



## JUDICIAL COUNCIL OF CALIFORNIA

455 Golden Gate Avenue · San Francisco, California 94102-3688

[www.courts.ca.gov](http://www.courts.ca.gov)

---

# REPORT TO THE JUDICIAL COUNCIL

For business meeting on: July 27-28, 2017

---

**Title**

Administrative Director's Report

**Agenda Item Type**

Information Only

**Submitted by**

Martin Hoshino  
Administrative Director

**Date of Report**

July 25, 2017

**Contact**

Tina Carroll, 415-865-4242  
[tina.carroll@jud.ca.gov](mailto:tina.carroll@jud.ca.gov)

---

**Executive Summary**

The following information outlines some of the many activities staff is engaged in to further the Judicial Council's goals and priorities for the judicial branch. The report focuses on action since the council's May meeting and is exclusive of issues on the July business meeting agenda.

## TABLE OF CONTENTS

Legislative Advocacy.....	3
Labor and Employee Relations.....	3
New San Diego Central Courthouse.....	3
Facility Operations.....	3
Court Security.....	4
Grants.....	4
Stakeholder Partnerships.....	4
Court Technical Assistance.....	5
Keeping Kids in School and Out of Court.....	5
Public Service Leadership Development.....	5
Advisory Committees/Task Forces/Working Groups.....	5
Judicial Branch Education and Training.....	9
Staffing Metrics.....	15
Judicial Appointments and Vacancies Report.....	17

## Legislative Advocacy

- A status report on legislation considered by the Judicial Council Policy Coordination and Liaison Committee during the 2017–2018 legislative session can be found at: [www.courts.ca.gov/documents/legislative-status-chart-2017.pdf](http://www.courts.ca.gov/documents/legislative-status-chart-2017.pdf). Position letters and fiscal impact statements can be found at: <http://www.courts.ca.gov/position-letters.htm>.
- *Judicial Council-Sponsored Legislation*: Governmental Affairs continues to navigate Judicial Council-sponsored legislation through the legislative process. The Governor signed AB 452 (Bloom): Changes references from Clerk of the Supreme Court to Clerk/Executive Officer of the Supreme Court, Clerk/Administrator of the Court of Appeal to Clerk/Executive Officer of the Court of Appeal, and Administrative Office of the Courts to Judicial Council.
- The Legislature began its summer recess on July 21. Governmental Affairs advocates continue to monitor bills and prepare for when the Legislature reconvenes on August 21.

## Labor and Employee Relations

Labor negotiations assistance was provided to 13 trial courts. Services included successor memoranda of understanding negotiations, proposed policy revisions, and modifications to employer-employee relations rules. Additionally, support was provided on 32 different labor and employee related matters.

## New San Diego Central Courthouse

A dedication ceremony for the new 71-room courthouse was held on June 5, 2017. The construction project is the judicial branch's largest to date. The new courthouse consolidates court operations for central county residents, replacing inadequate and obsolete facilities with a modern, full-service courthouse.

## Facility Operations

Status of facility modifications as of July 18, 2017:

Status	Number of Modifications	Estimated Cost
Awaiting Shared Cost	6	\$3,671,043
Holding for Project Managers	12	\$8,433,161
In Design	59	\$3,608,895
In Work	578	\$81,680,431
Total	20	\$97,393,530

Thirty-two real estate transactions were completed as follows:

- New Disposition Lease: Closed Chico Courthouse leased by Butte County
- New Expense Leases:
  - Los Angeles County, Santa Monica Civic Auditorium Parking
  - Sacramento County, Judicial Council Governmental Affairs Office
- Lease/License Renewals:
  - Glenn County, Storage
  - Inyo County, Department 4 and Superior Court 2
  - Merced County, Department 11
  - Orange County, Harbor Justice Center Newport Beach Parking

- Sacramento County, New Sacramento Criminal Courthouse, City of Sacramento
- San Joaquin County, 540 E. Main Street
- Tehama County, Juvenile Justice Center
- Lease/License Terminations:
  - Judicial Council Burbank Office and facilities management units in Shasta and Solano Counties
  - Orange County, North Justice Center
  - San Diego County, East County Regional Center, Nextel
  - Stanislaus County, 1130 12th Street
  - Tehama County, Historic Courthouse
- Event Licenses: 14 short-term event licenses

### **Court Security**

- The Screening Equipment Replacement Program completed the fiscal year having replaced 27 magnetometers and 61 x-ray machines in 23 courts.
- Staff met with the Superior Court of Madera County to assess security concerns, and provided security training to judicial officers and staff of the Superior Courts of Alameda and Sonoma Counties.

### **Grants**

- *Court Innovations*: Intra-Branch Agreements for 43 grant programs have been finalized and received initial grant funding. Eight additional programs will receive funding in the next month and year.
- *Recidivism Reduction Fund Grant Program*: Contract amendments were concluded to extend 26 court programs for an additional year, ending April 2018. Site visits were conducted in the Superior Courts of Lake, Modoc, Monterey, Tehama, and Tuolumne Counties to observe programs in operation and answer questions from court staff and partners.
- *Re-Entry Courts*: Staff worked with the California Department of Corrections and Rehabilitation to extend an interagency agreement allowing continued funding of five reentry courts for an additional year.

