



# Judicial Council of California

## Meeting Minutes

### Judicial Council

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the July 15, 2022  
meeting

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Friday, July 15, 2022

9:50 AM

San Francisco

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### **CLOSED SESSION (RULE 10.6(b))—PLANNING, PERSONNEL, AND DISCUSSION PROTECTED BY THE ATTORNEY-CLIENT PRIVILEGE**

Chief Justice Tani G. Cantil-Sakauye, Chair of the Judicial Council, called the closed session to order at 9:00 a.m.

### **OPEN SESSION (RULE 10.6(a)) — MEETING AGENDA**

#### **Attendance**

#### **Council Members**

**Present:** 24 - Chief Justice Tani G. Cantil-Sakauye, Justice Carol A. Corrigan, Administrative Presiding Justice Brad R. Hill, Presiding Judge Samuel K. Feng, Presiding Judge Ann C. Moorman, Presiding Judge Theodore C. Zayner, Judge Marla O. Anderson, Judge Stacy Boulware Eurie, Judge Kevin C. Brazile, Judge Kyle S. Brodie, Judge Rupert A. Byrdsong, Judge Jonathan B. Conklin, Judge Harold W. Hopp, Judge Dalila Corral Lyons, Judge David M. Rubin, Commissioner Glenn Mondo, Senator Thomas J. Umberg, Ms. Rebecca Fleming, Mr. David D. Fu, Mr. Kevin Harrigan, Ms. Rachel W. Hill, Mr. Shawn C. Landry, Ms. Gretchen Nelson, and Mr. Maxwell V. Pritt

**Absent:** 4 - Justice Carin T. Fujisaki, Justice Marsha G. Slough, Judge C. Todd Bottke, and Assembly Member Richard Bloom

#### **Call to Order**

Chief Justice Tani G. Cantil-Sakauye, Chair of the Judicial Council, called the open session to order at 9:50 a.m. in the Judicial Council Board Room.

### **May 13, 2022 Business Meeting**

[CO 22-02](#)

Judicial Council | Agenda Items From the May 13 Business Meeting

### **Chief Justice's Report**

Chief Justice Tani G. Cantil-Sakauye reported on her activities since the last council meeting.

## **Administrative Director's Report**

### [22-109](#)      **Administrative Director's Report**

Administrative Director Martin Hoshino reported on the council's activities since the last council meeting.

## **Judicial Council Internal Committee Presentations**

### **22-132      Presentation | Legislation Committee**

### **22-056      Presentation | Budget Committee**

### [22-110](#)      **Written Reports**

## **CONSENT AGENDA**

### **Approval of the Consent Agenda**

A motion to approve all of the following items on the Consent Agenda was made by Presiding Judge Feng and seconded by Justice Corrigan. The motion was adopted.

### [22-104](#)      **Collaborative Justice | Recommended Allocations of Fiscal Year 2022-23 Substance Abuse Focus Grants (Action Required)**

**Summary:** As part of the Budget Act of 2022, the Legislature has allocated \$1.16 million to the superior courts to maintain, expand, or enhance collaborative courts. In November 2005, the Judicial Council established a caseload-based methodology for allocation of these funds (the Substance Abuse Focus Grants) to the courts. The Collaborative Justice Courts Advisory Committee recommends that the Judicial Council allocate the fiscal year (FY) 2022-23 funds to courts using the council's methodology. Additionally, \$75,000 in federal Court Improvement Program funds have been made available for FY 2022-23 to fund the noncompetitive Dependency Drug Court Augmentation to the focus grant program. The committee recommends funding programs in 44 courts for FY 2022-23 with these annual grants and providing augmentation grants to dependency drug courts in 18 counties.

**Recommendation:** The Collaborative Justice Courts Advisory Committee recommends that the Judicial Council, effective July 15, 2022, approve the distribution of grants from the Collaborative Justice Courts Substance Abuse Focus Grant Program and the Dependency Drug Court Augmentation for FY 2022-23.

[22-046](#)**Court Facilities | Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2023-24 (Action Required)**

**Summary:** The Court Facilities Advisory Committee recommends approval of the *Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2023-24* and submission of the plan to the state Department of Finance. This five-year plan for trial court capital-outlay projects forms the basis for capital project funding requests for the upcoming and outlying fiscal years.

