



JUDICIAL COUNCIL
OF CALIFORNIA

TRIAL COURT BUDGET
ADVISORY COMMITTEE

TRIAL COURT BUDGET ADVISORY COMMITTEE

MATERIALS FOR JULY 18, 2022
VIRTUAL MEETING

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JUDICIAL COUNCIL OF CALIFORNIA

TRIAL COURT BUDGET
ADVISORY COMMITTEE

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

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TRIAL COURT BUDGET ADVISORY COMMITTEE

NOTICE AND AGENDA OF OPEN MEETING

Open to the Public (Cal. Rules of Court, rule 10.75(c)(1) and (e)(1))

THIS MEETING IS BEING CONDUCTED BY ELECTRONIC MEANS

THIS MEETING IS BEING RECORDED

Date: July 18, 2022
Time: 4:00 p.m. to 5:00 p.m.
Public Call-in Number: <https://jcc.granicus.com/player/event/1854>

Meeting materials will be posted on the advisory body web page on the California Courts website at least three business days before the meeting.

Members of the public seeking to make an audio recording of the meeting must submit a written request at least two business days before the meeting. Requests can be e-mailed to tcbac@jud.ca.gov.

Agenda items are numbered for identification purposes only and will not necessarily be considered in the indicated order.

I. OPEN MEETING (CAL. RULES OF COURT, RULE 10.75(C)(1))

Call to Order and Roll Call

Approval of Minutes

Approve minutes of the June 21, 2022 Trial Court Budget Advisory Committee (TCBAC) virtual meeting.

II. PUBLIC COMMENT (CAL. RULES OF COURT, RULE 10.75(K)(1))

This meeting will be conducted by electronic means with a listen only conference line available for the public. As such, the public may submit comments for this meeting only in writing. In accordance with California Rules of Court, rule 10.75(k)(1), written comments pertaining to any agenda item of a regularly noticed open meeting can be submitted up to one complete business day before the meeting. For this specific meeting, comments should be e-mailed to tcbac@jud.ca.gov. Only written comments received by 3:30 p.m. on July 15, 2022 will be provided to advisory body members prior to the start of the meeting.

III. DISCUSSION AND POSSIBLE ACTION ITEMS (ITEMS 1-3)

Item 1

AB 177 Allocation Methodology (Action Required)

Consideration of a Funding Methodology Subcommittee (FMS) recommendation on the development of an allocation methodology for trial court backfill funding related to the repeal of fees authorized by AB 177.

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

Item 2

Annual FMS Work Plan Update (Action Required)

Consideration of an FMS recommendation to update items on the annual work plan.

Presenter(s)/Facilitator(s): Ms. Michele Allan, Supervisor, Judicial Council Budget Services

Item 3

Trial Court Executive Summary Display (Action Required)

Discussion on updates needed for the 2022-23 allocation summary for distribution to all 58 trial courts.

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

IV. INFORMATION ONLY ITEMS (NO ACTION REQUIRED)

Info 1

2022 Budget Act

Update on the funding provided for trial courts in the 2022 Budget Act.

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

V. ADJOURNMENT

Adjourn



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TRIAL COURT BUDGET ADVISORY COMMITTEE

MINUTES OF OPEN MEETING

June 21, 2022
2:00 p.m. – 4:00 p.m.

<http://jcc.granicus.com/player/event/1827>

Advisory Body Members Present: Judges: Hon. Jonathan B. Conklin (Chair), Hon. Kimberly Gaab, Hon. Patricia L. Kelly, Hon. Erick L. Larsh, Hon. Kevin M. Seibert, Hon. Scott B. Thomsen, and Hon. Theodore C. Zayner.

Executive Officers: Ms. Rebecca Fleming (Vice Chair), Mr. Chad Finke, Mr. James Kim, Mr. Shawn Landry, Ms. Krista LeVier, Mr. Brandon E. Riley, Mr. Chris Ruhl, Mr. Neal Taniguchi, and Mr. David Yamasaki.

Advisory Body Members Absent: Hon. Jill C. Fannin, Hon. Deborah A. Ryan, Hon. Michael A. Sachs, Ms. Kim Bartleson, Mr. Kevin Harrigan, and Mr. Brian Taylor.

Others Present: Hon. David Kalemkarian, Mr. John Wordlaw, Mr. Zlatko Theodorovic, Ms. Fran Mueller, Ms. Brandy Olivera, and Ms. Oksana Tuk.

