



JUDICIAL COUNCIL OF CALIFORNIA

TRIAL COURT BUDGET
ADVISORY COMMITTEE

www.courts.ca.gov/tcbac.htm

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TRIAL COURT BUDGET ADVISORY COMMITTEE

MINUTES OF OPEN MEETING

August 12, 2020

12:00 p.m. – 1:30 p.m.

<http://jcc.granicus.com/player/event/988?>

Advisory Body Members Present: Judges: Hon. Jonathan B. Conklin (Chair), Hon. Jeffrey B. Barton, Hon. Daniel J. Buckley, Hon. Mark A. Cope, Hon. Jill C. Fannin, Hon. Kimberly Gaab, Hon. Joyce D. Hinrichs, Hon. Patricia L. Kelly, Hon. Charles Margines, Hon. Deborah A. Ryan, and Hon. B. Scott Thomsen.

Executive Officers: Ms. Rebecca Fleming (Vice Chair), Ms. Kim Bartleson, Ms. Sherri Carter, Ms. Nancy Eberhardt, Mr. Chad Finke, Mr. Shawn Landry, Mr. Mr. Michael D. Planet, Mr. Chris Ruhl, Mr. Neal Taniguchi, Mr. Brian Taylor, Ms. Kim Turner, and Mr. David Yamasaki.

Advisory Body Members Absent: None.

Others Present: Mr. John Wordlaw, Ms. Fran Mueller, Mr. Zlatko Theodorovic, Ms. Brandy Olivera, Ms. Michele Allan, Mr. Catrayel Wood, Mr. Don Will, and Ms. Anna Maves.

OPEN MEETING

Call to Order and Roll Call

The chair welcomed the members, called the meeting to order at 12:00 p.m., and took roll call.

DISCUSSION AND ACTION ITEMS (ITEMS 1-3)

Item 1 - AB 1058 Budget Reduction (Action Required)

Consideration of a Family and Juvenile Law Advisory Committee recommendation for an updated allocation methodology that takes into consideration a \$7 million contract reduction for the AB 1058 child support program with the Department of Child Support Services in 2020-21.

Presenter(s)/Facilitator(s): Mr. Don Will, Deputy Director, Judicial Council Center for Families, Children & the Courts

Ms. Anna Maves, Supervising Attorney, Judicial Council Center for Families, Children & the Courts

Action: TCBCAC unanimously voted to recommend that the Judicial Council, effective July 1, 2020:

1. Approve the committee's recommended reduction for funding of child support commissioners for FY 2020-21, as set forth in Attachment A1. This methodology distributes 75 percent of the \$7 million reduction to the child support commissioners based on the FY 2020-21 allocation approved by the Judicial Council in January 2019. Additionally, the methodology applies the reduction based on courts' child support commissioner workload by establishing a 4 percent band around the statewide average funding level (2 percent above the average funding level and 2 percent below) and includes the following criteria:
 - a. Courts within the band take a pro rata reduction, but do not fall outside the band;
 - b. Courts above the band take up to an additional 1 percent cut from those within the band without falling into the band;
 - c. Courts below the band take up to 1 percent less of a cut than those within the band; and
 - d. Cluster 1 courts are held to a cut of 50 percent of the percentage reduction taken by courts within the band.
2. Approve the committee's recommended reduction for funding of family law facilitators for FY 2020-21, as set forth in Attachment A2. This methodology distributes 25 percent of the \$7 million reduction to the family law facilitators based on the FY 20-21 allocation approved by the Judicial Council in March 2020. Additionally, the methodology applies the reduction pro rata, holding the cluster 1 courts to 50 percent of the pro rata reduction.
3. Approve the committee's recommendation for FY 2020-21 AB 1058 program funding for the courts for the total base funding allocations derived from recommendations 1 and 2, and the application of the additional federal drawdown funding, as displayed in Attachment C1 and C2.

Item 2 - 2020-21 Court Interpreter Program (CIP) Methodology (Action Required)

Consideration of an Ad Hoc Interpreter Subcommittee recommendation for a 2020-21 allocation methodology for the CIP, not to exceed the current appropriation, while the Ad Hoc Interpreter Subcommittee continues working with Judicial Council staff on a long-term, data-based solution to address the program's ongoing funding shortfall.

Presenter(s)/Facilitator(s): Mr. David Yamasaki, Member, Ad Hoc Interpreter Subcommittee
Mr. Catrayel Wood, Senior Analyst, Judicial Council Budget Services

Action: TCBCAC unanimously voted to approve the recommendation of the Ad Hoc Interpreter Subcommittee to approve the one-time 2020-21 allocation methodology by court as outlined in Attachment 2B, while the Ad Hoc Interpreter Subcommittee continues development of a workload-based allocation methodology recommendation for implementation beginning in 2021-22, for consideration by the council at its September 24-25, 2020 business meeting.

Item 3 - \$50 Million One-Time Funding for COVID-19 Backlog (Action Required)

Begin discussion on gathering data from trial courts for reporting on how the first \$25 million is used as approved for immediate, pro rata allocation by the Judicial Council; developing a more precise definition on COVID-19 backlog and practices for documenting and reporting in relation to a recommendation for the remaining \$25 million; and identifying an allocation recommendation based on data and need for the remaining \$25 million in consultation with the Judicial Branch Budget Committee.

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

 Ms. Rebecca Fleming, Vice Chair, Trial Court Budget Advisory Committee

 Ms. Fran Mueller, Deputy Director, Judicial Council Budget Services

Action: TCBAC unanimously voted to approve to identify the next course of action for the following items for future consideration by the Judicial Council:

- A. Define COVID-19 backlog and related documentation practices;
- B. Develop documentation practices for reporting on the first \$25 million allocation; and
- C. Develop an allocation methodology recommendation based on data and need for the second \$25 million in consultation with the Judicial Branch Budget Committee.

INFORMATION ONLY ITEMS (NO ACTION REQUIRED)

None.

ADJOURNMENT

There being no further business, the meeting was adjourned at 1:28 p.m.

Approved by the advisory body on October 5, 2020.