



JUDICIAL COUNCIL OF CALIFORNIA

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

www.courts.ca.gov

REPORT TO THE JUDICIAL COUNCIL

For business meeting on: October 27–28, 2016

Title

Judicial Council Report to the Legislature:
Allocation of New Judgeships Funding in
Fiscal Year 2015–2016

Agenda Item Type

Action Required

Effective Date

October 28, 2016

Rules, Forms, Standards, or Statutes Affected

None

Date of Report

October 13, 2016

Recommended by

Zlatko Theodorovic, Director
Judicial Council Budget Services

Contact

Patrick Ballard, 818-558-3115
patrick.ballard@jud.ca.gov

Executive Summary

Judicial Council staff recommends approval of the attached *Report on Allocation of Funding in Fiscal Year (FY) 2015–2016 for Support of New Judgeships Authorized in FY 2007–2008*. The Budget Act of 2007 requires that this report be submitted each year until all judgeships are appointed and new staff hired.

Recommendation

Staff recommends that the Judicial Council:

1. Approve the *Report on Allocation of Funding in Fiscal Year (FY) 2015–2016 for Support of New Judgeships Authorized in FY 2007–2008*; and
2. Direct staff to submit the report to the Legislature.

Previous Council Action

These reports have been approved by the council and submitted to the Legislature annually. Previous reports can be found at www.courts.ca.gov/7466.htm.

Rationale for Recommendation

This report is required to be submitted to the Legislature each year. The attached report contains essentially the same information as in the report submitted to the Legislature for FY 2014–2015, except for changes in the distribution of the ongoing facilities funding from the Court Facilities Trust Fund.

Comments, Alternatives Considered, and Policy Implications

This report was not circulated for comment, and no alternatives were considered because submitting this report to the Legislature is a requirement under the Budget Act of 2007.

Implementation Requirements, Costs, and Operational Impacts

Implementing the recommendations in this report results in no costs or operational impacts.

Attachments and Links

1. *Report on Allocation of Funding in Fiscal Year (FY) 2015–2016 for Support of New Judgeships Authorized in FY 2007–2008.*



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Chief Justice of California
Chair of the Judicial Council

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Chair, Executive and Planning Committee

HON. DAVID M. RUBIN
Chair, Litigation Management Committee

HON. KENNETH K. SO
Chair, Policy Coordination and
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MR. MARTIN HOSHINO
Administrative Director,
Judicial Council

October 28, 2016

Ms. Diane F. Boyer-Vine
Legislative Counsel
State Capitol, Room 3021
Sacramento, California 95814

Mr. Daniel Alvarez
Secretary of the Senate
State Capitol, Room 400
Sacramento, California 95814

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California 95814

Re: Report on Allocation of Funding in Fiscal Year (FY) 2015–2016 for
Support of New Judgeships Authorized in FY 2007–2008

Dear Ms. Boyer-Vine, Mr. Alvarez, and Mr. Wilson:

The Judicial Council respectfully submits this report, as required by the Budget Act of 2007 (Stats. 2007, ch. 171). The Budget Act included \$27.767 million in fiscal year (FY) 2007–2008 to support 50 new judgeships and the staff associated with those judgeships, to be allocated as follows: one month of funding, ongoing for 50 judgeships, support staff, and appropriate facilities costs (\$3.366 million); and one-time funding associated with the positions such as furniture, equipment, and tenant improvements (\$24.401 million).

Provision 11 of the Budget Act of 2007 provided that “[t]he Judicial Council shall report to the Legislature on January 1, 2008, and each January 1 thereafter, until all judgeships are appointed and new staff hired, on the amount of funds allocated to each trial court to fund the new portions.” Per the Budget Act of 2007, expenditure of the funding was contingent on the enactment of legislation authorizing the establishment

of the judicial positions. In 2007, the authorizing legislation was Assembly Bill 159 (Stats. 2007, ch. 722). The funding assumed the appointment of judgeships could begin at the end of FY 2007–2008. However, ongoing funding necessary for the remaining 11 months of these judgeships has not been included in subsequent budget acts.