OPEN MEETING

Call to Order and Roll Call

The chair welcomed the members, called the meeting to order at 2:20 p.m. and took roll call.

Approval of Minutes

The advisory body reviewed and approved minutes of the May 5, 2022 Trial Court Budget Advisory Committee (TCBAC) virtual meeting.

DISCUSSION AND ACTION ITEMS (ITEM 1)

Item 1 - 2022-23 Civil Assessment Allocation Methodology (Action Required)

Consideration of the Funding Methodology Subcommittee (FMS) recommendation on the development of a new methodology for 2022-23 civil assessment allocations.

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

Action: TCBAC unanimously voted to approve the recommendation by FMS to approve the following civil assessment allocation methodology, effective July 1, 2022, for consideration by the Judicial Branch Budget Committee and then the Judicial Council at its July 14-15, 2022 business meeting:

Of the civil assessment redistribution funding provided:

- a) Maintain the current allocation of the \$48.3 million Maintenance of Effort (MOE) in the Workload Formula;
- b) Fund the remaining civil assessment obligations for those impacted courts from the amount of retained civil assessments after the MOE obligation is met;
- c) Allocate the remaining amount of civil assessment revenue via the Workload Formula and without a security reduction;
- d) Remove retained civil assessment dollars from the Workload Formula model's "Other Local Revenues" column and identify each courts' new position in the Workload Formula as it relates to percentage funded; and
- e) Recalculate funding proposed in the 2022-23 Governor's Budget including inflationary, equity, and new judgeship funding, and then civil assessment redistribution funding.

INFORMATION ONLY ITEMS (NO ACTION REQUIRED)

None

ADJOURNMENT

There being no further business, the meeting was adjourned at 2:50 p.m.

Approved by the advisory body on enter date.

JUDICIAL COUNCIL OF CALIFORNIA
BUDGET SERVICES
Report to the Trial Court Budget Advisory Committee
(Action Item)

Title: 2022-23 AB 177 Allocation Methodology
Date: 7/18/2022
Contact: Oksana Tuk, Senior Analyst, Judicial Council Budget Services
916-643-8027 | oksana.tuk@jud.ca.gov

Issue

Consideration of a recommendation from the Funding Methodology Subcommittee (FMS) on an allocation methodology for trial court backfill funding related to the repeal of fees authorized by Assembly Bill (AB) 177 (Stats. 2021, ch. 257) for consideration by the Judicial Branch Budget Committee (Budget Committee) and then the Judicial Council at its September 20, 2022 business meeting.

Background

AB 177 repealed trial court authority to collect the following administrative fees, effective January 1, 2022, making any unpaid balance unenforceable and uncollectible and requiring any portion of a judgment imposing the fees to be vacated¹:

- Penal Code (PC) 1203.1 – Administrative fee (up to 15%) for collection of restitution orders, per subdivision (l);
- PC 1203.4a – Administrative fee (up to \$60) for seeking dismissal of infraction/misdemeanor convictions, per subdivision (e);
- PC 1203.9 – Courts receiving probation cases from other courts may not impose additional local fees, per subdivision (d)(2);
- PC 1205 (e) – Installment fee and accounts receivable fee; and
- Vehicle Code (VC) 40510.5 – Administrative fee (up to \$35) for processing installment accounts, per subdivision (g).

These fees were for the recovery of costs associated with various administrative activities performed at the court. To ensure that the backfill funding included in the 2022 Budget Act would sufficiently cover the loss of these fees for court administrative costs, Judicial Council Budget Services staff surveyed trial courts in February and March 2022. The survey reported total fees charged by the trial courts for these activities for the eliminated code sections from 2018–19 through 2020–21². The reported revenue only included the amount retained by the court

¹ AB 177 bill information, https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=202120220AB177. PC 1203.9 had \$0 revenue impact on the trial courts,

https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?sectionNum=1203.9&lawCode=PEN.

² Six trial courts reported \$0 revenue loss; Lake, Mendocino, Placer, Trinity, Tuolumne, and Ventura. Plumas Superior Court did not participate in the survey.

JUDICIAL COUNCIL OF CALIFORNIA
BUDGET SERVICES
Report to the Trial Court Budget Advisory Committee
(Action Item)

for its administrative costs, and excluded fees or revenue collected by the court and passed on to the county, or fees retained by the court for the collection of any county fees.

