



Judicial Council of California
Trial Court Budget Advisory Committee

TRIAL COURT BUDGET ADVISORY COMMITTEE

**MATERIALS FOR MARCH 27, 2024
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: Wednesday, March 27, 2024
Time: 12:00 p.m. - 12:30 p.m.
Public Video Livestream: <https://jcc.granicus.com/player/event/3409>

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 emailed 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 February 7, 2024 Action by E-mail between meetings and the February 14, 2024 Trial Court Budget Advisory Committee 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 12:00 p.m. on March 26, 2024 will be provided to advisory body members prior to the start of the meeting.

III. DISCUSSION AND POSSIBLE ACTION ITEMS (ITEM 1)

Item 1

2025–26 Budget Change Concepts under Purview of the Trial Court Budget Advisory Committee (Action Required)

Review and prioritize 2025–26 budget change concepts developed by other advisory bodies for which the Trial Court Budget Advisory Committee has purview and can provide input.

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

IV. ADJOURNMENT

Adjourn



TRIAL COURT BUDGET ADVISORY COMMITTEE

MINUTES OF OPEN MEETING

February 7, 2024

11:00 a.m.

Action by E-mail Between Meetings

Advisory Body Members Present: Judges: Hon. Jonathan B. Conklin (Chair), Hon. Judith C. Clark, Hon. Kimberly A. Gaab, Hon. Wendy G. Getty, Hon. Maria D. Hernandez, Hon. David C. Kalemkarian, Hon. Patricia L. Kelly, Hon. Erick L. Larsh, Hon. Michael J. Reinhart, Hon. Michael A. Sachs, and Hon. Kevin M. Seibert.

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

Advisory Body Members Absent:

Others Present: Ms. Rose Lane

OPEN MEETING

Vote

Voting was opened at 11:02 a.m.

DISCUSSION AND ACTION ITEMS (ITEM 1)

Item 1

Finalize the budget change proposal (BCP) concepts from the trial courts for consideration in the 2025–26 budget development process.

Action: *The Trial Court Budget Advisory Committee voted to finalize and prioritize the top five 2025–26 BCP concepts for the trial courts from the list of funding priorities reported by the courts. There was a tie for the fifth-place funding priority, which resulted in six concepts moving forward for consideration by the Judicial Branch Budget Committee at its March 13, 2024 meeting as follows:*

1. *Inflationary Adjustment (Consumer Price Index)*
2. *New and Deferred Facility Maintenance Funding (including modifications, upgrades, and deferred maintenance)*
3. *Self Help Funding*

4. *Equity Funding (Statewide Average)*
5. *Increased Court Security Funding*
6. *Funding for Courthouse Construction (including courthouses not managed by the Judicial Council and associated security measures)*

A D J O U R N M E N T

Voting closed at 5:00 p.m.

Approved by the advisory body on enter date.



Judicial Council of California
Trial Court Budget Advisory Committee

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TRIAL COURT BUDGET ADVISORY COMMITTEE

MINUTES OF OPEN MEETING

February 14, 2024

12:00 p.m. – 12:30 p.m.

<https://jcc.granicus.com/player/event/3262>

Advisory Body Members Present: Judges: Hon. Jonathan B. Conklin (Chair), Hon. Judith C. Clark, Hon. Wendy G. Getty, Hon. Patricia L. Kelly, Hon. David C. Kalemkarian, Hon. Michael J. Reinhart, Hon. Michael A. Sachs, and Hon. Kevin M. Seibert.

Executive Officers: Ms. Stephanie Cameron, Mr. Chad Finke, Mr. James Kim, Ms. Krista LeVier, Mr. Brandon E. Riley, Mr. Chris Ruhl, Mr. Lee Seale, and Mr. David W. Slayton.

Advisory Body Members Absent: Ms. Rebecca Fleming (Vice Chair), Hon. Kimberly A. Gaab, Hon. Maria D. Hernandez, Hon. Erick L. Larsh, Mr. Shawn Landry, Mr. Neal Taniguchi, and Mr. David H. Yamasaki.

Others Present: Mr. Zlatko Theodorovic, Ms. Fran Mueller, Ms. Donna Newman, and Ms. Rose Lane.

