



# Judicial Council of California

455 Golden Gate Ave.  
San Francisco, CA  
94102-3688

## Meeting Agenda

## Judicial Council

Meeting materials  
are available through  
the hyperlinks in  
this document.

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Friday, July 20, 2018

8:30 AM

San Francisco

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### OPEN SESSION (RULE 10.6(A)) — MEETING AGENDA

#### Call to Order

#### Public Comment

*30 minutes*

*The Judicial Council welcomes public comment on general matters of judicial administration and on specific agenda items, as it can enhance the council's understanding of the issues coming before it.*

*For more information about meeting attendance and public comment procedures:*

<http://www.courts.ca.gov/28045.htm>

- 1) Submit advance requests to speak by 4:00 p.m., Tuesday, July 17.
- 2) Submit written comments for this meeting by 1:00 p.m. on Wednesday, July 18.

*Contact information for advance requests to speak, written comments, and questions:*

[judicialcouncil@jud.ca.gov](mailto:judicialcouncil@jud.ca.gov)

*Postal mail or delivery in person:*

*Judicial Council of California*

*455 Golden Gate Avenue*

*San Francisco, California 94102-3688*

*Attention: Donna Ignacio*

**Approval of Minutes**

[18-102](#)      **Minutes of the May 24, 2018, Judicial Council meeting**

**Chief Justice's Report**

*10 minutes*

**Administrative Director's Report**

[18-103](#)      **Administrative Director's Report**

*10 minutes*

**Judicial Council Committee Presentations**

[18-104](#)      **Judicial Council Committee Reports**

**Summary:**      Executive and Planning Committee  
                         Hon. Douglas P. Miller, Chair  
                         Policy Coordination and Liaison Committee  
                         Hon. Kenneth K. So, Chair  
                         Rules and Projects Committee  
                         Hon. Harry E. Hull, Jr., Chair  
                         Judicial Council Technology Committee  
                         Hon. Marsha G. Slough, Chair  
                         Judicial Branch Budget Committee  
                         Hon. David M. Rubin, Chair

*30 minutes*

**Judicial Council Members' Liaison Reports**

[18-105](#)      **Judicial Council Members' Liaison Reports**

**Summary:**      Judicial Council members report on their visits to the superior courts.

*15 minutes*

**Break 10:05 – 10:20 a.m.**

**CONSENT AGENDA**

*A council member who wishes to request that any item be moved from the Consent Agenda to the Discussion Agenda is asked to please notify Roma Cheadle at 415-865-7640 at least 48 hours before the meeting.*

[18-096](#)**Criminal Law: Judicial Council Appointment to Board of State and Community Corrections (Action Required)****Summary:**

The Executive and Planning Committee recommends that the Judicial Council appoint Judge Gordon S. Baranco (Ret.) to the Board of State and Community Corrections (BSCC). The BSCC is an independent statutory agency that provides leadership to the adult and juvenile criminal justice systems, and expertise on public safety realignment issues. The BSCC is composed of 13 members, including a judge appointed by the Judicial Council.

[18-106](#)**Judicial Branch Administration: Judicial Branch Contracting Manual (Action Required)****Summary:**

The Advisory Committee on Audits and Financial Accountability for the Judicial Branch recommends revising the *Judicial Branch Contracting Manual*. The proposed revisions are necessary to address recommendations from the California State Auditor, and to address recent revisions in the *State Contracting Manual*. The committee also recommends some additional revisions, including edits to provisions on electronic signatures, that would make the manual more effective and workable for judicial branch entities in their procurement and contracting activities.

[18-113](#)**Trial Court Budget: Trial Court Trust Fund Funds Held on Behalf of the Trial Courts (Action Required)****Summary:**

The Fiscal Planning Subcommittee of the Trial Court Budget Advisory Committee recommends that the Judicial Council approve three new requests and two amended requests for Trial Court Trust Fund (TCTF) funds to be held on behalf of the trial courts. Under the Judicial Council-adopted process, a court may request that funding reduced as a result of a court exceeding its 1 percent fund balance cap be retained in the TCTF for the benefit of that court.

[18-114](#)**Court Administration: Judicial Sabbaticals (Action Required)****Summary:**

Judicial sabbaticals are addressed in the Government Code and the California Rules of Court. Current law and practices provide for only unpaid sabbaticals on approval of the Judicial Council. Rule 10.502 of the California Rules of Court includes provisions that are inconsistent with current law and practices. The Executive and Planning Committee recommends amending rule 10.502 to make it consistent with current law and practices and to eliminate outdated provisions on paid sabbaticals and the role of the Judicial Sabbatical Review Committee.

