

### 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 November 30, 2018

| Title                                |  |
|--------------------------------------|--|
| Report to the Legislature: Statewide |  |
| Collection of Court-Ordered Debt for |  |
| 2017–18                              |  |

Rules, Forms, Standards, or Statutes Affected None

Recommended by Judicial Council staff Zlatko Theodorovic Director, Budget Services Agenda Item Type Action Required

Effective Date November 30, 2018

Date of Report November 15, 2018

Contact Maria Lira, 916-263-7320 maria.lira@jud.ca.gov

### **Executive Summary**

Judicial Council staff recommend approval of the *Statewide Collection of Court-Ordered Debt for 2017–18* for transmittal to the Legislature. Penal Code section 1463.010(c) requires the Judicial Council to report the extent to which each court or county collections program is following best practices, the programs' performance, and any changes necessary to improve performance of collection programs statewide. Additionally, as stated in the October 2018 report to the Department of Finance (DOF) and the Joint Legislative Budget Committee (JLBC) per Government Code section 68514, this report contains revised or additional information from programs that did not submit data, or submitted incomplete data for inclusion in the October 1 report. The first report required under Government Code section 68514 was submitted to the Legislature in October 2018 and is available at *www.courts.ca.gov/7466.htm*.

### Recommendation

The Judicial Council's Funds and Revenue Unit of Budget Services recommends that the Judicial Council, effective November 30, 2018:

- 1. Approve the attached report, *Report on the Statewide Collection of Delinquent Court-Ordered Debt for 2017–18*; and
- Direct Judicial Council staff to submit the report to the Legislature by December 31, 2018.

### **Relevant Previous Council Action**

The council has approved previous fiscal year reports since 2008–09. These reports are posted on the California Courts website, on the "Legislative Reports" webpage: *http://www.courts.ca.gov/7466.htm*.

### Analysis/Rationale

This report to the Legislature is required to be submitted by the Judicial Council by December 31 of each calendar year under Penal Code section 1463.010(c), and requires that the report include:

- 1. The extent to which each court or county is following best practices for its collection program;
- 2. The performance of each collection program; and
- 3. Any changes necessary to improve performance of collection programs statewide.

All items are provided within the report narrative and its attachments.

#### **Policy implications**

None.

### Comments

This item is not required to be circulated for public comment.

#### Alternatives considered

Because this report is mandated by law, no alternatives were considered.

### **Fiscal and Operational Impacts**

Submission of this mandated report to the Legislature requires fiscal and operational impacts to both the Judicial Council and the collections programs. The collections programs must submit summarized information on the collections reporting templates that is responsive to the requirements in the statute. Judicial Council staff must compile the information from 58 collections programs and prepare the comprehensive report.

### **Attachments and Links**

1. Attachment A: Report on the Statewide Collection of Delinquent Court-Ordered Debt for 2017–18



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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, Judicial Branch Budget Committee Chair, Litigation Management Committee

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

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ADVISORY MEMBERS Hon. Paul A. Bacigalupo Ms. Nancy CS Eberhardt Ms. Kimberly Flener Hon. Gary Nadler Mr. Michael M. Roddy Ms. Andrea K. Wallin-Rohmann Hon. Rebecca Wightman

MR. MARTIN HOSHINO Administrative Director, Judicial Council

## JUDICIAL COUNCIL OF CALIFORNIA

November 15, 2018

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 of Statewide Collection of Court-Ordered Debt for 2017–18,* as required under Penal Code section 1463.010

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

Attached is the Judicial Council's annual report to the Legislature on the collection of delinquent court-ordered debt in California for 2017–18, in accordance with Penal Code section 1463.010(c).

In 2017–18, statewide collections programs collected a total of \$583.5 million in delinquent court-ordered debt. This figure represents a 1.5 percent decrease from the reported amount for 2016–17. Since reporting began in 2008–09, a total of \$6.4 billion in delinquent court-ordered debt has been collected by court and county collections programs. Total outstanding delinquent debt at the end of 2017–18 was \$10.3 billion. This figure represents a 1.8 percent increase over the \$10.0 billion reported for 2016–17. Detailed information about each court or county collections program is included in the full report.

Ms. Diane F. Boyer-Vine Mr. Daniel Alvarez Mr. E. Dotson Wilson November 15, 2018 Page 2

Additionally, as stated in the October 2018 report to the Department of Finance (DOF) and the Joint Legislative Budget Committee (JLBC) per Government Code section 68514, this report contains revised or additional information from programs that did not submit data, or submitted incomplete data for inclusion in the October 1 report. The first report required under Government Code section 68514 was submitted to the Legislature in October 2018 and is available at <u>www.courts.ca.gov/7466.htm</u>.

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

Sincerely,

Martin Hoshino Administrative Director Judicial Council

MH/ML

#### Attachments

Eric Dang, Policy Consultant, Office of Senate President pro Tempore Toni G. Atkins cc: Alf Brandt, Senior Counsel, Office of Assembly Speaker Anthony Rendon Misty Feusahrens, Special Assistant, Office of Assembly Speaker Anthony Rendon Anita Lee, Senior Fiscal and Policy Analyst, Legislative Analyst's Office Tina McGee, Executive Secretary, Legislative Analyst's Office Rebecca Kirk, Program Budget Analyst, Department of Finance Margie Estrada, Chief Counsel, Senate Judiciary Committee Christopher Francis, Consultant, Senate Budget and Fiscal Review Committee Shaun Naidu, Consultant, Senate Appropriations Committee Matt Osterli, Consultant, Senate Republican Fiscal Office Mike Petersen, Consultant, Senate Republican Policy Office Alison Merrilees, Chief Counsel, Assembly Judiciary Committee Jennifer Kim, Consultant, Assembly Budget Committee Jay Dickenson, Chief Consultant, Assembly Appropriations Committee Jessica Peters, Principal Consultant, Assembly Appropriations Committee Daryl Thomas, Consultant, Assembly Republican Office of Policy & Budget

Ms. Diane F. Boyer-Vine Mr. Daniel Alvarez Mr. E. Dotson Wilson November 15, 2018 Page 3

Paul Dress, Consultant, Assembly Republican Office of Policy & Budget
Amy Leach, Minute Clerk, Office of Assembly Chief Clerk
Jennifer Troia, Principal Consultant, Joint Legislative Budget Committee
Cory T. Jasperson, Director, 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
Angela Guzman, Budget Manager, Budget Services, Judicial Council
Yvette Casillas-Sarcos, Administrative Coordinator, Governmental Affairs, Judicial



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MR. MARTIN HOSHINO Administrative Director, Judicial Council

## JUDICIAL COUNCIL OF CALIFORNIA

November 15, 2018

| Report Title:       | Report on the Statewide Collection of Court-<br>Ordered Debt for 2017–18 |
|---------------------|--|
| Statutory Citation: | Senate Bill 940 (Stats. 2003, ch. 275, § 3)                              |
| Code Section:       | Penal Code section 1463.010(c)   |
| Date of Report:     | November 30, 2018  |

Attached is the Judicial Council's annual report to the Legislature on the collection of delinquent court-ordered debt in California for 2017–18. The following summary of the report is provided per the requirements of Government Code section 9795.

In 2017–18, statewide collections programs collected a total of \$583.5 million in delinquent court-ordered debt. This figure represents a 1.5 percent decrease from the reported amount for 2016–17. Since reporting began in 2008–09, a total of \$6.4 billion in delinquent court-ordered debt has been collected by court and county collections programs. Total outstanding delinquent debt at the end of 2017–18 was \$10.3 billion. This figure represents a 1.8 percent increase over the \$10.0 billion reported for 2016–17. Detailed information about each court or county collections program is included in the full report.

Additionally, as stated in the October 2018 report to the Department of Finance (DOF) and the Joint Legislative Budget Committee (JLBC) per Government Code section 68514, this report contains revised or additional information from programs that did not submit data, or submitted incomplete data for inclusion in the October 1 report. The first report required under Government Code section 68514 was submitted to the Legislature in October 2018.

Both collection reports are available at <u>www.courts.ca.gov/7466.htm</u>. A printed copy of the report may be obtained by calling 415-865-7966.

#### JUDICIAL COUNCIL OF CALIFORNIA

#### Hon. Tani G. Cantil-Sakauye

Chief Justice of California and Chair of the Judicial Council

#### **Martin Hoshino**

Administrative Director Judicial Council

#### ADMINISTRATIVE DIVISION

John Wordlaw Chief Administrative Officer

BUDGET SERVICES Zlatko Theodorovic Director

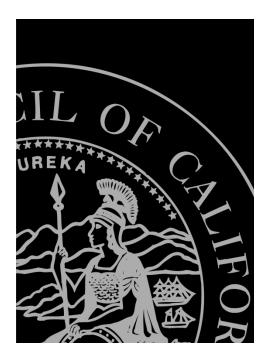
> Angela Guzman Manager

#### Donna Newman

Budget Supervisor

#### Maria Lira

Senior Budget Analyst and Primary Author of Report



Report on the Statewide Collection of Delinquent Court-Ordered Debt for 2017-18

AS REQUIRED BY PENAL CODE SECTION 1463.010

DECEMBER 2018

In 2003, the Legislature amended Penal Code section 1463.010 to require the Judicial Council to develop and adopt guidelines, standards, and tools for collecting court-ordered debt. In 2007, the statute was further amended to require the Judicial Council to develop performance measures and benchmarks to review the effectiveness of programs in the collection of delinquent court-ordered debt and to report annually to the Legislature on the following:

- The extent to which each court or county collections program is following best practices for its collections program;
- The performance of each collections program; and
- Any changes necessary to improve the performance of collections programs statewide.

The first legislative report, covering 2008–09, established the framework for reporting the performance of collections programs statewide and provided a baseline from which to measure future performance.

#### Overview

This annual report includes information as reported by the individual court and/or county collections programs. This report provides a summary snapshot of each collections program, including the program's assessment of its performance, progress, and any challenges encountered during the reporting period (see Attachment 1). Court and county collections programs are required to submit their information using the Judicial Council–approved Collections Reporting Template (CRT) (Attachment 2).

Additionally, as stated in the October 2018 report to the Department of Finance (DOF) and the Joint Legislative Budget Committee (JLBC) per Government Code section 68514, this report contains revised or additional information from programs that did not submit data, or submitted incomplete data for inclusion in the October 1 report. The first report required under Government Code section 68514 was submitted to the Legislature in October 2018 and is available at <u>www.courts.ca.gov/7466.htm</u>.

### Findings

Based on information reported by the 58 court and county collections programs for 2017–18, a total of \$1.5 billion was collected from court-ordered fines, fees, forfeitures, penalties, and assessments. Of the amount collected, \$922.3 million was from nondelinquent accounts and a total of \$583.5 million was from delinquent court-ordered debt.

Delinquent accounts are defined as "nonforthwith" collections, and installment payment accounts that have not met the terms and conditions of the original payment agreements. The figure for delinquent revenue represents a 1.5 percent decrease from the reported amount for 2016–17. The decrease can be attributed to the court's ability to address and collect court-ordered debt forthwith (nondelinquent).

The \$922.3 million in nondelinquent collections represents an 8.9 percent increase from the \$840.3 million reported in 2016–17. Forthwith payments generally involve payments on the same day as the court order, with no extra cost involved, but may also include current installment payment plans.

In addition, a total of \$464.9 million in delinquent debt was adjusted (or satisfied by means other than payment). An adjustment is defined as any change in the total amount of debt due after the initial determination of the outstanding delinquent debt amount, including suspension or dismissal of all or a portion of a bail or fine amount, and alternative payments such as community service in lieu of a fine. Over the past several years, the courts have implemented several mechanisms to help individuals pay or resolve their court-ordered debt before it becomes delinquent:

- Release of driver's hold or suspension for failure to pay;
- Ability-to-pay determinations; and
- Alternative sentences, including community service.

The efforts of the Legislature and the Judicial Council allow the courts to help thousands of individuals resolve their court-ordered debt before it becomes delinquent. Going forward, the robust reporting requirements under Government Code section 68514 will provide data that demonstrates how these efforts help individuals avoid delinquency.

Since 2008–09, when the Judicial Council's Funds and Revenues Unit began tracking statewide performance, a total of \$6.4 billion in delinquent court-ordered debt has been collected by court and county collections programs. A total of \$5.1 billion in delinquent debt has been resolved through court-ordered adjustments. The total outstanding debt of \$10.3 billion reported by courts and counties in 2017–18 represents a 1.8 percent increase over the \$10.0 billion reported in 2016–17.

The current outstanding balance of \$10.3 billion includes the 2008-09 beginning balance of \$5.2 billion. As debt ages it becomes harder to collect, therefore, it is probable that at minimum, \$5.2 billion may be uncollectible due to the age of the accounts. The collectability of delinquent debt is primarily determined by the age of the account (the date at which it becomes delinquent).

The disparity in case management and accounting systems statewide continues to hinder consistent and reliable reporting, including age-related debt information. Individual collections programs reported a number of factors that affected data reporting this fiscal year and should be considered in assessing the overall effectiveness of their efforts on a statewide basis. These factors include the following:

• Implementation of new case management systems continues to create reporting complications for some programs in reconciling financial and case data from multiple systems which may result in overstated or understated figures. Long-term performance improvements are expected in revenue tracking and reporting, once

implementation issues are resolved.

- Transition of collections services between third-party collections entities. Terminating a contract and entering into a new one with a private vendor or the intrabranch collections programs causes a delay in the transfer and referral process of delinquent cases.
- The new reporting requirement under Government Code section 68514 required significant modifications to the CRT. Programs found it necessary to reprogram case management and/or accounting systems to separate and report court-ordered debt by period (current and prior years). Collections programs, including the private collection agencies, were not previously required to report data based on the year in which the debt amount was assessed; some programs were unable to separate data by period.

Chart 1 depicts the total delinquent court-ordered debt collected in 2017–18, and the percentages collected by each of the collecting entities involved in the statewide collection of court-ordered debt. Amounts collected by the Franchise Tax Board's Interagency Intercept Collections program and the Department of Motor Vehicles are reported under "Other."

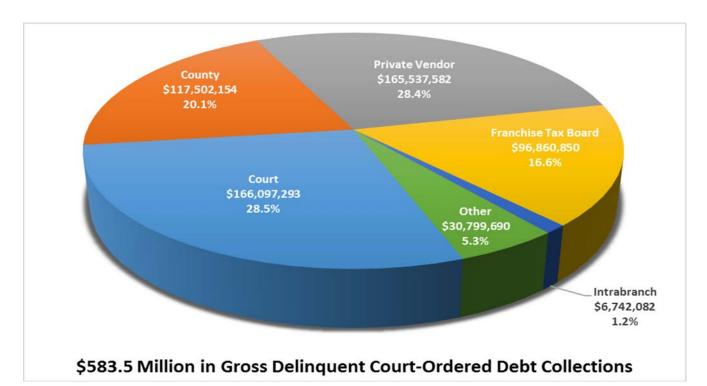


Chart 1: 2017-18 Delinquent Court-Ordered Debt Collected by Entity

It should be noted that all delinquent court-ordered debt is only temporarily deposited in each respective local treasury. It is then distributed to the various state and local government entities as mandated. The approximate distribution of revenue derived from court-ordered debt is displayed below:

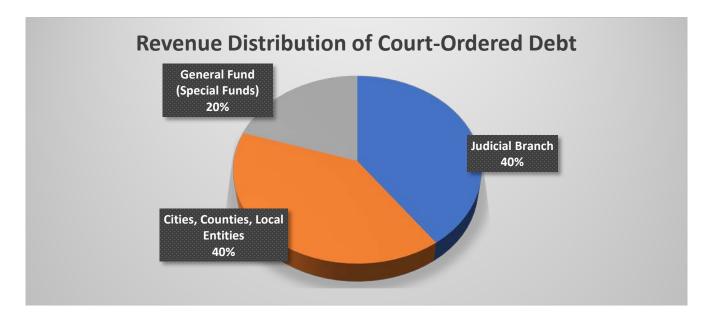


Chart 2 shows court-ordered debt collected and program costs for each entity involved in the collection of court-ordered debt this fiscal year. The total gross amount collected by each entity is shown in dollars; program costs are shown as percentages. For example, the courts collected a total of \$166.1 million of which 24.1 percent was used to offset program operating costs and commission fees charged by each collections entity (private vendors, intrabranch programs, Franchise Tax Board, etc.). Notable variances in private vendor operating costs—as compared to the intrabranch collections programs—represent economies of scale and other program-specific factors.



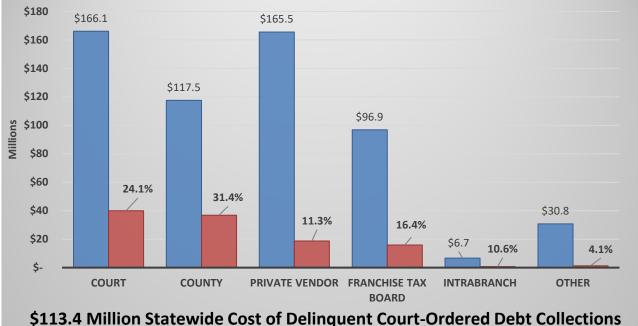


Chart 3 shows statewide collections totals for delinquent court-ordered revenue over a 10-year period.

