



# JUDICIAL COUNCIL OF CALIFORNIA

TRIAL COURT BUDGET  
ADVISORY COMMITTEE

[www.courts.ca.gov/tcbac.htm](http://www.courts.ca.gov/tcbac.htm)  
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## TRIAL COURT BUDGET ADVISORY COMMITTEE FUNDING METHODOLOGY SUBCOMMITTEE

### MINUTES OF OPEN MEETING

July 12, 2018

10:00 a.m. – 3:00 p.m.

455 Golden Gate Avenue, San Francisco, CA

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**Advisory Body Members Present:** Judges: Hon. Jonathan B. Conklin (Cochair), Hon. Daniel J. Buckley; Hon. Mark Ashton Cope, Hon. Joyce D. Hinrichs, and Hon. Paul M. Marigonda.

Executive Officers: Ms. Rebecca Fleming (Cochair), Ms. Sherri R. Carter, Ms. Kimberly Flener, Mr. Michael D. Planet, Mr. Michael M. Roddy, and Ms. Tania Ugrin-Capobianco.

**Advisory Body Members Absent:**

**Others Present:** Ms. Lucy Fogarty, Ms. Brandy Sanborn, Ms. Leah Rose-Goodwin, Ms. Kristin Greenaway, Mr. Catrayel Wood, Mr. Chad Finke, Mr. Colin Simpson, and Mr. David Yamasaki.

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#### OPEN MEETING

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##### Call to Order and Roll Call

The chair called the meeting to order at 10:00 a.m., and took roll call.

##### Approval of Minutes

The advisory body reviewed and approved the minutes of the May 21, 2018, Funding Methodology Subcommittee meeting.

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#### DISCUSSION AND ACTION ITEMS (ITEMS 1-7)

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##### Item 1

##### Funding Methodology Subcommittee (FMS) Work Plan

Updates to the FMS work plan.

**Action:** *The FMS voted unanimously to approve the changes to the work plan and made the following additional changes:*

*Add the following two items to 2018-19*

- *Develop policy parameters regarding an allocation methodology for trial courts that exceed 100% of their need.*

- *Review court-appointed dependency allocations and determine allocation methodology for 2019-20.*

*Move item 7 to 2018-19 and amend it to read: Evaluate how to include unfunded costs for facilities – courthouse construction, maintenance and modifications, including a review of the WAFM adjustment request from Stanislaus Superior Court, submitted on January 16, 2018.*

## **Item 2**

### **Allocation of \$75 Million in New Funding**

Allocation methodology for the \$75 million in new funding provided in the Budget Act of 2018.

**Action:** *The FMS voted unanimously to recommend Option 2a for allocation of the \$75 million in discretionary funding. Option 1 was considered as an alternative for 2018-19 only but is not supported as it is inconsistent with the Judicial Branch's continued support to allocate funding via the Workload-based Allocation and Funding Methodology pursuant to its existing policy.*

## **Item 3**

### **Methodology for Courts Exceeding 100% of WAFM Need**

Discuss policy parameters for 2019-20 and beyond regarding allocations for courts exceeding 100% of their WAFM need.

**Action:** *No action taken.*

## **Item 4**

### **Allocation Methodology for 2019-20 Self-Help Funding**

Allocation methodology for all self-help funding beginning in 2019-20.

**Action:** *The FMS voted unanimously to:*

1. *Adopt a three-year population update schedule using a three-year average of census data from the California Department of Finance, Demographic Research Unit, Population Estimates for Cities and Counties and the State. The next update would be for 2021-22.*
2. *Maintain the current baseline allocation of \$34,000 per courts and revisit in 2021 after the November 30, 2020 report to the Legislature.*

## **Item 5**

### **Allocation Methodology for Interpreter Program Shortfall**

Discuss a methodology for allocating a shortfall in the event that Court Interpreter Program has insufficient funds to cover all eligible reimbursements.

**Action:** *Based on the current projections indicating a \$3.4 million shortfall in the current year, the FMS voted unanimously to discontinue reimbursement for interpreters in all civil case types effective October 1, 2018.*

**Item 6**

**Cluster 2 Court Review**

Update regarding work plan item 4 and the review of the WAFM adjustment request submitted by Del Norte Superior Court on January 8, 2018.

*Action: No action taken.*

**Item 7**

**All Trial Court Funding Sources**

Consider all funding sources and determine allocation models.

*Action: No action taken.*

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**A D J O U R N M E N T**

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There being no further business, the meeting was adjourned at 2:01 p.m.

Approved by the advisory body on October 18, 2018.