### **Stakeholder Partnerships**

- *Probation Advisory Committee*: Members including the Department of Social Services, Chief Probation Officers, and Judicial Council staff met to discuss county-specific issues and questions, Community Care Reform, and review of state directives on implementation of new laws regarding juvenile probation.
- *Judicial Branch Stakeholder Meeting with Department of Child Support Services*: Judicial Council AB 1058 Child Support Program staff and representative child support commissioners and family law facilitators met with the California Department of Child Support Services to discuss practices in preparation of Orders After Hearing and service delivery models for family law facilitator offices.
- *Mental Health Projects*: Meetings were held with the Mental Health Services Oversight and Accountability Commission to discuss the intersection between the mental health and criminal justice systems; and with the California Health and Human Services Agency's Incompetent to Stand Trial Workgroup.

### **Court Technical Assistance**

Technical assistance was provided to courts on a variety of issues during this reporting period including:

- Juvenile court courtesy file reviews in Contra Costa, Humboldt, Lake, Modoc, Orange, Santa Clara, Sierra, and Tehama Counties to support compliance with federal and California law.
- Technical assistance on the Substance Abuse Focus Grant to the Superior Courts of Los Angeles and San Bernardino Counties.
- Assistance to the Superior Courts of Shasta and San Joaquin Counties with the California State Department of Child Support Services audit.

### **Keeping Kids in School and Out of Court**

The Chief Justice's Keeping Kids in School and Out of Court Initiative steering committee met to plan its work in rural counties. The committee received a presentation on the Public Counsel and American Institute for Research's *California School Safety Toolkit*, which discusses ways to identify how well school safety methods align with research and best practice standards.

### **Public Service Leadership Development**

- The nine participants from the 2016–2017 Judicial Administration Fellows program received certificates of participation from the Administrative Director. The fellows spent 10 months working in courts through the program jointly sponsored by the Judicial Council and Sacramento State University's Center for California Studies.
- Governmental Affairs staff met with 15 college interns from the Center for Asian Americans United for Self-Empowerment Leadership Academy (summer program for students interested in politics, public policy, and/or Asian Pacific Americans community issues) to discuss the role of the judicial branch within state government.

## **Advisory Committees/Task Forces/Working Groups**

The following advisory bodies met in person, by phone, or WebEx since the council's May meeting:

1. Ability to Pay Workgroup
2. Administrative Presiding Justices Advisory Committee
3. Advisory Committee on Financial Accountability and Efficiency for the Judicial Branch
4. Appellate Advisory Committee
5. Civil and Small Claims Advisory Committee
6. Civil Jury Instructions Advisory Committee
7. Collaborative Justice Courts Advisory Committee
8. Court Executives Advisory Committee
9. Court Facilities Advisory Committee
10. Criminal Jury Instructions Advisory Committee
11. Criminal Law Advisory Committee
12. Family and Juvenile Law Advisory Committee
13. Information Technology Advisory Committee

14. Judicial Branch Workers' Compensation Program Advisory Committee
15. Language Access Implementation Task Force
16. Legal Services Trust Fund Committee
17. Pretrial Detention Reform Workgroup
18. Traffic Advisory Committee
19. Trial Court Budget Advisory Committee
20. Trial Court Facility Modification Advisory Committee
21. Trial Court Presiding Judges Advisory Committee
22. Tribal Court-State Court Forum

## **Meeting Details**

### **Ability to Pay Workgroup**

- Price of Justice pilot sites (San Francisco, Santa Clara, Shasta, Tulare, and Ventura Counties) shared traffic court practices and specific interests in improving ability to pay determination processes.
- Participated in a variety of exercises to inform the development of the online ability to pay tool.

### **Administrative Presiding Justices Advisory Committee**

- Discussed Continuity of Operations plans, and fiscal matters affecting the appellate courts, and received an education and training update for fiscal year 2017–2018.

### **Advisory Committee on Financial Accountability and Efficiency for the Judicial Branch**

- Considered audit results for the Superior Court of Kern County for submission to the council.
- Reviewed Budget Change Proposal concepts for the 2018–2019 fiscal year.

### **Appellate Advisory Committee**

- Considered public comments on seven proposals, including:
  - Revising the rule relating to settled statements in civil appeals and adopting a new form to simplify this process;
  - Amending the form for designating the record on appeal in limited civil cases to clarify the consequences for not designating a record of the oral proceedings; and
  - Sponsoring legislation to address access to records from the juvenile court file for persons participating in appellate proceedings in juvenile cases.

### **Civil and Small Claims Advisory Committee**

- Discussed ongoing projects relating to alternative dispute resolution and case management rules.
- Discussed proposals, including a new civil default form for use in actions under the Fair Debt Buying Practices Act; revised writ of execution and costs after judgment forms; and new and revised civil protective order forms.
- Worked jointly with members of Language Access Plan Implementation Task Force on proposed legislation regarding use of interpreters in small claims court.

### **Civil Jury Instructions Advisory Committee**

- Three subcommittees reviewed proposed items for the full committee meeting including new instructions on constructive fraud; additional exceptions to employer liability for employee acts during commute; and a possible new series on the Consumer Legal Remedies Act.

### **Collaborative Justice Courts Advisory Committee**

- *Mental Health Subcommittee*: Discussed pending legislation and work plan development to implement the recommendations of the Mental Health Issues Implementation Task Force and incorporate other relevant mental health matters.