Due to the impact of COVID-19 on trial court operations, the revenues collected in 2020-21 totaling \$7.7 million were excluded as they were atypical compared to revenue collections during the prior two pre-pandemic fiscal years.

Budget Services staff, in consultation with the Department of Finance, adopted a methodology recommendation using the average of 2018–19 and 2019–20 revenue collections as outlined in Table 1 below, and presented this information to the FMS at its July 6, 2022 meeting³:

Table 1 – Revenue Collections by Code Section

Code Section	2018-19	2019-20	Two-Year Average
PC 1203.1	\$335,000	\$356,000	\$346,000
PC 1203.4a	351,000	275,000	313,000
PC 1203.9	0	0	0
PC 1205 (e)	5,280,000	5,206,000	5,243,000
VC 4010.5	4,547,000	4,303,000	4,425,000
Total	\$10,513,000	\$10,140,000	\$10,327,000

The allocation methodology, as outlined in Attachment 1A, provides the two-year average breakdown by court for revenue collected in 2018–19 and 2019–20, and then proportionally allocates the remaining funding resulting in an annual backfill appropriation and allocation amount of \$10.3 million.

Recommendation

The FMS recommends approving the two-year average revenue collection methodology for allocation of the \$10.3 million backfill funding to trial courts for consideration by the Budget Committee and Judicial Council effective September 20, 2022.

Attachments

Attachment 1A: Trial Court AB 177 Revenue Collections and Allocation

³ FMS meeting report (July 6, 2022), <https://www.courts.ca.gov/documents/tcbac-20220706-fms-materials.pdf>.

Trial Court AB 177 Revenue Collections and Allocation

Court	Revenue Collected		Two Year Average	% of Average	Allocation of Remaining Funds	Total Allocation
	2018-19	2019-20				
	A	B	C (AVG (A,B))	D (C / Total C)	E (D * \$97)	F (C + E)
Alameda	\$ 444,833	\$ 331,500	\$ 388,166	3.8%	\$ 4	\$ 388,170
Alpine	989	557	773	0.0%	0	773
Amador	3,245	2,031	2,638	0.0%	0	2,638
Butte	39,800	31,267	35,534	0.3%	0	35,534
Calaveras	8,991	7,720	8,355	0.1%	0	8,355
Colusa	17,512	19,002	18,257	0.2%	0	18,257
Contra Costa	578,962	580,337	579,649	5.6%	5	579,655
Del Norte	15,463	11,793	13,628	0.1%	0	13,628
El Dorado	71,318	74,391	72,855	0.7%	1	72,855
Fresno	494,372	488,301	491,336	4.8%	5	491,341
Glenn	16,995	10,833	13,914	0.1%	0	13,914
Humboldt	16,873	25,892	21,382	0.2%	0	21,383
Imperial	50,783	52,028	51,406	0.5%	0	51,406
Inyo	13,014	9,932	11,473	0.1%	0	11,473
Kern	751,806	589,296	670,551	6.5%	6	670,557
Kings	103,551	85,616	94,584	0.9%	1	94,584
Lake	-	-	-	0.0%	-	-
Lassen	33,030	35,070	34,050	0.3%	0	34,050
Los Angeles	1,071,143	998,228	1,034,686	10.0%	10	1,034,695
Madera	-	112,206	56,103	0.5%	1	56,104
Marin	19,505	14,924	17,214	0.2%	0	17,214
Mariposa	6,473	4,343	5,408	0.1%	0	5,408
Mendocino	-	-	-	0.0%	-	-
Merced	231,296	250,461	240,879	2.3%	2	240,881
Modoc	2,834	3,844	3,339	0.0%	0	3,339
Mono	9,321	11,234	10,278	0.1%	0	10,278
Monterey	64,890	84,643	74,767	0.7%	1	74,767
Napa	107,975	97,261	102,618	1.0%	1	102,619
Nevada	59,571	56,625	58,098	0.6%	1	58,099
Orange	1,203,199	1,300,527	1,251,863	12.1%	12	1,251,875
Placer	-	-	-	0.0%	-	-
Plumas	-	-	-	0.0%	-	-
Riverside	1,920,376	1,882,070	1,901,223	18.4%	18	1,901,241
Sacramento	99,098	85,114	92,106	0.9%	1	92,107
San Benito	18,450	6,450	12,450	0.1%	0	12,450
San Bernardino	974,857	815,654	895,256	8.7%	8	895,264
San Diego	9,832	25,245	17,538	0.2%	0	17,539
San Francisco	80,415	129,416	104,915	1.0%	1	104,916
San Joaquin	136,811	196,441	166,626	1.6%	2	166,628
San Luis Obispo	99,596	78,673	89,134	0.9%	1	89,135
San Mateo	132,938	101,190	117,064	1.1%	1	117,065
Santa Barbara	33,456	22,016	27,736	0.3%	0	27,736
Santa Clara	344,857	289,479	317,168	3.1%	3	317,171
Santa Cruz	79,346	80,616	79,981	0.8%	1	79,982
Shasta	251,626	311,539	281,582	2.7%	3	281,585
Sierra	2,145	1,987	2,066	0.0%	0	2,066
Siskiyou	12,561	13,350	12,956	0.1%	0	12,956
Solano	191,388	186,336	188,862	1.8%	2	188,863
Sonoma	122,600	90,798	106,699	1.0%	1	106,700
Stanislaus	93,793	86,293	90,043	0.9%	1	90,044
Sutter	57,351	49,379	53,365	0.5%	1	53,365
Tehama	49,037	73,189	61,113	0.6%	1	61,114
Trinity	-	-	-	0.0%	-	-
Tulare	247,832	221,862	234,847	2.3%	2	234,849
Tuolumne	-	-	-	0.0%	-	-
Ventura	-	-	-	0.0%	-	-
Yolo	88,025	76,196	82,110	0.8%	1	82,111
Yuba	28,731	27,789	28,260	0.3%	0	28,260
Total	\$ 10,512,864	\$ 10,140,942	\$ 10,326,903	100.0%	\$ 97	\$ 10,327,000