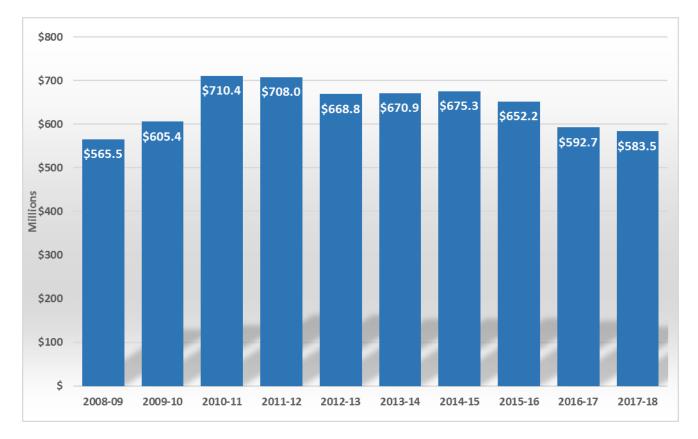


Chart 3: Statewide Delinquent Court-Ordered Debt Collections since 2008-09

#### Supplemental Report on Government Code Section 68514 Data

In July 2018, as permitted by subdivision (c) of Government Code section 68514, the collections programs provided information on the CRT to the extent possible, and the Judicial Council reported to the DOF and JLBC that any revised or additional data would be submitted to the Legislature in this report.

As reported to the DOF and the JBLC, collection programs—including the private collection agencies—were not previously required to report this type or level of information. Although the CRT submitted in September included data that was unavailable for inclusion in the July report, there is still a substantial amount of missing data, specifically as it pertains to information on the 16 collections activities. As anticipated, this information was the most difficult to report on, as the case management systems are not configured to track the amount of revenue collected or the number of cases or costs associated to those revenues by activity (see Attachment 7).

In an effort to obtain the required information in the future, some programs are participating in meetings held by the AB103 Subcommittee, which is composed of staff from the 25 courts that contract with Tyler Technologies. The group expects to create a report within Odyssey (Tyler's financial application) to comply with the additional reporting elements incorporated into the

CRT. Other programs are diligently working with their respective vendors (collections and CMS software) on developing report(s) to meet the statutorily required reporting requirement.

### **Collections Best Practices**

The Judicial Council adopted Judicial Council–Approved Collections Best Practices in 2008, with subsequent revisions made in 2011 (Attachment 3). The best practices identify a variety of strategies designed to improve the collection of delinquent court-ordered debt. They included enforcement tools such as placing a hold on a driver's license through the Department of Motor Vehicles (DMV) and imposing a civil assessment rather than issuing an arrest warrant on a delinquent debtor. As of June 27, 2017, pursuant to Assembly Bill 103 (Stats. 2017, ch. 17),<sup>1</sup> driver's license holds for failure to pay are no longer permitted. Although the DMV released all failure to appear holds and suspensions, the collections programs are still authorized to collect any related fines and fees. Therefore, the impact to delinquent revenues is not evident at this time. However, a few programs anticipate potential long-term impact to delinquent revenues as a result of the elimination of this tool and the implementation of ability-to-pay determinations, which allows for a reduction of the base fine amount. Other best practices include trial in absentia, in which the case is adjudicated when the defendant fails to appear, utilizing Franchise Tax Board collections programs and contracting the services of third-party collections vendors. Statewide collections programs are encouraged to follow as many best practices as possible in an effort to enhance collections efforts, resolve accounts in a timely manner, and increase revenue collections.

In 2017–18, of the 58 collections programs, 51 met 20 or more of the 25 best practices; 35 programs were in the 90th percentile, meeting 23, 24, or all 25 of the best practices; and 8 programs were in the 100th percentile, meeting all 25 of the best practices. Collections programs are not required to meet a specified number of best practices, though courts and counties continue to implement additional practices to improve revenue collection.

The following table lists the number of best practices used by each collection program in 2017–18.

<sup>&</sup>lt;sup>1</sup> The administration has recognized the potential loss in revenue that may occur as a result of eliminating driver's license suspensions for failure to pay court-ordered debt and the impact to branch funds, and has indicated a willingness to explore the potential of providing relief through the existing budget process.

| Alameda      | 25 | Kings       | 20 | Placer          | 24 | Sierra     | 21 |
|--------------|----|-------------|----|-----------------|----|------------|----|
| Alpine       | 19 | Lake        | 24 | Plumas          | 20 | Siskiyou   | 24 |
| Amador       | 24 | Lassen      | 21 | Riverside       | 24 | Solano     | 22 |
| Butte        | 23 | Los Angeles | 22 | Sacramento      | 21 | Sonoma     | 24 |
| Calaveras    | 23 | Madera      | 25 | San Benito      | 13 | Stanislaus | 25 |
| Colusa       | 24 | Marin       | 23 | San Bernardino  | 19 | Sutter     | 19 |
| Contra Costa | 21 | Mariposa    | 25 | San Diego       | 25 | Tehama     | 22 |
| Del Norte    | 13 | Mendocino   | 23 | San Francisco   | 20 | Trinity    | 21 |
| El Dorado    | 22 | Merced      | 24 | San Joaquin     | 23 | Tulare     | 25 |
| Fresno       | 20 | Modoc       | 24 | San Luis Obispo | 23 | Tuolumne   | 23 |
| Glenn        | 24 | Mono        | 21 | San Mateo       | 25 | Ventura    | 24 |
| Humboldt     | 24 | Monterey    | 24 | Santa Barbara   | 24 | Yolo       | 23 |
| Imperial     | 24 | Napa        | 20 | Santa Clara     | 23 | Yuba       | 24 |
| Inyo         | 23 | Nevada      | 25 | Santa Cruz      | 21 |            |    |
| Kern         | 19 | Orange      | 23 | Shasta          | 22 |            |    |

 Table 1: Number of Best Practices Used by Collections Programs for 2017-18

#### **Third-Party Collections Entities**

California collections programs are allowed by law to contract for the services of one or more third-party collections entities to assist in the collection of delinquent court-ordered debt, which is particularly helpful when programs have limited staff or resources, or need to focus their efforts on other mission-critical goals and objectives. Additionally, third-party vendors tend to be better equipped to address hard-to-collect cases, allowing collections programs to address the collection of newer delinquent cases that tend to be easier and less costly to collect. The options available to the programs for third-party collections entities, as listed in the *Judicial Council– Approved Collections Best Practices*, include the following:

- Use of California Franchise Tax Board (FTB) services. The FTB has two programs that can be used to help collections programs. These are the Court-Ordered Debt (FTB-COD) program, and the Interagency Intercept Collection (FTB-IIC) program. The FTB-COD program offers a variety of collections services, including wage garnishment, bank levies, and seizure of real and personal property or other assets to satisfy payment of delinquent debt. Accounts with a balance of at least \$100 must be delinquent 90 days before they can be referred to the FTB-COD; commission rates do not, by law, exceed 15 percent. For FTB-IIC, collections programs submit delinquent accounts by December 1 each year. The program intercepts California tax returns where available and applies the amount seized to the outstanding debt. (For the FTB-COD program, see <a href="https://www.ftb.ca.gov/online/Court\_Ordered\_Debt/overview.shtml">www.ftb.ca.gov/online/Court\_Ordered\_Debt/overview.shtml</a>; for the FTB-IIC program, see <a href="https://www.ftb.ca.gov/individuals/Interagency\_Intercept\_Collections/index.shtml">www.ftb.ca.gov/individuals/Interagency\_Intercept\_Collections/index.shtml</a>.)
- Use of another court or county collections program. Intrabranch collections services are court-to-court programs that operate under a written memorandum of understanding. The Shasta and Ventura superior courts currently provide these services to ten (10) other

superior courts. Shasta provided collections services to six courts, and Ventura provided collections services to four courts. Both of these courts provide customized services and tools to meet the needs of the programs.

• Use of private third-party vendors. There are currently 11 private vendors with statewide master agreements,<sup>2</sup> which were awarded by the Judicial Council in January 2014. In January 2017, one vendor opted out of its renewal contract with the Judicial Council due to its engagement in business operations outside of the United States, which is unallowable under the contract terms. Individual programs independently negotiate and contract with the vendor(s). Programs with a high volume of delinquent accounts may elect to use multiple vendors. Contractor commission rates vary from 3.9 percent to 47.8 percent. Fifty-four of the 58 collections programs used at least one private vendor during this reporting period, which represents an increase of two from last year. For a list of statewide master agreements, refer to *www.courts.ca.gov/procurementservices.htm*.

#### **Performance Measures**

In 2008–09, performance measures and benchmarks were developed to evaluate the future effectiveness of collections programs statewide. A benchmark represents the minimum standard of performance that should be achievable by each collections program. The Judicial Council adopted two measures—the Gross Recovery Rate (GRR) and the Success Rate (SR)—to provide baselines from which to measure and compare each program's progress from year to year, and for analyzing statewide programs. The benchmarks have not been revisited since they were established, but due to Government Code section 68514, they may need to be reexamined to align with current reporting requirements (see Attachment 4).

In prior reports, this section of the report included both an explanation of the extent to which the statewide programs met the established benchmarks and a comparison to prior year rates. However, the new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates throughout the state. As revised, the CRT now captures the GRR and SR calculations by period (see Attachment 5). Therefore, the programs performance for the 2017–18 reporting period cannot be compared to previous years.

The individual calculations provide a more valid collection rate by period. However, the expectation is that the collections rate for prior periods will be low, as the calculation includes the value of long-standing, hard to collect debt. Further, separating the data and metrics

<sup>&</sup>lt;sup>2</sup> The existing master agreements expire in December 2018. A request for proposals was released in July 2018 to have new master agreements awarded and executed by January 2019.

calculation by period on the CRT aligns with collections industry standards, as recommended by the Legislative Analyst's Office report, <u>*Restructuring the Court-Ordered Debt Collection</u>* <u>*Process*</u>, November 2014.</u>

### **Discharge from Accountability**

It is important to distinguish collectible court-ordered debt that is past due from delinquent courtordered debt that is considered uncollectible and meets the recommended eligibility criteria to be discharged from accountability by the collecting entity. Court and county collections programs are authorized, under Government Code sections 25257 through 25259.95, to discharge outstanding debt from accountability if the outstanding amount is too small to justify the cost of collection, or the likelihood of collection does not warrant the expense involved. Additional criteria for determining when debt may be considered uncollectible include:

- All the required reasonable collection efforts, including those under Penal Code section 1463.007, have been performed;
- The debtor is deceased, has no assets, and a copy of the death certificate has been submitted; and
- At least five years have elapsed for infractions, or 10 years have elapsed for misdemeanors and felonies from the date the debt became delinquent.

In 2017–18, \$166.3 million was discharged by collections programs, which represents a 13.7 percent increase from the \$146.2 million discharged in 2016–17. The \$869.9 million discharged in the past six fiscal years combined represents a substantial amount compared to the \$5.2 billion in outstanding debt reported at the beginning of 2008–09, the base year established for measuring statewide performance.

The programs, including third-party collection entities, demonstrated some improved systems capabilities. This is assumed since data was separated by period, which suggests that uncollectible debt may be identified and tracked for discharge. Additional outreach will be conducted to assist programs with the discharge process.

The Judicial Council's Funds and Revenues Unit recommends that programs implement a discharge from accountability process to aid in eliminating uncollectible debt from their records in order to reduce the statewide outstanding debt balance. However, court-ordered debt discharged from accountability does not constitute a release from liability for payment.

### Improving Statewide Collections and Distribution of Court-Ordered Debt

In 2009, the Judicial Council's Funds and Revenues Unit, in collaboration with the California State Association of Counties, convened an informal group of court and county subject matter experts to make recommendations to improve the performance of collections programs statewide. Since 2009, a number of changes have been identified across the full spectrum of collections efforts, from new enforcement tools to improvements in collecting forthwith payments so they do not become delinquent.

Specific efforts and accomplishments in improving statewide collections and distribution during this reporting period include:

- Collaborating with internal Judicial Council divisions on structuring a pilot program for ability-to-pay determinations by recommending programs for participation in the pilot based on the programs' collections and reporting capabilities (including third-party collections entities).
- Conducting an annual statewide training program on the distribution of revenues in collaboration with the State Controller's Office, the Franchise Tax Board, Governmental Affairs, and Legal Services offices. Court and county staff were invited to attend any of the three "live" sessions, which were offered in both southern and northern California locations in June 2018. As a midyear follow-up, a winter webinar session was offered to provide updates on new laws affecting traffic, criminal fines, and fees.
- Continuing outreach to court and county collections programs to address a variety of current issues and collections questions, which include providing tools for improving collections and reporting, as well as training.
- Maintaining and strengthening key relationships and partnerships with collections stakeholders such as (1) the State Controller's Office, (2) the California State Association of Counties, (3) the California Revenue Officers Association, and (4) the Franchise Tax Board.
- Maintaining peer-to-peer information sharing and problem resolution opportunities, including a collections and revenue distribution listserve (an application that manages e-mail for members of a discussion group) open to both court and county partners who work in court-ordered debt collections and revenue distribution to collaborate and share knowledge regarding the collection of forthwith, nondelinquent, and delinquent court-ordered debt, as well as local and state distribution of the monies collected.

### Conclusion

In 2017–18, a total of \$583.5 million in delinquent court-ordered debt was collected by court and county collections programs, representing a 1.5 percent decrease in collections from the previous year. As noted above, an accurate amount of total collectible debt cannot be easily determined due to the disparity in case management and accounting systems that continue to hinder consistent and reliable reporting of age-related debt information.

The CRT is intended to capture the same information from all programs, but data consistency cannot be guaranteed based on the way programs capture information and the many different case management systems used statewide. Disparate case management and accounting systems continue to limit the type and scope of information that was provided by the individual collections programs, including the additional information required under Government Code section 68514. Some collections programs anticipate potential long-term impact to delinquent revenues as a result of the elimination of the tool that allowed for holds or suspension of driver's licenses for failure to pay and the implementation of ability-to-pay determinations. However, since the decrease in revenue collected is small, the impact to delinquent revenues is not evident at this time.

A total of \$6.4 billion has been collected over the 10 years that the state has been actively collecting data on delinquent court-ordered debt. Despite the added workload related to changes in court processes and the continued challenges associated with the implementation of new case management systems, the courts and counties continue to enhance their collections programs by following best practices to improve their performance, adding new collections activities and tools, and streamlining their collections operations.

#### Attachments

Attachment 1: Statewide Collection of Delinquent Court-Ordered Debt for 2017–18: Individual Court and County Collections Program Reports

Attachment 2: Collections Reporting Template

Attachment 3: Judicial Council-Approved Collections Best Practices

Attachment 4: Collections Performance Measures and Benchmarks

Attachment 5: Gross Recovery Rate and Success Rate by Period

Attachment 6: Gov. Code, § 68514 Data: Revenue Collected, Adjustments, and Defaults, Items 1, 2, 3, 8

Attachment 7: Gov. Code, § 68514 Data: Collections Activities, Items 4, 5, 6a, 6b, 7.

County Population<sup>1</sup>: 1,660,202 Authorized Judges/Commissioners<sup>2</sup>: 75/10.0 Combined Gross Recovery Rate<sup>3</sup>: 13% Combined Success Rate<sup>3</sup>: 8% Nondelinquent Revenue: \$56,988,339 Delinquent Revenue Collected: \$20,257,162 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$15,575,308 Ending Balance<sup>5</sup>: \$230,508,828

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Alameda County and the County of Alameda. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contract with a private debt collector;
- Meets all 25 of the recommended collections best practices (see Attachment 3); and
- Engages 16 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$20,257,162 in revenue from 67,154 cases.
- The total number of delinquent cases established, referred, or transferred is 495,469; of these, 40,456 are newly established.
- The administrative cost to collect the debt was \$3,206,257.
- The ending balance of \$230,508,828 represents 469,527 cases with outstanding delinquent court-ordered debt.