### **Court Executives Advisory Committee**

- Discussed upcoming education/information style meetings with the Department of Finance concerning the fiscal realities facing the trial courts and upcoming visits by Department representatives to select trial courts.
- *Executive Committee*: Discussed Court Innovations Grants, Judicial Branch Statistical Information System filings definitions, strategies to reduce trial court utilities and maintenance costs, a Department of Child Support Services request to install payment kiosks in courthouses, and Memoranda of Understanding with the Sheriff's Office regarding trial court security and additional funding.
- *Trial Court Facilities Working Group*: Reviewed draft revisions to energy conservation guidelines to assist the trial courts with reducing utilities and maintenance costs.
- *Joint Executive Committee meeting with Trial Court Presiding Judges Advisory Committee (TCPJAC)*: Discussed budget and legislative advocacy, Immigration and Customs Enforcement activities on courthouse grounds, and responding to harassment, discrimination, and retaliation complaints.
- *Joint Rules Subcommittee with TCPJAC*: Reviewed additional proposed revisions to rule 2.851 (Language Access: Designation of Representative and Handling Complaints).
- *Joint Legislation Subcommittee with TCPJAC*: Discussed SB 273 (Hill) Marriage: minors; AB 1541 (Kalra) Examination of prospective jurors; SB 10 (Hertzberg) Bail: pretrial release; and SB 393 (Lara) Arrests: sealing.

### **Court Facilities Advisory Committee**

- Reviewed the Santa Barbara Superior Court study with the County to consider a joint project.
- Reviewed the schematic design packages for the Riverside Mid-County Civil Courthouse project and the Superior Court of Sacramento County's capital project.
- Heard a presentation on the seismic risk rating of California superior court buildings.
- Reviewed the Five-Year Infrastructure Plan for fiscal year 2018–2019.

### **Criminal Jury Instructions Advisory Committee**

- Considered 34 proposed new and revised California Criminal Jury Instructions in light of user comments, new legislation, and suggestions from committee members.
- Circulated proposed edits/additions for public comment.

### **Criminal Law Advisory Committee**

- Discussed public comments received on rule, form, and legislative proposals circulated this spring. Final proposals include:
  - Proposed amendments to multiple sentencing rules.
  - Proposed standard of judicial administration on risk/needs assessments at sentencing.
  - Proposed forms to implement AB 813 (Gonzalez): motion to vacate conviction or sentence, and Proposition 63 relating to firearms relinquishment; and revisions to the felony waiver and plea form.

### **Family and Juvenile Law Advisory Committee**

- Discussed annual funding to local Court Appointed Special Advocate programs, comments to the psychotropic medication proposal, revision of five adoption proceedings forms, and possible changes to forms to enable the council to fulfill legislative mandates regarding Title IV-E Foster Care Maintenance Eligibility Findings and Orders.

### **Information Technology Advisory Committee**

- Discussed draft deliverables of the Disaster Recovery Workstream, reviewed grants awarded for technological innovations, received updates on the branch budget and recommendations of the Commission on the Future of California's Court System, and reviewed a legislative proposal to amend Civil Code and Code of Civil Procedure regarding authorization for electronic service.

### **Judicial Branch Workers' Compensation Program Advisory Committee**

- Reviewed and approved proposed changes in the premium calculation methodology.
- Reviewed results of the program's annual survey and discussed proposals to address feedback from survey participants.

### **Language Access Plan Implementation Task Force**

- Reviewed recommended changes to proposed Rule 2.851, which requires superior courts to establish forms for submitting complaints regarding the court's provision of appropriate language access services.

### **Legal Services Trust Fund**

- Considered recommendations for 2018 Equal Access Partnership Grants.

### **Pretrial Detention Reform Workgroup**

- Heard presentations from the National Association of Pretrial Services Agencies, California court executive officers, and domestic violence and sexual assault advocates.
- Co-Chairs, Judge Lisa Rodriguez (San Diego) and Judge Brian Back (Ventura), and Criminal Justice Services staff provided an update on the development of the recommendations of the workgroup to Chief Justice Cantil-Sakauye.



### **Traffic Advisory Committee**

- Discussed uniform bail and penalty schedules; remote access to court records for parties, attorneys, and justice partners; legislative proposals (including amendments to Penal Code 1209.5); pending legislation, including SB 185 (Hertzberg) Crimes: infractions, and AB 412 (Ting) Courts: civil assessments; and recommendations of the Commission on the Future of California’s Court System as related to traffic administration and fines and fees.
- Final proposals and Judicial Council reports submitted to the council’s Rules and Projects Committee include a proposed form on ability to pay for traffic and other infractions.

### **Trial Court Budget Advisory Committee**

- Developed recommendations for the 2017–2018 Trial Court Trust Fund (TCTF) allocations, the Workload Allocation Funding Methodology (WAFM) Adjustment Request Process, and WAFM Adjustment Timeline.
- Finalized the 2017–2018 Funding Methodology Subcommittee work plan.
- *Fiscal Planning Subcommittee*: Considered two new and two amended TCTF requests to be held on behalf of four courts (Alameda, Orange, Sacramento, and Mono Counties).

### **Trial Court Facility Modification Advisory Committee**

- Reviewed the fiscal year 2017–18 Budget Allocations Report, reviewed criteria for seismic renovation feasibility studies, energy conservation guidelines, deferred maintenance, and facility modification recommendations.

### **Trial Court Presiding Judges Advisory Committee**

- *Executive Committee*: Reviewed a Budget Change Proposal for orientation sessions for new judicial officers, conducted a roundtable on strategies to compensate for cutbacks in Civil courts, and received an update on the final report of the Commission on the Future of California’s Court System.

### **Tribal Court-State Court Forum**

- Received a legislative update on AB 905 (lifting of the sunset on the Tribal Court Civil Money Judgement Act), and extending recognition and enforcement of tribal court orders in traffic and road safety.

