



JUDICIAL COUNCIL
OF CALIFORNIA

TRIAL COURT BUDGET
ADVISORY COMMITTEE

www.courts.ca.gov/tcbac.htm
tcbac@jud.ca.gov

TRIAL COURT BUDGET ADVISORY COMMITTEE

FUNDING METHODOLOGY SUBCOMMITTEE

MINUTES OF OPEN MEETING

May 21, 2018

12:00 p.m. – 1:30 p.m.

Conference Call: 1-877-820-7831, Listen only code: 1884843

Advisory Body Members Present: Judges: Hon. Jonathan B. Conklin (Co-Chair), Hon. Joyce D. Hinrichs and Hon. Paul M. Marigonda.

Executive Officers: Ms. Rebecca Fleming (Co-Chair), Ms. Sherri R. Carter, Ms. Kimberly Flener, Mr. Jeffrey E. Lewis, Mr. Michael D. Planet, and Ms. Tania Ugrin-Capobianco.

Advisory Body Members Absent: Judges: Hon. Mark Ashton Cope.

Executive Officers: Mr. Michael M. Roddy.

Others Present: Mr. John Wordlaw (phone), Mr. Zlatko Theodorovic, Ms. Lucy Fogarty, Ms. Brandy Sanborn, Ms. Leah Rose-Goodwin, Ms. Kristin Greenaway, Mr. James Baird, and Ms. Bonnie Hough.

OPEN MEETING

Call to Order and Roll Call

The chair called the meeting to order at 12:01 p.m. and roll was called.

Approval of Minutes

The advisory body reviewed and approved the minutes of the March 26, 2018 Funding Methodology Committee Meeting.

ACTION ITEMS (ITEMS 1-3)

Item 1 – Funding Methodology Subcommittee Work Plan (Action Required)

Review and update work plan including prioritization of Workload-based Allocation and Funding Methodology (WAFM) Adjustment Requests referred by the Trial Court Budget Advisory Committee.

Presenter(s)/Facilitator(s): Ms. Lucy Fogarty, Deputy Director, Judicial Council Budget Services

Action: The Funding Methodology Subcommittee unanimously approved the following:

Item 1A: The subcommittee reviewed changes made at the March 26, 2018 FMS meeting to the work plan including:

- *Moving new judgeship funding to 2019-20*
- *Marking Item 6 (Evaluate Special Circumstances Funding) as completed*
- *Moving Item 7 (Evaluate impact of JCC and other provided services) to 2019-20.*

Item 1B: The subcommittee reviewed proposed changes and clarifications to the work plan that were not previously reviewed at the March 26 meeting, including:

- *Eliminating item 1B (review and evaluate funding methodology) because this item was completed as of January 2018.*
- *Added language to item 3 (self-help funding allocations) to specify that allocation methodology would be worked on in 2019-20.*
- *Clarified in item 9 that the floor updates would be presented to TCBCAC in December.*
- *Added language to clarify in item 10 that the purpose of the updates is to identify potential impacts on workload and also to revise the timing of the updates to bi-annually rather than quarterly.*
- *Make a technical change to item 11 to include the Workload Assessment Advisory Committee as one of the members of the joint working group.*

As a result of discussion concerning item 3, it was decided that this item would be brought to FMS at its July 2018 meeting. There was further discussion about whether item 1B should be completely eliminated. It was determined that it could be removed from the work plan, but added to the narrative at the top of the subcommittee's work plan to make it clear that this is an ongoing responsibility of the subcommittee.

The revisions to Item 1B were unanimously approved.

Item 1C: WAFM Adjustment Request Procedure (ARP) referrals. The subcommittee heard summaries of ARP referrals from the Superior Courts of Del Norte and Stanislaus. The Del Norte request will be reviewed by the subcommittee as part of its review of the cluster 2 court adjustments, scheduled for 2018-19. The Stanislaus request relates to item 8 of the subcommittee's work plan (evaluate how to include unfunded costs- courthouse construction), scheduled for review in 2019-20. The subcommittee considered whether to change the review period for courthouse construction, but did not make a change.

Item 1C was approved as submitted.

Item 2 – 2018-19 Self Help Funding Allocations (Action Required)

Consider allocations for self-help funding for 2018-19.

Presenter(s)/Facilitator(s): Ms. Kristin Greenaway, Supervisor, Judicial Council Budget Services and Ms. Bonnie Rose Hough, Managing Attorney, Judicial Council Center for Families, Children, and the Courts

Action: The Funding Methodology Subcommittee unanimously approved the 2018-19 self-help allocations, contingent on additional self-help funding being provided in the Budget Act of 2018. The 2018-19 allocations are based on updated (2017) population data.

The subcommittee also unanimously approved the policy decision to use updated population data for self-help allocations for 2018-19. In the event there are not additional funds for self-help in the Budget Act of 2018, existing self-help funding will be allocated using updated population data.

Item 3 – Simplified Displays (Action Required)

Consider displays for trial court allocations beginning in 2018-19.

Presenter(s)/Facilitator(s): Ms. Brandy Sanborn, Manager, Judicial Council Budget Services

Action: The Funding Methodology Subcommittee determined that restricted funding, such as Children’s Waiting Room or Court Appointed Dependency Counsel funding should be included in the complex displays, but that their inclusion in the simplified displays might be confusing to the lay reader. With that change, the subcommittee unanimously approved the WAFM displays.

INFORMATION ONLY ITEM (ITEM 1-2)

Info 1 – Budget Update

Update on the 2018-19 budget.

Presenter(s)/Facilitator(s): Mr. Zlatko Theodorovic, Director, Judicial Council Budget Services

Action: No action taken

Info 2 –Cluster 2 Review

Update on the review of the cluster 2 courts.

Presenter(s)/Facilitator(s): Ms. Kristin Greenaway

The review will consist of first examining the elements of RAS and WAFM that utilize clusters as a basis for making model updates. Then, the review will expand to consider other elements, like population, that might affect clusters. Finally, the workload studies will incorporate additional analysis based on clusters, though a longer-term issue. The review will

Action: No action taken

ADJOURNMENT

There being no further business, the meeting was adjourned at 1:03 p.m.

Approved by the advisory body on July 12, 2018.