



## 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: October 27–28, 2016

---

Title

Judicial Council Report to the Legislature:  
Electronic Recording Equipment

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](mailto:patrick.ballard@jud.ca.gov)

---

### Executive Summary

Judicial Council staff recommends approval of the *Report on Purchase or Lease of Electronic Recording Equipment by Superior Courts (January 1–June 30, 2016)*. Government Code section 69958 requires that the Judicial Council report to the Legislature semiannually on all purchases and leases of electronic recording equipment that will be used to record superior court proceedings.

### Recommendation

Staff recommends that the Judicial Council:

1. Approve the *Report on Purchase or Lease of Electronic Recording Equipment by Superior Courts (January 1–June 30, 2016)*; and
2. Direct staff to submit the report to the Legislature.

The report is attached.

## **Previous Council Action**

These reports have routinely been approved by the council and submitted to the Legislature on a semiannual basis. Previous reports can be found at [www.courts.ca.gov/7466.htm](http://www.courts.ca.gov/7466.htm).

## **Rationale for Recommendation**

The semiannual submission of this report to the Legislature is required under Government Code section 69958. The statute requires that each superior court report to the Judicial Council about all purchases and leases of electronic recording equipment that will be used to record superior court proceedings, specifying all of the following:

- (a) The superior court in which the equipment will be used;
- (b) The types of trial court proceedings in which the equipment will be used;
- (c) The cost of purchasing, leasing, or upgrading the equipment; and
- (d) The type of equipment purchased or leased.

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

This report was not circulated for comment. The information in the report to the Legislature was reported to the Judicial Council by the superior courts.

## **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 Purchase or Lease of Electronic Recording Equipment by Superior Courts (January 1–June 30, 2016)*



# JUDICIAL COUNCIL OF CALIFORNIA

455 Golden Gate Avenue  
San Francisco, CA 94102-3688  
Tel 415-865-4200  
TDD 415-865-4272  
Fax 415-865-4205  
[www.courts.ca.gov](http://www.courts.ca.gov)

HON. TANI G. CANTIL-SAKAUYE  
*Chief Justice of California  
Chair of the Judicial Council*

HON. DOUGLAS P. MILLER  
*Chair, Executive and Planning Committee*

HON. DAVID M. RUBIN  
*Chair, Litigation Management Committee*

HON. KENNETH K. SO  
*Chair, Policy Coordination and  
Liaison Committee*

HON. HARRY E. HULL, JR.  
*Chair, Rules and Projects Committee*

HON. MARSHA G. SLOUGH  
*Chair, Technology Committee*

HON. DAVID M. RUBIN  
*Chair, Judicial Branch Budget Committee*

Hon. Marla O. Anderson  
Hon. Brian John Back  
Hon. Richard Bloom  
Hon. Stacy Boulware Eurie  
Hon. Kyle S. Brodie  
Hon. Daniel J. Buckley  
Hon. Ming W. Chin  
Hon. Samuel K. Feng  
Hon. James M. Humes  
Hon. Hannah Beth Jackson  
Ms. Audra Ibarra  
Mr. Patrick M. Kelly  
Hon. Dalila C. Lyons  
Ms. Donna D. Melby  
Hon. Gary Nadler  
Ms. Debra Elaine Pole  
Hon. Dean T. Stout

#### ADVISORY MEMBERS

Hon. Jeffrey B. Barton  
Hon. C. Todd Bottke  
Mr. Jake Chatters  
Mr. Richard D. Feldstein  
Ms. Kimberly Flener  
Hon. Scott M. Gordon  
Hon. David E. Gunn

MR. MARTIN HOSHINO  
*Administrative Director,  
Judicial Council*

October 28, 2016

Ms. Diane F. Boyer-Vine  
Legislative Counsel  
State of California  
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 Purchase or Lease of Electronic Recording Equipment by  
Superior Courts (January 1–June 30, 2016), as required by Government  
Code section 69958*

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

The Judicial Council respectfully submits this report, as required by Government Code section 69958, to provide information to the Legislature regarding superior court purchases and leases of electronic recording equipment during the period of January 1, 2016, through June 30, 2016. As required by statute, for each purchase or lease of equipment, the report specifies the name of the court, the types of proceedings for which the equipment will be used, the cost of the equipment, and the types of equipment purchased or leased.

Government Code section 69957 requires the courts to obtain advance approval from the Judicial Council before purchasing or leasing any electronic recording technology or equipment. Approval for purchase or

Ms. Diane F. Boyer-Vine  
Mr. Daniel Alvarez  
Mr. E. Dotson Wilson  
October 28, 2016  
Page 2

lease of the equipment is subject to the equipment being used only in the manner and for the purposes authorized under that section. All 58 superior courts were surveyed regarding their purchase or lease of the equipment to ensure that all purchases were made with the required authorization. During the January 1 through June 30, 2016, period, two courts purchased electronic equipment or related items for use in court proceedings. A third court submitted a Request to Purchase form and received approval, but did not purchase the equipment during this period.