JUDICIAL COUNCIL OF CALIFORNIA
BUDGET SERVICES
Report to the Trial Court Budget Advisory Committee
(Action Item)

Title: Annual Funding Methodology Subcommittee (FMS) Work Plan Update
Date: 7/18/2022
Contact: Ms. Michele Allan, Supervisor, Budget Services
916-263-1374 | michele.allan@jud.ca.gov

Issue

Consideration of an FMS recommendation on updates to the annual work plan.

Background

The FMS prepares an annual work plan to direct its efforts in developing and refining the Workload Formula as well as other methodologies including self-help, court-appointed dependency counsel, and interpreter funding for approval by the Trial Court Budget Advisory Committee (TCBAC) every July.

The current work plan, as approved on August 5, 2021, is provided as Attachment 2A.

Work Plan Ongoing Updates – Existing Items

Updates to the work plan were considered by the FMS at its April 19, 2022¹ meeting and are outlined below:

1. Judicial Council-Provided Services
 - a. This item was provided to the subcommittee as a separate report to discuss updates regarding Judicial Council-provided services versus those that are funded by local trial court operations funding. The subcommittee approved to keep this item on the work plan for 2022-23 and for Judicial Council staff to begin researching internally what services are used by which trial courts and bring the information back to the FMS for further analysis to assist in determining if any recommended changes are warranted.

2. Court Interpreter Program (CIP) Funding
 - a. This item is to develop an ongoing, workload-based methodology for allocation of CIP funding. Given that the Ad Hoc Interpreter Subcommittee is in the process of further development of a workload-based allocation methodology effective 2023-24, the subcommittee approved moving this work plan item to 2022-23.

¹ FMS meeting report (April 19, 2022), <https://www.courts.ca.gov/documents/tcbac-20220419-fms-materials.pdf>;
FMS meeting minutes (April 19, 2022), <https://www.courts.ca.gov/documents/tcbac-20220419-fms-minutes.pdf>.

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BUDGET SERVICES
Report to the Trial Court Budget Advisory Committee
(Action Item)

3. Initiate an ad hoc subcommittee to reevaluate the cluster system and floor funding.
 - a. The subcommittee elected to separate this item into two parts for further focus and move them both to 2022-23.
 - b. A separate reevaluation of the cluster system would provide time for the new Data Analytics Advisory Committee to be established as it is taking on the work of the prior Workload Assessment Advisory Committee and allow time to consider the impact of new judgeship funding provided in the 2022 Budget Act on courts' cluster placement.
 - c. A separate reevaluation of the base funding floor process would provide time for the development of options by Judicial Council staff as requested by FMS for providing these eligible courts with inflationary increases similar to all other courts.

