



JUDICIAL COUNCIL OF CALIFORNIA

TRIAL COURT BUDGET
ADVISORY COMMITTEE

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TRIAL COURT BUDGET ADVISORY COMMITTEE

MINUTES OF OPEN MEETING

November 10, 2022

12:00 p.m. – 2:00 p.m.

<https://jcc.granicus.com/player/event/2071>

Advisory Body Members Present:	Judges: Hon. Jonathan B. Conklin (Chair), Hon. Jill C. Fannin, Hon. Wendy G. Getty, Hon. Patricia L. Kelly, Hon. Erick L. Larsh, Hon. Kimberly Merrifield, Hon. Michael J. Reinhart, Hon. Deborah H. Ryan, Hon. Michael A. Sachs., and Hon. Kevin M. Seibert.
	Executive Officers: Ms. Kim Bartleson, Ms. Stephanie Cameron, Mr. Chad Finke, Mr. Brandon E. Riley, Mr. Chris Ruhl, and Mr. Neal Taniguchi.
Advisory Body Members Absent:	Ms. Rebecca Fleming (Vice Chair), Hon. Kimberly A. Gaab, Mr. James Kim, Mr. Shawn Landry, Ms. Krista LeVier, and Mr. David Yamasaki.
Others Present:	Hon. David Kalemkarian, Mr. John Wordlaw, Mr. Zlatko Theodorovic, Ms. Fran Mueller, Ms. Brandy Olivera, Ms. Oksana Tuk, Mr. Don Will, Ms. Melanie Snider, and Mr. Douglas Denton.

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.

Approval of Minutes

The advisory body reviewed and approved minutes of the September 8, 2022 Trial Court Budget Advisory Committee (TCBAC) virtual meeting.

DISCUSSION AND ACTION ITEMS (ITEMS 1 - 5)

Item 1 - Community Assistance, Recovery, and Empowerment (CARE) Act Allocation Methodology (Action Required)

Consideration of a Funding Methodology Subcommittee (FMS) recommendation for a new methodology for 2022-23 CARE Act allocations.

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

Action: TCBAC unanimously voted to approve the following FMS recommendation to be considered by the Judicial Branch Budget Committee (Budget Committee) at its November 16, 2022 meeting and then the Judicial Council at its January 20, 2023 business meeting:

1. Approve for the CARE Act Cohort One courts the 2022-23 scenario Allocation by Final Workload Allocation with 0.50 full-time equivalent base;
2. Approve the TCBAC to perform a reconciliation using CARE Act spending reports and court projections; and
3. Direct the FMS to develop an allocation for CARE Act funding in 2023-24 and subsequent years.

Item 2 - Model Self-Help Pilot Program Update (Action Required)

Consideration of one-time funding allocations for the 2022-23 Model Self-Help Pilot Program.

Presenter(s)/Facilitator(s): Ms. Melanie Snider, Supervising Attorney, Judicial Council Center for Families, Children & the Courts

Action: TCBAC unanimously voted to approve a recommendation of one-time funding for the 2022-23 Model Self-Help Program – Technology as set forth in Attachment A for consideration by the Budget Committee at its November 16, 2022 meeting and then the council at its January 20, 2023 business meeting.

Item 3 - Base Funding Floor Inflationary Increases (Action Required)

Consideration of an FMS recommendation for updating the base funding floor process for automatic inflationary increases similar to all other courts.

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

Action: TCBAC unanimously voted to approve the FMS recommendation to provide automatic increases for the base funding floor amount in years when inflationary funding is included in the annual state budget as outlined in option 1 for consideration by the Budget Committee at its November 16, 2022 meeting and then the council at its January 20, 2023 business meeting.

Item 4 - 2021-22 Final Adjustments for Year-end Fund Balances (Action Required)

Review of final submissions of one-time adjustments for 2021-22 trial court fund balances.

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

Action: TCBAC unanimously voted to approve the final 2021-22 year-end adjustment of a 3 percent fund balance cap reduction allocation of \$13.9 million to match the trial courts' final calculations of the amount above the 3 percent fund balance cap, which nets to \$1.8 million with offsetting FHOB requests, for consideration by the Budget Committee and then the council at its January 20, 2023 business meeting.

Item 5 - Court Interpreters Program (CIP) Allocation Methodology (Action Required)

Consideration of an FMS recommendation for an allocation methodology for CIP funding effective July 1, 2023.

Presenter(s)/Facilitator(s): Mr. Douglas Denton, Principal Manager, Judicial Council Center for Families, Children & the Courts

Action: *TCBAC unanimously voted to approve the following recommendation from the FMS to be considered by the Budget Committee at its November 16, 2022 meeting and then the council at its January 20, 2023 business meeting effective July 1, 2023:*

- 1. Approve the allocation methodology excluding the 2020-21 pandemic year in the three-year average expenditure data used in the model indefinitely;*
- 2. Approve the use of historical expenditure data in the model while the Ad Hoc Interpreter Subcommittee continues collaborating with the Language Access Program on possible enhancements with the data collected in the Court Interpreter Data Collection System and how that data could be utilized in the allocation methodology;*
- 3. Approve the approach and methodology in the event courts experience a shortfall in which the courts with a shortage will first be covered by other court savings up to the appropriation amount, then the CIP fund balance will be utilized in the event there is not sufficient savings available to make a court whole, and that funds will be allocated proportionally based on the percentage of the shortfall if there is not sufficient savings or fund balance to cover the shortage;*
- 4. Approve “home” courts to submit cross assignment reimbursements to “receiving” courts for the “receiving” court to cover the costs of the interpretation using its CIP allocation; and*
- 5. Approve video remote interpreting as a possible future consideration in the allocation methodology as more information is developed and finalized.*

INFORMATION ONLY ITEMS (NO ACTION REQUIRED)

None.

A D J O U R N M E N T

There being no further business, the meeting was adjourned at 1:10 p.m.

Approved by the advisory body on November 29, 2022.