**Recommendation:** The Court Facilities Advisory Committee recommends that the Judicial Council, effective July 15, 2022, take the following actions:

1. Approve the Judicial Branch Five-Year Infrastructure Plan for Fiscal Year 2023-24; and
2. Direct staff to submit the plan to the state Department of Finance.

[22-096](#)**Court Facilities | Use of Air Filtration Devices During Wildfires (Action Required)**

**Summary:** The Trial Court Facility Modification Advisory Committee recommends adoption of a policy that governs responsibility for the cost of providing air filtration devices and their use at trial court facilities during wildfire events and other appropriate mitigation measures to protect court users, court staff, and judicial officers. The recommendation is based on a study performed where the data did not indicate a consistent improvement of air quality when operating the air filtration devices, and the need to make the best and most cost-effective use of limited judicial branch facilities funds.

**Recommendation:** The Trial Court Facility Modification Advisory Committee recommends that the Judicial Council, effective May 13, 2022, adopt the *Judicial Council Policy on the Use of Air Filtration Devices During Wildfires*.

[22-131](#)**Judicial Branch | Revisions to the Judicial Branch Statistical Information System (Action Required)**

**Summary:** The Court Executives Advisory Committee recommends approving revised data standards for the Judicial Branch Statistical Information System (JBSIS). The proposed JBSIS 4.0 data reporting standards would replace JBSIS 3.0 as the system for collecting statistical data from California trial courts. Transitioning from JBSIS 3.0 to JBSIS 4.0 would simplify and increase the efficiency of court data submission and allow court data contacts and Judicial Council staff to more effectively ensure that important court data elements are reported accurately, reliably, uniformly, and in a timely fashion across all trial courts.

**Recommendation:** The Court Executives Advisory Committee recommends that the Judicial Council, effective July 15, 2022:

1. Approve the JBSIS 4.0 data reporting standards.
2. Direct Judicial Council staff to revise the JBSIS manual to reflect the JBSIS 4.0 standards.
3. Direct Judicial Council staff to work with the Information Technology

Advisory Committee and the Judicial Council Information Technology office to initiate a process to review and recommend an implementation plan for the JBSIS 4.0 standards. The implementation plan should be completed by January 1, 2023 and include the following:

- a. Details about how to update or develop the platform for JBSIS data submission to align with the JBSIS 4.0 standards as well as how to update the existing JBSIS data warehouse, associated databases, and related applications and interfaces.
- b. Direction as to how Judicial Council staff will provide informational resources and technological support to court data contacts preceding and throughout the implementation of new data standards.

The Court Executives Advisory Committee will present the revised JBSIS manual and data submission guidelines to the Judicial Council for approval in July 2023.

#### [22-123](#)

#### **Judicial Sabbatical | Judicial Branch Administration: Sabbatical Request for Judge Jo-Lynne Q. Lee (Action Required)**

**Summary:** The Executive and Planning Committee recommends the approval of an unpaid sabbatical leave for Judge Jo-Lynne Q. Lee, Superior Court of Alameda County, for the period of January 1, 2023, through May 31, 2023. During this sabbatical leave, Judge Lee intends to be a Visiting Fellow with the Commercial Law Center at Magdalen College, Oxford University to engage in a study comparing asbestos litigation as practiced in California with asbestos litigation as practiced in the United Kingdom and comparing the outcomes; she has now been formally invited since her April 15, 2022 letter. Judge Lee intends to share the information learned from the study with her colleagues on the bench and with the Alameda court's administrators in hopes that it will lead to improvements in the management of the asbestos caseload. She also intends to submit an article for publication in the journal of the Alameda County Bar Association.

**Recommendation:** The Executive and Planning Committee recommends that the Judicial Council, effective January 1, 2023, approve a request for an unpaid sabbatical leave for Judge Jo-Lynne Lee, Superior Court of Alameda County, from January 1 through May 31, 2023.

