00	7.7	-1.3	-15

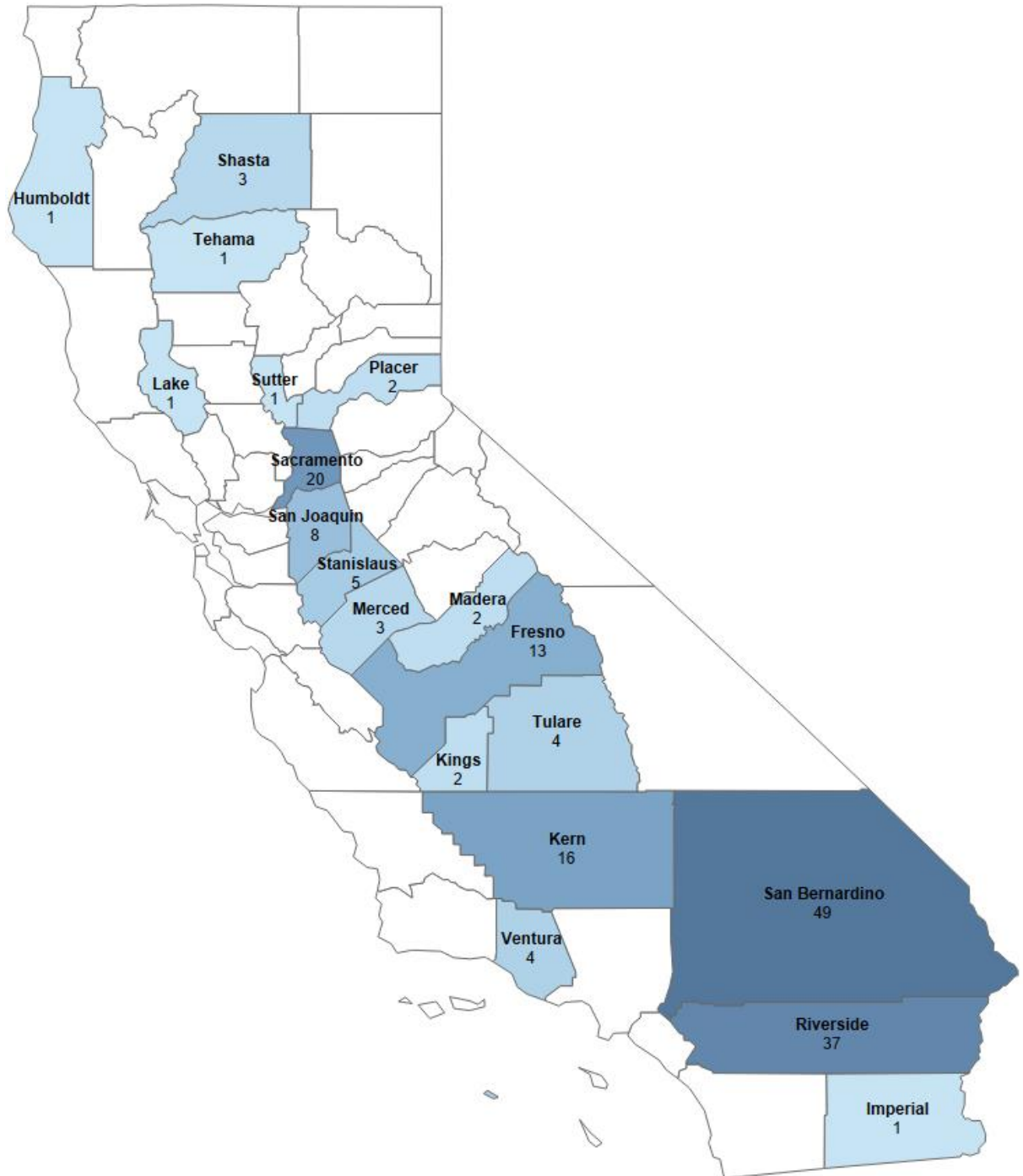


	A	B	C	D
Court	Authorized and Funded Judicial Positions*	2019 Assessed Judicial Need	AJN - AJP (B - A)	Percentage Judicial Need Over AJP (C / A)†
Santa Clara	82.00	66.8	-15.2	-19
Del Norte	2.80	2.3	-0.5	-19
Alameda	83.00	65.5	-17.5	-21
Marin	12.70	9.5	-3.2	-25
Colusa	2.30	1.7	-0.6	-26
Siskiyou	5.00	3.6	-1.4	-29
San Francisco	55.90	39.3	-16.6	-30
Inyo	2.30	1.5	-0.8	-33
Trinity	2.30	1.5	-0.8	-33
Nevada	7.60	4.8	-2.8	-36
Plumas	2.30	1.2	-1.1	-46
Mariposa	2.30	1.1	-1.2	-52
Mono	2.30	1.1	-1.2	-53
Modoc	2.30	1.0	-1.3	-58
Sierra	2.30	0.2	-2.1	-90
Alpine	2.30	0.1	-2.2	-95