OPEN MEETING

Call to Order and Roll Call

The chair welcomed the members, called the meeting to order at 12:01 p.m. and took roll call.

Approval of Minutes

The committee approved minutes from the January 22, 2024 Trial Court Budget Advisory Committee (TCBAC) meeting, and the February 1, 2024 and February 2, 2024 Action by E-mail between meetings.

DISCUSSION AND ACTION ITEMS (ITEMS 1-2)

Item 1 – California Court Interpreter Workforce Pilot Program (Action Required)

Consideration of the allocation methodology to implement the California Court Interpreter Workforce Pilot Program.

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

Action: *The TCBCAC unanimously voted to approve the allocation methodology for the \$6.8 million and implementation of the California Court Interpreter Workforce Pilot Program, for consideration by the Judicial Branch Budget Committee and then the Judicial Council at its May 17, 2024 business meeting.*

Item 2 – Minimum Operating and Emergency Reserve Policy (Action Required)

Consideration of the continued suspension of the trial court Minimum Operating and Emergency Fund Balance Policy.

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

Action: *The TCBCAC unanimously voted to approve the following recommendations for consideration by the Judicial Branch Budget Committee and then the Judicial Council at its May 17, 2024 business meeting:*

- *Extend the suspension of the minimum operating and emergency fund balance policy for two fiscal years until June 30, 2026. This will provide additional time to determine the impact of the proposals included in the 2024–25 Governor’s Budget on trial court operations and emergency funding levels.*
- *Request the Funding Methodology Subcommittee consider if the minimum operating and emergency fund balance policy, which has been suspended since 2012–13, should be repealed at a future time based on enactment of the proposed changes to the state-level emergency reserve and fund balance cap included in the 2024-25 Governor’s Budget.*

A D J O U R N M E N T

There being no further business, the meeting was adjourned at 12:19 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: 2025–26 Budget Change Concepts Under Purview of the Trial Court Budget Advisory Committee

Date: 3/22/2024

Contact: Rose Lane, Senior Analyst, Judicial Council Budget Services
916-643-6926 | rosemary.lane@jud.ca.gov

Issue

Review and prioritize the budget change proposal (BCP) concepts developed by other advisory committees that will impact the trial courts for which the Trial Court Budget Advisory Committee (TCBAC) was identified as having purview and the opportunity to provide input. This input will be incorporated in the proposals submitted to the Judicial Branch Budget Committee (Budget Committee) for consideration by the Judicial Council at its July 12, 2024 business meeting.

There are 16 concepts in which the TCBAC was identified as having purview, shown in Table 1 below. Details for each of these concepts are included in the report submitted to the Budget Committee on March 13, 2024.¹

Table 1 – 2025–26 BCP Concepts Under Purview of the Trial Court Budget Advisory Committee

#	BCP Concept	2025-26 Estimated Amount	Submitted By
25-01	Inflationary Adjustment for Trial Courts (Consumer Price Index)	\$63,039,000	TCBAC
25-02	Trial Court Equity Funding to Statewide Average	\$40,296,000	TCBAC
25-03	Expansion of Court-Based Self-Help Centers	\$26,938,000	TCBAC CFCC
25-04	Court Appointed Dependency Counsel: Expanding Court Services, Supporting Federal Match, and Workload Study	\$3,642,000	CFCC
26-06	Increased Trial Court Security Funding	TBD	TCBAC FS

¹ Budget Committee meeting report (March 13, 2024), <https://www.courts.ca.gov/documents/jbbc-20240313-materials.pdf>.

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

#	BCP Concept	2025-26 Estimated Amount	Submitted By
25-07	San Diego Hall of Justice - Facility Modification	\$9,460,000	FS
25-08	Facilities Program Support	\$6,411,000	FS
25-10	Trial Courts Facilities Maintenance and Utilities	\$66,806,000	FS
25-11	Trial Court Facility Modifications	\$27,508,000	FS
25-12	Waterborne Pathogen Management Program Implementation	\$2,522,000	FS
25-13	Trial Court Physical Security Assessment and Evaluation	\$2,713,000	FS
25-14	Trial Court Deferred Maintenance	\$133,613,000	FS TCBAC
25-15	Water Conservation and Leak Detection Measures in Courthouses	\$18,837,000	FS
25-16	Energy Efficiency Retrofits for Suboptimal Buildings	\$35,000,000	FS
25-17	Arc-Flash Study and Electrical Hazard Labeling in Trial Courts	\$1,200,000	FS
25-18	Capital Outlay Funding: 2025–26 through 2029-30	\$2,355,895,000	FS TCBAC