#### [22-120](#)

#### **Juvenile Law | Fiscal Year 2022-23 Funding Allocations for Court Appointed Special Advocate Local Assistance (Action Required)**

**Summary:** The Family and Juvenile Law Advisory Committee recommends approving Court Appointed Special Advocate (CASA) program grant funding allocations for fiscal year (FY) 2022-23. The judicial branch budget for Judicial Council CASA grants for FY 2022-23 is \$2.713 million, which includes a \$500,000 augmentation to support efforts to increase the number of foster children served. The recommended allocations were calculated based on the CASA funding

methodology approved by the Judicial Council at its July 20 and September 21, 2018, business meetings.

**Recommendation:** The Family and Juvenile Law Advisory Committee recommends that the Judicial Council, effective July 1, 2022:

1. Continue the allocation of the \$500,000 augmentation as base funding for FY 2022-23 to CASA programs using the four-tiered base funding methodology approved by the council on September 21, 2018; and
2. Allocate \$2.713 million for CASA local assistance grants to 45 CASA programs serving 51 California counties using the council's funding methodology approved July 20 and September 21, 2018.

## [22-124](#)

### **Report to the Legislature | Pretrial Pilot Program (Action Required)**

**Summary:** The Budget Act of 2019 earmarked \$75 million to the Judicial Council to launch and evaluate two-year pretrial projects in local trial courts. As directed by the Legislature, the projects aim to increase the safe and efficient release of arrestees before trial, use the least restrictive monitoring practices possible while protecting public safety and ensuring court appearances, validate and expand the use of risk assessment tools, and assess any bias. Criminal Justice Services staff recommend that the Judicial Council receive *Pretrial Pilot Program: Report to the Legislature* and direct the Administrative Director to submit this report to the Joint Legislative Budget Committee and the Department of Finance. The Budget Act of 2019 mandates that this report be submitted periodically through 2022. This is the fifth legislative report on the program and documents the activities of pilot courts and Judicial Council administration of the program carried out between July 2021 and July 2022. It also presents select data on pretrial risk assessments conducted on individuals in all pilot projects since the start of the program. While the number of participants has increased, the results of the evaluation are consistent with the results included in the report submitted to the Legislature in July 2021.

**Recommendation:** Criminal Justice Services staff recommend that the Judicial Council, effective July 14, 2022:

1. Receive *Pretrial Pilot Program: Report to the Legislature* (July 2022); and
2. Direct the Administrative Director to submit this report to the Joint Legislative Budget Committee and the Department of Finance.

## [22-117](#)

### **Rules and Forms | Form Revision to Reflect Annual Cost of Living Adjustment (Action Required)**

**Summary:** The Code of Civil Procedure requires the Judicial Council to publish a list of the current dollar amounts of exemptions from judgment. As required by statute, the dollar amount of one exemption was adjusted effective July 1, 2022. Accordingly, Judicial Council staff recommend revising the form that contains the list of dollar

amounts of exemptions from judgment to reflect the updated figure.

**Recommendation:** Judicial Council staff recommend that the council, effective July 15, 2022, revise form EJ-156, *Current Dollar Amounts of Exemptions from Enforcement of Judgments*, to reflect increases in the minimum basic standard of care for a family of four. Specifically, the amount of the exemption money in a judgment debtor's deposit account would increase from \$1,826 to \$1,947.

## [22-119](#)

### **Rules and Forms | Unlawful Detainer: Form Revisions Under Code of Civil Procedure, Sections 1179.10 and 1179.11 (Action Required)**

**Summary:** The Civil and Small Claims Advisory Committee recommends minor revisions to two unlawful detainer forms due to certain provisions of the Code of Civil Procedure no longer applying to such actions as of July 1, 2022. The advisory committee did not recommend that the council act earlier because of concerns that the Legislature would extend the statutory provisions in the final days before they were set to expire, as it has done several times before.

**Recommendation:** The Civil and Small Claims Advisory Committee recommends that the Judicial Council, effective July 16, 2022, revise the following forms to delete items and information to implement the provisions of Code of Civil Procedure section 1179.11:

1. *Plaintiff's Mandatory Cover Sheet and Supplemental Allegations—Unlawful Detainer* (form UD-101); and
2. *Verification By Landlord Regarding Rental Assistance—Unlawful Detainer* (form UD-120).