\* Authorized judicial positions (AJP) include both judgeships and subordinate judicial officer positions. Authorized judgeships consist of those codified in Government Code sections 69580–69611 plus the 50 judgeships that were authorized and funded by Senate Bill 56 (Stats. 2006, ch. 390), but not the 48 judgeships that were authorized with AB 159 but never funded. The authorized judicial positions also do not include the 25 judgeships authorized and funded in California Budget Act of 2019.

† Percentages in Appendix A differ slightly from those in table 2, Need for New Judgeships, by Court. Percentages in Appendix A are calculated based on the *actual* differences between AJN and AJP, whereas the percentages in table 2 are based on *rounded-down* differences between AJN and AJP, as explained on pages 3.

**Appendix B. 2019 Judgeship Needs Map: Number of Judges Needed in California Courts Based on Workload**



## Appendix C. Allocation Order of New Judgeships

Court	Alloc. Order	Court	Alloc. Order	Court	Alloc. Order	Court	Alloc. Order
San Bernardino	1	San Bernardino	45	Fresno	89	San Bernardino	133
Riverside	2	Sacramento	46	San Bernardino	90	Riverside	134
San Bernardino	3	Tulare	47	Riverside	91	Fresno	135
Sacramento	4	Kern	48	Kern	92	San Bernardino	136
Kern	5	Fresno	49	Sacramento	93	Riverside	137
Riverside	6	San Joaquin	50	San Bernardino	94	Sacramento	138
Fresno	7	San Bernardino	51	Riverside	95	San Bernardino	139
San Bernardino	8	Imperial	52	San Bernardino	96	Kern	140
San Joaquin	9	Riverside	53	Merced	97	Riverside	141
Riverside	10	San Bernardino	54	Riverside	98	San Bernardino	142
San Bernardino	11	Ventura	55	Fresno	99	San Joaquin	143
Sacramento	12	Kings	56	San Bernardino	100	San Bernardino	144
Kern	13	Sacramento	57	Sacramento	101	Riverside	145
Stanislaus	14	Merced	58	Kern	102	Sacramento	146
Shasta	15	Riverside	59	San Joaquin	103	San Bernardino	147
Riverside	16	Kern	60	Riverside	104	Fresno	148
San Bernardino	17	San Bernardino	61	San Bernardino	105	Riverside	149
Tulare	18	Stanislaus	62	Tulare	106	San Bernardino	150
Fresno	19	Fresno	63	San Bernardino	107	Kern	151
Kings	20	Riverside	64	Sacramento	108	San Bernardino	152
Merced	21	San Bernardino	65	Riverside	109	Sacramento	153
San Bernardino	22	Placer	66	Stanislaus	110	Riverside	154
Ventura	23	Sacramento	67	Kern	111	San Bernardino	155
Sacramento	24	San Joaquin	68	San Bernardino	112	Riverside	156
Riverside	25	Riverside	69	Fresno	113	San Bernardino	157
Kern	26	San Bernardino	70	Riverside	114	Sacramento	158
Placer	27	Kern	71	San Bernardino	115	Riverside	159
San Bernardino	28	San Bernardino	72	Ventura	116	San Bernardino	160
San Joaquin	29	Riverside	73	Sacramento	117	Fresno	161
Tehama	30	Shasta	74	Riverside	118	San Bernardino	162
Madera	31	Fresno	75	San Bernardino	119	Riverside	163
Riverside	32	Sacramento	76	Kern	120	Kern	164
Sutter	33	Tulare	77	San Bernardino	121	San Bernardino	165
San Bernardino	34	San Bernardino	78	Riverside	122	Sacramento	166
Fresno	35	Madera	79	San Joaquin	123	Riverside	167
Humboldt	36	Riverside	80	Fresno	124	San Bernardino	168
Sacramento	37	Kern	81	Sacramento	125	San Bernardino	169
Stanislaus	38	San Bernardino	82	San Bernardino	126	Riverside	170
Kern	39	Stanislaus	83	Riverside	127	San Bernardino	171
Riverside	40	Sacramento	84	San Bernardino	128	Riverside	172
Lake	41	Riverside	85	Riverside	129	San Bernardino	173
San Bernardino	42	Ventura	86	San Bernardino	130		
Shasta	43	San Joaquin	87	Kern	131		
Riverside	44	San Bernardino	88	Sacramento	132		