## **Judicial Branch Education and Training**

### **Summary**

#### **Judicial Education**

1. Advanced Judicial Studies Institute
2. Advanced Topics in Felony Sentencing
3. Criminal Law Orientation
4. Cow County Judges Institute
5. Ground Water Litigation Webinar
6. Judicial College Seminar Leader Training

7. Juvenile Dependency Orientation
8. New Judge Orientation
9. Qualifying Judicial Ethics
10. Traffic Orientation

### **Judicial Officer, Court Employee, and Stakeholder Education and Training Programs**

11. AB 1058 Timekeeping Best Practices
12. AB 1058 Family Law Facilitators Electronic Database Summit
13. Access to Visitation
14. Accountings and Financial Abuse
15. Advanced Core 40 Court Management
16. Business Process Reengineering Workshops
17. Communication Strategies for Leadership
18. Complementary Treatment and Social Services
19. Core 24: Advanced Skills for Experienced Court Managers and Administrators
20. Court Appointed Special Advocate Volunteer Training
21. Court Clerks Training Institute – Criminal Procedures
22. Drug and Alcohol Testing
23. Education, Training, and Development
24. Family Law and Self-Help Conference
25. Handling Cases Involving Abuse Later in Life
26. Immigration Issues; and Improving Safety, Access, and Fairness in Cases Involving Domestic Violence
27. Managing Technology Projects and Resources
28. Preventing and Responding to Sexual Harassment
29. Psychotropic Medication
30. Substance Abuse Treatment
31. Title IV-E Foster Care Maintenance Eligibility
32. Trial Court Revenue Distribution
33. Workers' Compensation Claim Settlement Authority Process
34. Youth Court Summit

### **Distance Education**

#### Courtroom Simulations

35. Civil Case Management Series

#### Video Lectures

36. An Overview of the Judicial Branch Statistical Information System
37. Safety During Site Visits (for probate investigators)
38. Statements of Decision

#### Podcasts

39. Application of *People v. Sanchez* in Family Law
40. Calculating Custody Credits
41. Can an Algorithm Deliver Administrative Justice?
42. Child Support and Jackson Credits
43. Firearms Relinquishment in Criminal Domestic Violence Cases
44. New Cases on Deviating From Guideline and Reasonable Rate of Return
45. Password Managers

46. The Process of Appointing Spoken Language Interpreters in Trial Court Proceedings

#### Web Casts

47. Judicial Council Meeting

48. Supreme Court Oral Arguments, Los Angeles and San Francisco

#### **Publications Updates**

49. Benchguide 54: *Faretta* and *Marsden* Issues

50. Benchguide 83: Restitution

#### **Detail**

##### **AB 1058 Timekeeping Best Practices**

Topics included requirements of timekeeping practices pursuant to the federal grant, maintaining documentation for time spent on the AB 1058 program, and sharing costs between AB 1058 and other programs.

##### **AB 1058 Family Law Facilitators Electronic Database Summit**

Sessions included use of the database in measuring workload for AB 1058 funding methodology, development of common terminology, determination of the most important data elements, and how to improve the database's interface data gathering tool.

##### **Access to Visitation**

Course for Access to Visitation Grant recipient courts' professional providers of supervised visitation.

##### **Accountings and Financial Abuse**

Probate court investigator regional education on conducting an accounting and discerning when and how to follow up on evidence of financial abuse of an elder.

##### **Advanced Core 40 Court Management**

Manager/supervisor regional education for court employees who provide direct supervision as part of their work at the court, emphasizing skills for more experienced supervisors.

##### **Advanced Judicial Studies Institute**

New grant-funded, two-day institute designed for experienced bench officers to discuss and share best practices. Course offerings in neuroscience and the courtroom, psychology of judging, electronic evidence, advanced family law, and making an effective record.

##### **Advanced Topics in Felony Sentencing**

Two-day course covers complex sentencing computations and alternative sentencing schemes.

##### **Business Process Reengineering Workshops**

Manager/supervisor regional education for court leadership teams and individuals on business process reengineering methodology.

### **Civil Case Management Series**

Demonstrates key aspects of the civil pre-trial process, including how to conduct case management conferences, facilitate alternative dispute resolution, avoid unnecessary discovery disputes, and run final status conferences.

### **Communication Strategies for Leadership**

One-day regional program for managers/supervisors/leads/seniors provides opportunities for peer interaction and instructor feedback on effective communication strategies for working with individuals and teams.

### **Core 24: Advanced Skills for Experienced Court Managers and Administrators**

Three-day course provides an opportunity for experienced leaders to enhance skills, while sharing ideas and networking with other court leaders.

### **Court Appointed Special Advocate Volunteer Training**

Overview of the delinquency process for experienced volunteers with the Superior Court of San Francisco's Court Appointed Advocate Program, and the process from detention through post-disposition, with a discussion on the professionals who work with juvenile justice-involved youth.

### **Court Clerk Training Institute**

Week-long course on criminal procedures for courtroom and legal process clerks.

### **Cow County Judges Institute**

Forum for judges who handle multiple types of calendars to keep up to date; includes substantive law courses in multiple disciplines, discussion on case and court management with a focus on issues affecting small courts.

### **Criminal Law Orientation**

Criminal law and procedure for judges and subordinate judicial officers new to a criminal assignment.

### **Education, Training, and Development (Institute for Court Management)**

Three-day course on the fundamentals of adult education and instructional design as well as different approaches to employee development. The courts' unique educational environment is explored, and participants learn how to approach education not only for the purpose of effectively performing daily work, but also as a key factor in fulfilling the court's mission or strategic plan.

### **Family Law and Self-Help Conference**

Staff assisted in organizing sessions on cultural issues in domestic violence in tribal communities, strategies to address those issues, and providing effective self-help services to tribal communities.