In FY 2011–2012, \$518,077 of the ongoing operations portion of the funding was permanently transferred away from the courts to the counties as part of the realignment of court security funding.

The table below displays the FY 2015–2016 allocation of the ongoing funding for one month of operations from the Trial Court Trust Fund and the ongoing facilities funding from the Court Facilities Trust Fund, by court. The chart does not add up to the ongoing \$3.366 million because (1) the security funding is not included (as explained above), and (2) approximately \$743,000 in judicial salaries is not included because these funds do not go to the courts directly.

Court	Operations	Facilities	Total
Butte	\$28,234		\$28,234
Contra Costa	38,395		38,395
Del Norte	30,041		30,041
Fresno	118,390		118,390
Kern	99,042		99,042
Kings	27,244		27,244
Los Angeles	39,581		39,581
Madera	28,370		28,370
Merced	61,809		61,809
Monterey	32,093		32,093
Orange	36,812		36,812
Placer	72,835		72,835
Riverside	225,528		225,528
Sacramento	222,156		222,156
San Bernardino	224,715	\$16,590	241,305
San Joaquin	106,611		106,611
Shasta	29,747		29,747
Solano	35,189		35,189
Sonoma	40,672	435,410	476,082
Stanislaus	67,770		67,770
Tulare	56,781		56,781
Yolo	30,874		30,874
Total:	\$1,652,889	\$452,000	\$2,104,889

Ms. Diane F. Boyer-Vine
Mr. Daniel Alvarez
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The funding appropriated in relation to the 50 new judgeships is used to provide ongoing staff resources to support the judicial workload identified for the new judgeships—work that is, for the most part, being performed by assigned judges and temporary judges until the new judges are appointed.

If you have any questions related to this report, please contact Zlatko Theodorovic, Director, Judicial Council Budget Services, at 916-263-1397.

Sincerely,

Martin Hoshino
Administrative Director
Judicial Council of California

MH/PB

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cc: Shaun Naidu, Policy Consultant, Office of Senate President pro Tempore Kevin de León
Alf Brandt, Senior Counsel, Office of Assembly Speaker Anthony Rendon
Tiffany Garcia, Program Budget Analyst, Department of Finance
Anita Lee, Senior Fiscal and Policy Analyst, Legislative Analyst's Office
Tina McGee, Executive Secretary, Legislative Analyst's Office
Peggy Collins, Principal Consultant, Joint Legislative Budget Committee
Margie Estrada, Chief Counsel, Senate Judiciary Committee
Julie Salley-Gray, Consultant, Senate Budget and Fiscal Review Committee
Jolie Onodera, Consultant, Senate Appropriations Committee
Mike Petersen, Consultant, Senate Republican Policy Office
Matt Osterli, Consultant, Senate Republican Fiscal Office
Alison Merrilees, Chief Counsel, Assembly Judiciary Committee
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Report title: *Report on Allocation of Funding in Fiscal Year
(FY) 2015–2016 for Support of New Judgeships
Authorized in FY 2007–2008*

Statutory citation: Budget Act of 2007 (Stats. 2007, ch. 171)

Date of report: October 28, 2016

The Judicial Council has submitted a report to the Legislature in accordance with the Budget Act of 2007.

Provision 11 of the Budget Act of 2007 (Stats. 2007, ch. 171) provides that “[t]he Judicial Council shall report to the Legislature on January 1, 2008, and each January 1 thereafter, until all judgeships are appointed and new staff hired, on the amount of funds allocated to each trial court to fund the new portions.”

The following summary of the report is provided under the requirements of Government Code section 9795.

For FY 2015–2016, a total of \$2.105 million was allocated to 22 trial courts in support of new judgeships authorized in FY 2007–2008: \$1.653 million for operations costs from the Trial Court Trust Fund to all 22 courts and \$452,000 for facilities costs from the Court Facilities Trust Fund to two courts.

The full report can be accessed here: www.court.ca.gov/7466.htm.

A copy of the report may be obtained by calling 818-558-3115.