



JUDICIAL COUNCIL OF CALIFORNIA

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REPORT TO THE JUDICIAL COUNCIL

Item No.: 22-103

For Circulating Order CO-22-02 on: May 10, 2022

Title

Child Support: Midyear Funding
Reallocation for 2021–22

Agenda Item Type

Information Only

Date of Report

April 14, 2022

Submitted by

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Executive Summary

Effective January 17, 2020, the Judicial Council approved the Family and Juvenile Law Advisory Committee's recommendation to combine the previous two Assembly Bill 1058 midyear funding reallocation processes into one administrative process to maximize program efficiencies. This administrative process for midyear reallocation delegates ongoing authority to the Administrative Director on an annual basis. This report details the midyear reallocation of funding for the AB 1058 Child Support Commissioner and Family Law Facilitator Program for 2021–22.

Relevant Previous Council Action

The Judicial Council is required to annually allocate non–Trial Court Trust Fund funds to the AB 1058 Child Support Commissioner and Family Law Facilitator Program and has done so since 1997. Funds for this program are provided through a cooperative agreement between the California Department of Child Support Services and the Judicial Council. Any funds unspent during the fiscal year revert to the state General Fund and cannot be used in subsequent years.

Under an established procedure described in the standard agreement with each superior court, at midyear the Judicial Council redistributes both base funding and federal drawdown funds to courts that indicate a need for additional funds from any unallocated funds and any available funds from courts that are projected not to spend their full grants.

Effective January 17, 2020, the Judicial Council delegated ongoing authority to the Administrative Director to reallocate funds at midyear based on an approved methodology to ensure program efficiencies and maximize the use of program funding by moving funds from courts who voluntarily return funds to courts who will exhaust their annually allocated funds before the end of the fiscal year.¹

Analysis/Rationale

The midyear reallocation process is a one-time adjustment in each fiscal year and is intended to maximize the funding for the AB 1058 trial court program. Each court completes a form to indicate whether they anticipate having additional funds that can be reallocated to courts that have demonstrated a need for additional funds. The historical purpose of the midyear reallocation is to meet one-time, nonrecurring special needs, such as equipment purchases or temporary help to clear work backlogs. However, because the AB 1058 program had been flat funded from 2008 until this fiscal year, courts began using the midyear reallocation process to request additional funds to maintain current service levels resulting from increased costs of providing services. This year, with the restoration of \$7 million and new, additional funding of \$4.45 million for the program, many courts are in the process of increasing AB 1058 personnel and services.

2021–22 Midyear Reallocation

Funds available for reallocation are from courts who did not take their full allocation at the beginning of 2021–22 and courts who volunteered to return funds not anticipated to be spent before the end of the fiscal year. Based on the reallocation methodology approved by the Judicial Council, available funds were proportionally reallocated to courts requesting additional funds based on their share of the total base funding.²

This year, for the child support commissioner (CSC) program, a total of \$784,504 was reallocated. Ten courts returned \$678,186 in base funds and 18 courts returned \$4,448,206 in federal drawdown funds. Ten courts requested additional base funds and 4 courts requested additional federal drawdown funds. Three courts requested additional federal drawdown funds if base funds were not available. See Attachment A for details. In the CSC program, more federal drawdown funds were returned than were requested. Courts were informed of the \$3.34 million increase to CSC base funds (75 percent of total additional program funds) in November 2021 and

¹ More details can be found in the Judicial Council report for the January 2020 meeting: Judicial Council of Cal., Advisory Com. Rep., *Child Support: Midyear Funding Reallocation Process for the Child Support Commissioner and Family Law Facilitator Programs* (Dec. 20, 2019), <https://jcc.legistar.com/View.ashx?M=F&ID=7982101&GUID=519545BC-7D0B-4FA0-88F9-3AA25965315B>.