### **Ground Water Litigation Webinar**

Exploration of California's unique groundwater law with emphasis on understanding the Sustainable Groundwater Management Act of 2014 and potential legal issues resulting from its implementation.

### **Handling Cases Involving Abuse Later in Life**

Two-day course guides judges through a sexual assault trial from arraignment to sentencing and post-sentencing procedures and emphasizes the key issues: dynamics of sexual assault cases, the needs of the victim and specially mandated accommodations, and myths and misconceptions about sexual assault victims and offenders.

### **Managing Technology Projects and Resources (Institute for Court Management)**

Designed to help participants manage technology and technology resources, enhance their technology management skills, and integrate technology into their management strategies.

### **Juvenile Dependency Orientation**

Review of juvenile dependency law and procedure; the philosophy and responsibilities that underlie the child welfare system and the dependency court; child development; substance abuse; mental health; domestic violence; disproportionately high minority contact; issues affecting LGBTQ children and families; psychotropic medication; and the role of the judicial officer in juvenile court, and his or her unique ethical issues.

### **New Judge Orientation**

One-week orientation program introduces new judges, commissioners, and referees to their judicial duties and familiarizes them with ethical responsibilities in ensuring fairness in all proceedings, promoting uniform court practices, and improving the administration of justice.

### **Preventing and Responding to Sexual Harassment**

Webinar for commissioners, referees, supervisors, and managers helps meet the mandate of Government Code section 12950.1.

### **Psychotropic Medication Training**

Course for San Francisco Superior Court juvenile judges on the overuse of psychotropic medication on foster children.

### **Safety During Site Visits for Probate Investigators**

Procedures that probate court investigators can use to maximize safety when planning and conducting site visits.

### **Substance Abuse Treatment, Complementary Treatment, and Social Services, and Drug and Alcohol Testing**

Part of a continuing series, the webinars feature judges, court staff, local practitioners, and national experts sharing best practices for implementing Drug Court Standards.

**Title IV-E Foster Care Maintenance Eligibility Training**

Course for judges of the Superior Court of Siskiyou County on elements of title IV-E, including the historical context of the federal bill, and new required legal findings and orders related to the Continuum of Care Reform.

**Traffic Orientation**

Two-day course addresses general procedural and substantive law governing traffic cases and focuses on common, problematic issues confronting the traffic court and practical solutions.

**Trial Court Revenue Distribution**

The Judicial Council and the State Controller's Office partner to provide this training for court, county, city, and parking entities that perform revenue collection and distribution activities.

**Annual California Youth Court Summit**

Attended by 300 youth and adults from 25 youth courts and 10 counties, this three-day annual educational conference, now in its 12th year, focused on critical youth justice issues, reducing substance abuse, using technology to prepare jurors, implicit bias, and taking a trauma-informed approach to youth courts.

**Workers' Compensation Claim Settlement Authority Process**

Overview of the program's settlement authority process implemented on July 1, 2017. The course includes a discussion of the application of settlement authority tiers, timelines, and a review of the new Settlement Authority Request form.

## Staffing Metrics

As of June 30, 2017

STAFFING	Leadership Services Division							Operations & Programs Division							Administrative Division					Judicial Council
	Executive Office	Governmental Affairs	Public Affairs	Legal Services	Audit Services	Special Projects	Judicial Council and Trial Court Leadership	Center for Families, Child. & Courts	Court Operations Services	Criminal Justice Services	Center for Judicial Education & Research	Appellate Court Services	Capital Program	Real Estate & Facilities Mgmt	Budget Services	Branch Account. & Procurement	Human Resources	Information Technology	Admin Support	
Authorized Position (FTE)	10.00	11.00	8.00	58.00	14.00	10.00	19.80	64.00	34.60	22.00	48.50	7.00	43.00	95.00	41.00	141.00	43.00	119.00	30.00	818.90
Filled Authorized Position (FTE)	10.00	10.00	8.00	44.60	12.00	8.00	16.80	55.35	28.80	20.40	41.50	5.00	28.00	72.50	34.00	129.00	40.00	97.88	27.00	688.83
Headcount - Employees	10	10	8	45	12	8	17	56	29	21	42	5	28	73	34	129	40	98	28	693.00
Vacancy (FTE)	0.00	1.00	0.00	13.40	2.00	2.00	3.00	8.65	5.80	1.60	7.00	2.00	15.00	22.50	7.00	12.00	3.00	21.12	3.00	130.07
Vacancy Rate (FTE)	0.0%	9.1%	0.0%	23.1%	14.3%	20.0%	15.2%	13.5%	16.8%	7.3%	14.4%	28.6%	34.9%	23.7%	17.1%	8.5%	7.0%	17.7%	10.0%	15.88%
Judicial Council Temp Employee (909)	1	0	1	0	0	0	0	0	1	1	0	0	0	4	0	0	0	0	0	8.00
*Employment Agency Temporary Worker (FTE)	0	0	0	2	0	0	1	0	1	0	1	0	0	0	0	2	1	0	1	9.00
Contractors (FTE)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.5	0.0	0.0	0.0	0.6	1.0	0.0	0.0	0.0	37.25	0.0	39.35
<b>TOTAL WORKFORCE</b> (based on FTE, 909s, Agency Temps & Contractors)	11.00	10.00	9.00	46.60	12.00	8.00	17.80	55.35	31.30	21.40	42.50	5.00	28.60	77.50	34.00	131.00	41.00	135.13	28.00	745.18

See following page for definition of terms.