According to the Alameda collection program, information is provided to the extent possible and is currently incomplete due to system limitations. The program is unable to report some of the requested collections information requested: administrative costs are not calculated per collection activity, but rather calculated monthly based on the state-mandated guidelines. The program intends to go live with Odyssey Financials in 2018–19, making data related to criminal forthwith collections activity available to report in the future. The program will continue to work in collaboration with the private vendor and the Franchise Tax Board to ensure continuity of the data reported. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue collected                      | \$29,254,156   | \$27,734,183  |
| Item 1  | Delinquent gross revenue collected                               | \$2,981,338    | \$17,275,824  |
|         | Number of cases associated with nondelinquent collections        | 102,251        | 97,858        |
| Item 2  | Number of cases associated with delinquent collections           | 11,764         | 55,390        |
| Item 3  | Court-ordered adjustment (satisfied by means other than payment) | \$2,276,434    | \$13,298,874  |
|         | Debt discharged from accountability                              | _              | -             |
| Item 8  | Percentage of debt defaulted on*                                 | 34%            | 22%           |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | \$1,367,916      | 31,812         | -              |
| Category 2: Written notice(s)                    | \$38,958         | 906            | -              |
| Category 3: Lobby/counter                        | -                | -              | -              |
| Category 4: Skip tracing                         | \$15,834         | 1,131          | -              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$7,685,663      | 82,463         | \$1,136,655    |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$2,662,342      | 399,877        | \$150,361      |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | \$756,325        | 18,813         | -              |
| Category 8: Private debt collectors              | \$3,855,237      | 259,805        | \$442,864      |
| Category 9: Wage/bank garnishments and liens     | -                | -              | -              |
| Total:   | \$16,382,275     | 794,807        | \$1,729,880    |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

According to the program, the decrease in percentages is also attributed to the court ceasing the practice of issuing a DMV license hold as a consequence for failing to pay court-ordered debt. The court released DMV license holds for 53,791 unique individuals, affecting approximately 83,000 cases—the revenue impact has not been determined. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | Prior Periods | <b>Combined Total</b> |
|---------------------|-----------------------|---------------|-----------------------|
| Gross Recovery Rate | 21%                   | 13%           | 13%                   |
| Success Rate        | 13%                   | 8%            | 8%                    |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period. Over \$830,000 in traffic debt was reduced to approximately \$80,000 during the reporting period pursuant to Amnesty. Lastly, effective May 1, 2017, the ability-to-pay program replaced Amnesty in providing debt relief for qualifying defendants. To date, 1,667 ability-to-pay applications have been processed by the court, resulting in a 50 percent reduction of the outstanding fine amount (including civil assessment). Unfortunately, the court cannot provide the total amount of debt reduced or collected pursuant to ability to pay for the reporting period.

|                   | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18      |
|-------------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Delinquent        |              |              |              |              |              |              |
| Revenue Collected | \$22,984,921 | \$25,667,928 | \$26,029,643 | \$26,916,685 | \$22,637,952 | \$20,257,162 |
|                   |              |              |              |              |              |              |
| Year-over-Year    |              |              |              |              |              |              |
| Percent Change    | 27.7%        | 11.7%        | 1.4%         | 3.4%         | -15.9%       | -10.5%       |

Endnotes:

- <sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice-related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 1,154 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 12% Combined Success Rate<sup>3</sup>: 14%

Nondelinquent Revenue: \$1,399,990 Delinquent Revenue Collected: \$120,607 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$-17,722 Ending Balance<sup>5</sup>: \$763,238

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Alpine County and the County of Alpine. The court and county do not have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with a private debt collector;
- Meets 19 of the 25 recommended collections best practices, with the following best practices not currently being met: 1, 7, 8, 9, 10, and 21 (see Attachment 3); and
- Engages 12 of the 16 collection activity components.

#### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$120,607 in revenue from 218 cases.
- The total number of delinquent cases established, referred, or transferred is 1,017; of these, 688 are newly established.
- The administrative cost to collect the debt was \$9,560.
- The ending balance of \$763,238 represents 700 cases with outstanding delinquent courtordered debt.

According to the Alpine collection program, information is provided to the extent possible and is currently incomplete due to its case management system having limited capabilities. Value of collection cases increased this period as old case management system cases were not reported in previous reports. In previous reports, delinquent revenue collected was added into the Gross Revenue collected and was not separated out. In addition, the court switched over to a new case management system and established a new contract with a private collection agency. Revenue was down due to the transition phase. Court staff is continuing to make progress entering old cases into their new case management system. The program expects to provide additional information in the next reporting period. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | ernment Code Section 68514 Data Elements Current Period          |           | Prior Periods |
|---------|--|-----------|---------------|
| Item 1  | Total nondelinquent gross revenue                                | \$307,348 | \$1,092,642   |
| Item I  | Delinquent gross revenue collected                               | \$66,556  | \$1,092,042   |
| Item 2  | Number of cases associated with<br>nondelinquent collections     | 1,371     | 3,540         |
|         | Number of cases associated with           delinquent collections | 181       | 37            |
| Item 3  | Court-ordered adjustment (satisfied by means other than payment) | \$-18,316 | \$594         |
|         | Debt discharged from accountability                              |           |               |
| Item 8  | Percentage of debt defaulted on*                                 | 26%       | 3%            |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                                 | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                        | _  | _   | -                                 |
| Category 2: Written notice(s)                        | -  | -   | -                                 |
| Category 3: Lobby/counter                            | \$73,793   | 267                                       | \$2,585                           |
| Category 4: Skip tracing                             | -  | -   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)     | -  | -   | -                                 |
| Category 6: FTB-IIC (Interagency Collection Program) |  | _   |                                   |
| Category 7: Driver's license hold/suspension for     |  |   |                                   |
| failure to appear                                    | -  | -   | -                                 |
| Category 8: Private debt collectors                  | \$46,813   | 55  | \$6,975                           |
| Category 9: Wage/bank garnishments and liens         | -  | -   |                                   |
| Total:   | \$120,606  | 322                                       | \$9,560                           |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above and a total of 265 individuals associated with those cases.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

| Metric              | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 9%                    | 16%           | 12%            |
| Success Rate        | 12%                   | 16%           | 14%            |

The program's GRR and SR by period are as follows:

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13  | 2013-14  | 2014-15  | 2015-16 | 2016-17  | 2017-18   |
|------------|----------|----------|----------|---------|----------|-----------|
| Delinquent |          |          |          |         |          |           |
| Revenue    |          |          |          |         |          |           |
| Collected  | \$27,466 | \$29,715 | \$33,891 | \$1,860 | \$16,049 | \$120,607 |
| Year-over- |          |          |          |         |          |           |
| Year       |          |          |          |         |          |           |
| Percent    |          |          |          |         |          |           |
| Change     | -24.4%   | 8.2%     | 14.1%    | -94.5%  | 762.8%   | 651.5%    |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 38,094 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 6% Combined Success Rate<sup>3</sup>: 6% Nondelinquent Revenue: N/A Delinquent Revenue Collected: \$554,098 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$0 Ending Balance<sup>5</sup>: \$8,156,992

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Amador County and the County of Amador. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- An MOU with the Superior Court of Ventura County to provide collections services as part of an Intrabranch Collections Services Program;
- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 10. (see Attachment 3);
- Engages 12 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$554,098 in revenue, from 5,267 cases.
- The total number of delinquent cases established, referred or transferred is 15,902; of these, 2,054 are newly established.
- The administrative cost to collect the debt was \$109,643.
- The ending balance of \$8,156,992 represents 9,291 cases.

According to the Amador collection program, they have provided information to the extent possible and is currently incomplete due to system limitations. The program expects to provide additional information in the next reporting period. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements              | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue collected        | _              | _             |
| Item 1  | Delinquent gross revenue collected                 | \$197,433      | \$356,665     |
|         | Number of cases associated with nondelinquent      |                |               |
| Item 2  | collections  | -              | -             |
|         | Number of cases associated with delinquent         |                |               |
|         | collections  | 759            | 4,508         |
|         | Court ordered adjustment (satisfied by means other |                |               |
| Item 3  | than payment)                                      | -              | -             |
|         | Debt discharged from accountability                | -              | -             |
| Item 8  | Percentage of debt defaulted on*                   | 66%            | 44%           |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount Collected | Item 6: Number<br>of Cases by | <b>Item 7</b> :<br>Administrative |
|--|----------------------------------|-------------------------------|-----------------------------------|
|  | by Activity                      | Activity                      | Cost                              |
| Category 1: Telephone contact                    | \$427,904                        | 2,026                         | \$85,581                          |
| Category 2: Written notice(s)                    | \$126,194                        | 2,096                         | \$24,062                          |
| Category 3: Lobby/counter                        | -                                | -                             | -                                 |
| Category 4: Skip tracing                         | _                                | -                             | _                                 |
| Category 5: FTB-COD (Court-Ordered Debt          |                                  |                               |                                   |
| Program)   | _                                | -                             | _                                 |
| Category 6: FTB-IIC (Interagency Collection      |                                  |                               |                                   |
| Program)   | -                                | -                             | -                                 |
| Category 7: Driver's license hold/suspension for |                                  |                               |                                   |
| failure to appear                                | -                                |                               | -                                 |
| Category 8: Private debt collectors              | -                                | -                             | -                                 |
| Category 9: Wage/bank garnishments and liens     | -                                | -                             | -                                 |
| Total:   | \$554,098                        | 4,122                         | \$109,643                         |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 0 individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 12%                   | 5%                   | 6%                    |
| Success Rate        | 12%                   | 5%                   | 6%                    |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|                   | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|-------------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent        |           |           |           |           |           |           |
| Revenue Collected | \$191,255 | \$149,983 | \$183,750 | \$320,669 | \$477,136 | \$554,098 |
| Year-over-Year    |           |           |           |           |           |           |
| Percent Change    | -9.2%     | -21.6%    | 22.5%     | 74.5%     | 48.8%     | 16.1%     |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at *www.courts.ca.gov/7466.htm*.

County Population<sup>1</sup>: 227,621 Authorized Judges/Commissioners<sup>2</sup>: 11/2.0 Combined Gross Recovery Rate<sup>3</sup>: 11% Combined Success Rate<sup>3</sup>: 5% Nondelinquent Revenue: \$4,094,712 Delinquent Revenue Collected: \$4,318,344 Total Amount Discharged: \$2,999,159 Total Amount Adjusted<sup>4</sup>: \$4,145,460 Ending Balance<sup>5</sup>: \$88,504,064

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Butte County and the County of Butte. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Contract with a private debt collector;
- Meets 23 of the 25 recommended collections best practices, with the following best practices not currently being met: 4, and 24 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$4,318,344 in revenue, from 3,939 cases.
- The total number of delinquent cases established, referred or transferred is 81,581; of these, 14,063 are newly established.
- The administrative cost to collect the debt was \$1,142,459.
- The ending balance of \$88,504,064 represents an undetermined number of cases with outstanding delinquent court-ordered debt.

According to the Butte collection program, due to case management and collections systems limitations the additional data required under Government Code section 68514 is provided to the extent possible. The county's collections system is unable to differentiate payments made towards cases assigned during the reporting period and payments made for cases assigned in prior years; revenue is reported in a lump sum in the prior period section. The court was also unable to report new, additional data required, more specifically, the data related to prior period inventory, victim restitution, and other justice related reimbursements. The court believes it is close to having the capability of reporting on some of the data elements; however, there are still lingering issues with the Odyssey report that is utilized to provide the data. The program anticipates improved reporting capabilities in the next reporting period, as it is part of the AB103

Subcommittee comprised of Tyler Courts with the hope of creating a new report in Odyssey to capture the additional data elements. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| Itom 1  | Total nondelinquent gross revenue collected                      | \$4,094,712    | _             |
| Item 1  | Delinquent gross revenue collected                               | \$1,181,313    | \$3,137,031   |
| Item 2  | Number of cases associated with nondelinquent collections        | 13,482         | -             |
|         | Number of cases associated with delinquent collections           | 3,939          | -             |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$1,128,422    | \$3,017,038   |
|         | Debt discharged from accountability                              | \$2,999,159    | -             |
| Item 8  | Percentage of debt defaulted on*                                 | -%             | -%            |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number of | Item 7:        |
|--|------------------|-------------------|----------------|
| Category Description                             | Amount collected | Cases by Activity | Administrative |
|  | by Activity      |                   | Cost           |
| Category 1: Telephone contact                    | -                | -                 | -              |
| Category 2: Written notice(s)                    | -                | -                 | -              |
| Category 3: Lobby/counter                        | -                | -                 | -              |
| Category 4: Skip tracing                         | -                | -                 | -              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                   |                |
| Program)   | -                | -                 | -              |
| Category 6: FTB-IIC (Interagency Collection      |                  |                   |                |
| Program)   | -                | -                 | -              |
| Category 7: Driver's license hold/suspension for |                  |                   |                |
| failure to appear                                | -                | -                 | -              |
| Category 8: Private debt collectors              | -                | -                 | -              |
| Category 9: Wage/bank garnishments and liens     | -                | -                 | -              |
| Total:   | \$0              | -                 | \$0            |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 10%                   | 12%           | 11%            |
| Success Rate        | 6%                    | 4%            | 5%             |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$2,999,159 for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$8,425,176 | \$8,210,472 | \$8,113,069 | \$8,284,862 | \$3,563,836 | \$4,318,344 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -4.8%       | -2.5%       | -1.2%       | 2.1%        | -57.0%      | 21.2%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (, Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and
- discharged and the related value of debt established, referred, or transferred for that period only. <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount
- An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 45,157 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 8% Combined Success Rate<sup>3</sup>: 7% Nondelinquent Revenue: \$838,586 Delinquent Revenue Collected: \$397,683 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$82,736 Ending Balance<sup>5</sup>: \$5,503,026

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Calaveras County and the County of Calaveras. The court and county do not have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code</u> section 68514, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 23 of the 25 recommended collections best practices, with the following best practices not currently being met: 1 and 21 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$397,683 in revenue from 2,022 cases.
- The total number of delinquent cases established, referred, or transferred is 5,176; of these, 1,609 are newly established.
- The administrative cost to collect the debt was \$155,502.
- The ending balance of \$5,503,026 represents 5,513 cases with outstanding delinquent court-ordered debt.

According to the Calaveras collection program, their case management system has limited capabilities in reporting the required data. Most of the information reported comes directly from their private vendor and the Franchise Tax Board, which is reconciled against the collection program's data. The program is not able to identify the number of cases that have payments, the activities generating the payments, or the inventory that each vendor maintains. This year, adjustments had to be made in the case management system, which includes entering, tracking, and collecting data needed for the report. Therefore, there are a few discrepancies from last

year's ending totals to this year's beginning totals; it is a work in progress. Last year, the number of cases was counted, and not the number of individuals. In addition, the program counted joint totals and several case totals separately to avoid duplication. Juvenile cases are included this year, but the cases are not moved to the collection agency or FTB caseloads at this time. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governn | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue      |                |               |
| Item 1  | collected                              | \$762,399      | \$76,187      |
|         | Delinquent gross revenue collected     | \$119,169      | \$278,514     |
|         | Number of cases associated with        |                |               |
| Item 2  | nondelinquent collections              | 77             | 242           |
|         | Number of cases associated with        |                |               |
|         | delinquent collections                 | 1,058          | 964           |
|         | Court-ordered adjustment (satisfied by |                |               |
| Item 3  | means other than payment)              | \$42,957       | \$39,779      |
|         | Debt discharged from accountability    | _              | _             |
| Item 8  | Percentage of debt defaulted on*       | 13%            | 10%           |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                    | _  | _   | _                                 |
| Category 2: Written notice(s)                    | -  | 1,535                                     | -                                 |
| Category 3: Lobby/counter                        | -  | _   | -                                 |
| Category 4: Skip tracing                         | -  | _   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program) | -  | 488                                       | -                                 |
| Category 6: FTB-IIC (Interagency Collection      |  |   |                                   |
| Program)   | -  | 69  | -                                 |
| Category 7: Driver's license hold/suspension for |  |   |                                   |
| failure to appear                                | -  | 155                                       | -                                 |
| Category 8: Private debt collectors              | \$226,814  | 358                                       | \$43,935                          |
| Category 9: Wage/bank garnishments and liens     | -  | -   | -                                 |
| Total:   | \$226,814  | 2,605                                     | \$43,935                          |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's GRR and SR reflects a dramatic drop due to the formula no longer taking into consideration the nondelinquent collections. In addition, the program's nondelinquent and delinquent collections have decreased. With the loss of the ability to place DMV holds on FTPs,

the program will continue to see a decrease in revenue. The program is in the process of discharging old debt that has been deemed uncollectible. Efforts are being made to have this accomplished in 2018–19. The program's GRR and SR by period are as follows:

| Metric              | Current Period | Prior Periods | Combined Total |
|---------------------|----------------|---------------|----------------|
| Gross Recovery Rate | 8%             | 8%            | 8%             |
| Success Rate        | 6%             | 7%            | 7%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent |           |           |           |           |           |           |
| Revenue    |           |           |           |           |           |           |
| Collected  | \$459,235 | \$470,046 | \$421,411 | \$388,264 | \$428,971 | \$397,683 |
| Year-over- |           |           |           |           |           |           |
| Year       |           |           |           |           |           |           |
| Percent    |           |           |           |           |           |           |
| Change     | -15.1%    | 2.4%      | -10.3%    | -7.9%     | 10.5%     | -7.3%     |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 22,098 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 5% Combined Success Rate<sup>3</sup>: 4% Nondelinquent Revenue: \$1,730,716 Delinquent Revenue Collected: \$476,244 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$71,335 Ending Balance<sup>5</sup>: \$10,811,177

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Colusa County and the County of Colusa. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- An MOU with the Superior Court of Shasta County to provide collections services as part of an Intrabranch Collections Services Program;
- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 16 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$476,244 in revenue from 1,436 cases.
- The total number of delinquent cases established, referred, or transferred is 10,195; of these, 1,454 are newly established.
- The administrative cost to collect the debt was \$112,826.
- The ending balance of \$10,811,177 represents 9,395 cases with outstanding delinquent court-ordered debt.