4. Family and Juvenile Law Advisory Committee Work
 - a. The work plan included an item to track the work of this committee to ensure implementation of an allocation methodology for the AB 1058 Child Support Family Law Facilitator Program, which has been completed.

Work Plan Ongoing Updates – Added Items

- The Workload Formula Adjustment Request Process (ARP) policy requires the FMS to review ARP referrals from the TCBAC and prioritize these requests into its proposed work plan submitted to the TCBAC in July of each year. This was inadvertently excluded from prior work plan recommendations; therefore, the subcommittee approved adding a new item to capture the ARP submitted this year and referred to the FMS for evaluation.

- The FMS approved adding a placeholder item for 2022-23 to develop a solution to the Maintenance of Effort obligation in relation to civil assessments, to be developed pending the outcome of the 2022 enacted budget. This item is not included in the work plan for consideration by the TCBAC as the civil assessment backfill funding included in the 2022 Budget Act resolves this issue.

Work Plan Annual Updates

- This item to review the base funding floor amounts annually, if requested by applicable courts, remains unchanged as item 3c, referenced above, is reviewed.

Recommendation

The FMS recommends updates to the annual work plan as follows:

- A. Move item 1, Judicial Council-provided services, and item 2, CIP funding methodology, to 2022-23;

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BUDGET SERVICES
**Report to the Trial Court Budget Advisory Committee
(Action Item)**

- B. Separate item 3 into two parts, reevaluation of the cluster system and reevaluation of floor funding, and move to 2022-23;
- C. Mark item 4, tracking the work of the AB 1058 methodologies, as complete; and
- D. Add a new item for 2022-23 to evaluate the Workload Formula ARP request submitted in January 2022.

The updated work plan as proposed is included as Attachment 2B.

Attachments (as needed)

Attachment 2A: FMS Work Plan, Updated on August 5, 2021

Attachment 2B: FMS Work Plan, Proposed Recommendations as of July 18, 2022

FUNDING METHODOLOGY SUBCOMMITTEE WORK PLAN
As Approved by the Trial Court Budget Advisory Committee on August 5, 2021

Charge of the Funding Methodology Subcommittee

Focus on the ongoing review and refinement of the Workload Formula, develop a methodology for allocations from the Trial Court Trust Fund Court Interpreter Program (0150037) in the event of a funding shortfall, and consider funding allocation methodologies for other non-discretionary dollars as necessary.

Ongoing Through 2021-22

1. Identify and evaluate the impact of Judicial Council-provided services versus those that are funded by local trial court operations funds.
2. Develop an ongoing, workload-based methodology for allocation of Court Interpreter Program funding, including but not limited to video remote interpreting and cross assignments, effective in 2022-23.
3. Initiate an ad hoc subcommittee to reevaluate the cluster system and floor funding.
4. Track the work of the Family and Juvenile Law Advisory Committee to ensure implementation of an allocation methodology for the AB 1058 Child Support Family Law Facilitator Program in 2022-23.

Annual Updates

5. Review the base funding floor amounts annually, if requested by the applicable courts, for presentation to the TCBAC no later than December, to determine whether an inflationary adjustment is needed.

FUNDING METHODOLOGY SUBCOMMITTEE WORK PLAN
Proposed Recommendations as of July 18, 2022

Charge of the Funding Methodology Subcommittee

Focus on the ongoing review and refinement of the Workload Formula, develop a methodology for allocations from the Trial Court Trust Fund Court Interpreter Program (0150037) in the event of a funding shortfall, and consider funding allocation methodologies for other non-discretionary dollars as necessary.

Ongoing Through 2022-23

1. Identify and evaluate the impact of Judicial Council-provided services versus those that are funded by local trial court operations funds, including Judicial Council staff internal research on what services are used by which trial courts.
2. Develop an ongoing, workload-based methodology for allocation of Court Interpreter Program funding including, but not limited to, video remote interpreting and cross assignments, effective in 2023-24.
3. Initiate an ad hoc subcommittee to reevaluate the cluster system.
4. Initiate an ad hoc subcommittee to reevaluate floor funding.
5. Evaluate the Workload Formula Adjustment Request Process request submitted in January 2022.

Annual Updates

6. Review the base funding floor amounts annually, if requested by the applicable courts, for presentation to the Trial Court Budget Advisory Committee no later than December, to determine whether an inflationary adjustment is needed.

