



JUDICIAL BRANCH BUDGET COMMITTEE

MINUTES OF OPEN MEETING WITH CLOSED SESSION

May 17, 2023

1:00 p.m. - 4:30 p.m.

<https://jcc.granicus.com/player/event/2736>

Advisory Body Members Present: Hon. David M. Rubin, Chair; Hon. Ann Moorman, Vice Chair; Hon. Carin Fujisaki; Hon. Maria Lucy Armendariz; Hon. C. Todd Bottke; Hon. Harold W. Hopp; Mr. David H. Yamasaki; and Ms. Rachel W. Hill

Advisory Body Members Absent: Hon. Brad R. Hill

Others Present: Hon. Jonathan Conklin; Mr. John Wordlaw, Mr. Zlatko Theodorovic, Ms. Fran Mueller, Ms. Angela Cowan, Ms. Marcela Eggleton, Mr. Don Will, Ms. Audrey Fancy, Ms. Anna Maves, Mr. Chris Belloli, Ms. Deidre Benedict, Mr. Michael Sun, Ms. Rose Lane, Mr. Nick Armstrong, Ms. Heather Pettit, Ms. Pella McCormick, Mr. John Larson, Mr. Matt Espenshade, Mr. Tamer Ahmed, and Ms. Francine Byrne

OPEN MEETING

Call to Order and Roll Call

The chair called the meeting to order at 1:00 p.m. and took roll call.

Approval of Minutes

The advisory body reviewed and approved the minutes of the March 14, 2023 Judicial Branch Budget Committee meeting.

DISCUSSION AND ACTION ITEMS (ITEMS 1-8)

Item 1: 2023-24 Community Assistance, Recovery, and Empowerment (CARE) Act Allocations Methodology (Action Required)

Consideration of a Trial Court Budget Advisory Committee (TCBAC) recommendation on a methodology for 2023-24 CARE Act Allocations.

Action: The Budget Committee unanimously voted to adopt the TCBAC recommendation to approve the following recommendations for consideration by the Judicial Council:

1. Approve, for Cohort One courts implementing the CARE Act, an allocation methodology that employs the Workload Formula with a base of 25 CARE Act cases, calculated at \$93,225, for 2023-24.
2. Approve, for Cohort One courts implementing the CARE Act, an allocation methodology that employs the Workload Formula with a base of \$98,000, pro-rated to the amount of funding

Cohort One courts are estimated to receive in 2024-25 when all courts are implementing the CARE Act.

3. *Approve, for Cohort Two courts, an allocation methodology that employs the Workload Formula with a base of \$98,000, pro-rated to the amount that remains after the allocation described in Recommendation 2 and is reduced by 0.5 percent to hold as a reserve for Cohort One courts that require additional program funding. Any unspent funding from the court allocations and this reserve will be redistributed through the reallocation process and via the approved methodology.*
4. *Direct Judicial Council staff to survey Cohort One courts by February 2024 and bring a reallocation proposal to the TCBAC for March 2024 Judicial Council action.*

Item 2: 2023-24 Court-Appointed Dependency Counsel Allocations (Action Required)

Consideration of a TCBAC recommendation on 2023-24 allocations for court-appointed dependency counsel.

Action: The Budget Committee unanimously voted to adopt the TCBAC recommendation to approve the 2023-24 court-appointed dependency counsel funding allocations, as outlined in Attachment A, for consideration by the Judicial Council at its July 20-21, 2023 business meeting.

Item 3: 2023-24 AB 1058 Funding Methodologies and Allocations (Action Required)

Consideration of a TCBAC recommendation on 2023-24 methodologies and allocations for the child support commissioner and family law facilitator program.

Action: The Budget Committee unanimously voted to adopt the TCBAC recommendation to approve the following recommendations for consideration by the council at its business meeting on July 20-21, 2023:

1. *Approve the recommended base allocation for the Child Support Commissioner program for 2023-24 and 2024-25, as described below and stated in Attachment A, maintaining the current funding methodology approved by the council in 2019, with updated workload data;*
2. *Approve the recommended base allocation for the Family Law Facilitator program for 2023-24 and 2024-25, as described below and stated in Attachment B, maintaining the current funding methodology approved by the council in 2021, with updated population data; and*
3. *Approve the committee's recommendation for 2023-24 Assembly Bill 1058 Program court funding comprised of the base funding allocations derived from recommendations 1 and 2 and the federal drawdown funding based on the methodology adopted by the Judicial Council in January 2019, as stated in Attachments C1 and C2.*

Item 4: 2023-24 Court Reporter Allocations (Action Required)

Consideration of a TCBAC recommendation on 2023-24 allocations for \$30 million in court reporter funding.