For reference, the BCP concepts submitted by the TCBAC and ranked in priority order are listed in Table 2 below. Details for each of these concepts are also included in the March 13, 2024 report to the Budget Committee. These concepts will be submitted to the Budget Committee at its May 15, 2024 meeting for final review and consideration for submission to the council at its July 12, 2024 business meeting.

Table 2 – 2025–26 BCP Concepts Submitted by the Trial Court Budget Advisory Committee

#	BCP Concept (in priority order)	2025–26 Estimated Amount	Notes
1	Inflationary Adjustment for Trial Courts (Consumer Price Index)	\$63,039,000	BCP was proposed for the 2024–25 Governor's Budget and was denied.

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

#	BCP Concept (in priority order)	2025–26 Estimated Amount	Notes
2	New and Deferred Facility Maintenance Funding (including modifications, upgrades, and deferred maintenance)	\$133,613,000	Concept submitted to the Judicial Branch Budget Committee in 2024–25 and was denied.
3	Self-Help Funding	\$26,938,000	Similar BCP was proposed for the 2024–25 Governor's Budget and was denied.
4	Equity Funding (Statewide Average)	\$40,296,000	
5	Increased Court Security Funding	TBD	
6	Funding for Courthouse Construction (including courthouses not managed by the Judicial Council and associated security measures)	See above	

Background

2025–26 BCP Concept Development

At its January 22, 2024 meeting, the TCBAC discussed potential 2025–26 BCP concepts that included full trial court participation by having each TCBAC member reach out to courts to identify funding priorities to report back to the committee.²

The TCBAC considered the prioritization of the 2025–26 BCP concept proposals for the trial courts by way of an action by email between meetings on February 2, 2024³. Due to the

² TCBAC meeting report (January 22, 2024), <https://www.courts.ca.gov/documents/tcbac-20240122-materials.pdf>; TCBAC meeting minutes (January 22, 2024), <https://www.courts.ca.gov/documents/tcbac-20240122-minutes.pdf>.

³ TCBAC meeting report (February 2, 2024), <https://www.courts.ca.gov/documents/tcbac-20240202-materials.pdf>; TCBAC meeting minutes (February 2, 2024), <https://www.courts.ca.gov/documents/tcbac-20240202-minutes.pdf>.

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inability of many committee members to reply to the February 2, 2024 meeting, a subsequent action by email took place on February 7, 2024 to finalize the 2025–26 trial court funding priorities.⁴ This action resulted in six TCBAC BCP concepts included in Table 2 that were presented to the Budget Committee at its March 13, 2024 meeting to review all the proposals submitted for the judicial branch.

Budget Change Proposal Concept Process

The current BCP process for the branch was approved by the Judicial Council and was effective December 16, 2016. It provides an opportunity for applicable advisory bodies to offer input and prioritize BCP concepts developed by other committees as time permits.⁵

In preparation for the upcoming Budget Committee meeting on May 15, 2024, the TCBAC is asked to consider the following options for discussion to review all the BCP concepts that impact the trial courts.

Options for Discussion

1. Review and prioritize some or all of the additional BCP concepts developed by other advisory committees in Table 1 for submission to the Budget Committee;
2. Revisit the BCP concepts recommended by the TCBAC in Table 2 in consideration of incorporating the additional concepts in the current ranking order; and/or
3. Submit the additional concepts to the Budget Committee without prioritization.

⁴ TCBAC meeting report (February 7, 2024), <https://www.courts.ca.gov/documents/tcbac-20240207-materials.pdf>.

⁵ Judicial Council meeting report (December 16, 2016), <https://jcc.legistar.com/View.ashx?M=F&ID=4817140&GUID=6165243B-1678-4074-B1D7-AB5A1467CA6F>; Judicial Council meeting minutes (December 16, 2016), <https://jcc.legistar.com/View.ashx?M=M&ID=463484&GUID=8E4B8E76-2D88-480D-843A-6576CC996914>.