JUDICIAL COUNCIL OF CALIFORNIA
BUDGET SERVICES
Report to the Trial Court Budget Advisory Committee
(Action Item)

Title: Trial Court Executive Summary Display
Date: 7/18/2022
Contact: Oksana Tuk, Senior Analyst, Judicial Council Budget Services
916-643-8027 | oksana.tuk@jud.ca.gov

Issue

The single-court executive summary display of trial court allocations, including the Workload Formula and other funding highlights, needs to be updated for 2022-23 for distribution to all 58 trial courts.

Background

Previous Executive Summaries

At its May 31, 2018 meeting, the Trial Court Budget Advisory Committee (TCBAC) approved a single-court 2018-19 executive summary that was compiled to provide an annual representation per court of current funding, comparisons to prior year, and relevant statewide perspectives for reference including Self-Help funding. This document, which accompanied other simplified displays, was presented to the Judicial Council at its July 20, 2018 business meeting.¹

At its July 25, 2019 meeting, the TCBAC approved an updated 2019-20 single-court executive summary display that added additional allocation highlights including the receipt of current year benefit cost changes, the increase to the fund balance reserve cap from 1 to 3 percent, and language access and court-appointed dependency counsel funding to the statewide perspectives section.²

The executive summary was not produced for 2020-21 due to the impact of the COVID-19 pandemic on trial court funding. The process was reinitiated for 2021-22 and shared as an informational item to the TCBAC at its August 5, 2021 meeting.³ This summary included details on the funding reduction experienced in 2020-21, the restoration received in 2021-22, one-time COVID funding for case backlogs, and the addition of pretrial funding, which replaced language access funding in the statewide perspectives section.

¹ Judicial Council meeting report (July 20, 2018), <https://jcc.legistar.com/View.ashx?M=F&ID=6353563&GUID=B6C7B821-0722-4663-B27A-A23B367148E2>; Judicial Council meeting minutes (July 20, 2018),

<https://jcc.legistar.com/View.ashx?M=M&ID=559786&GUID=120DC2F3-6C54-4B1C-B372-D8491D1B703B>.

² TCBAC meeting report (July 25, 2019), <https://www.courts.ca.gov/documents/tcbac-20190725-fps-materials.pdf>; TCBAC meeting minutes (July 25, 2019), <https://www.courts.ca.gov/documents/tcbac-20190725-fps-minutes.pdf>.

³ TCBAC meeting report (August 5, 2021), <https://www.courts.ca.gov/documents/tcbac-20210805-materials.pdf>; TCBAC meeting minutes (August 5, 2021), <https://www.courts.ca.gov/documents/tcbac-20210805-minutes.pdf>.

JUDICIAL COUNCIL OF CALIFORNIA
BUDGET SERVICES
Report to the Trial Court Budget Advisory Committee
(Action Item)

2022-23 Executive Summary

For the updated executive summary, the TCBAC is asked to identify what information should be included or excluded for the 2022-23 fiscal year. To assist with the discussion, highlights of funding received in 2021-22 that was not included in last year's summary as well as new funding included in the 2022 Budget Act and considered by the Judicial Council at its July 15, 2022 business meeting⁴ are outlined below:

New funding in 2021-22:

- \$30 million in one-time Court Interpreter Employee Incentive Grant funding;
- \$30 million to increase the number of court reporters in family law and civil case types;
- \$7 million for increased transcript rates;
- \$69 million ongoing pretrial funding;

New funding in 2022-23:

- \$84.2 million inflationary funding;
- \$100 million equity funding;
- \$31.2 million new judgeship funding;
- \$110 million civil assessment revenue backfill funding; and
- \$30 million in additional court-appointed dependency counsel funding.

The TCBAC allocation recommendation for the AB 177 allocation methodology, included in agenda Item 1, will be considered by the Judicial Branch Budget Committee at its July 27, 2022 meeting and then the Judicial Council at its September 20, 2022 business meeting.

For illustrative purposes, three examples of the 2021-22 executive summary are provided and represent a large court (Attachment 3A), a medium court (Attachment 3B), and a small court (Attachment 3C).

Recommendation

Identify updated information to include/exclude for the initial 2022-23 executive summaries to be distributed to all 58 trial courts no later than October 2022.