² More details can be found in the Judicial Council report for the January 2020 meeting: Judicial Council of Cal., Advisory Com. Rep., *Child Support: Midyear Funding Reallocation for Fiscal Year 2016–2017 and Base Funding Allocation for Fiscal Year 2017–2018 for the Child support Commissioner and Family Law Facilitator Program* (Dec. 20, 2019), <https://jcc.legistar.com/View.ashx?M=F&ID=5022935&GUID=8E4B750C-0541-4356-A09D-13070EB5803C>.

still are in the process of expanding services and increasing personnel.³ Additionally, the unpredictability of COVID-19 continues to impact court staff vacancies and services, which may impact the ability to fill positions and maintain or increase services.

For the family law facilitator program, a total of \$1,018,194 was reallocated. Eight courts returned \$183,809 in base funds and 9 courts returned \$834,385 in federal drawdown funds. Seventeen courts requested additional base funds and 18 courts requested additional federal drawdown funds. Sixteen courts requested additional federal drawdown funds if base funds were not available. See Attachment B for details.

Fiscal Impact and Policy Implications

The midyear process allows for the maximization of AB 1058 program funds to best support courts in meeting their mandates under Family Code sections 4251 and 10002 to hire sufficient program staff to provide AB 1058 services to the public.

Attachments and Links

1. Attachment A: Child Support Commissioner (CSC) Program Midyear Reallocation, 2021–2022
2. Attachment B: Family Law Facilitator (FLF) Program Midyear Reallocation, 2021–2022

³ More details can be found in the Judicial Council report for the October 2021 meeting: Judicial Council of Cal., Advisory Com. Rep., *Child Support: \$4.45 Million AB 1058 Reimbursement Authority Increase* (Aug. 17, 2021), <https://jcc.legistar.com/LegislationDetail.aspx?ID=5082959&GUID=6A7533C7-039B-4B2C-B66E-BCE4B53C0EA4>