## [22-121](#)

### **Trial Court Budget | Fiscal Year 2022-23 Allocation of Court-Appointed Juvenile Dependency Counsel Funding (Action Required)**

**Summary:** The Trial Court Budget Advisory Committee recommends allocation of \$186.7 million for fiscal year 2022-23 from the ongoing Trial Court Trust Fund to the trial courts for court-appointed juvenile dependency counsel, and two adjustments to the dependency counsel funding allocation methodology. The allocation may change based on final appropriations included in the signed 2022 Budget Act.

**Recommendation:** The Trial Court Budget Advisory Committee recommends that the Judicial Council, effective July 1, 2022:

1. Amend the court-appointed dependency counsel funding allocation methodology as it relates to small court funding adjustments;
2. Clarify the court-appointed dependency counsel funding allocation methodology as it relates to the survey of entry-level county counsel; and
3. Allocate \$186.71 million for fiscal year 2022-23 to the trial courts for court-appointed juvenile dependency counsel costs based on the recommended amended methodology.

[22-045](#)**Trial Courts | 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 approval of seven amended Trial Court Trust Fund funds to be held on behalf of the trial courts requests totaling \$4.6 million from six trial courts. Under the Judicial Council-adopted process, a court may request reduced funding as a result of the court exceeding the 3 percent fund balance cap, to be retained in the Trial Court Trust Fund for the benefit of that court.

**Recommendation:** Based on actions taken at its meeting on April 21, 2022, the Fiscal Planning Subcommittee of the Trial Court Budget Advisory Committee recommends that the Judicial Council, effective July 15, 2022, approve:

1. Amended requests totaling \$4.6 million (Attachment A), as follows:
  - a. \$642,000 request from Colusa Superior Court to amend the fiscal year from 2021-22 to 2023-24 to complete implementation of a new case management (CMS) system;
  - b. \$381,000 request from Kings Superior Court to amend the fiscal year from 2022-23 to 2023-24 for completion of courthouse parking spaces;
  - c. \$105,000 request from Mono Superior Court to amend the fiscal year from 2023-24 to 2024-25 to employ interfaces with its CMS;
  - d. \$1.2 million request from Sacramento Superior Court to amend the fiscal year from 2022-23 to 2023-24 to replace two of its oldest CMS projects in the criminal and family law divisions;
  - e. \$1.7 million request from San Mateo Superior Court to amend the fiscal year from 2021-22 to 2024-25 to complete several facility modifications;
  - f. \$5,000 request from San Mateo Superior Court to increase its 2020-21 fund balance in excess of the 3 percent cap and to amend the court flooring replacement project by this amount, and also amend the fiscal year from 2023-24 to 2024-25 for project completion, with the total amount to be held for this project at \$361,000; and
  - g. \$151 request from Sutter Superior Court to decrease its approved 2020-21 fund balance request from \$559,999 to \$559,848--because the court exceeded its 3 percent cap amount.

**DISCUSSION AGENDA**[22-116](#)**Allocations and Reimbursements to Trial Courts | Distribution of Fee for Civil Remote Appearances by Video (Action Required)**

**Summary:** The Trial Court Budget Advisory Committee recommends the Judicial Council approve a recommendation that fees collected under Government Code section 70630--for remote appearances by video--be distributed back to trial courts on a dollar--for--dollar basis after deposit into the Trial Court Trust Fund retroactive to



January 1, 2022, when Code of Civil Procedure section 367.75 became effective, greatly expanding the statutory authority for civil remote appearances, including by video. The Trial Court Budget Advisory Committee also recommends the council approve a recommendation to exclude this revenue stream from the Workload Formula, for consistency in allowing courts to offset costs as provided in Government Code section 70630, for civil remote appearances by video.

**Recommendation:** The Trial Court Budget Advisory Committee recommends that the Judicial Council, effective July 15, 2022, approve the following recommendations:

1. Distribute Government Code section 70630 fees, deposited into the Trial Court Trust Fund, back to trial courts on a dollar-for-dollar basis retroactive to January 1, 2022, when Code of Civil Procedure section 367.75 became effective and greatly expanded the statutory authority for civil remote appearances; and
2. Exclude revenues collected under Government Code section 70630 as a funding category in the Workload Formula methodology for “Other Local Revenues,” effective July 1, 2022.

This recommendation was presented to the Judicial Branch Budget Committee on June 1, 2022 and approved for consideration by the Judicial Council.