Attachments

Attachment 3A: 2021-22 Allocation Summary for Alameda (large court)

Attachment 3B: 2021-22 Allocation Summary for Monterey (medium court)

Attachment 3C: 2021-22 Allocation Summary for Yuba (small court)

⁴ Judicial Council meeting report (July 15, 2022), <https://jcc.legistar.com/View.ashx?M=F&ID=11018996&GUID=EFC36BA3-294F-4DC3-8C7E-1AC030ED7B72>.



SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA
2021-22 ALLOCATION SUMMARY*
 AUGUST 2021

	Court Perspective		Statewide Perspective	
	Prior Year 2020-21	Current Year 2021-22	Prior Year 2020-21	Current Year 2021-22
Workload Formula	\$88,487,371	\$91,263,264	\$2,626,768,921	\$2,754,156,851
Workload Formula Allocation	74,075,309	82,853,797	1,950,625,393	2,215,166,791
Share of \$168m Reduction/Restoration	(6,685,811)	6,685,811	(167,831,000)	167,831,000
Share of \$72.2m CPI Funding	---	2,740,781	---	72,173,000
Workload Formula Local Revenues	3,912,553	2,934,872	104,343,805	93,416,548
Funding Floor Adjustment	(2,946)	4,556	0	0
Percent of Workload Formula Funded	84%	91%	74%	80%
Other Allocations	15,924,767	TBD	441,123,660	TBD
Total Allocation*	\$90,023,700	\$TBD	\$2,388,749,053	\$TBD

Additional Court Information

2021-22 Workload Allocation Highlights

Self-Help	\$1,009,970
Benefit Cost Change Funding	527,836
Current Year Benefit Adjustment	TBD
2% Automation Replacement	424,792
Criminal Justice Realignment	181,356
Auto. Recordkeeping/Micrographics (2020-21)	93,225
TCTF Reduction for SJO Conversions	0

2021-22 Other Allocation Highlights

\$60m COVID-Driven Backlog	\$TBD
Court Interpreters Program	5,371,012
Non-Sheriff Security Base	3,317,864
Subordinate Judicial Officers	2,233,064
Telephonic Appearances	0

Reserve Cap → 3%

<u>Pretrial Funding</u>				<u>Court-Appointed Dependency Counsel</u>			
	<u>Court</u>	<u>Statewide</u>		<u>Court</u>	<u>Statewide</u>		
2019-20	\$14,359,400	\$67,899,682	<i>One-time</i>	2020-21	\$3,422,591	\$156,600,000	
						+ 100,000	<i>Reserve</i>
						\$156,700,000	Total
<i>Funding is for pilot projects to implement, operate, or evaluate programs in at least 10 courts related to pretrial decision-making.</i>							
2021-22	\$TBD	\$TBD	<i>One-time</i>	2021-22	\$3,348,652	\$166,600,000	
	+ TBD	+ TBD	<i>Ongoing</i>			+ 100,000	<i>Reserve</i>
	\$TBD	\$TBD	Total			\$166,700,000	Total
<i>Funding is for courts to contract with probation departments or other county departments for the provision of pretrial monitoring and services.</i>							
				Federal Title IV-E Reimbursement			
				<u>2021-22</u>			
				\$30,000,000			

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*Not inclusive of all allocations such as restricted funding, reimbursements, and local revenues.



SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONTEREY
2021-22 ALLOCATION SUMMARY*
 AUGUST 2021

	Court Perspective		Statewide Perspective	
	Prior Year 2020-21	Current Year 2021-22	Prior Year 2020-21	Current Year 2021-22
Workload Formula	\$26,713,867	\$27,857,633	\$2,626,768,921	\$2,754,156,851
Workload Formula Allocation	20,188,513	23,012,580	1,950,625,393	2,215,166,791
Share of \$168m Reduction/Restoration	(1,751,272)	1,751,272	(167,831,000)	167,831,000
Share of \$72.2m CPI Funding	---	746,974	---	72,173,000
Workload Formula Local Revenues	1,240,004	1,140,343	104,343,805	93,416,548
Funding Floor Adjustment	(803)	1,266	0	0
Percent of Workload Formula Funded	76%	83%	74%	80%
Other Allocations	4,175,195	TBD	441,123,660	TBD
Total Allocation*	\$30,889,062	\$TBD	\$2,388,749,053	\$TBD