Child Support Commissioner (CSC) Program Midyear Reallocation, 2021–2022											
		A	B	C	D	E	F	G	H	I	J
#	CSC Court	Beginning Base Funding Allocation	Beginning Federal Drawdown Option	Midyear Changes to Base Allocation	Midyear Changes to Federal Drawdown Option	Recommended Base Funding Allocation (A + C)	Recommended Federal Drawdown Option Allocation (B + D)	Federal Share 66% (Column F * .66)	Court Share 34% (Column F * .34)	Total Allocation (E + F)	Contract Amount (E + G)
1	Alameda*	1,506,792	549,815		-274,177	1,506,792	275,638	181,921	93,717	1,782,430	1,688,713
2	Alpine (see El Dorado)						0				
3	Amador	140,250	45,736			140,250	45,736	30,186	15,550	185,986	170,436
4	Butte	272,690	0	-72,690		200,000	0	0	0	200,000	200,000
5	Calaveras	132,667	10,000	-8,000	-10,000	124,667	0	0	0	124,667	124,667
6	Colusa	45,691	20,809			45,691	20,809	13,734	7,075	66,500	59,425
7	Contra Costa	793,527	0			793,527	0	0	0	793,527	793,527
8	Del Norte	63,235	29,023			63,235	29,023	19,155	9,868	92,258	82,390
9	El Dorado	203,169	100,382			203,169	100,382	66,252	34,130	303,551	269,421
10	Fresno	1,686,748	843,800			1,686,748	843,800	556,908	286,892	2,530,548	2,243,656
11	Glenn	120,030	63,012			120,030	63,012	41,588	21,424	183,042	161,618
12	Humboldt	117,051	59,801	17,000	-47,995	134,051	11,806	7,792	4,014	145,857	141,843
13	Imperial	219,020	103,940	27,000	8,364	246,020	112,304	74,121	38,183	358,324	320,141
14	Inyo	79,264	45,640	-14,264	-45,640	65,000	0	0	0	65,000	65,000
15	Kern*	1,054,951	360,000		-283,247	1,054,951	76,753	50,657	26,096	1,131,704	1,105,608
16	Kings	275,061	166,716		-29,315	275,061	137,401	90,685	46,716	412,462	365,746
17	Lake	141,004	37,000	22,909	3,162	163,913	40,162	26,507	13,655	204,075	190,420
18	Lassen	60,000	0			60,000	0	0	0	60,000	60,000
19	Los Angeles	6,766,426	3,198,270		-1,949,409	6,766,426	1,248,861	824,248	424,613	8,015,287	7,590,675
20	Madera	242,269	83,000	5,000		247,269	83,000	54,780	28,220	330,269	302,049
21	Marin	114,719	40,396		20,542	114,719	60,938	40,219	20,719	175,657	154,938
22	Mariposa	75,216	0	-39,312		35,904	0	0	0	35,904	35,904
23	Mendocino	154,769	56,550			154,769	56,550	37,323	19,227	211,319	192,092
24	Merced	490,598	297,354			490,598	297,354	196,254	101,100	787,952	686,851
25	Modoc						0				
26	Mono	45,974	5,000	-15,000	-5,000	30,974	0	0	0	30,974	30,974
27	Monterey	356,969	109,094			356,969	109,094	72,002	37,092	466,063	428,971
28	Napa	95,745	0	-30,000		65,745	0	0	0	65,745	65,745
29	Nevada	327,593	0			327,593	0	0	0	327,593	327,593
30	Orange	2,133,505	424,810		-150,000	2,133,505	274,810	181,375	93,435	2,408,315	2,314,880
31	Placer	312,320	25,440		-25,440	312,320	0	0	0	312,320	312,320
32	Plumas	95,777	0			95,777	0	0	0	95,777	95,777
33	Riverside*	1,598,603	106,795	-419,921	-106,795	1,178,682	0	0	0	1,178,682	1,178,682
34	Sacramento	1,413,338	500,000			1,413,338	500,000	330,000	170,000	1,913,338	1,743,338
35	San Benito	135,384	30,000		8,860	135,384	38,860	25,648	13,212	174,244	161,032
36	San Bernardino*	3,186,397	1,393,318		-1,080,975	3,186,397	312,343	206,146	106,197	3,498,740	3,392,543
37	San Diego	1,923,982	1,010,905	312,588		2,236,570	1,010,905	667,197	343,708	3,247,475	2,903,767
38	San Francisco	820,297	441,796	79,703	-79,703	900,000	362,093	238,981	123,112	1,262,093	1,138,982
39	San Joaquin	846,981	83,046			846,981	83,046	54,810	28,236	930,027	901,792
40	San Luis Obispo	209,688	127,093			209,688	127,093	83,881	43,212	336,781	293,570
41	San Mateo	354,193	214,678			354,193	214,678	141,687	72,991	568,871	495,880
42	Santa Barbara	435,112	170,267	55,715	26,407	490,827	196,674	129,805	66,869	687,501	620,632
43	Santa Clara	1,612,233	977,183			1,612,233	977,183	644,941	332,242	2,589,416	2,257,173
44	Santa Cruz	177,299	36,000	22,577	-11,005	199,876	24,995	16,497	8,498	224,871	216,373
45	Shasta	417,575	205,874			417,575	205,874	135,877	69,997	623,449	553,452
46	Sierra (see Nevada)						0				
47	Siskiyou	118,484	0	-38,484		80,000	0	0	0	80,000	80,000
48	Solano*	524,428	95,481	-24,550		499,878	95,481	63,017	32,464	595,359	562,896
49	Sonoma	453,390	221,104		-183,608	453,390	37,496	24,747	12,749	490,886	478,137
50	Stanislaus	700,912	260,000	50,000		750,912	260,000	171,600	88,400	1,010,912	922,512
51	Sutter	182,623	63,487		-63,487	182,623	0	0	0	182,623	182,623
52	Tehama	111,871	56,982			111,871	56,982	37,608	19,374	168,853	149,479
53	Trinity (see Shasta)						0				
54	Tulare	507,485	92,308		-60,235	507,485	32,073	21,168	10,905	539,558	528,653
55	Tuolumne	158,566	78,346			158,566	98,876	65,258	33,618	257,442	223,824
56	Ventura*	527,450	106,527	85,694	18,453	613,144	124,980	82,487	42,493	738,124	695,631
57	Yolo	211,965	42,175	-15,965	-42,175	196,000	0	0	0	196,000	196,000
58	Yuba	203,149	50,000			203,149	50,000	33,000	17,000	253,149	236,149
TOTAL		34,954,436	13,038,953			34,954,436	8,697,065	5,740,063	2,957,002	43,651,501	40,694,499
CSC Base Funds		34,954,436				34,954,436	Final CSC Base Funds				
CSC Federal Drawdown		13,038,953				8,697,065	Final CSC Federal Drawdown				
Total Funding Allocated		47,993,389					43,651,501	Total Funding Allocated			

