



## JUDICIAL COUNCIL OF CALIFORNIA

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# REPORT TO THE JUDICIAL COUNCIL

For business meeting on: May 18-19, 2017

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**Title**

Fiscal Year 2017-2018 Allocations from the State Trial Court Improvement and Modernization Fund

**Agenda Item Type**

Action Required

**Effective Date**

May 19, 2017

**Rules, Forms, Standards, or Statutes Affected**

None

**Date of Report**

May 3, 2017

**Recommended by**

Trial Court Budget Advisory Committee  
Hon. Jonathan B. Conklin, Chair

**Contact**

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### Executive Summary

The Trial Court Budget Advisory Committee recommends that the Judicial Council approve \$73.457 million in allocations from the State Trial Court Improvement and Modernization Fund for fiscal year 2017-2018.

### Recommendation

The Trial Court Budget Advisory Committee (TCBAC) is unanimously recommending that the Judicial Council adopt the following recommendation:

1. Adopt the following in fiscal year 2017-2018 from the State Trial Court Improvement and Modernization Fund (IMF): allocate \$73.457 million; \$6.194 million from State Operations and \$67.263 million from Local Assistance. (see Attachment B, columns G, E and F).
  - a. TCBAC recommendation to the council related to 2017–2018 IMF allocations are contingent upon the Budget Act of 2017, including \$4.1 million General Fund monies for the Sustain Justice Edition Case Management System BCP.

- b. 2017–2018 Allocations for All Programs except Legal Services Office and Information Technology (IT)
- Approve allocation levels as provided in Attachment B (column G), totaling \$11,416,969.
  - Approve adjustments within the Center for Judiciary Education and Research (CJER) allocations for a net zero increase in CJER’s total allocation: Increase CJER Faculty by \$17,000; increase Essential Court Personnel by \$42,000; increase Judicial Education by \$39,000 and decrease Distance Education by \$98,000.
  - Approve decrease of \$45,532 in the IT element of the Phoenix Program to recognize cost savings.
- c. 2017–2018 Allocations of \$7,070,000 for Legal Services Office
- Approve increase of \$183,400 in Judicial Performance Defense Insurance allocation to address anticipated increase in premium costs.
  - Approve increase of \$252,080 in the Litigation Management Program to address costly on-going cases as well as increased litigation fees and costs.
  - Approve decrease of \$350,000 to the Regional Office Assistance Program to reflect savings from position vacancies.
  - Total allocation reflects a net increase of \$85,480 over 2016-2017 allocation level.
- d. 2017–2018 Allocations for Information Technology (including the Telecommunications Office)
- Approve total allocation of \$54,970,011 for Information Technology.
  - This allocation includes one-time funding of \$9,200,000 for the Case Management System V3 replacement BCP and \$572,622 for the Madera Superior Court transition. It also includes the reversal of \$13,535,611 in 2016-2017 one-time allocations of \$12.3 million for the V3 replacement BCP, \$736,500 for the Placer Court Hosting Project and \$399,111 for the Humboldt transition funding.
  - The amount of \$4.1 million for the Sustain Justice CMS BCP that is in the proposed 2017-2018 Budget Act is included in the allocation.
  - This allocation includes the net decrease of \$4,265,611 in on-going funding, including a projected savings of \$864,029 in the Telecommunications Program. IT indicates that these savings will be needed in future years for the Telecommunications Program.
  - This allocation includes revised funding levels for the California Court Protective Order Registry (CCPOR). The proposed allocation in 2017-2018 reflects anticipated savings of \$23,886 from the 2016-2017 funding level and includes the proposed expansion of CCPOR into the superior courts of Orange county and Sacramento county.

## **Previous Council Action**

Since the inception of state trial court funding in 1996, every year the Judicial Council or the Executive and Planning Committee has allocated trial court-related funding from the State Trial Court Improvement and Modernization funds – or its predecessor fund, the Judicial Administration Efficiency and Modernization Fund.

## **Rationale for Recommendation**

Approval of the 2017-2018 allocations of \$73.457 million would result in a net allocation adjustment of -\$3.889 million as compared to 2016-2017. The impact is to four offices whose current council approval was \$77.346 million. Furthermore, approval at this Judicial Council meeting would provide offices their allocation prior to the start of the new fiscal year.