Additional Court Information

2021-22 Workload Allocation Highlights

Self-Help	\$293,559
Benefit Cost Change Funding	413,524
Current Year Benefit Adjustment	TBD
2% Automation Replacement	183,464
Criminal Justice Realignment	44,540
Auto. Recordkeeping/Micrographics (2020-21)	21,708
TCTF Reduction for SJO Conversions	0

2021-22 Other Allocation Highlights

\$60m COVID-Driven Backlog	\$TBD
Court Interpreters Program	5,371,012
Non-Sheriff Security Base	908,310
Subordinate Judicial Officers	345,025
Telephonic Appearances	0

Reserve Cap → 3%

<u>Pretrial Funding</u>				<u>Court-Appointed Dependency Counsel</u>			
	<u>Court</u>	<u>Statewide</u>		<u>Court</u>	<u>Statewide</u>		
2019-20	\$0	\$67,899,682	<i>One-time</i>	2020-21	\$797,204	\$156,600,000	
						+ 100,000	<i>Reserve</i>
						\$156,700,000	Total
<i>Funding is for pilot projects to implement, operate, or evaluate programs in at least 10 courts related to pretrial decision-making.</i>							
2021-22	\$TBD	\$TBD	<i>One-time</i>	2021-22	\$738,059	\$166,600,000	
	+ TBD	+ TBD	<i>Ongoing</i>			+ 100,000	<i>Reserve</i>
	\$TBD	\$TBD	Total			\$166,700,000	Total
<i>Funding is for courts to contract with probation departments or other county departments for the provision of pretrial monitoring and services.</i>							
Federal Title IV-E Reimbursement							
2021-22							
\$30,000,000							

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*Not inclusive of all allocations such as restricted funding, reimbursements, and local revenues.



SUPERIOR COURT OF CALIFORNIA, COUNTY OF YUBA
2021-22 ALLOCATION SUMMARY*
 AUGUST 2021

	Court Perspective		Statewide Perspective	
	Prior Year 2020-21	Current Year 2021-22	Prior Year 2020-21	Current Year 2021-22
Workload Formula	\$5,139,860	\$5,150,429	\$2,626,768,921	\$2,754,156,851
Workload Formula Allocation	5,135,790	5,898,802	1,950,625,393	2,215,166,791
Share of \$168m Reduction/Restoration	(388,043)	388,043	(167,831,000)	167,831,000
Share of \$72.2m CPI Funding	---	190,174	---	72,173,000
Workload Formula Local Revenues	256,531	277,552	104,343,805	93,416,548
Funding Floor Adjustment	(204)	324	0	0
Percent of Workload Formula Funded	100%	115%	74%	80%
Other Allocations	659,401	TBD	441,123,660	TBD
Total Allocation*	\$5,799,261	\$TBD	\$2,388,749,053	\$TBD

Additional Court Information

2021-22 Workload Allocation Highlights

Self-Help	\$179,190
Benefit Cost Change Funding	134,553
Current Year Benefit Adjustment	TBD
2% Automation Replacement	15,788
Criminal Justice Realignment	38,147
Auto. Recordkeeping/Micrographics (2020-21)	1,714
TCTF Reduction for SJO Conversions	0

2021-22 Other Allocation Highlights

\$60m COVID-Driven Backlog	\$TBD
Court Interpreters Program	57,285
Non-Sheriff Security Base	138,407
Subordinate Judicial Officers	0
Telephonic Appearances	9,456

Reserve Cap → 3%

<u>Pretrial Funding</u>				<u>Court-Appointed Dependency Counsel</u>			
	<u>Court</u>	<u>Statewide</u>		<u>Court</u>	<u>Statewide</u>		
2019-20	\$841,300	\$67,899,682	<i>One-time</i>	2020-21	\$363,820	\$156,600,000	
						<u>+ 100,000</u>	<i>Reserve</i>
						\$156,700,000	Total
<i>Funding is for pilot projects to implement, operate, or evaluate programs in at least 10 courts related to pretrial decision-making.</i>							
2021-22	\$TBD	\$TBD	<i>One-time</i>	2021-22	\$377,291	\$166,600,000	
	<u>+ TBD</u>	<u>+ TBD</u>	<i>Ongoing</i>			<u>+ 100,000</u>	<i>Reserve</i>
	\$TBD	\$TBD	Total			\$166,700,000	Total
<i>Funding is for courts to contract with probation departments or other county departments for the provision of pretrial monitoring and services.</i>							
Federal Title IV-E Reimbursement							
<u>2021-22</u>							
\$30,000,000							

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