*Beginning allocations include funds not taken at the beginning of the fiscal year.

Family Law Facilitator (FLF) Program Midyear Reallocation, 2021–2022											
		A	B	C	D	E	F	G	H	I	J
#	FLF Court	Beginning Base Funding Allocation	Beginning Federal Drawdown Option	Mid-Year Changes to Base Allocation	Mid-Year Changes to Federal Drawdown Option	Recommended Base Funding Allocation (A + C)	Recommended Federal Drawdown Option Allocation (B + D)	Federal Share 66% F * (.66)	Court Share 34% H * (.34)	Total Allocation (E + F)	Contract Amount (E + G)
1	Alameda	420,326	247,743	21,791	-152,087	442,117	95,656	63,133	32,523	537,773	505,250
2	Alpine (see El Dorado)					0	0				
3	Amador	47,097	4,701			47,097	4,701	3,103	1,598	51,798	50,200
4	Butte	97,903	61,250			97,903	61,250	40,425	20,825	159,153	138,328
5	Calaveras	70,907	8,000	-15,907	-8,000	55,000	0	0	0	55,000	55,000
6	Colusa*	38,250	8,900	-1,368		36,882	8,900	5,874	3,026	45,782	42,756
7	Contra Costa	334,681	0			334,681	0	0	0	334,681	334,681
8	Del Norte	50,155	5,971			50,155	5,971	3,941	2,030	56,126	54,095
9	El Dorado	107,111	50,384			107,111	50,384	33,253	17,131	157,495	140,364
10	Fresno	380,506	186,596			380,506	186,596	123,153	63,443	567,102	503,659
11	Glenn	75,971	0			75,971	0	0	0	75,971	75,971
12	Humboldt	85,479	9,774	4,432	16,748	89,911	26,522	17,505	9,017	116,433	107,416
13	Imperial	68,492	36,086			68,492	36,086	23,817	12,269	104,578	92,308
14	Inyo	57,289	27,171	-7,289	-27,171	50,000	0	0	0	50,000	50,000
15	Kern	342,484	200,000	17,756	177,419	360,240	377,419	249,097	128,322	737,659	609,337
16	Kings*	66,952	32,000	-27,698		39,254	0	0	0	39,254	39,254
17	Lake	55,052	26,836	2,854	10,786	57,906	37,622	24,831	12,791	95,528	82,737
18	Lassen	65,167	0			65,167	0	0	0	65,167	65,167
19	Los Angeles	2,314,376	803,431		-357,010	2,314,376	446,421	294,638	151,783	2,760,797	2,609,014
20	Madera	77,642	25,383		-22,383	77,642	3,000	1,980	1,020	80,642	79,622
21	Marin	131,218	0			131,218	0	0	0	131,218	131,218
22	Mariposa	45,491	0	-42,926		2,565	0	0	0	2,565	2,565
23	Mendocino	57,935	30,000	3,004	11,351	60,939	41,351	27,292	14,059	102,290	88,230
24	Merced	101,777	67,473		52,724	101,777	120,197	79,330	40,867	221,974	181,107
25	Modoc	70,995	1,247			70,995	1,247	823	424	72,242	71,818
26	Mono	48,322	1,350			48,322	1,350	891	459	49,722	49,213
27	Monterey	136,783	57,179	7,091	70,858	143,874	128,037	84,504	43,533	271,911	228,379
28	Napa	67,188	40,000	3,483	13,164	70,671	53,164	35,088	18,076	123,835	105,759
29	Nevada	116,579	0			116,579	0	0	0	116,579	116,579
30	Orange	707,122	114,738		-114,738	707,122	0	0	0	707,122	707,122