According to the program, their case management system is unable to provide some of the required data at this time. This includes the breakdown of payment information on current vs. the prior year's cases, as well as tracking payment plans. Currently, the IT Department is working on a program to facilitate obtaining this data in the future. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period | <b>Prior Periods</b> |
|---------|--|----------------|----------------------|
| Item 1  | Total nondelinquent gross revenue collected                      | \$1,730,716    | -                    |
|         | Delinquent gross revenue collected                               | \$426,124      | \$50,120             |
| Item 2  | Number of cases associated with nondelinquent collections        | -              | -                    |
|         | Number of cases associated with delinquent collections           | 618            | 818                  |
| Item 3  | Court-ordered adjustment (satisfied by means other than payment) | \$71,335       | -                    |
|         | Debt discharged from accountability                              | -              | -                    |
| Item 8  | Percentage of debt defaulted on*                                 | -              | _                    |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item | Item 6: Number | Item 7:        |
|--|--------------|----------------|----------------|
| Category Description                             | Amount       | of Cases by    | Administrative |
|  | Collected by | Activity       | Cost           |
|  | Activity     |                |                |
| Category 1: Telephone contact                    | -            | 2,039          | -              |
| Category 2: Written notice(s)                    | -            | 2,573          | -              |
| Category 3: Lobby/counter                        | -            | -              | -              |
| Category 4: Skip tracing                         | -            | 2,819          | -              |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$71,600     | 230            | \$17,184       |
| Category 6: FTB-IIC (Interagency Collection      |              |                |                |
| Program)   | \$67,695     | 5,421          | \$16,247       |
| Category 7: Driver's license hold/suspension for |              |                |                |
| failure to appear                                | -            | -              | -              |
| Category 8: Private debt collectors              | \$12,500     | 19             | \$3,000        |
| Category 9: Wage/bank garnishments and liens     | -            |                | -              |
| Total:   | \$151,794    | 13,101         | \$36,431       |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

According to the program, the percentage for prior periods are 0 because their case management system is unable to provide the data at this time. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 39%                   | 0%                   | 5%                    |
| Success Rate        | 35%                   | 0%                   | 4%                    |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent |           |           |           |           |           |           |
| Revenue    |           |           |           |           |           |           |
| Collected  | \$883,986 | \$837,324 | \$622,350 | \$478,023 | \$454,110 | \$476,244 |
| Year-over- |           |           |           |           |           |           |
| Year       |           |           |           |           |           |           |
| Percent    |           |           |           |           |           |           |
| Change     | 8.3%      | -5.3%     | -25.7%    | -23.2%    | -5.0%     | 4.9%      |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 1,149,363 Authorized Judges/Commissioners<sup>2</sup>: 38/4.0 Combined Gross Recovery Rate<sup>3</sup>: 9% Combined Success Rate<sup>3</sup>: 6% Nondelinquent Revenue: \$15,926,128 Delinquent Revenue Collected: \$16,302,773 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$8,555,525 Ending Balance<sup>5</sup>: \$256,777,750

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Contra Costa County and the County of Contra Costa. The court and county have a written memorandum of understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code</u> section 68514, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contract with a private debt collector;
- Meets 21 of the 25 recommended collections best practices, with the following best practices not currently being met: 2, 10, 11, and 19 (see Attachment 3); and
- Engages 13 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$16,302,773 in revenue, from 47,598 cases.
- The total number of delinquent cases established, referred or transferred is 392,694; of these, 33,537 are newly established.
- The administrative cost to collect the debt was \$2,893,810.
- The ending balance of \$256,777,750 represents 350,347 cases with outstanding delinquent court-ordered debt.

According to the Contra Costa collection program, they have provided information to the extent possible and is currently incomplete due to systems limitations. Systems do not track information by activity. For example, although the private agency and FTB engaged in multiple collections activities (telephone calls, notices, internal reports, skip tracing, garnishments, etc.), information is reported under the FTB and private agency activity categories only. The court engages in multiple collections activities, but the only collections activity tracked by the courts' system is delinquent notices. Therefore, the information is reported in the notice activity category. The program expects to provide additional information in the next reporting period. The following

| table captures collections information in response to Items 1, 2, 3, and 8 of Government Code |
|---|
| section 68514.  |

| Governm | nent Code Section 68514 Data Elements         | Current Period | Prior Periods |
|---------|---|----------------|---------------|
|         | Total nondelinquent gross revenue collected   | \$14,677,395   | \$1,605,043   |
| Item 1  | Delinquent gross revenue collected            | \$3,010,607    | \$13,292,166  |
|         | Number of cases associated with nondelinquent |                |               |
| Item 2  | collections                                   | 49,907         | 3,327         |
|         | Number of cases associated with delinquent    |                |               |
|         | collections                                   | 9,288          | 38,310        |
|         | Court ordered adjustment (satisfied by means  |                |               |
| Item 3  | other than payment)                           | \$277,250      | \$8,278,275   |
|         | Debt discharged from accountability           | _              | -             |
| Item 8  | Percentage of debt defaulted on*              | 16%            | 10%           |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | -                | -              | -              |
| Category 2: Written notice(s)                    | \$2,045,569      | 6,978          | -              |
| Category 3: Lobby/counter                        | -                | -              | \$351,954      |
| Category 4: Skip tracing                         | -                | -              | -              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$8,884,462      | 71,498         | \$1,332,669    |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$2,115,738      | 88,986         | \$151,642      |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              | -              |
| Category 8: Private debt collectors              | \$3,257,005      | 278,849        | \$1,057,545    |
| Category 9: Wage/bank garnishments and liens     | _                | -              | -              |
| Total:   | \$16,302,774     | 446,311        | \$2,893,810    |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 296,644 individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, they are having more success collecting newer cases and have a large inventory of cases from prior periods. The program plans to discharge older uncollectible debt in 2018-19 to reduce prior period case inventory, which will hopefully increase the programs overall GRR and SR. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 28%                   | 8%            | 9%             |
| Success Rate        | 26%                   | 5%            | 6%             |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|              | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18      |
|--------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Delinquent   |              |              |              |              |              |              |
| Revenue      |              |              |              |              |              |              |
| Collected    | \$28,209,589 | \$24,128,249 | \$18,840,665 | \$20,421,603 | \$18,807,393 | \$16,302,773 |
| Year-over-   |              |              |              |              |              |              |
| Year Percent |              |              |              |              |              |              |
| Change       | 3.9%         | -14.5%       | -21.9%       | 8.4%         | -7.9%        | -13.3%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 27,221 Authorized Judges/Commissioners<sup>2</sup>: 2/0.8 Combined Gross Recovery Rate<sup>3</sup>: 2% Combined Success Rate<sup>3</sup>: 2% Nondelinquent Revenue: N/A Delinquent Revenue Collected: \$353,986 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$4,719 Ending Balance<sup>5</sup>: \$16,660,313

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Del Norte County and the County of Del Norte. The court and county do not have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code</u> <u>section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contract with a private debt collector;
- Meets 13 of the 25 recommended collections best practices, with the following best practices not currently being met: 1, 2, 3, 7, 8, 9, 10, 13, 19, 21, 22, and 24 (see Attachment 3); and
- Engages 10 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$353,986 in revenue, from 706 cases.
- The total number of delinquent cases established, referred or transferred is 19,666; of these, 1,171 are newly established.
- The administrative cost to collect the debt was \$65,489.
- The ending balance of \$16,660,313 represents 19,087 cases with outstanding delinquent court-ordered debt.

According to the Del Norte collection program, the information provided is currently incomplete due to case management system limitations. The program is working with a collaborative group of users to initiate and improve reporting capabilities. The program expects to provide additional information in the next reporting period. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected                      | -              | -             |
|         | Delinquent gross revenue collected                               | \$73,360       | \$280,626     |
| Item 2  | Number of cases associated with nondelinquent collections        | -              | -             |
|         | Number of cases associated with                                  |                |               |
|         | delinquent collections   | 113            | 593           |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$1,409        | \$3,310       |
|         | Debt discharged from accountability                              | _              | -             |
| Item 8  | Percentage of debt defaulted on*                                 | 17%            | 28%           |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | -                |                |                |
| Category 2: Written notice(s)                    | -                | -              | -              |
| Category 3: Lobby/counter                        | -                | -              | -              |
| Category 4: Skip tracing                         | -                | -              | -              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | -                | -              | -              |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | -                | -              | -              |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              | -              |
| Category 8: Private debt collectors              | \$353,985        | 706            | \$65,489       |
| Category 9: Wage/bank garnishments and liens     | -                |                | -              |
| Total:   | \$353,985        | 706            | \$65,489       |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 0 individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

| Metric:             | <b>Current Period</b> | Prior Periods | <b>Combined Total</b> |
|---------------------|-----------------------|---------------|-----------------------|
| Gross Recovery Rate | 5%                    | 2%            | 2%                    |
| Success Rate        | 5%                    | 2%            | 2%                    |

The program's GRR and SR by period are as follows:

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|                   | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|-------------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent        |           |           |           |           |           |           |
| Revenue Collected | \$463,932 | \$424,529 | \$460,769 | \$372,004 | \$347,944 | \$353,986 |
| Year-over-Year    |           |           |           |           |           |           |
| Percent Change    | 23,740.3% | -8.5%     | 8.5%      | -19.3%    | -6.5%     | 1.7%      |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 188,399 Authorized Judges/Commissioners<sup>2</sup>: 8/1.0 Combined Gross Recovery Rate<sup>3</sup>: 6% Combined Success Rate<sup>3</sup>: 3% Nondelinquent Revenue: \$6,027,651 Delinquent Revenue Collected: \$1,102,022 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$1,138,455 Ending Balance<sup>5</sup>: \$35,568,788

#### **Program Overview**

The collection of delinquent court-ordered debt transitioned from the County of El Dorado to the Superior Court of El Dorado County, effective June 30, 2017, terminating the existing written Memorandum of Understanding (MOU) for delinquent collections. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program;
- Contract with a private debt collector;
- Meets 22 of the 25 recommended collections best practices, with the following best practices not currently being met: 1, 2, and 9 (see Attachment 3); and
- Engages 11 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$1,102,022 in revenue, from 2,315 cases.
- The total number of delinquent cases established, referred or transferred is 41,956; of these, 13,838 are newly established.
- The administrative cost to collect the debt was \$430,040.
- The ending balance of \$35,568,788 represents 31,732 cases with outstanding delinquent court-ordered debt.

According to the El Dorado collection program, they cannot provide some of the new information required due to case management system limitations, as the system cannot track the type of collections activities used on each case and each defendant. The program used a pro-rata calculation to determine costs of collections for each reporting period, based on total revenue collected for each reporting period. The year-to-date activities report provided by the private agency was limited to the number of letters mailed and inbound/outbound telephone calls. The court is working with the private collections agency to provide additional information in the next reporting period. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected  | -              | \$6,027,651   |
|         | Delinquent gross revenue collected   | \$676,511      | \$425,511     |
| Item 2  | Number of cases associated with nondelinquent collections  | -              | -             |
|         | Number of cases associated with delinquent collections   | 1,530          | 785           |
| Item 3  | Court ordered adjustment (satisfied by<br>means other than payment)<br>Debt discharged from accountability | \$278,134      | \$860,321     |
| Item 8  | Percentage of debt defaulted on*   |                | 76%           |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item Amount<br>Collected by Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                    | \$973,376                                    | 1,998                                     | \$371,323                         |
| Category 2: Written notice(s)                    | \$153,919                                    | 317                                       | \$58,717                          |
| Category 3: Lobby/counter                        | -  | _   | -                                 |
| Category 4: Skip tracing                         | -  | -   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt          |  |   |                                   |
| Program)   | -  | -   | -                                 |
| Category 6: FTB-IIC (Interagency Collection      |  |   |                                   |
| Program)   | -  | -   | -                                 |
| Category 7: Driver's license hold/suspension for |  |   |                                   |
| failure to appear                                | -  | -   | -                                 |
| Category 8: Private debt collectors              | -  | -   | -                                 |
| Category 9: Wage/bank garnishments and liens     | -  | -   | -                                 |
| Total:   | \$1,127,295                                  | 2,315                                     | \$430,040                         |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 1,990 individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, the decrease in percentages is also attributed to the transfer of accounts from the county to a private agency which required additional time to locate and establish contact with all debtors. Also, a new contract with the Franchise Tax Board had to be executed, which stopped collections for the reporting period. The program's GRR and SR by period are as follows:

| Metric:             | Current Period | Prior Periods | Combined Total |
|---------------------|----------------|---------------|----------------|
| Gross Recovery Rate | 19%            | 4%            | 6%             |
| Success Rate        | 14%            | 1%            | 3%             |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|              | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|--------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent   |             |             |             |             |             |             |
| Revenue      |             |             |             |             |             |             |
| Collected    | \$2,992,336 | \$2,880,604 | \$2,827,772 | \$2,690,949 | \$2,362,213 | \$1,102,022 |
| Year-over-   |             |             |             |             |             |             |
| Year Percent |             |             |             |             |             |             |
| Change       | 6.4%        | -3.7%       | -1.8%       | -4.8%       | -12.2%      | -53.3%      |

Endnotes:

<sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.

<sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.

<sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.

<sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.

<sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.

<sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 1,007,229 Authorized Judges/Commissioners<sup>2</sup>: 43/6.0 Combined Gross Recovery Rate<sup>3</sup>: 3% Combined Success Rate<sup>3</sup>: 2% Nondelinquent Revenue: \$148,772 Delinquent Revenue Collected: \$8,516,614 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$2,733,058 Ending Balance<sup>5</sup>: \$399,330,412

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Fresno County and the County of Fresno. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with two private debt collectors;
- Meets 23 of the 25 recommended collections best practices, with the following best practices not currently being met: 10 and 18 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$8,516,614 in revenue, from 33,495 cases.
- The total number of delinquent cases established, referred or transferred is 708,132; of these, 29,649 are newly established.
- The administrative cost to collect the debt was \$1,914,689.
- The ending balance of \$399,330,412 represents 228,502 cases with outstanding delinquent court-ordered debt.

According to the Fresno collection program, due to the new reporting requirements and system limitations some information may not be as accurate as it has been in the past. Due to the timeframe, the program was unable to reprogram systems to gather all of the information required at this time. The data provided at this time is limited to the Franchise Tax Board and the DMV. Also, one of the collections vendors and the county program was unable to provide the number of cases-ending balance. The program is working with vendors and systems with the hope of providing the required information in the next reporting period. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements              | Current Period | <b>Prior Periods</b> |
|---------|--|----------------|----------------------|
|         | Total nondelinquent gross revenue collected        | \$98,649       | \$50,123             |
| Item 1  | Delinquent gross revenue collected                 | \$1,471,038    | \$7,045,576          |
|         | Number of cases associated with nondelinquent      |                |                      |
| Item 2  | collections  | 936            | 851                  |
|         | Number of cases associated with delinquent         |                |                      |
|         | collections  | 8,886          | 24,609               |
|         | Court ordered adjustment (satisfied by means other |                |                      |
| Item 3  | than payment)                                      | \$88,270       | \$2,644,788          |
|         | Debt discharged from accountability                | _              | _                    |
| Item 8  | Percentage of debt defaulted on*                   | 48%            | 39%                  |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | \$2,128,129      | 5,772          | \$536,843      |
| Category 2: Written notice(s)                    | \$384,850        | 5,085          | \$96,998       |
| Category 3: Lobby/counter                        | \$732,512        | 2,886          | \$185,726      |
| Category 4: Skip tracing                         | \$266,953        | 347            | \$65,421       |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$1,969,767      | 10,997         | \$52,570       |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$55,886         | 1,076          | \$155          |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              | -              |
| Category 8: Private debt collectors              | \$2,974,524      | 7,297          | \$908,066      |
| Category 9: Wage/bank garnishments and liens     | \$3,993          | 35             | \$1,170        |
| Total:   | \$8,516,614      | 33,495         | \$1,846,949    |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 9 individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, the private agencies continue to make strides in collecting on older prior-year cases, in addition to the new cases being referred. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 6%                    | 3%            | 3%             |
| Success Rate        | 5%                    | 2%            | 2%             |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|              | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18     |
|--------------|--------------|--------------|--------------|--------------|--------------|-------------|
| Delinquent   |              |              |              |              |              |             |
| Revenue      |              |              |              |              |              |             |
| Collected    | \$16,637,854 | \$17,715,448 | \$23,941,709 | \$23,869,375 | \$18,779,024 | \$8,516,614 |
| Year-over-   |              |              |              |              |              |             |
| Year Percent |              |              |              |              |              |             |
| Change       | -9.8%        | 6.5%         | 35.1%        | -0.3%        | -21.3%       | -54.6%      |

Endnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.

County Population<sup>1</sup>: 28,796 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 6% Combined Success Rate<sup>3</sup>: 6% Nondelinquent Revenue: \$0 Delinquent Revenue Collected: \$1,856,595 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$81,797 Ending Balance<sup>5</sup>: \$27,898,935

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Glenn County and the County of Glenn. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- An MOU with the Superior Court of Shasta County to provide collections services as part of an Intrabranch Collections Services Program;
- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with following best practice not currently being met: 4 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$1,856,595 in revenue from 7,785 cases.
- The total number of delinquent cases established, referred, or transferred is 26,300; of these, 8,304 are newly established.
- The administrative cost to collect the debt was \$524,140.
- The ending balance of \$27,898,935 represents 20,015 cases with outstanding delinquent court-ordered debt.