## JUDICIAL COUNCIL OF CALIFORNIA

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# REPORT TO THE JUDICIAL COUNCIL

For business meeting on January 17, 2020

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**Title**

Judicial Branch Budget: Fiscal Year 2020–21  
Capital-Outlay Budget Change Proposals

**Agenda Item Type**

Action Required

**Effective Date**

January 17, 2020

**Rules, Forms, Standards, or Statutes Affected**

None

**Date of Report**

December 24, 2019

**Recommended by**

Judicial Branch Budget Committee  
Hon. David M. Rubin, Chair

**Contact**

Zlatko Theodorovic, 916-263-1397  
zlatko.theodorovic@jud.ca.gov

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### Executive Summary

To continue responsible reinvestment in the judicial branch allowing for greater access to justice for California's citizens, the Judicial Branch Budget Committee unanimously recommends that the Judicial Council approve the fiscal year 2020–21 capital-outlay budget change proposals to be submitted to the Department of Finance for inclusion in the updated Governor's Budget.

### Recommendation

The Judicial Branch Budget Committee recommends that the Judicial Council, effective January 17, 2020, approve the fiscal year 2020–21 capital-outlay budget change proposals (not in priority order) to be submitted to the Department of Finance:

1. Los Angeles: Los Angeles Master Plan—\$2.0 million
2. Lake: New Lakeport Courthouse—\$51.2 million
3. Mendocino: New Ukiah Courthouse—\$3.6 million
4. Nevada: New Nevada City Courthouse—\$0.4 million
5. Butte: Butte County Juvenile Hall Addition and Renovation—\$0.4 million
6. Monterey: New Fort Ord Courthouse—\$36.8 million

7. San Bernardino: San Bernardino Juvenile Dependency Courthouse Addition and Renovation—\$6.0 million
8. Solano: New Solano Hall of Justice (Fairfield)—\$18.0 million
9. Fresno: New Fresno Courthouse—\$12.4 million
10. Kern: New Ridgecrest Courthouse—\$5.8 million
11. Plumas: New Quincy Courthouse—\$6.4 million
12. Stanislaus: New Modesto Courthouse—\$11.1 million
13. Los Angeles: New Santa Clarita Courthouse—\$41.6 million

A complete description of these capital-outlay budget change proposals is provided in the Analysis/Rationale below.

### **Relevant Previous Council Action**

Under California Rules of Court, rule 10.101(b)(3), the Judicial Council must “[d]evelop the budget of the judicial branch based on the priorities established and the needs of the courts.” To that end, the council submits budget change proposals on behalf of the Supreme Court, Courts of Appeal, superior courts, Habeas Corpus Resource Center, Judicial Branch Facilities Program, and Judicial Council to the Department of Finance. The recommendations in this report are consistent with the council’s past practice under this authority.

In July 2016, the Judicial Council established the Judicial Branch Budget Committee (JBBC) to assist the council in exercising its duties under rule 10.101 with respect to the judicial branch budget. The council assigned the committee the responsibility of reviewing budget change proposals for the judicial branch, coordinating these budget change proposals, and ensuring that they are submitted to the council in a timely manner.

In July 2019, the Judicial Council approved a total of 14 fiscal year (FY) 2020–21 budget change proposals for submission to the Department of Finance on September 3, 2019. The capital-outlay budget change proposals listed above are in addition to the budget change proposals that were submitted to the Department of Finance in September 2019.

### **Analysis/Rationale**

This recommendation is consistent with the purpose of the JBBC to assist the Judicial Council in exercising its duties under rule 10.101 with respect to the judicial branch budget. The review and recommendation of budget change proposals for the judicial branch is one of the primary responsibilities of the JBBC.

Following are descriptions of each request listed above:

1. ***Los Angeles: Los Angeles Master Plan.*** Proposes \$2.0 million General Fund (cash or debt financed) for the study phase in FY 2020–21. The proposed study would analyze and develop a plan for improving and modernizing Los Angeles County court facilities, focusing on the Stanley Mosk Courthouse and Clara Shortridge Foltz Criminal Justice Center. The study will

define and validate the project scopes, sequencing, and budget information for the Mosk and Foltz projects. Part of the study would assess which outlying proposed projects need to be constructed first so that the Mosk and Foltz projects can proceed.