## **Comments, Alternatives Considered, and Policy Implications**

No public comments were received when the recommendations were considered by the TCBAC at its April 13, 2017, meeting.

## **Implementation Requirements, Costs, and Operational Impacts**

There are no additional costs to implement this recommendation.

## **Attachments and Links**

1. Attachment A: State Trial Court Improvement and Modernization Fund – Fund Condition Statement
2. Attachment B: Judicial Council Approved 2016-2017 Allocations from the IMF State Operations and Local Assistance Appropriations
3. Attachment C: 2016-2017 IMF Allocations

## Attachment A

## State Trial Court Improvement and Modernization Fund -- Fund Condition Statement

#	Description	2014-2015 (Year-end Financial Statement)	2015-2016 (Year-end Financial Statement)	Estimated			
				2016-2017	2017-2018	2018-2019	2019-2020
		A	B	C	D	E	F
1	Beginning Balance	26,206,661	9,255,318	6,957,325	5,888,276	6,228,945	3,571,513
2	Prior-Year Adjustments	2,877,000	753,239	2,019,519	-	-	-
3	<b>Adjusted Beginning Balance</b>	<b>29,083,661</b>	<b>10,008,557</b>	<b>8,976,844</b>	<b>5,888,276</b>	<b>6,228,945</b>	<b>3,571,513</b>
4	<b>Revenues</b>						
5	Jury Instructions Royalties	532,783	552,000	542,000	532,000	532,000	532,000
6	Interest from SMIF	100,734	170,114	141,000	128,000	128,000	128,000
7	Escheat-Unclaimed Checks, Warrants, Bonds	2,000	1,085	-	-	-	-
8	50/50 Excess Fines Split Revenue	23,702,658	20,219,295	16,987,000	16,537,000	16,537,000	16,537,000
9	2% Automation Fund Revenue	14,730,023	12,463,280	9,605,000	13,379,000	12,752,000	12,752,000
10	Other Revenues/SCO Adjustments	28,233	62,857	-	-	-	-
11	<b>Transfers</b>						
12	From State General Fund, including:	38,709,000	44,218,000	44,218,000	44,218,000	44,218,000	44,218,000
13	Case Management Systems V3			12,400,000	9,200,000	3,200,000	
14	Sustain Justice Edition CMS-Pending				4,100,000	896,000	
15	To Trial Court Trust Fund (Budget Act)	(20,594,000)	(594,000)	(594,000)	(594,000)	(594,000)	(594,000)
16	To TCTF (GC 77209(k))	(13,397,000)	(13,397,000)	(13,397,000)	(13,397,000)	(13,397,000)	(13,397,000)
17	<b>Net Revenues and Transfers</b>	<b>43,814,431</b>	<b>63,695,632</b>	<b>69,902,000</b>	<b>74,103,000</b>	<b>64,272,000</b>	<b>60,176,000</b>
18	<b>Total Resources</b>	<b>72,898,092</b>	<b>73,704,189</b>	<b>78,878,844</b>	<b>79,991,276</b>	<b>70,500,945</b>	<b>63,747,513</b>
19	<b>Expenditures</b>						
20	Allocations: Less CCPOR, LMP, Case Management BCP, Sustain Justice Edition CMS, Humboldt & Madera	62,038,523	63,800,925	56,721,881	54,367,943	55,030,501	49,703,867
21	California Courts Protective Order Registry (CCPOR) <sup>1</sup>	585,600	861,200	740,300	716,414	878,932	935,802
22	Litigation Mgmt. Prog. - Judgement & Settlement	717,033	1,317,648	4,160,000	4,500,000	4,500,000	4,500,000
23	Litigation Mgmt. Prog. - Judgement & Settlement (Jan 2017)			87,920		2,118,647	
24	Humboldt/Madera CCTC transition (Jan 2017)			399,111	572,622		
25	Case Management Systems V3			12,400,000	9,200,000	3,200,000	
26	Sustain Justice Edition CMS-Pending				4,100,000	896,000	
27	<b>Total Allocations</b>	<b>63,341,156</b>	<b>65,979,773</b>	<b>74,509,212</b>	<b>73,456,979</b>	<b>66,624,080</b>	<b>55,139,669</b>
29	Pro Rata and Other Adjustments	301,618	767,091	659,579	305,352	305,352	305,352
30	Less: Encumbrances to be liquidated and Program Identified Savings			(2,178,223)			
31	<b>Total Expenditures</b>	<b>63,642,774</b>	<b>66,746,864</b>	<b>72,990,568</b>	<b>73,762,331</b>	<b>66,929,432</b>	<b>55,445,021</b>
32	<b>Fund Balance</b>	<b>9,255,318</b>	<b>6,957,325</b>	<b>5,888,276</b>	<b>6,228,945</b>	<b>3,571,513</b>	<b>8,302,492</b>