According to the Glenn collection program, the Glenn Superior Court Collections engages in categories 1, 2, 3, 4, and 7 simultaneously, as needed, as soon as a case is taken over by the department. For this reason, dividing money collected between these categories would be artificial and unrepresentative of the collections process. In order to separate administrative cost and money collected by collections activity, only one category could be utilized at a time, which would cause delays and make the department less efficient. Their current case management

system further limits their ability to divide payments into these categories, though a new case management system may able to improve data tracking. Therefore, all collections were reported under category 3, Lobby/Counter. The Intrabranch Program, through Shasta Collections, takes over cases after several consecutive months of missed payments and is able to track them between categories 5, 6, and 8 and thus split their collections between those categories. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | <b>Current Period</b> | Prior Periods |
|---------|--|-----------------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected                      | -                     | -             |
|         | Delinquent gross revenue collected                               | \$1,302,818           | \$553,777     |
| Item 2  | Number of cases associated with nondelinquent collections        | -                     | -             |
|         | Number of cases associated with delinquent collections           | 5,763                 | 2,022         |
| Item 3  | Court-ordered adjustment (satisfied by means other than payment) | \$220,987             | \$-139,190    |
|         | Debt discharged from accountability                              | -                     | -             |
| Item 8  | Percentage of debt defaulted on*                                 | _                     | _             |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description   | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                                | -  | 2,499                                     | -                                 |
| Category 2: Written notice(s)                                | _  | 19,103                                    | -                                 |
| Category 3: Lobby/counter                                    | \$894,488  | 2,242                                     | \$164,605                         |
| Category 4: Skip tracing                                     | _  | 8,597                                     | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)             | \$260,268  | 1,458                                     | -                                 |
| Category 6: FTB-IIC (Interagency Collection                  | \$107,056  | 7,491                                     |                                   |
| Program)<br>Category 7: Driver's license hold/suspension for | \$107,030  | /,471                                     |                                   |
| failure to appear  | -  | -   | -                                 |
| Category 8: Private debt collectors                          | \$15,505   | 43  | -                                 |
| Category 9: Wage/bank garnishments and liens                 | _  | _   | -                                 |
| Total:   | \$1,277,317  | 41,433                                    | \$164,605                         |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above and a total of 2,242 individuals associated with those cases.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The appearance of a decrease in GRR and SR is due to a substantial change in the formula used to calculate these figures. The new template utilizes the prior period ending inventory in place of "Referrals," which is inconsistent with the formula used to set the performance benchmarks and

the formula used in all prior periods. The formula uses the figures "Collections", "Adjustments", "Discharges", and "Referrals" by definition. For this reason, the current year GRR and SR cannot be compared to either the benchmark or the performance measures in prior periods.

During this period, the program did not discharge any uncollectible debt, which further reduced the percentages. The elimination of the driver's license holds for failure-to-pay and paired with the amnesty program, the department's ability to collect has been significantly reduced. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 19%                   | 2%            | 6%             |
| Success Rate        | 16%                   | 3%            | 6%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$2,420,072 | \$2,197,103 | \$2,201,586 | \$2,303,178 | \$2,484,198 | \$1,856,595 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | 53.6%       | -9.2%       | 0.2%        | 4.6%        | 7.9%        | -25.3%      |

Endnotes:

<sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.

<sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.

<sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.

- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.

<sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 136,002 Authorized Judges/Commissioners<sup>2</sup>: 7/1.0 Combined Gross Recovery Rate<sup>3</sup>: 11% Combined Success Rate<sup>3</sup>: 5% Nondelinquent Revenue: \$2,223,156 Delinquent Revenue Collected: \$6,245,005 Total Amount Discharged: \$5,816,156 Total Amount Adjusted<sup>4</sup>: \$1,417,064 Ending Balance<sup>5</sup>: \$109,167,523

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Humboldt County and the County of Humboldt. The court and county do not have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code</u> section 68514, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 1 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$6,245,005 in revenue from 50,890 cases.
- The total number of delinquent cases established, referred, or transferred is 204,476; of these, 20,362 are newly established.
- The administrative cost to collect the debt was \$1,018,997.
- The ending balance of \$109,167,523 represents 194,907 cases with outstanding delinquent court-ordered debt.

According to the Humboldt collection program, the case management system was not designed to capture and report all data as separated in the CRT. Therefore, the court's nondelinquent collection amounts reported are not separated by current or prior periods in the system reports. However, the data is within reasonable proximity to what was reported, and the total amount collected ties exactly to the system reports. All amounts collected by the court are reported as nondelinquent collections. The court is requesting that the new case management system be configured to report this data. The county program does not have reporting setup for the

additional information requested. Currently, data is compiled from the spreadsheets used for tracking information. The county will setup reports needed for the additional categories in their new collection program. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue      |                |               |
| Item 1  | collected                              | \$2,194,181    | \$28,975      |
|         | Delinquent gross revenue collected     | \$5,081,843    | \$1,163,162   |
|         | Number of cases associated with        |                |               |
| Item 2  | nondelinquent collections              | 8,124          | 264           |
|         | Number of cases associated with        |                |               |
|         | delinquent collections                 | 26,214         | 24,676        |
|         | Court-ordered adjustment (satisfied by |                |               |
| Item 3  | means other than payment)              | \$441,288      | \$975,776     |
|         | Debt discharged from accountability    | -              | \$5,816,156   |
| Item 8  | Percentage of debt defaulted on*       | 31%            | 38%           |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description   | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                                      |  | -   | -                                 |
| Category 2: Written notice(s)                                      | -  | -   | -                                 |
| Category 3: Lobby/counter  | _  | _   | -                                 |
| Category 4: Skip tracing   | _  | _   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)                   | -  | -   | -                                 |
| Category 6: FTB-IIC (Interagency Collection Program)               | _  | -   | _                                 |
| Category 7: Driver's license hold/suspension for failure to appear | _  | _   | _                                 |
| Category 8: Private debt collectors                                | -  | -   | -                                 |
| Category 9: Wage/bank garnishments and liens                       | _  | -   | _                                 |
| Total:   | -  | -   | -                                 |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program reports changing third party vendors during the reporting period. The delay between vendors took nearly a year, which impacted collections. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 36%                   | 7%                   | 11%                   |
| Success Rate        | 34%                   | 1%                   | 5%                    |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$5,816,156 for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$4,444,163 | \$5,504,630 | \$6,784,979 | \$6,136,932 | \$2,974,159 | \$6,245,005 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -11.8%      | 23.9%       | 23.3%       | -9.6%       | -51.5%      | 110.0%      |

#### Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 190,624 Authorized Judges/Commissioners<sup>2</sup>: 10/0.3 Combined Gross Recovery Rate<sup>3</sup>: 5% Combined Success Rate<sup>3</sup>: 5% Nondelinquent Revenue: \$5,891,100 Delinquent Revenue Collected: \$3,654,368 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$50,145 Ending Balance<sup>5</sup>: \$64,454,724

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Imperial County and the County of Imperial. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contract with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 10 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$3,654,368 in revenue, from 10,703 cases.
- The total number of delinquent cases established, referred or transferred is 90,881; of these, 13,173 are newly established.
- The administrative cost to collect the debt was \$728,200.
- The ending balance of \$64,454,724 represents 84,471 cases with outstanding delinquent court-ordered debt.

According to the Imperial collection program, the information provided is incomplete due to the transition to a new case management system during the reporting period (November 2017) and limitations within the new and old software. Due to these changes the program cannot reconcile data with external collection agencies and is therefore unable to generate reports to provide the required information. The program is in the process of reconciling all cases with the external collection agencies and is requesting the creation of reports from Journal Technologies to obtain the information required to submit an accurate and complete report in the next reporting period.

The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements         | Current Period | Prior Periods |
|---------|---|----------------|---------------|
|         | Total nondelinquent gross revenue collected   | \$5,891,100    | _             |
| Item 1  | Delinquent gross revenue collected            | \$3,654,368    | -             |
|         | Number of cases associated with nondelinquent |                |               |
| Item 2  | collections                                   | -              | -             |
|         | Number of cases associated with delinquent    |                |               |
|         | collections                                   | 2,732          | 7,971         |
|         | Court ordered adjustment (satisfied by means  |                |               |
| Item 3  | other than payment)                           | \$1,922        | \$48,223      |
|         | Debt discharged from accountability           | -              | -             |
| Item 8  | Percentage of debt defaulted on*              | 39%            | 25%           |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | _                | 7              | _              |
| Category 2: Written notice(s)                    | -                | 4,593          | -              |
| Category 3: Lobby/counter                        | -                | -              | -              |
| Category 4: Skip tracing                         | -                | -              | -              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$464,892        | 5,389          | \$69,734       |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$43,577         | 117            | \$871          |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              | -              |
| Category 8: Private debt collectors              | \$709,460        | 2,111          | \$61,419       |
| Category 9: Wage/bank garnishments and liens     | \$380,854        | 4,557          | \$57,128       |
| Total:   | \$1,598,783      | 16,774         | \$189,152      |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

| Metric:             | <b>Current Period</b> | Prior Periods | <b>Combined Total</b> |
|---------------------|-----------------------|---------------|-----------------------|
| Gross Recovery Rate | 43%                   | 0%            | 5%                    |
| Success Rate        | 43%                   | 0%            | 5%                    |

The program's GRR and SR by period are as follows:

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$4,827,628 | \$4,590,164 | \$5,203,739 | \$4,628,412 | \$4,108,209 | \$3,654,368 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -9.1%       | -4.9%       | 13.4%       | -11.1%      | -11.2%      | -11.0%      |

Endnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.

County Population<sup>1</sup>: 18,577 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 19% Combined Success Rate<sup>3</sup>: 7% Nondelinquent Revenue: \$3,759,296 Delinquent Revenue Collected: \$563,391 Total Amount Discharged: \$1,309,705 Total Amount Adjusted<sup>4</sup>: \$46,580 Ending Balance<sup>5</sup>: \$7,988,131

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Inyo County and the County of Inyo. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contract with a private debt collector;
- Meets 23 of the 25 recommended collections best practices, with the following best practices not currently being met: 4, and 11 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$563,391 in revenue;
- The total number of delinquent cases established, referred or transferred is 12,045; of these, 2,248 are newly established.
- The administrative cost to collect the debt was \$101,308.
- The ending balance of \$7,988,131 represents 10,658 cases with outstanding delinquent court-ordered debt.

According to the Inyo collection program, the provided information is currently incomplete due to systems limitations. Programming changes and/or customized data reports from case management system vendor are needed in various areas to accurately report the requested data. The program will submit quote requests to begin this process in the near future, but does not have an estimated timeframe for when this will be achievable. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| T/ 1    | Total nondelinquent gross revenue collected                      | \$3,759,296    | -             |
| Item 1  | Delinquent gross revenue collected                               | \$461,769      | \$101,622     |
| Item 2  | Number of cases associated with nondelinquent collections        | _              | -             |
|         | Number of cases associated with delinquent collections           | -              | -             |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$32,606       | \$13,974      |
|         | Debt discharged from accountability                              | -              | \$1,309,705   |
| Item 8  | Percentage of debt defaulted on*                                 | -%             | -%            |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | -                | -              | -              |
| Category 2: Written notice(s)                    | _                | 5,186          | \$3,709        |
| Category 3: Lobby/counter                        | \$414,073        | -              | \$79,412       |
| Category 4: Skip tracing                         | _                | _              | _              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$116,183        | 6,018          | \$10,290       |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$3,951          | 18             | \$31           |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              | -              |
| Category 8: Private debt collectors              | \$29,184         | 4,395          | \$7,866        |
| Category 9: Wage/bank garnishments and liens     | -                |                | -              |
| Total:   | \$563,391        | 15,617         | \$101,308      |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

According to the program, current rates are further skewed by the systems inability to separate requested data between current year established delinquent cases and cases that became delinquent in prior years. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 29%                   | 17%                  | 19%                   |
| Success Rate        | 27%                   | 1%                   | 7%                    |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$1,309,705 for the reporting period.

|            | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent |           |           |           |           |           |           |
| Revenue    |           |           |           |           |           |           |
| Collected  | \$623,982 | \$603,024 | \$625,038 | \$588,720 | \$586,438 | \$563,391 |
| Year-over- |           |           |           |           |           |           |
| Year       |           |           |           |           |           |           |
| Percent    |           |           |           |           |           |           |
| Change     | 3.5%      | -3.4%     | 3.7%      | -5.8%     | -0.4%     | -3.9%     |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 905,801 Authorized Judges/Commissioners<sup>2</sup>: 36/7.0 Combined Gross Recovery Rate<sup>3</sup>: 11% Combined Success Rate<sup>3</sup>: 9% Nondelinquent Revenue: \$27,327,676 Delinquent Revenue Collected: \$15,794,968 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$4,632,474 Ending Balance<sup>5</sup>: \$158,496,184

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Kern County and the County of Kern. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with two private debt collectors;
- Meets 19 of the 25 recommended collections best practices, with the following best practices not currently being met: 2, 10, 12, 14, 23, and 25 (see Attachment 3); and
- Engages 16 of the 16 collection activity components.

#### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$15,794,968 in revenue from 112,644 cases.
- The total number of delinquent cases established, referred, or transferred is 247,035; of these, 47,371 are newly established.
- The administrative cost to collect the debt was \$4,303,613.
- The ending balance of \$158,496,184 represents 204,942 cases with outstanding delinquent court-ordered debt.

According to the Kern collection program, they are working with a programmer to obtain some of the required data. The program's data is not easily segregated or retrieved by inventory period. At this time, it is unlikely that the program can provide accurate collection and cost data information by collection activity. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected                                  | \$12,694,872   | \$14,632,804  |
| Item I  | Delinquent gross revenue collected   | \$7,409,806    | \$8,385,162   |
| Item 2  | Number of cases associated with nondelinquent collections                    | 116,311        | -             |
|         | Number of cases associated with delinquent collections                       | 51,375         | 61,269        |
| Item 3  | Court-ordered adjustment (satisfied by<br>means other than payment)          | \$3,782,245    | \$850,229     |
| Item 8  | Debt discharged from accountability         Percentage of debt defaulted on* | - 31%          | <u> </u>      |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                    | _  | _   | -                                 |
| Category 2: Written notice(s)                    | -  | -   | -                                 |
| Category 3: Lobby/counter                        | -  | -   | -                                 |
| Category 4: Skip tracing                         |  | -   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program) | -  | -   | -                                 |
| Category 6: FTB-IIC (Interagency Collection      |  |   |                                   |
| Program)   | -  | -   | -                                 |
| Category 7: Driver's license hold/suspension for |  |   |                                   |
| failure to appear                                | -  | -   | -                                 |
| Category 8: Private debt collectors              | -  | -   | -                                 |
| Category 9: Wage/bank garnishments and liens     | -  | -   | -                                 |
| Total:   | -  | -   | -                                 |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

According to the program, their GRR for the current year has decreased due to the calculations that are now separated by inventory periods. The program looks forward to comparing the rates next year with the same calculations. There was a 24% in new A/R, and an increase in adjustments this year, with only a slight decrease in A/R payments. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 36%                   | 6%            | 11%            |
| Success Rate        | 27%                   | 6%            | 9%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18      |
|------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Delinquent |              |              |              |              |              |              |
| Revenue    |              |              |              |              |              |              |
| Collected  | \$22,479,342 | \$22,769,311 | \$23,957,293 | \$21,359,045 | \$22,702,065 | \$15,794,968 |
| Year-over- |              |              |              |              |              |              |
| Year       |              |              |              |              |              |              |
| Percent    |              |              |              |              |              |              |
| Change     | -7.4%        | 1.3%         | 5.2%         | -10.8%       | 6.3%         | -30.4%       |

Endnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.

County Population<sup>1</sup>: 151,662 Authorized Judges/Commissioners<sup>2</sup>: 7/1.6 Combined Gross Recovery Rate<sup>3</sup>: 6% Combined Success Rate<sup>3</sup>: 3% Nondelinquent Revenue: \$4,444,223 Delinquent Revenue Collected: \$1,792,936 Total Amount Discharged: \$1,774,665 Total Amount Adjusted<sup>4</sup>: \$675,516 Ending Balance<sup>5</sup>: \$65,678,053

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Kings County and the County of Kings. The court and county do not have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program;
- Contracts with a private debt collector;
- Meets 20 of the 25 recommended collections best practices, with the following best practices not currently being met: 1, 2, 9, 10, and 14 (see Attachment 3); and
- Engages 12 of the 16 collection activity components.

#### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$1,792,936 in revenue from 4,314 cases.
- The total number of delinquent cases established, referred, or transferred is 86,030; of these, 21,667 are newly established.
- The administrative cost to collect the debt was \$271,604.
- The ending balance of \$65,678,053 represents 85,945 cases with outstanding delinquent court-ordered debt.