**Definitions:**

<b>Authorized Position (FTE)</b>	Authorized positions include all regular ongoing positions approved in the Budget Act for that year. The number is based on the position's approved full time equivalency.
<b>Filled Authorized Position (FTE)</b>	Filled authorized positions are the number of authorized positions filled based on the employee's full time equivalency.
<b>Headcount</b>	The actual count of persons employed by the Judicial Council, regardless of FTE. This number could be more than the FTE count due to part-time employees being counted as "1". This count does not include Judicial Council Temporary Employees (909) or Employment Agency Temporary Workers.
<b>Vacancy (FTE)</b>	The number of vacancies is the number of authorized positions minus the number of filled authorized positions.
<b>Vacancy Rate (FTE)</b>	Vacancy Rate is calculated by dividing the number of authorized positions by the number of vacant authorized positions. This number excludes temporary employees ("909" funded employees). See definition of temporary employees below.
<b>Judicial Council Temporary Employees (909)</b>	The "909" category is the State Controller code used to reference a temporary position or a temporary employee. 909 Position - it is a position that may not be funded through the Budget Act and it is categorized by the Office of the State Controller as a temporary position used in the absence of an authorized position. 909 positions may be occupied by regular full-time employees due to the unavailability of an authorized vacant position. 909 Employee - An employee whose salary is not funded through the Budget Act. 909 employees may receive benefits if employed at least half-time and the term of employment is for more than six months. Types of "909" Temporary Employees include: Retired Annuitants: A retired annuitant is a retiree who is hired by his or her former employer or by another employer that participates in the same retirement system as the former employer. This includes a former participant in a state retirement system who has previously retired and who is currently receiving retirement benefits. Temporary: Employees employed on a temporary basis - they do not receive full benefits (but do receive CalPERS retirement service credit).
<b>Employment Agency Temporary Worker (FTE)</b>	These are workers from an employment agency. They are employees of the employment agency that provide short-term support.
<b>Contractor (FTE)</b>	Individuals augmenting the work of the organization and providing services for a limited period of time or on a specific project, where a particular skill set is required that is either (1) not within an existing classification and/or job description or (2) where recruitment issues require the use of a contractor.
<b>Full Time Equivalency (FTE)</b>	Full Time Equivalency is the number of total maximum compensable hours designated in a year divided by actual hours worked in a year. For example, the work year is defined as 2,080 hours; one employee occupying a paid full time job all year would consume one FTE. One employee working for 1,040 hours each would consume .5 FTE.
<b>Time Base</b>	Full time: Employee is scheduled to work 40 hours per week. Receives full benefits. Part time: Employee is scheduled to work less than 40 hours per week. Employees that work more than 20 hours per week receive full benefits. Intermittent: Employees have no established work schedule and work on an as-needed basis that varies from one pay period to the next. Eligibility for certain benefits may be limited for these employees.
<b>Regular Employee</b>	Commonly referred to as "permanent employees" – They receive full benefits.
<b>Limited Term</b>	Limited Term Position – It is a position that is funded through the Budget Act with a specific end date. The position is counted as an authorized position. Employee in limited term positions may be regular or temporary.



## Judicial Appointments and Vacancies Report

**Judicial Appointments:** Since the May 19, 2017, Judicial Council meeting, the Governor has made 23 judicial appointments to the superior courts: Alameda (1), Contra Costa (2), Humboldt (1), Kern (1), Los Angeles (9), Orange (2), San Bernardino (2), San Luis Obispo (1), Santa Cruz (1), Shasta (2), and Tehama (1).

### Number of Judgeships Authorized, Filled and Vacant as of **June 30, 2017**

TYPE OF COURT	NUMBER OF COURTS	NUMBER OF JUDGESHIPS					
		Authorized	Filled	Vacant	Vacant (AB 159 positions)	<i>Filled(Last Month)</i>	<i>Vacant(Last Month)</i>
Supreme Court	1	7	7	0	0	7	0
Courts of Appeal	6	105	97	8	0	98	7
Superior Courts	58	1,730	1,610	70	50*	1,621	109
<b>All Courts</b>	<b>65</b>	<b>1,842</b>	<b>1,714</b>	<b>128</b>		<b>1,726</b>	<b>116</b>

\*Fifty new judgeships were authorized in January 2008 with the enactment of AB 159 (Chapter 722, Statutes of 2007), however, funding for the 50 positions has not been provided. The allocation list for these judgeships is based on the most recent Judicial Needs Assessment (2014). See:

<http://www.courts.ca.gov/documents/jc-20141212-itemT.pdf> for the current judicial allocation list.

Vacancies occurring in the current reporting month are highlighted below in **yellow**:

### JUDICIAL VACANCIES: APPELLATE COURTS

Appellate District	Vacancies	Reason for Vacancy	Justice to be Replaced	Last Day In Office
Second Appellate District, Division Two	5	Retirement	Hon. Roger W. Boren	01/31/17
Second Appellate District, Division Three		Retirement	Hon. Patti S. Kitching	10/05/15
Second Appellate District, Division Five		Deceased	Hon. Paul Turner	05/18/17
Second Appellate District, Division Five		Retirement	Hon. Richard M. Mosk	03/31/16

Second Appellate District, Division Seven		Retirement	Hon. Fred Woods	03/31/15
Fourth Appellate District, Division One	2	Deceased	Hon. Alex C. McDonald	09/08/16
Fourth Appellate District, Division Three		Retirement	Hon. William F. Rylaarsdam	06/30/16
Sixth Appellate District	1	Resigned	Hon. Miguel A. Marquez	07/29/16
<b>TOTAL VACANCIES</b>	8			