<sup>1</sup> The budget projections for California Courts Protective Order Registry (CCPOR) reflect the cost for full deployment of the CCPOR program. The increase beyond FY 2017-18 is attributed to the ongoing cost for the counties of Sacramento and Orange, as well as the deployment and maintenance costs for remaining courts (e.g., Alameda, Los Angeles, Contra Costa, San Mateo and San Diego). Please note, an Initial Funding Request (IFR) has been submitted as a precursor to a Budget Change Proposal (BCP) requesting a transfer of the CCPOR program from the IMF to the General Fund. Upon approval CCPOR costs will be eliminated from the IMF and transferred to the General Fund. CCPOR is a statewide program approved by the Judicial Council Technology Committee for full deployment.

## Attachment B

## Judicial Council-Approved 2016-2017 Allocations from the IMF State Operations and Local Assistance Appropriations

#	Program Name	Office	Recommended FY 2017-18 Allocation				Change from 2016-17	% Change from 2016-17
			FY 2016-17 JC Current Allocation	State Operations	Local Assistance	Total		
A	B	C	D	E	F	G = (E + F)	H = (G - D)	I = (H/D)
1	Superior Court Audit Program	AS	\$ 660,000	\$ 660,000	\$ -	\$ 660,000	-	0%
2	Court-Ordered Debt Task Force	BAP	\$ 9,500	\$ -	\$ 9,500	\$ 9,500	-	0%
3	Phoenix Program	BAP	\$ 3,751,200	\$ -	\$ 3,705,668	\$ 3,705,668	(45,532)	-1%
4	Trial Court Procurement/TCAS-MSA-IMF	BAP	\$ 122,000	\$ 122,000	\$ -	\$ 122,000	-	0%
5	Domestic Violence Forms Translation	CFCC	\$ 17,000	\$ -	\$ 17,000	\$ 17,000	-	0%
6	Interactive Software - Self-Rep Electronic Forms	CFCC	\$ 60,000	\$ -	\$ 60,000	\$ 60,000	-	0%
7	Self-Help Center	CFCC	\$ 5,000,000	\$ -	\$ 5,000,000	\$ 5,000,000	-	0%
8	Statewide Multidisciplinary Education	CFCC	\$ 67,000	\$ -	\$ 67,000	\$ 67,000	-	0%
9	Statewide Support for Self-Help Programs	CFCC	\$ 100,000	\$ -	\$ 100,000	\$ 100,000	-	0%
10	CJER Faculty	CJER	\$ 299,000	\$ -	\$ 316,000	\$ 316,000	17,000	6%
11	Distance Education	CJER	\$ 118,000	\$ -	\$ 20,000	\$ 20,000	(98,000)	-83%
12	Essential Court Management Education	CJER	\$ 18,000	\$ -	\$ 18,000	\$ 18,000	-	0%
13	Essential Court Personnel Education	CJER	\$ 74,000	\$ -	\$ 116,000	\$ 116,000	42,000	57%
14	Judicial Education	CJER	\$ 693,000	\$ -	\$ 732,000	\$ 732,000	39,000	6%
15	Court Interpreter Testing etc.	COSSO	\$ 143,000	\$ -	\$ 143,000	\$ 143,000	-	0%