[18-117](#)**Trial Court Budget: Fiscal Year 2018-19 Allocation of Court-Appointed Juvenile Dependency Counsel Funding (Action Required)****Summary:**

The Trial Court Budget Advisory Committee (TCBAC) recommends allocation of \$136.7 million for fiscal year (FY) 2018-19, from the ongoing Trial Court Trust Fund to the trial courts for court-appointed juvenile dependency counsel. The proposed

allocation for FY 2018-19 was reviewed and approved by TCBCAC at its May 31, 2018 meeting. The recommended allocation for FY 2018-19 represents the final year of a four-year reallocation process approved by the Judicial Council in April 2015.

[18-118](#)**Judicial Council Budget: Court Appointed Special Advocate Funding Methodology and FY 2018-19 Allocations (Action Required)****Summary:**

The Family and Juvenile Law Advisory Committee recommends approving a revised allocation methodology for Court Appointed Special Advocate (CASA) local assistance funding beginning in fiscal year (FY) 2018-19. The committee also recommends applying the revised methodology for allocations beginning in FY 2018-19. The revised allocation methodology would provide all CASA programs with a larger percentage of funds as baseline funding and, for those programs that are eligible, a growth incentive. The state judicial budget for Judicial Council CASA Grants for FY 2018-19 is \$2.213 million. The allocations would fund 45 CASA programs serving 51 counties.

**DISCUSSION AGENDA**[18-112](#)**Trial Court Budget: 2018-19 Allocations from State Trial Court Improvement and Modernization Fund and Trial Court Trust Fund (Action Required)****Summary:**

The Trial Court Budget Advisory Committee and the Judicial Council Technology Committee recommend that the Judicial Council approve an extension of the case management system V3 funding sunset to June 30, 2020. The Trial Court Budget Advisory Committee also recommends that the Judicial Council approve 2018-19 allocations from the State Trial Court Improvement and Modernization Fund for the Judicial Council in the amount of \$57,137,276, approve 2018-19 allocations from the Trial Court Trust Fund in the amount of \$2.0 billion, and approve a 2018-19 allocation from the General Fund in the amount of \$68.8 million. This recommendation is for approval to allocate; court-specific allocations are provided in *Trial Court Budget: 2018-19 Trial Court Base Allocations*, a report to the Judicial Council for the July 19-20, 2018 business meeting.

**Speakers:**

Hon. Jonathan B. Conklin, Chair, Trial Court Budget Advisory Committee  
Mr. Zlatko Theodorovic, Budget Services

*25 minutes*

[18-116](#)**Trial Court Budget: 2018-19 Trial Court Base Allocations (Action Required)****Summary:**

The Trial Court Budget Advisory Committee recommends that the Judicial Council approve \$1.940 billion in trial court base allocations. Government Code section 68502.5(c)(2)(A) requires the Judicial Council to make a preliminary allocation for the trial courts in July of each fiscal year and a final allocation in January. The recommended allocations include \$47.8 million in new funding for courts below the

average statewide funding ratio, \$19.1 million in new self-help funding, and \$23.8 million for employee benefits.

**Speakers:**

Hon. Jonathan B. Conklin, Chair, Trial Court Budget Advisory Committee  
Mr. Zlatko Theodorovic, Budget Services  
Ms. Lucy Fogarty, Budget Services

*15 minutes*

**18-110**

**Judicial Branch Budget: 2019-20 Budget Change Proposals for Supreme Court, Courts of Appeal, Judicial Council, Judicial Branch Facilities Program, Trial Courts, and Habeas Corpus Resource Center (Action Required)**

**Summary:**

The Judicial Branch Budget Committee (JBBC) unanimously recommends approval of submission of 2019-20 budget change proposals (BCPs), in prioritized order, to the State Department of Finance. This recommendation is consistent with the purpose of the JBBC to assist the Judicial Council in exercising its duties under rule 10.101 of the California Rules of Court with respect to the judicial branch budget. To make advocacy efforts as successful as possible, the JBBC further recommends delegating authority to the Administrative Director to make technical changes to any BCP as necessary.

**Speakers:**

Hon. David M. Rubin, Chair, Judicial Branch Budget Committee  
Mr. Zlatko Theodorovic, Budget Services

*30 minutes*

**Appointment Orders since the last business meeting.**

**18-121**

**Appointment orders since the last meeting.**

**Adjournment (approx. 11:30 a.m.)**