31	Placer*	114,143	0	-68,143		46,000	0	0	0	46,000	46,000
32	Plumas	55,935	7,803			55,935	7,803	5,150	2,653	63,738	61,085
33	Riverside	649,668	218,500			649,668	218,500	144,210	74,290	868,168	793,878
34	Sacramento	376,094	211,331	19,498	73,686	395,592	285,017	188,111	96,906	680,609	583,703
35	San Benito	60,627	29,151	3,143	11,878	63,770	41,029	27,079	13,950	104,799	90,849
36	San Bernardino	536,755	313,548		(81,996)	536,755	231,552	152,824	78,728	768,307	689,580
37	San Diego	760,746	253,614	39,441	149,050	800,187	402,664	265,758	136,906	1,202,851	1,065,946
38	San Francisco*	248,672	113,795	-15,678		232,994	113,795	75,105	38,690	346,789	308,098
39	San Joaquin	218,392	78,238		15,000	218,392	93,238	61,537	31,701	311,630	279,929
40	San Luis Obispo	87,277	32,246			87,277	32,246	21,282	10,964	119,523	108,560
41	San Mateo	181,237	86,554	9,396	35,509	190,633	122,063	80,562	41,501	312,696	271,195
42	Santa Barbara	164,701	77,323		-39,000	164,701	38,323	25,293	13,030	203,024	189,995
43	Santa Clara	501,084	210,712			501,084	210,712	139,070	71,642	711,796	640,154
44	Santa Cruz	90,635	43,000	4,699	17,758	95,334	60,758	40,100	20,658	156,092	135,435
45	Shasta	186,519	111,913			186,519	111,913	73,863	38,050	298,432	260,382
46	Sierra (see Nevada)					0	0				
47	Siskiyou	71,166	35,000	3,690	13,943	74,856	48,943	32,302	16,641	123,799	107,159
48	Solano*	139,451	39,710	-4,800		134,651	39,710	26,209	13,501	174,361	160,860
49	Sonoma	152,948	65,519			152,948	65,519	43,243	22,276	218,467	196,190
50	Stanislaus	211,222	120,000	10,951	41,384	222,173	161,384	106,513	54,871	383,557	328,687
51	Sutter	63,527	31,409			63,527	31,409	20,730	10,679	94,936	84,257
52	Tehama	39,032	3,535			39,032	3,535	2,333	1,202	42,567	41,365
53	Trinity (see Shasta)					0	0				
54	Tulare	295,159	132,293	15,302	57,829	310,461	190,122	125,481	64,641	500,583	435,942
55	Tuolumne	61,613	30,084			61,613	30,084	19,855	10,229	91,697	81,469
56	Ventura	247,940	77,864	12,854	48,578	260,794	126,442	83,452	42,990	387,236	344,246
57	Yolo	85,337	35,377	4,424	16,720	89,761	52,097	34,384	17,713	141,858	124,145
58	Yuba	62,994	44,953			62,994	44,953	29,669	15,284	107,947	92,663
TOTAL		11,902,126	4,449,685			11,902,126	4,449,685	2,936,792	1,512,893	16,351,811	14,838,918
FLF Base Funds		11,902,126				11,902,126	Final FLF Base Funds				
FLF Federal Drawdown		4,449,685				4,449,685	Final FLF Federal Drawdown				
Total Funding Allocated		16,351,811					16,351,811	Total Funding Allocated			

*Beginning allocations include funds not taken at the beginning of the fiscal year.