2. **Lake: New Lakeport Courthouse.** Proposes \$51.2 million General Fund (cash or debt financed) for the design-build phase in FY 2020–21. The project will provide construction of a new four-courtroom courthouse of approximately 45,300 building gross square feet (BGSF) in the city of Lakeport. The estimated total project cost is \$51.2 million. The project will be located on a Judicial Council–owned site. The project will increase security and expand the capacity for in-custody proceedings by replacing the existing inadequate and obsolete Lakeport Courthouse. The project will also consolidate active records storage from the leased Gateway Business Park, and provide jury assembly, child waiting rooms, and attorney-client meeting rooms that are currently lacking in the existing facility.
3. **Mendocino: New Ukiah Courthouse.** Proposes \$3.584 million General Fund (cash or debt financed) for the Performance Criteria phase in FY 2020–21. The project will provide construction of a new seven-courtroom courthouse of approximately 81,200 BGSF in the city of Ukiah. The estimated total project cost is \$89.6 million. The project will be located on a Judicial Council–owned site in Ukiah, which is the Mendocino County seat. The project will replace an existing aging building owned by the county that has no secure in-custody access or circulation, and two entire floors without elevators or ADA (Americans with Disabilities Act) accessibility
4. **Nevada: New Nevada City Courthouse.** Proposes \$400,000 General Fund (cash or debt financed) for the study phase in FY 2020–21. The project will provide construction of a new six-courtroom courthouse of approximately 80,950 BGSF in Nevada City. The estimated total project cost is \$91.8 million. The project will require acquisition of a site of approximately 3.1 acres. The project will replace the 80-year-old, county-owned Nevada City Courthouse and Annex. This new facility would include six courtrooms, including an arraignment courtroom, one large courtroom, and four multipurpose courtrooms for all criminal, civil, juvenile, family law, and probate cases. The goal of this project is to provide the Superior Court of Nevada County with a facility that meets current courthouse and safety standards.
5. **Butte: Butte County Juvenile Hall Addition and Renovation.** Proposes \$400,000 General Fund (cash or debt financed) for the acquisition, preliminary plans, and working drawings phases in FY 2020–21. The project will provide an addition of approximately 600 BGSF and the renovation of approximately 1,300 BGSF in the existing Butte County Juvenile Hall single-courtroom facility located in Oroville. The project entails adding to and renovating the existing space to improve security and the overall conditions of court space in the juvenile hall. The estimated total project cost is \$2.3 million. The project will require revisions to the joint occupancy/transfer agreement with the county to construct the project.

6. ***Monterey: New Fort Ord Courthouse.*** Proposes \$36.786 million General Fund (cash or debt financed) for the acquisition and performance criteria phases in FY 2020–21. The project will provide construction of a new seven-courtroom courthouse of approximately 83,000 BGSF at Fort Ord. The estimated total project cost is \$130.1 million. The project will require acquisition of a site of approximately 1.85 acres. The New Fort Ord Courthouse will allow the court to consolidate most family law and civil operations in one location and vacate three court facilities—the Monterey Courthouse, the Salinas Annex (Gabilan Street), and the juvenile detention facility.
7. ***San Bernardino: San Bernardino Juvenile Dependency Courthouse Addition and Renovation.*** Proposes \$5.975 million General Fund (cash or debt financed) for the acquisition and preliminary plans phases in FY 2020–21. The project provides for approximately an additional 4,500 BGSF for two courtrooms and a lobby expansion at the current Juvenile Dependency Courthouse in San Bernardino. This expansion would increase the total number of courtrooms in this facility to six. The estimated total project cost is \$8.8 million. The project will require revisions to the joint occupancy/transfer agreement with the county to construct the project. The goal of this project is to meet the critical need for additional courtrooms available to accommodate caseload, which is currently averaging around 800 cases per department. Additional support space to the courthouse is also needed to address overcrowding in the lobby and public service areas, and to separate incompatible populations who visit this courthouse. Courthouse expansion will allow the court to ensure case disposition for juvenile dependency cases, improve security screening, and address overcrowding in public areas.
8. ***Solano: New Solano Hall of Justice (Fairfield).*** Proposes \$18.007 million General Fund (cash or debt financed) for the acquisition and performance criteria phases in FY 2020–21. The project will provide construction of a new 12-courtroom courthouse of approximately 141,000 BGSF in the city of Fairfield (Solano County). The total estimated project cost is \$170.2 million. The project will require acquisition of a site of approximately 2.94 acres. The project will replace the existing Solano County Hall of Justice (HOJ) and entails constructing a new 12-courtroom main courthouse at or near the Fairfield court campus. The existing HOJ is a county-owned building with the court occupying about 60 percent of the space. The HOJ replacement would include one large and 11 multipurpose courtrooms serving criminal, civil, family law, juvenile, probate, and traffic case types.
9. ***Fresno: New Fresno Courthouse.*** Proposes \$12.4 million General Fund (cash or debt financed) for the acquisition phase in FY 2020–21. The project will provide construction of a new 36-courtroom courthouse of approximately 413,300 BGSF in the city of Fresno. The estimated total project cost is \$483.1 million. The project will require acquisition of a site of approximately 2.09 acres. The project would replace the Fresno County Courthouse (27 courtrooms and most of court administration), the court space in the North Annex Jail (2 courtrooms), the court space in the M Street Courthouse (5 courtrooms) and provide an additional two courtrooms.