**JUDICIAL VACANCIES: SUPERIOR COURTS**

<b>County</b>	<b>Vacancies</b>	<b>Reason for Vacancy</b>	<b>Judge to be Replaced</b>	<b>Last Day In Office</b>
Alameda	5	Retirement	Hon. Willie Lott, Jr.	06/08/17
Alameda		Retirement	Hon. Robert B. Freedman	03/31/17
Alameda		Retirement	Hon. Larry J. Goodman	03/28/17
Alameda		Retirement	Hon. Christine K. Moruza	03/13/17
Alameda		Retirement	Hon. Reginald P. Saunders	10/15/15
El Dorado	1	Dis Retirement	Hon. Nelson Keith Brooks	03/24/17
Fresno	2	Retirement	Hon. Dale Ikeda	02/20/17
Fresno		Elevated	Hon. Kathleen A. Meehan	02/08/17
Lake	1	Retirement	Hon. Richard C. Martin	05/31/17
Lassen	1	Retirement	Hon. Michele Verderosa	06/03/17
Los Angeles	23	Retirement	Hon. Karen Joy Nudell	06/08/17
Los Angeles		Retirement	Hon. Carol Boas Goodson	05/31/17
Los Angeles		Retirement	Hon. R. Carlton Seaver	05/31/17
Los Angeles		Retirement	Hon. George Genesta	05/31/17
Los Angeles		Retirement	Hon. Teresa Sanchez-Gordon	05/16/17

Los Angeles		Retirement	Hon. David L. Minning	04/14/17
Los Angeles		Retirement	Hon. Lloyd M. Nash	03/03/17
Los Angeles		Retirement	Hon. Soussan G. Bruguera	12/15/16
Los Angeles		Dis Retirement	Hon. Sally L. Meloch	12/10/16
Los Angeles		Converted Commissioner Position	Vacancy	11/17/16
Los Angeles		Converted Commissioner Position	Vacancy	11/17/16
Los Angeles		Converted Commissioner Position	Vacancy	11/17/16
Los Angeles		Retirement	Hon. Steven R. Van Sicklen	10/31/16
Los Angeles		Retirement	Hon. John L. Henning	10/04/16
Los Angeles		Retirement	Hon. John T. Doyle	08/09/16
Los Angeles		Deceased	Hon. Ralph W. Dau	07/14/16
Los Angeles		Converted Commissioner Position	Vacancy	06/09/16
Los Angeles		Converted Commissioner Position	Vacancy	06/09/16
Los Angeles		Converted Commissioner Position	Vacancy	06/09/16
Los Angeles		Converted Commissioner Position	Vacancy	06/09/16
Los Angeles		Converted Commissioner Position	Vacancy	06/09/16
Los Angeles		Converted Commissioner Position	Vacancy	06/09/16
Los Angeles		Retirement	Hon. Joanne B. O'Donnell	04/30/16

Marin	1	Retirement	Hon. Terrence R. Boren	10/18/16
Mendocino	1	Retirement	Hon. Richard James Henderson	12/31/16
Merced	1	Retirement	Hon. Marc A. Garcia	05/15/15
Napa	1	Retirement	Hon. Francisca P. Tisher	06/16/17
Orange	5	Retirement	Hon. Jamoa Athena Moberly	05/15/17
Orange		Retirement	Hon. Andrew P. Banks	05/01/17
Orange		Retirement	Hon. Carla M. Singer	04/28/17
Orange		Retirement	Hon. Clay M. Smith	04/05/17
Orange		Retirement	Hon. Frederick Paul Horn	04/02/17
Riverside	2	Elevated	Hon. Richard T. Fields	02/08/17
Riverside		Retirement	Hon. Michele D. Levine	10/13/16
Sacramento	3	Converted	New Position	10/13/16
Sacramento		Retirement	Hon. Robert C. Hight	04/08/16
Sacramento		Retirement	Hon. Michael G. Virga	03/26/16
San Bernardino	2	Deceased	Hon. Brian D. Saunders	12/27/16
San Bernardino		Retirement	Hon. Barbara A. Buchholz	10/14/16
San Diego	4	Elevated	Hon. William S. Dato	02/08/17
San Diego		Retirement	Hon. Ronald S. Prager	01/06/17
San Diego		Retirement	Hon. David M. Szumowski	07/31/16
San Diego		Retirement	Hon. Charles W. Ervin	02/22/16
San Francisco	3	Retirement	Hon. Ronald E. Albers	03/16/17
San Francisco		Retirement	Hon. Donald J. Sullivan	02/28/17
San Francisco		Retirement	Hon. James P. Collins	09/23/16
San Luis Obispo	3	Retirement	Hon. John A. Trice	06/15/17
San Luis Obispo		Retirement	Hon. Michael L. Duffy	09/09/16
San Luis Obispo		Retirement	Hon. Jac A. Crawford	03/24/16
Santa Clara	6	Retirement	Hon. Margaret Johnson	05/05/17
Santa Clara		Retirement	Hon. Mary Ann Grilli	04/28/17
Santa Clara		Dis Retirement	Hon. Teresa Guerrero-Daley	02/03/17

Santa Clara		Retirement	Hon. Richard J. Loftus, Jr.	09/20/16
Santa Clara		Dis Retirement	Hon. Ron M. Del Pozzo	05/12/16
Santa Clara		Retirement	Hon. Susan Bernardini	07/31/15
Solano	1	Retirement	Hon. Scott L. Kays	06/11/17
Sonoma	1	Retirement	Hon. Gary A. Medvigy	10/21/16
Stanislaus	1	Retirement	Hon. Nan Cohan Jacobs	12/23/15
Tulare	1	Separated	Hon. Valeriano Saucedo	05/25/16
Ventura	1	Retirement	Hon. Donald D. Coleman	04/07/17
<b>TOTAL VACANCIES</b>	70			