According to the Kings collection program, the County Probation Department's case management system does not allow for data to be extracted to meet the State Collection Report's requirements. The county is also unable to provide data on victim restitution reimbursements. In addition, since the county is unable to extract from their case management system and separate out the total from the collection agency, they are not able to report an accurate number. The court's case management system is also unable to provide data for prior year inventory. The court does not have an internal collections program. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| nent Code Section 68514 Data Elements  | Current Period   | Prior Periods  |
|--|--|--|
| Total nondelinquent gross revenue collected  | \$4,444,223  | _  |
| Delinquent gross revenue collected   | \$654,207  | \$1,138,729  |
| Number of cases associated with<br>nondelinquent collections         Number of cases associated with |  | -  |
| delinquent collections   | 1,705  | 2,609  |
| Court-ordered adjustment (satisfied by<br>means other than payment)                                  | \$45,804   | \$629,712  |
| Percentage of debt defaulted on*   |  | \$1,774,665  |
|  | collectedDelinquent gross revenue collectedNumber of cases associated with<br>nondelinquent collectionsNumber of cases associated with<br>delinquent collectionsCourt-ordered adjustment (satisfied by<br>means other than payment)Debt discharged from accountability | Total nondelinquent gross revenue<br>collected\$4,444,223Delinquent gross revenue collected\$654,207Number of cases associated with<br>nondelinquent collections-Number of cases associated with<br>delinquent collections1,705Court-ordered adjustment (satisfied by<br>means other than payment)\$45,804Debt discharged from accountability- |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description  | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|---|--|---|-----------------------------------|
| Category 1: Telephone contact   | _  | _   | _                                 |
| Category 2: Written notice(s)   | _  | _   | -                                 |
| Category 3: Lobby/counter   | -  | -   | -                                 |
| Category 4: Skip tracing  |  | -   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)                                    | -  | -   | -                                 |
| Category 6: FTB-IIC (Interagency Collection Program)                                | _  | _   | _                                 |
| Category 7: Driver's license hold/suspension for                                    |  |   |                                   |
| failure to appear   | ¢1 447 672   | - 2 014                                   | -<br>\$248.088                    |
| Category 8: Private debt collectors<br>Category 9: Wage/bank garnishments and liens | \$1,447,673  | 3,914                                     | \$248,088                         |
| Total:  | \$1,447,673  | 3,914                                     | \$248,088                         |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

| Metric              | <b>Current Period</b> | Prior Periods | <b>Combined Total</b> |
|---------------------|-----------------------|---------------|-----------------------|
| Gross Recovery Rate | 4%                    | 7%            | 6%                    |
| Success Rate        | 3%                    | 2%            | 3%                    |

The program's GRR and SR by period are as follows:

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$1,774,665 for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$3,257,315 | \$3,884,185 | \$2,228,906 | \$1,285,927 | \$1,253,220 | \$1,792,936 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | 45.7%       | 19.2%       | -42.6%      | -42.3%      | -2.5%       | 43.1%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 65,081 Authorized Judges/Commissioners<sup>2</sup>: 4/0.7 Combined Gross Recovery Rate<sup>3</sup>: 7% Combined Success Rate<sup>3</sup>: 6% Nondelinquent Revenue: \$1,604,586 Delinquent Revenue Collected: \$2,715,977 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$373,071 Ending Balance<sup>5</sup>: \$39,479,553

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Lake County and the County of Lake. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 9 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

#### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$2,715,977 in revenue, from 26,609 cases.
- The total number of delinquent cases established, referred or transferred is 87,212; of these, 45,051 are newly established.
- The administrative cost to collect the debt was \$315,167.
- The ending balance of \$39,479,553 represents 45,051 cases with outstanding delinquent court-ordered debt.

According to the Lake collection program, due to current staff changes the collections department was initially unprepared for the extent of information necessary to complete the annual report. Ultimately, the program was able to provide the information required by pulling multiple reports together. Going forward, the reports will be pulled on a monthly basis and held in a file until year end to expedite the reporting process. Based on information provided by the county, the reported ending balance reconcile to the accounting system. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm      | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|--------------|--|----------------|---------------|
| <b>T</b> ( 1 | Total nondelinquent gross revenue collected                      | \$775,618      | \$828,968     |
| Item 1       | Delinquent gross revenue collected                               | \$1,217,061    | \$1,498,916   |
|              | Number of cases associated with nondelinquent collections        | -              | -             |
| Item 2       | Number of cases associated with delinquent collections           | 12,192         | 14,417        |
| Item 3       | Court ordered adjustment (satisfied by means other than payment) | \$-241,711     | \$614,782     |
|              | Debt discharged from accountability                              | -              |               |
| Item 8       | Percentage of debt defaulted on*                                 | 74%            | 100%          |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount Collected | Item 6: Number of Cases by | Item 7:<br>Administrative |
|--|----------------------------------|----------------------------|---------------------------|
|  | by Activity                      | Activity                   | Cost                      |
| Category 1: Telephone contact                    | -                                | -                          | -                         |
| Category 2: Written notice(s)                    | \$1,602,143                      | 7,807                      | \$119,575                 |
| Category 3: Lobby/counter                        | -                                | -                          | \$34,050                  |
| Category 4: Skip tracing                         | _                                | _                          | _                         |
| Category 5: FTB-COD (Court-Ordered Debt          |                                  |                            |                           |
| Program)   | \$404,935                        | 3,002                      | \$61,108                  |
| Category 6: FTB-IIC (Interagency Collection      |                                  |                            |                           |
| Program)   | _                                | -                          | -                         |
| Category 7: Driver's license hold/suspension for |                                  |                            |                           |
| failure to appear                                | \$10,858                         | 3,651                      | -                         |
| Category 8: Private debt collectors              | \$129,106                        | 1,236                      | \$19,430                  |
| Category 9: Wage/bank garnishments and liens     | \$568,935                        | 9,801                      | \$81,004                  |
| Total:   | \$2,715,977                      | 25,497                     | \$315,167                 |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 22,113 individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the collections program, the percentage decrease may also be due to delinquent accounts not being transferred to the private vendor for about three years. All delinquent accounts have now been forwarded to the private vendor to pursue collection efforts. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 28%                   | 5%            | 7%             |
| Success Rate        | 33%                   | 4%            | 6%             |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|              | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|--------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent   |             |             |             |             |             |             |
| Revenue      |             |             |             |             |             |             |
| Collected    | \$1,646,392 | \$1,422,301 | \$1,364,743 | \$1,363,284 | \$1,615,098 | \$2,715,977 |
| Year-over-   |             |             |             |             |             |             |
| Year Percent |             |             |             |             |             |             |
| Change       | -8.0%       | -13.6%      | -4.0%       | -0.1%       | 18.5%       | 68.2%       |

Endnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.

County Population<sup>1</sup>: 30,911 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 3% Combined Success Rate<sup>3</sup>: 3% Nondelinquent Revenue: \$0 Delinquent Revenue Collected: \$705,443 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$95,645 Ending Balance<sup>5</sup>: \$24,825,596

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Lassen County and the County of Lassen. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- An MOU with the Superior Court of Shasta County to provide collections services as part of an Intrabranch Collections Services Program;
- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) program;
- Contracts with a private debt collector;
- Meets 21 of the 25 recommended collections best practices, with the following best practices not currently being met: 2, 4, 10, and 16 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$705,443 in revenue from 673 cases.
- The total number of delinquent cases established, referred, or transferred is 23,716; of these, 3,114 are newly established.
- The administrative cost to collect the debt was \$175,092.
- The ending balance of \$24,825,596 represents 12,715 cases with outstanding delinquent court-ordered debt.

According to the Lassen collection program, their case management system is unable to provide some of the required data at this time. In addition, they are unable to break down payment information on current vs. prior year cases, as well as track payment plans. The program's IT department is working on a program to facilitate obtaining the required data in the future. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected  | -              | -             |
|         | Delinquent gross revenue collected   | \$695,849      | \$9,594       |
| Item 2  | Number of cases associated with nondelinquent collections  | -              | -             |
|         | Number of cases associated with delinquent collections   | 566            | 107           |
| Item 3  | Court-ordered adjustment (satisfied by<br>means other than payment)<br>Debt discharged from accountability | \$95,645       | -             |
| Item 8  | Percentage of debt defaulted on*   | -              | <u> </u>      |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount | Item 6: Number<br>of Cases by | Item 7:<br>Administrative |
|--|------------------------|-------------------------------|---------------------------|
| Category Description                             | Collected by           | Activity                      | Cost                      |
|  | Activity               | <i>i</i> iou vity             | 0000                      |
| Category 1: Telephone contact                    |                        | 2,127                         | -                         |
| Category 2: Written notice(s)                    | -                      | 3,604                         | -                         |
| Category 3: Lobby/counter                        | -                      | -                             | -                         |
| Category 4: Skip tracing                         | -                      | 3,419                         | -                         |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$36,901               | 410                           | -                         |
| Category 6: FTB-IIC (Interagency Collection      |                        |                               |                           |
| Program)   | \$89,577               | 7,553                         | -                         |
| Category 7: Driver's license hold/suspension for |                        |                               |                           |
| failure to appear                                | -                      | _                             | -                         |
| Category 8: Private debt collectors              | \$9,876                | 17                            | -                         |
| Category 9: Wage/bank garnishments and liens     | -                      | -                             | -                         |
| Total:   | \$136,354              | 17,130                        | -                         |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The Lassen collection program's GRR and SR decreased due to the large amount of cases that were transferred to the intrabranch program. In addition, there was a decrease in collections. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 13%                   | 0%                   | 3%                    |
| Success Rate        | 11%                   | 0%                   | 3%                    |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent |           |           |           |           |           |           |
| Revenue    |           |           |           |           |           |           |
| Collected  | \$679,191 | \$952,078 | \$824,525 | \$674,459 | \$871,424 | \$705,443 |
| Year-over- |           |           |           |           |           |           |
| Year       |           |           |           |           |           |           |
| Percent    |           |           |           |           |           |           |
| Change     | -29.9%    | 40.2%     | -13.4%    | -18.2%    | 29.2%     | -19.0%    |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 10,283,729 Authorized Judges/Commissioners<sup>2</sup>: 499/81 Combined Gross Recovery Rate<sup>3</sup>: 5% Combined Success Rate<sup>3</sup>: 2% Nondelinquent Revenue: \$275,092,758 Delinquent Revenue Collected: \$70,159,409 Total Amount Discharged: \$9,878,306 Total Amount Adjusted<sup>4</sup>: \$91,196,456 Ending Balance<sup>5</sup>: \$3,450,213,224

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Los Angeles County and the County of Los Angeles. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code</u> section 68514, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with two private debt collectors;
- Meets 22 of the 25 recommended collections best practices, with the following best practices not currently being met: 2, 4, and 21 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

#### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$70,159,409 in revenue, from 162,297 cases.
- The total number of delinquent cases established, referred or transferred is 3,254,776; of these, 306,353 are newly established.
- The administrative cost to collect the debt was \$14,983,603.
- The ending balance of \$3,450,213,224 represents 3,002,002 cases with outstanding delinquent court-ordered debt.

According to the Los Angeles collection program managed and run by the Superior Court, due to current system limitations and the extensive programming efforts that will be required to capture the new required data elements, the court submitted data to the extent possible. The court's private vendors are able to provide some of the required information pursuant to Government Code section 68514 in the revised template. The following elements from the revised template are currently under review by the court for programming efforts:

Columns D and O – Number of cases with payments received for current and prior period Columns E and P – Gross Revenue Collected for current and prior period

Columns F and Q – Cost of Collections for current and prior period Columns G and R – Adjustments for current and prior period Columns J and U – Value of cases on installment agreements for current and prior period Columns K and V – Default Balance on installment agreements for current and prior period

The FTB-COD program provided a worksheet with some of the elements to complete the collections template. Specifically, current and prior year case inventory, payment inventory, and installment agreements. Columns J, K, U and V (installment agreement & default balance) are not available during this reporting period. The FTB-IIC program is a manual process and the program is established with new accounts each process year. All prior year inventory is returned/purged at the end of the process year. Therefore, only information for the current year is provided.

The court is currently exploring the reports available in the court's new case management system for those accounts that are in delinquent status prior to the referral to collections. (i.e., accounts that are in the courts inventory and are in delinquent status pending the referral phase to the collection vendor). Also, the California Tyler Users Group (CATUG) - Financial Working Group has discussed the new reporting requirements with Tyler Technologies (case management system vendor) and they are in the process of developing reports that can be used statewide to provide the required information. The court provided Tyler with a detailed list of the reports utilized to complete the template and is currently under review.

In addition to utilizing reports developed by Tyler Technologies to address the new reporting requirements, State funding should be provided for any costs associated with any additional system modifications needed to obtain the required elements that are not readily available given this is a statewide mandate. Otherwise the cost of any customization and programming done by the court's technology department will become a cost of collections and offset against collection receipts.

The court and county will continue to work with their respective IT departments to explore the current systems to obtain the required information that was not available for this reporting period. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period | <b>Prior Periods</b> |  |
|---------|--|----------------|----------------------|--|
|         | Total nondelinquent gross revenue collected                      | \$272,098,822  | \$2,993,936          |  |
| Item 1  | Delinquent gross revenue collected                               | \$65,621,453   | \$4,537,956          |  |
| Item 2  | Number of cases associated with nondelinquent collections        | 1,652          | 4,329                |  |
|         | Number of cases associated with delinquent collections           | 50,288         | 112,009              |  |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$10,200,174   | \$80,996,282         |  |
|         | Debt discharged from accountability                              | -              | \$9,878,306          |  |
| Item 8  | Percentage of debt defaulted on*                                 | 2%             | 4%                   |  |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact*                   | -                | -              | _              |
| Category 2: Written notice(s)*                   | -                | -              | _              |
| Category 3: Lobby/counter*                       | -                | -              | -              |
| Category 4: Skip tracing*                        | _                | _              | _              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$2,439,209      | 58,227         | \$255,283      |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$3,994,550      | 90,454         | \$5,075        |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear*                               | -                | -              | -              |
| Category 8: Private debt collectors              | \$58,542,962     | 2,404,201      | \$5,222,091    |
| Category 9: Wage/bank garnishments and liens*    |                  |                | -              |
| Total:   | \$64,976,721     | 2,552,882      | \$5,482,449    |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program. The court/county collected \$5,182,688 in delinquent debt that is not reflected in the above chart as the amount collected cannot be tied to a specific activity at this time.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, the percentage decrease is also attributed to the decline in delinquent court-ordered debt collected as a result of the inability to suspend driver's licenses on failure to pay cases and the ability for defendants to request ability-to-pay hearings as long as they have an outstanding balance. The data elements that were unavailable for the reporting period impacted the overall gross recovery and success rates. Due to current system limitations, the program cannot distinguish between current and prior year's gross revenue collected, which skews the gross recovery and success rates as reflected on the revised template. In addition, the cost of collections cannot be separated between current and prior periods. The program's GRR and SR by period are as follows:

| Metric:             | Current Period | <b>Prior Periods</b> | Combined Total |
|---------------------|----------------|----------------------|----------------|
| Gross Recovery Rate | 22%            | 3%                   | 5%             |
| Success Rate        | 19%            | 0%                   | 2%             |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$9,878,306 for the reporting period.

|              | 2012-13       | 2013-14       | 2014-15       | 2015-16      | 2016-17      | 2017-18      |
|--------------|---------------|---------------|---------------|--------------|--------------|--------------|
| Delinquent   |               |               |               |              |              |              |
| Revenue      |               |               |               |              |              |              |
| Collected    | \$113,310,005 | \$110,802,306 | \$117,962,800 | \$99,444,196 | \$78,601,237 | \$70,159,409 |
| Year-over-   |               |               |               |              |              |              |
| Year Percent |               |               |               |              |              |              |
| Change       | 8.4%          | -2.2%         | 6.5%          | -15.7%       | -21.0%       | -10.7%       |

Endnotes:

| <sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, |  |
|--|--|
| January 1, 2017 and 2018.  |  |

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 158,894 Authorized Judges/Commissioners<sup>2</sup>: 9/0.6 Combined Gross Recovery Rate<sup>3</sup>: 7% Combined Success Rate<sup>3</sup>: 3% Nondelinquent Revenue: \$0 Delinquent Revenue Collected: \$2,904,665 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$3,466,553 Ending Balance<sup>5</sup>: \$88,344,426

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Madera County and the County of Madera. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with two private debt collectors;
- Meets all 25 of the recommended collections best practices (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

#### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$2,904,665 in revenue from 546 cases.
- The total number of delinquent cases established, referred, or transferred is 143,865; of these, 9,009 are newly established.
- The administrative cost to collect the debt was \$116,883.
- The ending balance of \$88,344,426 represents 122,184 cases with outstanding delinquent court-ordered debt.