The Superior Court of Humboldt County spent \$8,990 to purchase two JCG Portable Digital Court Recorders with LCR software. The purchase was not an upgrade or replacement of existing equipment. The equipment will be used to monitor subordinate judicial officers, hearing officers, or temporary judges in infractions and misdemeanor cases.

The Superior Court of Monterey County spent \$5,189 to purchase one FTR Reporter Software package (version 5.6) with Log Notes software, FTR Player, and FTR Manager; one DMX-8 8-Channel Digital USB Mixer, and a two-sided external digital USB clock for FTR applications. The purchase was not an upgrade or replacement of existing equipment. The equipment will be used to make an official record in limited civil cases.

The total amount spent by these two courts on the purchase of electronic recording equipment during the reporting period was \$14,179.

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

Ms. Diane F. Boyer-Vine  
Mr. Daniel Alvarez  
Mr. E. Dotson Wilson  
October 28, 2016  
Page 3

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  
Chuck Nicol, Principal Consultant, Assembly Appropriations Committee  
Marvin Deon, Consultant, Assembly Budget Committee  
Allan Cooper, Consultant, Assembly Republican Office of Policy & Budget  
Paul Dress, Consultant, Assembly Republican Office of Policy & Budget  
Cory T. Jasperson, Director, Governmental Affairs, Judicial Council  
Laura Speed, Principal Manager, Governmental Affairs, Judicial Council  
Peter Allen, Director, Public Affairs, Judicial Council  
Zlatko Theodorovic, Director, Budget Services, Judicial Council  
Lucy Fogarty, Deputy Director, Budget Services, Judicial Council  
Brandy Sanborn, Manager, Budget Services, Judicial Council  
Patrick Ballard, Fiscal Supervisor, Budget Services, Judicial Council  
Yvette Casillas-Sarcos, Administrative Coordinator, Governmental Affairs, Judicial Council



# JUDICIAL COUNCIL OF CALIFORNIA

455 Golden Gate Avenue  
San Francisco, CA 94102-3688  
Tel 415-865-4200  
TDD 415-865-4272  
Fax 415-865-4205  
[www.courts.ca.gov](http://www.courts.ca.gov)

HON. TANI G. CANTIL-SAKAUYE  
*Chief Justice of California*  
*Chair of the Judicial Council*

HON. DOUGLAS P. MILLER  
*Chair, Executive and Planning Committee*

HON. DAVID M. RUBIN  
*Chair, Litigation Management Committee*

HON. KENNETH K. SO  
*Chair, Policy Coordination and*  
*Liaison Committee*

HON. HARRY E. HULL, JR.  
*Chair, Rules and Projects Committee*

HON. MARSHA G. SLOUGH  
*Chair, Technology Committee*

HON. DAVID M. RUBIN  
*Chair, Judicial Branch Budget Committee*

Hon. Marla O. Anderson  
Hon. Brian John Back  
Hon. Richard Bloom  
Hon. Stacy Boulware Eurie  
Hon. Kyle S. Brodie  
Hon. Daniel J. Buckley  
Hon. Ming W. Chin  
Hon. Samuel K. Feng  
Hon. James M. Humes  
Hon. HannahBeth Jackson  
Ms. Audra Ibarra  
Mr. Patrick M. Kelly  
Hon. Dalila C. Lyons  
Ms. Donna D. Melby  
Hon. Gary Nadler  
Ms. Debra Elaine Pole  
Hon. Dean T. Stout

#### ADVISORY MEMBERS

Hon. Jeffrey B. Barton  
Hon. C. Todd Bottke  
Mr. Jake Chatters  
Mr. Richard D. Feldstein  
Ms. Kimberly Flener  
Hon. Scott M. Gordon  
Hon. David E. Gunn

MR. MARTIN HOSHINO  
*Administrative Director,*  
*Judicial Council*

Report title: *Report on Purchase or Lease of Electronic  
Recording Equipment by Superior Courts  
(January 1, 2016–June 30, 2016)*

Statutory citation: Government Code section 69958

Date of report: October 28, 2016

The Judicial Council has submitted a report to the Legislature in accordance with Government Code section 69958, which requires the Judicial Council to report to the Legislature, on a semiannual basis, regarding all purchases and leases of electronic recording equipment that will be used to record superior court proceedings. The report must specify the name of the court, the types of proceedings for which the equipment will be used, the cost of the equipment, and the types of equipment purchased.

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

For the period January 1, 2016, through June 30, 2016, two courts purchased or leased electronic recording equipment or related items at a cost of \$14,179 to create an official record in various court proceedings or to monitor subordinate judicial officers in certain types of cases as authorized by law. Information about these transactions is discussed in the report.

The full report is available at [www.courts.ca.gov/7466.htm](http://www.courts.ca.gov/7466.htm).

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