16	Trial Court Workload Study Support	COSSO	\$ 13,000	\$ -	\$ 13,000	\$ 13,000	-	0%
17	Budget Focused Training and Meetings	Finance	\$ 50,000	\$ -	\$ 50,000	\$ 50,000	-	0%
18	Treasury Services - Cash Management (Support)	Finance	\$ 242,100	\$ 242,100	\$ -	\$ 242,100	-	0%
19	Trial Court Labor Relations Academies and Forums	HR	\$ 25,700	\$ -	\$ 25,700	\$ 25,700	-	0%
20	California Courts Protective Order Registry (CCPOR)	IT	\$ 740,300	\$ 350,680	\$ 365,734	\$ 716,414	(23,886)	-3%
21	California Courts Technology Center (CCTC)	IT	\$ 9,668,300	\$ 1,969,189	\$ 7,807,257	\$ 9,776,446	108,146	1%
22	Case Management Systems, Civil, Small Claims, Probate and Mental Health (V3)	IT	\$ 5,174,000	\$ 843,233	\$ 3,383,754	\$ 4,226,987	(947,013)	-18%
23	Case Management Systems, Civil, Small Claims, Probate and Mental Health (V3) Replacement BCP	IT	\$ 12,400,000		\$ 9,200,000	\$ 9,200,000	(3,200,000)	-26%
24	Data Integration	IT	\$ 3,422,600		\$ 2,059,234	\$ 2,059,234	(1,363,366)	-40%
25	Enterprise Policy/Planning (Statewide Development)	IT	\$ 6,763,000	\$ 864,470	\$ 4,542,842	\$ 5,407,312	(1,355,688)	-20%
26	Hunboldt CCTC Transition	IT	\$ 399,111			\$ -	(399,111)	-100%
27	Interim Case Management Systems	IT	\$ 1,039,700		\$ 1,358,787	\$ 1,358,787	319,087	31%
28	Jury Management System	IT	\$ 465,000		\$ 465,000	\$ 465,000	-	0%
29	Madera CCTC Transition	IT			\$ 572,622	\$ 572,622	572,622	
30	Placer Court Hosting Center Project	IT	\$ 736,500			\$ -	(736,500)	-100%
31	Sustain Justice Edition CMS (FY 2017-18 BCP pending approval)	IT			\$ 4,100,000	\$ 4,100,000	4,100,000	100%
32	Telecommunications Program	IT	\$ 17,558,800		\$ 16,694,771	\$ 16,694,771	(864,029)	-5%
33	Testing Tools - Enterprise Test Management Suite	IT	\$ 159,100			\$ -	(159,100)	-100%
34	Uniform Civil Filing Services	IT	\$ 372,200	\$ 392,438	\$ -	\$ 392,438	20,238	5%
35	Judicial Performance Defense Insurance	LSO	\$ 966,600	\$ -	\$ 1,150,000	\$ 1,150,000	183,400	19%
36	Jury System Improvement Projects	LSO	\$ 19,000	\$ -	\$ 19,000	\$ 19,000	-	0%
37	Litigation Management Program	LSO	\$ 4,247,920	\$ -	\$ 4,500,000	\$ 4,500,000	252,080	6%
38	Regional Office Assistance Group	LSO	\$ 1,100,000	\$ 750,000	\$ -	\$ 750,000	(350,000)	-32%
39	Trial Courts Transactional Assistance Program	LSO	\$ 651,000	\$ -	\$ 651,000	\$ 651,000	-	0%
40	Total		\$ 77,345,631	\$ 6,194,110	\$ 67,262,869	\$ 73,456,979	\$ (3,888,652)	-5%