According to the Madera collection program, the county's Probation Revenue division could not provide information on the number of cases with payments received. In addition, the case management system does not show accurate information for defaulted payment plans. With limited staffing, the program has no procedures in place for discharge from accountability. The program is currently creating workflows to pull the required information in the future. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm  | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|--|--|----------------|---------------|
| Item 1         Total nondelinquent gross revenue |  | -              | -             |
|  | Delinquent gross revenue collected                               | \$1,339,566    | \$1,565,099   |
| Item 2   | Number of cases associated with nondelinquent collections        |                |               |
|  | Number of cases associated with                                  |                |               |
|  | delinquent collections   | 127            | 419           |
| Item 3   | Court-ordered adjustment (satisfied by means other than payment) | \$3,397,862    | \$68,691      |
|  | Debt discharged from accountability                              | -              | -             |
| Item 8   | Percentage of debt defaulted on*                                 | 5%             | 15%           |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                    |  | -   | -                                 |
| Category 2: Written notice(s)                    | -  | -   | _                                 |
| Category 3: Lobby/counter                        | _  | _   | _                                 |
| Category 4: Skip tracing                         | _  | _   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program) | _  | _   | -                                 |
| Category 6: FTB-IIC (Interagency Collection      |  |   |                                   |
| Program)   | -  | -   | -                                 |
| Category 7: Driver's license hold/suspension for |  |   |                                   |
| failure to appear                                | -  | -   | -                                 |
| Category 8: Private debt collectors              | \$259,352  | 546                                       | \$48,680                          |
| Category 9: Wage/bank garnishments and liens     |  |   | -                                 |
| Total:   | \$259,352  | 546                                       | \$48,680                          |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 50%                   | 2%                   | 7%                    |
| Success Rate        | 22%                   | 2%                   | 3%                    |

The program's GRR and SR by period are as follows:

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$2,574,248 | \$2,661,512 | \$1,773,552 | \$1,801,080 | \$1,847,046 | \$2,904,665 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | 56.3%       | 3.4%        | -33.4%      | 1.6%        | 2.6%        | 57.3%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 263,886 Authorized Judges/Commissioners<sup>2</sup>: 12/0.3 Combined Gross Recovery Rate<sup>3</sup>: 11% Combined Success Rate<sup>3</sup>: 18% Nondelinquent Revenue: \$18,092,458 Delinquent Revenue Collected: \$5,967,429 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$-2,704,544 Ending Balance<sup>5</sup>: \$26,421,548

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Marin County and the County of Marin. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 23 of the 25 recommended collections best practices, with the following best practices not currently being met: 10 and 19 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

#### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$5,967,429 in revenue from 9,851 cases.
- The total number of delinquent cases established, referred, or transferred is 33,745; of these, 5,832 are newly established.
- The administrative cost to collect the debt was \$1,951,163.
- The ending balance of \$26,421,548 represents 29,748 cases with outstanding delinquent court-ordered debt.

According to the Marin collection program, many of the data required are not available in their case management system. Information that are reported is based on best estimates. In addition, some data was completed using information provided by the FTB-COD and the private collection vendor. However, information cannot be verified against the collection program's records for accuracy. The program plans to work with their case management system vendor to determine how they might provide the requested data in the future. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | <b>Prior Periods</b> |
|---------|--|----------------|----------------------|
|         | Total nondelinquent gross revenue      |                |                      |
| Item 1  | collected                              | \$9,438,839    | \$8,653,619          |
|         | Delinquent gross revenue collected     | \$2,982,348    | \$2,985,081          |
|         | Number of cases associated with        |                |                      |
| Item 2  | nondelinquent collections              | -              | -                    |
|         | Number of cases associated with        |                |                      |
|         | delinquent collections                 | 4,981          | 4,870                |
|         | Court-ordered adjustment (satisfied by |                |                      |
| Item 3  | means other than payment)              | \$399,497      | \$-3,104,041         |
|         | Debt discharged from accountability    | _              | _                    |
| Item 8  | Percentage of debt defaulted on*       | 41%            | 49%                  |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item | Item 6: Number | Item 7:        |
|--|--------------|----------------|----------------|
| Category Description                             | Amount       | of Cases by    | Administrative |
|  | Collected by | Activity       | Cost           |
|  | Activity     |                |                |
| Category 1: Telephone contact                    | -            | -              | \$10,730       |
| Category 2: Written notice(s)                    | \$7,249      | 186            | \$16,882       |
| Category 3: Lobby/counter                        | -            | -              | \$13,848       |
| Category 4: Skip tracing                         | _            | _              | _              |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$161,713    | 3,455          | \$43,688       |
| Category 6: FTB-IIC (Interagency Collection      |              |                |                |
| Program)   | \$16,128     | 64             | \$645          |
| Category 7: Driver's license hold/suspension for |              |                |                |
| failure to appear                                | -            | -              | -              |
| Category 8: Private debt collectors              | \$14,111     | 123            | \$13,327       |
| Category 9: Wage/bank garnishments and liens     | -            | -              | -              |
| Total:   | \$199,201    | 3,828          | \$99,120       |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

According to the program, the percentage for the prior period and combined inventory were impacted by the adjustments made for a more realistic value of cases-ending balance. The program's decrease in the GRR and SR may be attributed to the implementation of AB 103, which would repeal the authority of the court to notify the DMV of a failure to pay a fine or bail, thereby deleting the requirement for the department to suspend a person's driver's license upon receipt of the notice, as well as the ability-to-pay determinations for infraction offenses. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | Prior Periods | <b>Combined Total</b> |
|---------------------|-----------------------|---------------|-----------------------|
| Gross Recovery Rate | 70%                   | 0%            | 11%                   |
| Success Rate        | 68%                   | 11%           | 18%                   |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$3,483,868 | \$3,210,862 | \$3,032,685 | \$2,679,025 | \$2,985,081 | \$5,967,429 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | 1.0%        | -7.8%       | -5.5%       | -11.7%      | 11.4%       | 99.9%       |

Endnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.

County Population<sup>1</sup>: 18,129 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 13% Combined Success Rate<sup>3</sup>: 7%

Nondelinquent Revenue: \$962,004 Delinquent Revenue Collected: \$660,849 Total Amount Discharged: \$95,863 Total Amount Adjusted<sup>4</sup>: \$523,891 Ending Balance<sup>5</sup>: \$8,397,175

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Mariposa County and the County of Mariposa. The court and county have a verbal Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Meets all 25 of the recommended collections best practices (see Attachment 3); and
- Engages 12 of the 16 collection activity components.

#### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$660,849 in revenue, from 2,127 cases.
- The total number of delinquent cases established, referred or transferred is 5,566; of these 60 are newly established.
- The administrative cost to collect the debt was \$407,841.
- The ending balance of \$8,397,175 represents 5,705 cases with outstanding delinquent court-ordered debt.

According to the Mariposa collection program, the new required information cannot be provided for this reporting period due to case management and accounting system limitations. The value of cases for installment agreements is not currently available. For collections activities, the data reported was calculated based on a percentage of the number of payments received and the effort made to collect. For Item 8, the section was left blank because the program does not collect that specific data. The county will have to manually create a data collection system to collect and organize the data required by Government Code section 68514. Every effort will be made to develop this collection program so the county can collect and report the data requested in the future. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements              | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue collected        | \$486,097      | \$475,907     |
| Item 1  | Delinquent gross revenue collected                 | \$660,849      |               |
|         | Number of cases associated with nondelinquent      |                |               |
| Item 2  | collections  | 1,477          | -             |
|         | Number of cases associated with delinquent         |                |               |
|         | collections  | 1,661          | 466           |
|         | Court ordered adjustment (satisfied by means other |                |               |
| Item 3  | than payment)                                      | \$152,990      | \$370,901     |
|         | Debt discharged from accountability                | \$27,542       | \$68,321      |
| Item 8  | Percentage of debt defaulted on*                   | -%             | -%            |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | \$5,213          | 45             | \$2,540        |
| Category 2: Written notice(s)                    | \$356,796        | 2,952          | \$163,466      |
| Category 3: Lobby/counter                        | \$35,451         | -              | \$7,619        |
| Category 4: Skip tracing                         | \$9,416          | 5              | \$10,159       |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$228,605        | 1,929          | \$17,778       |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$25,368         | 54             | -              |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              | -              |
| Category 8: Private debt collectors              | -                | -              | -              |
| Category 9: Wage/bank garnishments and liens     | -                | -              | -              |
| Total:   | \$660,849        | 4,985          | \$201,562      |

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 291 individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, the percentage decrease is also attributed to an error in the number of cases in FTB-COD, and have made the corrections to both the current period and prior period inventories. The value of cases was not found to be inaccurate, just the number of cases. For the county, the online and credit card payment options have contributed to the increase in payments received, and the success of the Revenue and Recovery Program. The FTB-IIC collections program was implemented by the court in 2017 and will be implemented by the county in 2018. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 54%                   | 5%            | 13%            |
| Success Rate        | 48%                   | 0%            | 7%             |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$95,863 for the reporting period.

|                   | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|-------------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent        |           |           |           |           |           |           |
| Revenue Collected | \$501,340 | \$601,948 | \$933,683 | \$937,300 | \$671,403 | \$660,849 |
| Year-over-Year    |           |           |           |           |           |           |
| Percent Change    | 91.2%     | 20.1%     | 55.1%     | 0.4%      | -28.4%    | -1.6%     |

Endnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.

County Population<sup>1</sup>: 89,299 Authorized Judges/Commissioners<sup>2</sup>: 8/0.4 Combined Gross Recovery Rate<sup>3</sup>: 10% Combined Success Rate<sup>3</sup>: 9% Nondelinquent Revenue: \$4,158,498 Delinquent Revenue Collected: \$3,657,618 Total Amount Discharged: \$1,266,350 Total Amount Adjusted<sup>4</sup>: \$-836,598 Ending Balance<sup>5</sup>: \$37,965,177

## **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Mendocino County and the County of Mendocino. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 23 of the 25 recommended collections best practices, with the following best practices not currently being met: 4 and 13 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

## Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$3,657,618 in revenue from an undetermined number of cases.
- The total number of delinquent cases established, referred, or transferred is 39,993; of these, 6,944 are newly established.
- The administrative cost to collect the debt was \$507,761.
- The ending balance of \$37,965,177 represents 33,789 cases with outstanding delinquent court-ordered debt.

According to the Mendocino collection program, they are unable to separate the current from the prior reporting period. At this time, all information is reported in the current reporting period with the exception of the discharge values. The program is also unable to provide information for the total amount collected per collection activity, number of cases by activity, number of individuals associated with those cases, and administrative cost per collection activity. In addition, the victim restitution and franchise tax board data were not included, as the program was not able to tie it in with their case management system's inventory. The balance of

outstanding victim restitution and interest included in the ending balance for 2017–18 is \$2,708,686. The FTB-COD payments totaled \$903,057, and tax-intercept was \$307,626, both of which were for the current and prior reporting period cases. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements   | Current Period | Prior Periods |
|---------|---|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected   | \$4,158,498    | -             |
|         | Delinquent gross revenue collected  | \$3,657,618    | -             |
| Item 2  | Number of cases associated with<br>nondelinquent collections<br>Number of cases associated with | 10,957         | -             |
|         | delinquent collections  | -              | -             |
| Item 3  | Court-ordered adjustment (satisfied by means other than payment)                                | \$-836,598     | _             |
|         | Debt discharged from accountability   | -              | \$1,266,350   |
| Item 8  | Percentage of debt defaulted on*  | -              | -             |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description   | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                                      | -  | _   | -                                 |
| Category 2: Written notice(s)                                      | -  | _   | -                                 |
| Category 3: Lobby/counter  | -  | _   | -                                 |
| Category 4: Skip tracing   | -  | _   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)                   | -  | _   | -                                 |
| Category 6: FTB-IIC (Interagency Collection<br>Program)            | -  | -   | _                                 |
| Category 7: Driver's license hold/suspension for failure to appear | -  | -   | _                                 |
| Category 8: Private debt collectors                                | _  | -   | -                                 |
| Category 9: Wage/bank garnishments and liens                       | -  | -   | -                                 |
| Total:   | -  | -   | -                                 |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

| Metric              | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 50%                   | 3%            | 10%            |
| Success Rate        | 57%                   | 0%            | 9%             |

The program's GRR and SR by period are as follows:

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$1,266,350 for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$3,452,879 | \$3,579,627 | \$3,500,597 | \$3,285,220 | \$3,423,197 | \$3,657,618 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -14.1%      | 3.7%        | -2.2%       | -6.2%       | 4.2%        | 6.8%        |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 279,977 Authorized Judges/Commissioners<sup>2</sup>: 10/2.0 Combined Gross Recovery Rate<sup>3</sup>: 12% Combined Success Rate<sup>3</sup>: 11% Nondelinquent Revenue: \$23,396,675 Delinquent Revenue Collected: \$12,343,212 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$1,494,921 Ending Balance<sup>5</sup>: \$101,512,941

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Merced County and the County of Merced. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- An MOU with the Superior Court of Ventura County to provide collections services as part of an Intrabranch Collections Services Program;
- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program; and
- Contracts with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 9 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

## Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$12,343,212 in revenue, from 34,665 cases.
- The total number of delinquent cases established, referred or transferred is 130,983; of these, 7,464 are newly established.
- The administrative cost to collect the debt was \$3,642,918.
- The ending balance of \$101,512,941 represents 126,069 cases with outstanding delinquent court-ordered debt.

According to the Merced collection program, with the additional reporting requirements, the court will need to reach out to their case management system vendor to have a custom report developed to meet the specific needs on this annual report. While the report includes some of the additional information, the court is unable to fully capture all identified data elements at this time, including the number of cases associated with nondelinquent revenue. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | <b>Current Period</b> | Prior Periods |
|---------|--|-----------------------|---------------|
|         | Total nondelinquent gross revenue collected                      | \$9,805,261           | \$13,591,414  |
| Item 1  | Delinquent gross revenue collected                               | \$2,299,756           | \$10,043,457  |
| Item 2  | Number of cases associated with nondelinquent collections        | -                     | -             |
|         | Number of cases associated with delinquent collections           | 15                    | 34,650        |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$939                 | \$1,493,982   |
|         | Debt discharged from accountability                              | -                     | -             |
| Item 8  | Percentage of debt defaulted on*                                 | 4%                    | 21%           |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                                     | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                            | -                | _              | -              |
| Category 2: Written notice(s)                            | -                | -              | -              |
| Category 3: Lobby/counter                                | \$3,085,169      | -              | \$321,344      |
| Category 4: Skip tracing                                 | _                | _              | -              |
| Category 5: FTB-COD (Court-Ordered Debt Program)         | \$952,198        | _              | \$192,655      |
| Category 6: FTB-IIC (Interagency Collection Program)     | _                | _              | -              |
| Category 7: Driver's license hold/suspension for failure |                  |                |                |
| to appear  | -                | -              | -              |
| Category 8: Private debt collectors                      | \$461,123        | 999            | \$77,916       |
| Category 9: Wage/bank garnishments and liens             | _                | -              | -              |
| Total:   | \$4,498,490      | 999            | \$591,915      |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

According to the Merced collections program a reminder, Merced Superior Court assumed all court-ordered debt accounts from Merced County Revenue and Reimbursement July 1, 2015. Again, this transition has required the court an extensive amount of time to research and locate debtors that have been uncollectable. Merced County continues to have one of the highest unemployment rates and the general population have low income rates. These factors make it challenging for the court to effective collect on old outstanding debt. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 32%                   | 11%           | 12%            |
| Success Rate        | 32%                   | 9%            | 11%            |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|                | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18      |
|----------------|-------------|-------------|-------------|-------------|-------------|--------------|
| Delinquent     |             |             |             |             |             |              |
| Revenue        |             |             |             |             |             |              |
| Collected      | \$5,777,266 | \$6,766,742 | \$6,036,886 | \$4,365,356 | \$3,399,743 | \$12,343,212 |
| Year-over-Year |             |             |             |             |             |              |
| Percent Change | -12.9%      | 17.1%       | -10.8%      | -27.7%      | -22.1%      | 263.1%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and
- discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 9,612 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 33% Combined Success Rate<sup>3</sup>: 6% Nondelinquent Revenue: \$183,886 Delinquent Revenue Collected: \$165,582 Total Amount Discharged: \$414,920 Total Amount Adjusted<sup>4</sup>: \$567,617 Ending Balance<sup>5</sup>: \$1,241,149

## **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Modoc County and the County of Modoc. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 2 (see Attachment 3); and
- Engages 16 of the 16 collection activity components.

## Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$165,582 in revenue from 175 cases.
- The total number of delinquent cases established, referred, or transferred is 3,595; of these, 510 are newly established.
- The administrative cost to collect the debt was \$622,650.
- The ending balance of \$1,241,149 represents 1,478 cases with outstanding delinquent court-ordered debt.

According to the Modoc collection program, some of the required information could not be provided because of the limitations of their case management system. The program has completed the report to the best of their ability. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements   | Current Period | Prior Periods |
|---------|---|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected   | \$183,886      | -             |
|         | Delinquent gross revenue collected  | \$165,582      | -             |
| Item 2  | Number of cases associated with         nondelinquent collections         Number of cases associated with | 153            | -             |
|         | delinquent collections  | 169            | 6             |
| Item 3  | Court-ordered adjustment (satisfied by means other than payment)  | \$39,731       | \$527,886     |
|         | Debt discharged from accountability   | -              | \$414,920     |
| Item 8  | Percentage of debt defaulted on*  | -              | 8%            |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                                    | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|---|--|---|-----------------------------------|
| Category 1: Telephone contact                           | -<br>-   | _   | _                                 |
| Category 2: Written notice(s)                           | -  | _   | -                                 |
| Category 3: Lobby/counter                               | -  | -   | -                                 |
| Category 4: Skip tracing                                | -  | -   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)        | -  | -   | -                                 |
| Category 6: FTB-IIC (Interagency Collection<br>Program) | _  | _   | -                                 |
| Category 7: Driver's license hold/suspension for        |  |   |                                   |
| failure to appear                                       | -  | -   | -                                 |
| Category 8: Private debt collectors                     | \$5,045  | 7   | \$853                             |
| Category 9: Wage/bank garnishments and liens            | _  | -   | -                                 |
| Total:  | \$5,045  | 7   | \$853                             |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's decrease in the SR was due to less collections. The program has been working with their private vendor on the effectiveness and efficiency of their collection processes. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 33%                   | 32%                  | 33%                   |
| Success Rate        | 29%                   | 0%                   | 6%                    |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$414,920 for the reporting period.

|            | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent |           |           |           |           |           |           |
| Revenue    |           |           |           |           |           |           |
| Collected  | \$115,435 | \$160,606 | \$124,968 | \$120,747 | \$134,501 | \$165,582 |
| Year-over- |           |           |           |           |           |           |
| Year       |           |           |           |           |           |           |
| Percent    |           |           |           |           |           |           |
| Change     | -22.9%    | 39.1%     | -22.2%    | -3.4%     | 11.4%     | 23.1%     |

Endnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.