Action: The Budget Committee unanimously voted to adopt the TCBCAC recommendation to approve the allocation of \$30 million, to increase the number of court reporters in family and civil law case types, to the trial courts on a proportional basis using the council-approved methodology with updated Assessed Judicial Need data based on the 2022 Judicial Needs Assessment as outlined in Attachment for consideration by the council.

Item 5: 2023-24 Pretrial Allocations (Action Required)

Consideration of a TCBCAC recommendation on 2023-24 pretrial allocations and funding floor adjustment.

Action: The Budget Committee unanimously voted to adopt the TCBCAC recommendation to approve the 2023-24 allocations for Pretrial Release funding, as outlined in Attachment 4A, for consideration by the Judicial Council at its July 21, 2023 business meeting.

Item 6: 2023-24 Allocations from the State Trial Court Improvement and Modernization Fund (IMF) (Action Required)

Consideration of TCBCAC recommendations on 2023-24 allocations from the IMF.

Action: The Budget Committee unanimously voted to adopt the TCBCAC recommendation to approve a total of \$45.2 million in preliminary allocations for 2023-24 from the IMF for consideration by the council at its July 20-21, 2023 business meeting.

Item 7: 2023-24 Allocations from the Trial Court Trust Fund (TCTF) and Trial Court Allocations (Action Required)

Consideration of TCBCAC recommendations on 2023-24 allocations from the TCTF and 2023-24 trial court allocations, including proposed funding, interpreter funding, and the Workload Formula.

Action: The Budget Committee unanimously voted to adopt the TCBCAC recommendation to approve the following for consideration by the council at its business meeting on July 20-21, 2023:

1. *Base, discretionary, and non-discretionary programs from the TCTF of \$3 billion, including:*
 - a. *GF allocation of \$50.0 million for support for operation of the trial courts; and*
 - b. *GF allocation of \$68.8 million for employee benefits.*
2. *As a subset of the \$3 billion total allocation, approve a Workload Allocation of \$2.5 billion based on methodologies approved by the Judicial Council.*

Item 8: 2024-25 Budget Change Concepts (Action Required)

Review of 2024-25 judicial branch Budget Change Concepts.

Action: The Budget Committee unanimously voted to recommend to the Judicial Council, at its July 20-21, 2023 business meeting, the following budget change proposal concepts be developed into budget change proposals for submission to the State Department of Finance in September 2023:

1. 24-01 – Statewide External Audit Program,
2. 24-02 – Courts of Appeal Court-Appointed Counsel Program,
3. 24-04 – Trial Court Facilities Maintenance and Utilities
4. 24-05 – Facility Modifications Prioritization and Costs
5. 24-12 – Capital Outlay Funding FY 2024-25 through 2028-29
6. 24-15 – Court-Based Self-Help Centers
7. 24-17 – Habeas Corpus Resource Center Case Team Staff and Establishment of Los Angeles Office
8. 24-18 – Inflationary Adjustment for Trial Courts
9. 24-19 – Funding for 50 New Judgeships
10. 24-20 – Maintaining a Sufficient Pool of Competency to Stand Trial Court Evaluators.

INFORMATION ONLY ITEMS (NO ACTION REQUIRED)

Info: 1 2023-24 Self-Help Annual Update

Annual informational update of the three-year average population data from the California Department of Finance, Demographic Research Unit, and population estimates for cities, counties, and the state.

Action: No action was taken.

Info 2: 2023-24 May Revision Budget Update (No Action Required)

Update on the 2023-24 May Revision to the Governor's Budget.

Action: No action was taken.

A D J O U R N M E N T

There being no further open meeting business, the meeting was adjourned at 4:20 p.m.

C L O S E D S E S S I O N

**Item 1 Innovations Grant Program (California Rule of Court, Rule 10.75 (D)(9))
*Review and discussion of administrative matters regarding Innovations Grant.***

Adjourned closed session at 4:51 p.m.

Approved by the advisory body on June 6, 2023.