10. ***Kern: New Ridgecrest Courthouse.*** Proposes \$5.815 million General Fund (cash or debt financed) for the acquisition and performance criteria phases in FY 2020–21. The project will provide construction of a new two-courtroom courthouse of approximately 33,500 BGSF in or near the city of Ridgecrest. The estimated total project cost is \$42.2 million. The project will require acquisition of a site of approximately 1.85 acres. The new two-courtroom facility will feature one multipurpose courtroom and one large courtroom suitable for jury assembly, arraignments, traffic court, high-profile cases, or class-action suits. Space will be provided in the facility for central holding, self-help, and family law facilitator services. The project will consolidate the Ridgecrest Justice Center Main and Division B Courtroom facilities.
11. ***Plumas: New Quincy Courthouse.*** Proposes \$6.38 million General Fund (cash or debt financed) for the acquisition and performance criteria phases in FY 2020–21. The project will provide construction of a new three-courtroom courthouse of approximately 53,600 BGSF in the city of Quincy in Plumas County. The project will require acquisition of a site of approximately 1.88 acres. The estimated total project cost is \$65.9 million. The New Quincy Courthouse would include one arraignment and two multipurpose courtrooms. A new, modern courthouse will allow the court to provide basic services not currently provided to county residents due to space limitations and address multiple code deficiencies
12. ***Stanislaus: New Modesto Courthouse.*** Proposes \$11.1 million General Fund (cash or debt financed) for the working drawings and construction phases in FY 2020–21. The project will provide construction of three unfinished courtrooms in the New Modesto Courthouse. The project will allow the court to consolidate all operations into the New Modesto Courthouse as well as provide courtroom space for a newly approved and funded judgeship. The total project cost is \$11.1 million.
13. ***Los Angeles: New Santa Clarita Courthouse.*** Proposes \$41.592 million General Fund (cash or debt financed) for the acquisition phase in FY 2020–21. This project will provide construction of a new 24-courtroom courthouse of approximately 278,000 BGSF in Santa Clarita. The estimated total project cost is \$345 million. The project will require acquisition of a site of approximately 4.53 acres. The project will replace three existing buildings and allow for relocation of dockets from another building. The project will consolidate court operations, relieve current space shortfall, improve security, and replace inadequate and obsolete facilities in the North Valley District of Los Angeles County. In addition, this project allows for relocation of 19 dockets of caseload from the Stanley Mosk Courthouse.

These capital-outlay budget change proposals will be executed as identified in the *Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2020–21*. In addition, the JBBC reviewed recommendations from the Court Facilities Advisory Committee as part of its efforts to determine which requests to recommend moving forward.

### **Policy implications**

The JBBC at its March 2019 meeting deferred approval of a judicial branch capital-outlay projects funding request pending completion of the assessment of judicial branch facilities as



required in the Budget Act of 2018. The Judicial Council at its November 2019 meeting adopted the *Revision of Prioritization Methodology for Trial Court Capital-Outlay Projects* and resultant *Statewide List of Trial Court Capital-Outlay Projects* prioritized on needs-based/cost-based scores.

### **Comments**

These items were not circulated for public comment. However, the meeting considering these items was open to the public. Public comment was received prior to the JBBC meeting on December 19, 2019, and was circulated to the members in advance of the meeting.

### **Alternatives considered**

The JBBC was presented with a list of 13 capital-outlay budget change proposals as identified in the *Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2020–21*. The JBBC had the option to choose to approve any number of these proposals to move forward for submission. The recommended list represents the result of deliberation by the JBBC and reflects decisions made based on information from that plan. The JBBC opted not to prioritize the list of capital-outlay budget change proposals to provide the Chief Justice and the Administrative Director with discretion and flexibility in advocacy efforts.

### **Fiscal and Operational Impacts**

Costs associated with the implementation of the proposed capital-outlay budget change proposals for needs such as Judicial Council staffing are yet to be determined. To the extent additional resources are determined to be necessary, the Judicial Council may request those resources in conjunction with these proposals.

### **Attachments and Links**

None.