**A motion to approve the recommendation was made by Judge Brodie and seconded by Ms. Nelson. The motion was adopted.**

#### [22-044](#)

#### **Trial Court Budget | Allocations from the Trial Court Trust Fund and Trial Court Allocations for 2022-23 (Action Required)**

**Summary:** For 2022-23, the Trial Court Budget Advisory Committee recommends the Judicial Council allocate \$2.946 billion to the trial courts, including \$2.759 billion from the Trial Court Trust Fund, which includes new funding of \$84.2 million inflationary funding, \$100.0 million equity funding, \$31.2 million new judgeship funding, \$110.0 million civil assessment backfill funding, \$137.8 million from the state General Fund for employee benefits and pretrial funding, and \$50.0 million in State Court Facilities Construction Fund for support of operation of the trial courts.

The Trial Court Budget Advisory Committee also recommends the Judicial Council approve the Workload Formula allocation of \$2.471 billion based on recommended methodologies as well as methodologies approved by the Judicial Council. Assuming approval of the allocations, current revenue projections, and estimated savings from 2021-22 appropriations, the Trial Court Trust Fund will end 2022-23 with a fund balance of \$98.2 million, of which approximately \$67.1 million will be unrestricted.

**Recommendation:** The Trial Court Budget Advisory Committee recommends that the Judicial Council, effective July 15, 2022:

1. Approve base, discretionary, and nondiscretionary program allocations in the amount of \$2.759 billion, which includes the following:
  - a. An allocation of \$84.2 million in inflationary funding to the trial courts as a 3.8 percent increase over each court’s 2021-22 Workload Formula allocation, consistent with how the \$84.2 million was calculated;



- b. An allocation of \$100.0 million equity funding to the trial courts bringing courts below the statewide average as close to the statewide average funding level as calculated for 2022-23, where each court is brought up to the same Workload Formula percentage;
    - c. An allocation of \$31.2 million new judgeship funding to the trial courts based on the Judicial Council-approved Workload Formula methodology, with non-sheriff security funding reduced from the funding amount prior to allocation; and
    - d. An allocation of \$110.0 million civil assessment revenue backfill based on the Judicial Council-approved Workload Formula methodology.
  2. Approve \$68.8 million from the state General Fund for employee benefit cost increases associated with retirement, employee health, and retiree health benefits for the period 2010-11 through 2011-12;
  3. Approve \$50.0 million in State Court Facilities Construction Fund for support of operation of the trial courts; and
  4. Approve a Workload Formula allocation of \$2.471 billion based on the methodologies in 1a through 1c and as approved by the Judicial Council.
- Recommendations 1a through 1c were presented to the Judicial Branch Budget Committee on June 1, 2022 and approved for consideration by the Judicial Council.

Recommendation 1d was presented to the Judicial Branch Budget Committee on June 28, 2022 and is described in a separate Judicial Council report, item 22-127.

**A motion to approve the recommendation was made by Judge Boulware Eurie and seconded by Presiding Judge Zayner. The motion was adopted.**

## [22-040](#)

### **Trial Court Budget | State Trial Court Improvement and Modernization Fund Allocations for 2022-23 (Action Required)**

**Summary:** The Trial Court Budget Advisory Committee recommends approving allocations for 2022-23 from the State Trial Court Improvement and Modernization Fund in the amount of \$45.384 million. Assuming approval of the allocations, and with current revenue projections, the State Trial Court Improvement and Modernization Fund will end 2022-23 with a fund balance of \$16.448 million, of which approximately \$13.781 million will be unrestricted.

**Recommendation:** The Trial Court Budget Advisory Committee recommends that the Judicial Council, effective July 15, 2022, approve a total of \$45.384 million in allocations for 2022-23 from the State Trial Court Improvement and Modernization Fund, as follows, relative to the 2021-22 allocations:

1. \$354,000 to Audit Services, a decrease of \$6,000;
2. \$169,000 to Branch Accounting and Procurement, an increase of \$12,000;
3. \$150,000 to Budget Services, a decrease of \$209,000;
4. \$9,000 to Business Management Services, a decrease of \$200,000;
5. \$6.429 million to Center for Families, Children & the Courts, a decrease of \$247,000;

6. \$1.705 million to Center for Judicial Education and Research, an increase of \$639,000
7. \$9,000 to Criminal Justice Services, an increase of \$9,000 (there was no 2021-22 allocation);
8. \$0 to Human Resources, a decrease of \$23,000;
9. \$33.877 million to Information Technology, a decrease of \$3.805 million;
10. \$1.812 million to Leadership Support Services, an increase of \$1.812 million (there was no 2021-22 allocation); and
11. \$870,000 to Legal Services, a decrease of \$7.6 million.

