



JUDICIAL COUNCIL OF CALIFORNIA

TRIAL COURT BUDGET
ADVISORY COMMITTEE

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TRIAL COURT BUDGET ADVISORY COMMITTEE

MINUTES OF OPEN MEETING

October 18, 2018

12:15 p.m. - 1:30 p.m.

JCC Boardroom, 455 Golden Gate Avenue, San Francisco, CA 94102

Advisory Body Members Present: Judges: Hon. Jonathan B. Conklin (Chair), Hon. Jeffrey B. Barton, Hon. Andrew S. Blum, Hon. Daniel J. Buckley, Hon. Mark A. Cope, Hon. Jill C. Fannin, Hon. Kimberly A. Gaab, Hon. Charles Margines, Hon. Gary Nadler, and Hon. B. Scott Thomsen.

Executive Officers: Ms. Rebecca Fleming (Vice Chair), Ms. Kim Bartleson, Ms. Sherri Carter, Mr. Chad Finke, Mr. Kevin Harrigan, Mr. Michael D. Planet, Mr. Michael M. Roddy, Ms. Linda Romero-Soles, Mr. Brian Taylor, Ms. Tania Ugrin-Capobianco, and Mr. David Yamasaki.

Judicial Council Staff Advisory Members: Mr. John Wordlaw and Mr. Zlatko Theodorovic

Advisory Body Members Absent: Hon. Brian McCabe, Hon. Teri Jackson, and Ms. Kim Turner.

Others Present: Ms. Lucy Fogarty, Ms. Leah Rose-Goodwin, Ms. Brandy Sanborn, Ms. Melissa Ng, and Ms. Donna Newman.

OPEN MEETING

Call to Order and Roll Call

The chair called the meeting to order at 12:18 p.m. and took roll call.

Approval of Minutes

The advisory body reviewed and approved the minutes of the July 31, August 7, and August 14, 2018 Trial Court Budget Advisory Committee meetings.

DISCUSSION AND ACTION ITEMS (ITEMS 1-2)

Item 1- AB 1058 Allocation Recommendation (Action Required)

Consideration of a report from the AB 1058 Funding Allocation Joint Subcommittee regarding the allocation methodology for the commissioner component of the child support program.

Presenter(s)/Facilitator(s): Hon. Mark A. Cope, Cochair, AB 1058 Funding Allocation Joint Subcommittee

Ms. Anna Maves, Supervising Attorney/AB 1058 Program Manager,
Judicial Council Center for Families, Children, & the Courts
Ms. Leah Rose-Goodwin, Manager, Judicial Council Budget Services

Action: The Trial Court Budget Advisory Committee unanimously approved for submission to the Judicial Council the AB 1058 Funding Allocation Joint Subcommittee recommendations with a modification to recommendation 2 language and insertion of recommendation 5 below:

1. Approve a new funding methodology for the AB 1058 child support commissioner program base funding that is workload based and employs the same workload and cost structures as WAFM described below and set forth in Attachment A.
2. Begin reallocating AB1058 child support commissioner program base grant funds based upon that methodology in fiscal year 2019-2020 as set forth in Attachment B and described below to ensure that funding changes are capped *at 5%* and smaller courts can continue to operate their programs.
3. Direct the Family and Juvenile Law Advisory Committee to review the implementation of the AB 1058 funding methodology, including its impact on the performance of the program as federally mandated.
4. Direct the Family and Juvenile Law Advisory Committee to make a recommendation for AB 1058 funding a minimum service level for smaller courts for fiscal year 2021-2022.
5. *Continue reallocation of funds every two years beginning with 2021-22 considering the recommendation of the Family and Juvenile Law Advisory Committee as presented to the Trial Court Budget Advisory Committee.*
6. Maintain the current funding methodology for the Family Law Facilitator program until fiscal year 2021-2022.
7. Direct the Family and Juvenile Law Advisory Committee to gather information and make recommendations to TCBCAC for fiscal year 2021-2022 on a funding methodology for Family Law Facilitators.
8. Direct the Family and Juvenile Law Advisory Committee to make recommendations concerning allocation of federal title IV-D draw down funds (to be matched by the trial courts) beginning in fiscal year 2019-2020 that allocate each court its proportion of the total funds up to the amount the court requests and is prepared to match.

Item 2- 2018-19 \$75 Million New Funding (Action Required)

Consideration of how the new funding impacts the Workload-based Allocation and Funding Methodology need.

Presenter(s)/Facilitator(s): Hon. Jonathan B. Conklin, Chair, Trial Court Budget Advisory Committee
Ms. Leah Rose-Goodwin, Manager, Judicial Council Budget Services

Action: The Trial Court Budget Advisory Committee unanimously approved the recommendation of the Judicial Council staff as below:

1. The \$3.6 million for cluster 1 courts to fund them at 100 percent of funding need should be reflected in the WAFM section of the allocation (yellow).
2. The \$0.8 million for court-provided, non-sheriff security should be reflected in the Other Allocations section (brown). Once the Resource Assessment Study has been updated to incorporate court reporters in family law into the model, the allocations should be reflected in the WAFM section of the allocation (yellow).
3. The \$10 million for court reporters in family law should be reflected in the Other Allocations section (brown) unless the court demonstrates that their family law court reporting services are fully staffed and the dollars become discretionary in nature. Under that circumstance, the allocation should be reflected in the WAFM section of the allocation (yellow).
4. The \$60.6 million identified as discretionary should be reflected in the WAFM section of the allocation (yellow).

INFORMATION ONLY ITEMS (INFO 1 - 4)

Info 1 - Workload-based Allocation and Funding Methodology (WAFM) Adjustment Request Process (ARP)

Provide a reminder of the ARP submission process as it relates to requesting or recommending a WAFM adjustment.

Presenter(s)/Facilitator(s): Hon. Daniel J. Buckley, Cochair, Funding Methodology Subcommittee Meeting
Ms. Rebecca Fleming, Cochair, Funding Methodology Subcommittee
Ms. Leah Rose-Goodwin, Manager, Judicial Council Budget Services

Info 2 - Trial Court Trust Fund (TCTF) Revenue Backfill Shortfall

Update Final update on the 2017-18 TCTF shortfall.

Presenter(s)/Facilitator(s): Ms. Donna Newman, Supervisor, Judicial Council Budget Services

Info 3 - Children's Waiting Room (CWR) Cap Adjustment

First annual report requirement of three trial court balances with cap adjustments.

Presenter(s)/Facilitator(s): Ms. Melissa Ng, Senior Budget Analyst, Judicial Council Budget Services

Info 4 - Discussion

General Discussion

Presenter(s)/Facilitator(s): Hon. Jonathan B. Conklin, Chair, Trial Court Budget Advisory Committee

ADJOURNMENT

There being no further business, the meeting was adjourned at 1:15 p.m.

Approved by the advisory body on December 13, 2018.