## Attachment C

2016-17 IMF Allocations						
#	Program Name	Office	Council Approved Allocation	Administrative Director Adjustments	Current Allocation	Pending Adjustment Request
A	B	C	D	E	F = (D + E)	G
1	Superior Court Audit Program	AS	\$ 660,000	\$ -	\$ 660,000	\$ -
2	Court-Ordered Debt Task Force	BAP	\$ 9,500	\$ -	\$ 9,500	\$ -
3	Phoenix Program	BAP	\$ 3,751,200	\$ -	\$ 3,751,200	\$ (137,000)
4	Trial Court Procurement/TCAS-MSA-IMF	BAP	\$ 122,000	\$ -	\$ 122,000	\$ -
5	Domestic Violence Forms Translation	CFCC	\$ 17,000	\$ -	\$ 17,000	\$ -
7	Self-Help Center	CFCC	\$ 5,000,000	\$ -	\$ 5,000,000	\$ -
8	Self-Help Document Assembly Programs	CFCC	\$ 60,000	\$ -	\$ 60,000	\$ -
9	Statewide Multidisciplinary Education	CFCC	\$ 67,000	\$ -	\$ 67,000	\$ -
10	Statewide Support for Self-Help Programs	CFCC	\$ 100,000	\$ -	\$ 100,000	\$ -
11	CJER Faculty	CJER	\$ 299,000	\$ -	\$ 299,000	\$ -
12	Distance Education	CJER	\$ 118,000	\$ -	\$ 118,000	\$ (85,000)
13	Essential Court Management Education	CJER	\$ 18,000	\$ -	\$ 18,000	\$ -
14	Essential Court Personnel Education	CJER	\$ 74,000	\$ -	\$ 74,000	\$ -
15	Judicial Education	CJER	\$ 693,000	\$ -	\$ 693,000	\$ -
16	Court Interpreter Testing etc.	COSSO	\$ 143,000	\$ -	\$ 143,000	\$ -
18	Trial Court Workload Study Support	COSSO	\$ 13,000	\$ -	\$ 13,000	\$ -
19	Budget Focused Training and Meetings	Finance	\$ 50,000	\$ -	\$ 50,000	\$ -
20	Treasury Services - Cash Management (Support)	Finance	\$ 242,100	\$ -	\$ 242,100	\$ -
21	Trial Court Labor Relations Academies and Forums	HR	\$ 25,700	\$ -	\$ 25,700	\$ -
23	California Courts Protective Order Registry (CCPOR)	IT	\$ 740,300	\$ -	\$ 740,300	\$ -
24	California Courts Technology Center (CCTC)	IT	\$ 9,668,300	\$ -	\$ 9,668,300	\$ -
25	Case Management Systems, Civil, Small Claims, Probate and Mental Health (V3)	IT	\$ 5,174,000	\$ (683,326)	\$ 4,490,674	
26	Case Management Systems, Civil, Small Claims, Probate and Mental Health (V3) Replacement BCP	IT	\$ 12,400,000	\$ -	\$ 12,400,000	\$ -
27	Data Integration	IT	\$ 3,422,600	\$ -	\$ 3,422,600	\$ (372,144)
28	Enterprise Policy/Planning (Statewide Development)	IT	\$ 6,763,000	\$ (2,153,093)	\$ 4,609,907	\$ (93,296)
29	Humboldt CCTC Transition	IT	\$ 399,111		\$ 399,111	\$ -
30	Interim Case Management Systems	IT	\$ 1,039,700	\$ -	\$ 1,039,700	\$ (402,557)
31	Jury Management System	IT	\$ 465,000	\$ -	\$ 465,000	\$ -
32	Placer Court Hosting Center Project	IT	\$ 736,500	\$ -	\$ 736,500	\$ -
33	Telecommunications Program	IT	\$ 17,558,800	\$ -	\$ 17,558,800	\$ -
34	Testing Tools - Enterprise Test Management Suite	IT	\$ 159,100	\$ -	\$ 159,100	\$ -
35	Uniform Civil Filing Services (UCFS)	IT	\$ 372,200	\$ -	\$ 372,200	\$ -
36	Judicial Performance Defense Insurance	LSO	\$ 966,600	\$ -	\$ 966,600	\$ -
37	Jury System Improvement Projects	LSO	\$ 19,000	\$ -	\$ 19,000	\$ (6,000)
38	Litigation Management Program	LSO	\$ 4,247,920	\$ -	\$ 4,247,920	\$ 120,000
39	Regional Office Assistance Group	LSO	\$ 1,100,000	\$ -	\$ 1,100,000	\$ (120,000)
40	Trial Courts Transactional Assistance Program	LSO	\$ 651,000	\$ -	\$ 651,000	\$ -
41	<b>Total</b>		<b>\$ 77,345,631</b>	<b>\$ (2,836,419)</b>	<b>\$ 74,509,212</b>	<b>\$ (1,095,997)</b>