Recommendations 1 through 11 were presented to the Judicial Branch Budget Committee on June 1, 2022 and were approved for consideration by the Judicial Council.

**A motion to approve the recommendation was made by Presiding Justice Hill and seconded by Judge Byrdsong. The motion was adopted.**

#### [22-130](#)

#### **Collections | Outdated Policy on Civil Assessments (Action Required)**

**Summary:** The Judicial Council approved a policy in August 2005 regarding statewide criteria for civil assessments. In light of the Judicial Council's and judicial branch's efforts in the past years, the existing policy is outdated. Therefore, the Judicial Branch Budget Committee recommends that it be rescinded and that any documents that relate to the rescinded policy be revised or removed, as needed.

**Recommendation:** The Judicial Branch Budget Committee recommends that the Judicial Council, effective July 1, 2022, rescind the outdated August 2005 policy regarding the statewide criteria for civil assessments. The policy was included in the Judicial Council item, *Implementation of Assembly Bill 139 Provisions and Establishment of a Statewide Enhanced Civil Assessments Program*. The documents linked in this report and any others that relate to the rescinded policy are recommended to be revised or removed, as needed.

**A motion to approve the recommendation was made by Justice Corrigan and seconded by Judge Lyons. The motion was adopted.**

#### [22-127](#)

#### **Trial Court Budget | 2022-23 Civil Assessment Backfill Allocation Methodology (Action Required)**

**Summary:** The Judicial Branch Budget Committee and Trial Court Budget Advisory Committee recommend approval of a new policy-driven methodology for 2022-23 allocation of the civil assessment backfill from the state General Fund. With the enactment of Assembly Bill 199 as part of the 2022-23 Budget, funding received from the collection of civil assessments will no longer be deposited into the Trial Court Trust Fund, but into the state General Fund. The 2022 Budget Act includes \$110.0 million General Fund in 2022-23 and \$100.0 million General Fund annually thereafter to backfill civil assessment revenue loss due to the reduction of the maximum amount that can be imposed as a civil assessment from \$300 to \$100, and elimination of civil

assessment debt from previously imposed judgments.

**Recommendation:** The Judicial Branch Budget Committee and Trial Court Budget Advisory Committee recommend that the Judicial Council, effective July 15, 2022 approve a new civil assessment backfill allocation methodology as outlined below:

1. Maintain the current allocation of the \$48.3 million maintenance of effort in the Workload Formula;
2. Fund the remaining historical obligations for those impacted courts from the balance of civil assessment backfill funding after the maintenance of effort obligation is met;
3. Allocate the remaining amount of civil assessment backfill funding via the Workload Formula and without a security reduction;
4. Remove retained civil assessment dollars from the Workload Formula model's "Other Local Revenues" column and identify each courts' new position in the Workload Formula as it relates to percentage funded; and
5. Recalculate funding included in the 2022-23 Governor's Budget including inflationary, equity, and new judgeship funding, and then civil assessment redistribution funding.

**A motion to approve the recommendation was made by Judge Hopp and seconded by Presiding Judge Zayner. The motion was adopted.**

#### [22-043](#)

#### **Judicial Branch Budget | 2023-24 Budget Change Proposals for Supreme Court, Courts of Appeal, Superior Courts, Judicial Branch Facilities Program, Habeas Corpus Resource Center, and Judicial Council (Action Required)**

**Summary:** To continue responsible reinvestment in the judicial branch, allowing for greater access to justice for California's citizens, the Judicial Branch Budget Committee recommends submitting these 2023-24 budget change proposals to the California Department of Finance.