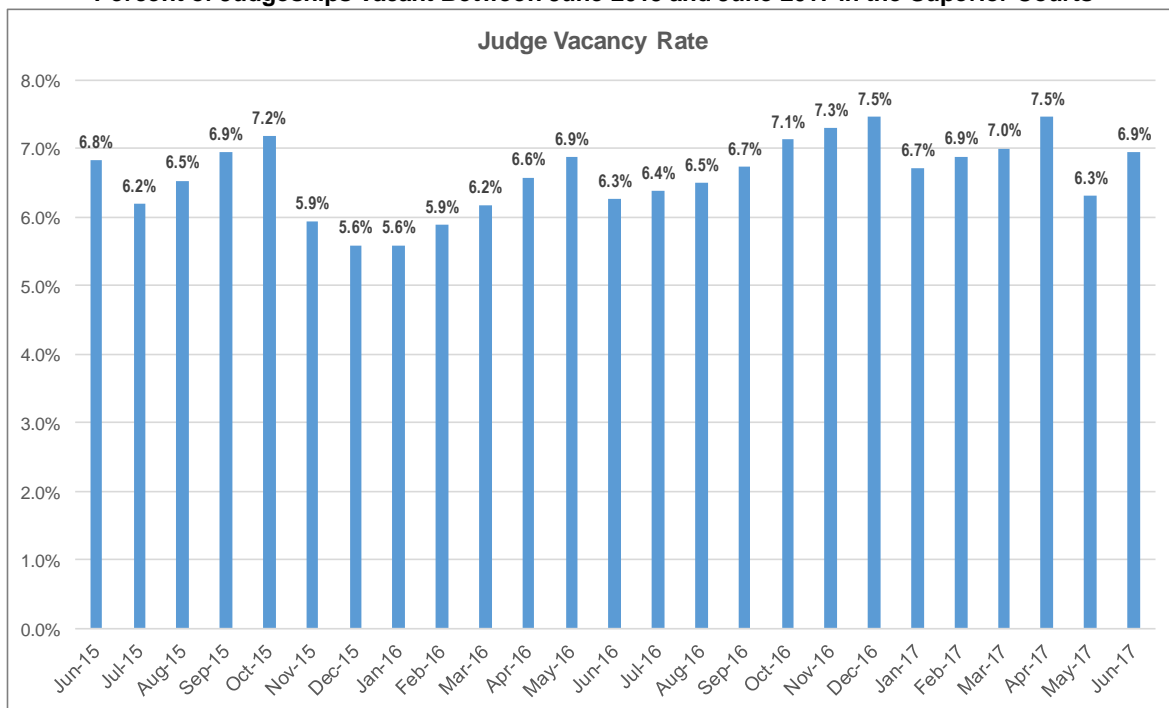
**Number of Judgeships Authorized, Filled and Vacant as of the End of Each Month:  
From June 2015 through June 2017 (two years)\***

Month	Superior Courts				Courts of Appeal			
	Authorized	Filled	Vacancy	Vacancy Rate	Authorized	Filled	Vacancy	Vacancy Rate
Jun-15	1,714	1,597	117	6.8%	105	101	4	3.8%
Jul-15	1,715	1,609	106	6.2%	105	101	4	3.8%
Aug-15	1,715	1,603	112	6.5%	105	101	4	3.8%
Sep-15	1,715	1,596	119	6.9%	105	101	4	3.8%
Oct-15	1,715	1,592	123	7.2%	105	100	5	4.8%
Nov-15	1,717	1,615	102	5.9%	105	100	5	4.8%
Dec-15	1,718	1,622	96	5.6%	105	102	3	2.9%
Jan-16	1,719	1,623	96	5.6%	105	102	3	2.9%
Feb-16	1,719	1,618	101	5.9%	105	102	3	2.9%
Mar-16	1,719	1,613	106	6.2%	105	100	5	4.8%
Apr-16	1,719	1,606	113	6.6%	105	100	5	4.8%
May-16	1,719	1,601	118	6.9%	105	100	5	4.8%
Jun-16	1,726	1,618	108	6.3%	105	98	7	6.7%
Jul-16	1,726	1,616	110	6.4%	105	97	8	7.6%
Aug-16	1,726	1,614	112	6.5%	105	97	8	7.6%
Sep-16	1,726	1,610	116	6.7%	105	96	9	8.6%
Oct-16	1,727	1,604	123	7.1%	105	96	9	8.6%
Nov-16	1,727	1,601	126	7.3%	105	96	9	8.6%
Dec-16	1,730	1,601	129	7.5%	105	96	9	8.6%
Jan-17	1,730	1,614	116	6.7%	105	99	6	5.7%
Feb-17	1,730	1,611	119	6.9%	105	98	7	6.7%
Mar-17	1,730	1,611	121	7.0%	105	98	7	6.7%
Apr-17	1,730	1,601	129	7.5%	105	98	7	6.7%
May-17	1,730	1,621	109	6.3%	105	98	7	6.7%
Jun-17	1,730	1,610	120	6.9%	105	97	8	7.6%

\* As of June 31, 2017

Note: Growth in number of Authorized Judgeships reflects SJO conversions.  
Since 2007, 134 SJO positions have been converted to judgeships.

**Percent of Judgeships Vacant Between June 2015 and June 2017 in the Superior Courts**



Source of Data for All Graphs: CAPS data compiled by the Office of Court Research.