**Recommendation:** The Judicial Branch Budget Committee recommends that the Judicial Council, effective July 15, 2022, approve the following 2023-24 budget change proposals (not in priority order) for submission to the California Department of Finance on September 3, 2022:

1. Collaborative Justice Court Programs--\$15 million General Fund (GF);
2. Maintaining a Sufficient Pool of Competency to Stand Trial Court Evaluators--\$10.2 million GF;
3. Judicial Branch Facilities Modification, Deferred Maintenance, Operation and Maintenance, and Water Conservation--\$145.7 million GF and \$27 million reimbursement authority;
4. Trial Court Capital-Outlay Funding 2023-24 Through 2026-27--\$393 million GF;
5. Annual Automatic Inflationary Adjustment for Trial Courts--\$83 million GF;
6. Proposition 66 Costs in Courts of Appeal--\$8.9 million GF;
7. Appellate Court Security--\$1.3 million Appellate Court Trust Fund;

8. Habeas Corpus Resource Center Case Team Staffing and Establishment of Los Angeles Office--\$15 million GF;
9. Self-Help Centers - Expanding In-Person, Remote, and On-Line Services--\$28.4 million GF;
10. Legal Support for Court Rules and User-Friendly Forms--\$2.9 million GF; and
11. Language Access Efforts in the California Courts--\$585,000 GF and \$200,000 Court Interpreters' Fund.

Complete descriptions of these budget change proposals are provided in the Analysis/Rationale section.

**A motion to approve the recommendation was made by Presiding Judge Moorman and seconded by Presiding Justice Hill and Judge Byrdsong. The motion was adopted.**

## INFORMATION ONLY ITEMS (NO ACTION REQUIRED)

### [22-041](#)

#### **Report to the Legislature | Electronic Recording Equipment**

**Summary:** Government Code section 69958 requires the Judicial Council to report to the Legislature semiannually on the purchase and lease of any electronic recording equipment that will be used to record superior court proceedings. During the reporting period of July 1 through December 31, 2021, six courts reported spending a combined total of \$312,932 for equipment or related items. On or before June 30, the Judicial Council's Budget Services staff submitted the *Report of Electronic Recording Equipment Purchased or Leased by Superior Courts (July 1 through December 31, 2021)*.

### [22-122](#)

#### **Report to the Legislature | Supplement to Impact of Self-Help Center Expansion in California Courts**

**Summary:** On June 15, 2022, the Judicial Council's Center for Families, Children & the Courts submitted to the Legislature and Department of Finance the attached supplement to the *Impact of Self-Help Center Expansion in California Courts*, which was provided to the Legislature in January 2021.

### [22-082](#)

#### **Report to the Legislature | Trial Court Interpreters Program Expenditure Report for Fiscal Year 2020-21**

**Summary:** On May 6, 2022, the Judicial Council's Language Access Services submitted the annual report on trial court interpreter expenditures to the Legislature and the Department of Finance. This report is required by the Budget Act of 2020 (Sen. Bill 74; Stats. 2020, ch. 6).

### [22-118](#)

#### **Trial Courts | Public Notice by Courts of Closures or Reduced Clerks' Office Hours**

**Summary:** Government Code section 68106 directs (1) trial courts to notify the public and the Judicial Council before closing courtrooms or clerks' offices, or reducing clerks'

regular office hours; and (2) the council to post all such notices on its website and relay them to the Legislature. This report lists the latest court notices received by the council under this statutory requirement. Since the previous report, two superior courts--the Superior Courts of San Benito County and Ventura County--have issued new notices.

[22-042](#)**Trial Courts | Quarterly Investment Report for First Quarter of 2022**

**Summary:** This quarterly investment report covers the period from January 1, 2022, through March 31, 2022, and provides the financial results for the funds invested by the Judicial Council on behalf of the trial courts as part of the judicial branch treasury program. The report is submitted under the Resolutions Regarding Investment Activities for the Trial Courts, approved by the Judicial Council on February 27, 2004.

**Public Comment**

There were no requests to speak during the public comment period. Comments were also submitted in writing and reviewed by the Judicial Council.

**Circulating Orders**[22-055](#)**Circulating Orders since the last business meeting.****Appointment Orders**[22-107](#)**Appointment Orders since the last business meeting.****Adjournment**

With the meeting's business completed, the Chief Justice adjourned the meeting at approximately 11:32 a.m.

*Respectfully submitted by Administrative Director Martin Hoshino, Secretary to the Judicial Council, on September 20, 2022.*