County Population<sup>1</sup>: 13,822 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 39% Combined Success Rate<sup>3</sup>: 36% Nondelinquent Revenue: \$4,954,562 Delinquent Revenue Collected: \$650,559 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$79,529 Ending Balance<sup>5</sup>: \$1,141,527

## **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Mono County and the County of Mono. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program;
- Contracts with a private debt collector;
- Meets 21 of the 25 recommended collections best practices, with the following best practices not currently being met: 9, 10, 19, and 21 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

## Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$650,559 in revenue from 1,533 cases.
- The total number of delinquent cases established, referred, or transferred is 2,872; of these, 1,344 are newly established.
- The administrative cost to collect the debt was \$95,570.
- The ending balance of \$1,141,527 represents 1,913 cases with outstanding delinquent court-ordered debt.

According to the Mono collection program, the court's current case management system makes it difficult and time/labor intensive to collect data for some of the items that are required to be reported. The court manually collected data information. Going forward, the program will continue manually tracking information to have it readily available for the next fiscal year. However, since it is manually tracked, it may not be completely accurate. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue      |                |               |
| Item 1  | collected                              | \$2,846,538    | \$2,108,024   |
|         | Delinquent gross revenue collected     | \$300,497      | \$350,062     |
|         | Number of cases associated with        |                |               |
| Item 2  | nondelinquent collections              | -              | -             |
|         | Number of cases associated with        |                |               |
|         | delinquent collections                 | 660            | 873           |
|         | Court-ordered adjustment (satisfied by |                |               |
| Item 3  | means other than payment)              | \$29,687       | \$49,842      |
|         | Debt discharged from accountability    | _              | -             |
| Item 8  | Percentage of debt defaulted on*       | 30%            | 25%           |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Cotocom Decerintian                              | Item 5: Item<br>Amount | Item 6: Number | <b>Item 7:</b><br>Administrative |
|--|------------------------|----------------|----------------------------------|
| Category Description                             |                        | of Cases by    |                                  |
|  | Collected by           | Activity       | Cost                             |
|  | Activity               |                |                                  |
| Category 1: Telephone contact                    | -                      | -              | -                                |
| Category 2: Written notice(s)                    | \$140,000              | 1,531          | \$26,782                         |
| Category 3: Lobby/counter                        | \$24,884               | 690            | \$1,116                          |
| Category 4: Skip tracing                         | \$13,803               | 142            | \$16,738                         |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$22,288               | 351            | \$2,191                          |
| Category 6: FTB-IIC (Interagency Collection      |                        |                |                                  |
| Program)   | -                      | -              | -                                |
| Category 7: Driver's license hold/suspension for |                        |                |                                  |
| failure to appear                                | \$143,310              | 946            | -                                |
| Category 8: Private debt collectors              | \$71,555               | 751            | \$2,406                          |
| Category 9: Wage/bank garnishments and liens     | -                      | -              | -                                |
| Total:   | \$415,840              | 4,411          | \$49,233                         |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's case management system may not accurately capture the data completely. Turnover, lack of staffing/training, and manual tracking are attributed to not having complete and accurate data that is reflected on the CRT. The program's GRR and SR by period are as follows:

| Metric              | Current Period | Prior Periods | Combined Total |
|---------------------|----------------|---------------|----------------|
| Gross Recovery Rate | 38%            | 40%           | 39%            |
| Success Rate        | 35%            | 37%           | 36%            |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13   | 2013-14  | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|------------|-----------|----------|-----------|-----------|-----------|-----------|
| Delinquent |           |          |           |           |           |           |
| Revenue    |           |          |           |           |           |           |
| Collected  | \$205,128 | \$52,689 | \$301,521 | \$329,948 | \$350,062 | \$650,559 |
| Year-over- |           |          |           |           |           |           |
| Year       |           |          |           |           |           |           |
| Percent    |           |          |           |           |           |           |
| Change     | -5.7%     | -74.3%   | 472.3%    | 9.4%      | 6.1%      | 85.8%     |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 443,281 Authorized Judges/Commissioners<sup>2</sup>: 19/2.2 Combined Gross Recovery Rate<sup>3</sup>: 5% Combined Success Rate<sup>3</sup>: 5% Nondelinquent Revenue: \$9,124,623 Delinquent Revenue Collected: \$9,885,186 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$-502,164 Ending Balance<sup>5</sup>: \$184,808,985

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Monterey County and the County of Monterey. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contract with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 19 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

## Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$9,885,186 in revenue, from 2,012 cases.
- The total number of delinquent cases established, referred or transferred is 325,459; of these, 26,220 are newly established.
- The administrative cost to collect the debt was \$3,148,700.
- The ending balance of \$184,808,985 represents 308,738 cases with outstanding delinquent court-ordered debt.

According to the Monterey collection program, they have provided information to the extent possible. The number of cases associated with nondelinquent revenue, 21,340 cases with payments totaling \$6,970,340, is currently only available from the court, but not the county (\$2,154,283 nondelinquent revenue). Other prior period data is also unavailable. The program anticipates being able to report additional data in the future. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | <b>Current Period</b> | <b>Prior Periods</b> |
|---------|--|-----------------------|----------------------|
|         | Total nondelinquent gross revenue collected                      | \$9,124,623           | _                    |
| Item 1  | Delinquent gross revenue collected                               | \$3,956,613           | \$5,928,573          |
|         | Number of cases associated with nondelinquent collections        | 21,340                | -                    |
| Item 2  | Number of cases associated with delinquent collections           | 1,413                 | 599                  |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$-502,164            | _                    |
|         | Debt discharged from accountability                              | _                     | -                    |
| Item 8  | Percentage of debt defaulted on*                                 | 56%                   | 44%                  |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                                     | Item 5: Item<br>Amount Collected<br>by Activity | Item 6:<br>Number of<br>Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|---|--|-----------------------------------|
| Category 1: Telephone contact                            | \$6,208,731                                     | 57,591                                       | \$2,578,349                       |
| Category 2: Written notice(s)                            | -   | 69,179                                       | \$45,769                          |
| Category 3: Lobby/counter                                | -   | -  | -                                 |
| Category 4: Skip tracing                                 | -   | 2,600  | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)         | \$753,127                                       | 13,994                                       | \$105,897                         |
| Category 6: FTB-IIC (Interagency Collection Program)     | \$270,578                                       | 855  | -                                 |
| Category 7: Driver's license hold/suspension for failure |   |  |                                   |
| to appear  | -   | -  | -                                 |
| Category 8: Private debt collectors                      | \$523,330                                       | 2,012  | \$99,272                          |
| Category 9: Wage/bank garnishments and liens             | \$2,129,420                                     | 58,542                                       | \$319,413                         |
| Total:   | \$9,885,186                                     | 204,773                                      | \$3,148,700                       |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, the reduction of 1,819 in account assignments may be attributable to the implementation of a new court case management system, which impacted the electronic interface used to transfer collection accounts between the court and county. Collections were impacted by the reduction in assignments and the elimination of the court's authority to place holds on debtor's driver's licenses for failure to pay traffic fines under Assembly Bill 103. Also, Senate Bill 190 repealed the county's authority to assess fees against the families of minors in the juvenile delinquency system. The program's GRR and SR by period are as follows:

| Metric: Current Period |     | Prior Periods | <b>Combined Total</b> |
|------------------------|-----|---------------|-----------------------|
| Gross Recovery Rate    | 20% | 3%            | 5%                    |
| Success Rate           | 23% | 3%            | 5%                    |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

Year to year comparison review of the program's GRR and SR is unavailable this year due to the new reporting format. However, using the previous metric calculation method, the collaborative collection program's gross recovery rate would have been 55% and the success rate of 56% which would have been in-line with if not slightly improving on the program's performance measures prior to the amnesty program covering 2015-16 and 2016-17.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|                | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18     |
|----------------|--------------|--------------|--------------|--------------|--------------|-------------|
| Delinquent     |              |              |              |              |              |             |
| Revenue        |              |              |              |              |              |             |
| Collected      | \$12,265,681 | \$11,291,518 | \$11,959,504 | \$11,250,426 | \$11,036,093 | \$9,885,186 |
| Year-over-Year |              |              |              |              |              |             |
| Percent Change | -2.2%        | -7.9%        | 5.9%         | -5.9%        | -1.9%        | -10.4%      |

Endnotes:

- <sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and
- discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 141,294 Authorized Judges/Commissioners<sup>2</sup>: 6/2.0 Combined Gross Recovery Rate<sup>3</sup>: 5% Combined Success Rate<sup>3</sup>: 5% Nondelinquent Revenue: \$2,942,687 Delinquent Revenue Collected: \$2,929,406 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$273,590 Ending Balance<sup>5</sup>: \$58,430,567

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Napa County and the County of Napa. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contract with a private debt collector;
- Meets 20 of the 25 recommended collections best practices, with the following best practices not currently being met: 4, 10, 12, 19, and 22 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

## Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$2,929,406 in revenue, from 4,621 cases.
- The total number of delinquent cases established, referred or transferred is 66,761; of these, 6,051 are newly established.
- The administrative cost to collect the debt was \$366,178.
- The ending balance of \$58,430,567 represents 63,623 cases with outstanding delinquent court-ordered debt.

According to the Napa collection program, the required information under Government Code section 68514 has been provided to the extent possible. For the number of cases associated with nondelinquent collections, the figure reported is the number of payments and not the number of cases. All forthwith payments collected directly by the court are shown as current year, as the court is currently unable to separate the cases from prior years. The amount collected from the FTB-COD and IIC programs was provided, as well as the total amount collected by the private collection agency. At this time, the court is unable to complete most of the new reporting requirements related to the collections activities, more specifically, unable to relate the amount collected to the collection agency mailed 15,379 letters and made 24,052 phone calls which

generated 9,366 payments. For the data on delinquent accounts, the data represents the number of defendants paid, not the number of cases. Since defendants cases are 'bundled' in the collections systems, the counts are by "bundle", not by case. The private agency is working with their IT staff to see how much information can be extracted from their system for the new requirements, and what kind of programming efforts will be required to make system changes to get the information going forward. There are no definitive time estimates for programming completion at this time. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                     | Current Period | <b>Prior Periods</b> |
|---------|---|----------------|----------------------|
|         | Total nondelinquent gross revenue collected               | \$2,763,528    | \$179,159            |
| Item 1  | Delinquent gross revenue collected                        | \$1,179,611    | \$1,749,795          |
|         | Number of cases associated with nondelinquent collections | 9,926          | 387                  |
| Item 2  | Number of cases associated with delinquent collections    | 875            | 3,746                |
|         | Court ordered adjustment (satisfied by means other than   |                |                      |
| Item 3  | payment)<br>Debt discharged from accountability           | \$35,803       | \$237,787            |
| Item 8  | Percentage of debt defaulted on*                          |                | 32%                  |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| <b>Category Description</b>                      | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | -                | -              | -              |
| Category 2: Written notice(s)                    | -                | -              | -              |
| Category 3: Lobby/counter                        | -                | -              | -              |
| Category 4: Skip tracing                         | _                | -              | _              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$114            | 1              | \$17           |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$879,735        | 2,471          | \$109,967      |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | \$-              | -              | -              |
| Category 8: Private debt collectors              | \$2,049,537      | -              | -              |
| Category 9: Wage/bank garnishments and liens     | \$-              | -              | -              |
| Total:   | \$2,929,386      | 2,472          | \$109,984      |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of - individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

| Metric:             | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 25%                   | 4%            | 5%             |
| Success Rate        | 24%                   | 3%            | 5%             |

The program's GRR and SR by period are as follows:

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|                    | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|--------------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent Revenue |             |             |             |             |             |             |
| Collected          | \$4,055,589 | \$3,718,312 | \$3,909,139 | \$3,661,785 | \$3,551,388 | \$2,929,406 |
| Year-over-Year     |             |             |             |             |             |             |
| Percent Change     | 6.1%        | -8.3%       | 5.1%        | -6.3%       | -3.0%       | -17.5%      |

Footnotes:

<sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.

<sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.

<sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.

<sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.

<sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.

<sup>6</sup> The full report on the *Revenue Collected for 2017–18*, as *Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 99,155 Authorized Judges/Commissioners<sup>2</sup>: 6/1.6 Combined Gross Recovery Rate<sup>3</sup>: 3% Combined Success Rate<sup>3</sup>: 3% Nondelinquent Revenue: \$3,407,301 Delinquent Revenue Collected: \$806,643 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$220,192 Ending Balance<sup>5</sup>: \$29,666,628

## **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Nevada County and the County of Nevada. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with two private debt collectors;
- Meets all 25 of the recommended collections best practices (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

## Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$806,643 in revenue from 1,307 cases.
- The total number of delinquent cases established, referred, or transferred is 42,961; of these, 2,595 are newly established.
- The administrative cost to collect the debt was \$108,732.
- The ending balance of \$29,666,628 represents 42,252 cases with outstanding delinquent court-ordered debt.

According to the Nevada collection program, the county does not have the ability to separate payments made on cases established in prior periods. All revenue for cases established in the prior period is reported in the current period. The county will continue to explore and determine their ability to report all the required information. The court does not have the ability to separate nondelinquent payments made on cases established in prior periods. All nondelinquent revenue for cases established in the prior period is reported in the current period. At present, the court does not have the ability to report the amount collected per collection activity. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected                      | \$3,407,301    | -             |
|         | Delinquent gross revenue collected                               | \$157,362      | \$649,281     |
| Item 2  | Number of cases associated with nondelinquent collections        | -              | -             |
|         | Number of cases associated with delinquent collections           | 267            | 1,040         |
| Item 3  | Court-ordered adjustment (satisfied by means other than payment) | \$33,937       | \$186,255     |
|         | Debt discharged from accountability                              | _              | _             |
| Item 8  | Percentage of debt defaulted on*                                 | 6%             | 13%           |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                                    | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|---|--|---|-----------------------------------|
| Category 1: Telephone contact                           | -  | -   | -                                 |
| Category 2: Written notice(s)                           | _  | _   | _                                 |
| Category 3: Lobby/counter                               | _  | _   | _                                 |
| Category 4: Skip tracing                                | -  | -   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)        | \$132,476  | 131                                       | \$2,225                           |
| Category 6: FTB-IIC (Interagency Collection<br>Program) | -  | -   | -                                 |
| Category 7: Driver's license hold/suspension for        |  |   |                                   |
| failure to appear                                       | -  | -   | -                                 |
| Category 8: Private debt collectors                     | \$653,036  | 1,307                                     | \$101,225                         |
| Category 9: Wage/bank garnishments and liens            |  |   | -                                 |
| Total:  | \$785,512  | 1,438                                     | \$103,450                         |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's GRR and SR has been affected by the direct result of the new reporting requirements. The court does not have the ability to separate nondelinquent payments made on cases established in prior periods. All nondelinquent revenue for cases established in the prior period is reported in the current period section. The county does not have the ability to separate payments made on cases established in prior periods. All revenue for cases established in prior period is reported in the current period section. The county does not have the ability to separate payments made on cases established in prior periods. All revenue for cases established in prior period is reported in the current period section. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | Combined Total |
|---------------------|-----------------------|----------------------|----------------|
| Gross Recovery Rate | 9%                    | 3%                   | 3%             |
| Success Rate        | 8%                    | 2%                   | 3%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17   | 2017-18   |
|------------|-------------|-------------|-------------|-------------|-----------|-----------|
| Delinquent |             |             |             |             |           |           |
| Revenue    |             |             |             |             |           |           |
| Collected  | \$1,385,103 | \$1,484,832 | \$1,439,816 | \$1,050,760 | \$881,067 | \$806,643 |
| Year-over- |             |             |             |             |           |           |
| Year       |             |             |             |             |           |           |
| Percent    |             |             |             |             |           |           |
| Change     | 19.0%       | 7.2%        | -3.0%       | -27.0%      | -16.1%    | -8.4%     |

Endnotes:

- <sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 3,221,103 Authorized Judges/Commissioners<sup>2</sup>: 124/20.0 Combined Gross Recovery Rate<sup>3</sup>: 19% Combined Success Rate<sup>3</sup>: 13% Nondelinquent Revenue: \$61,280,899 Delinquent Revenue Collected: \$54,254,498 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$28,582,972 Ending Balance<sup>5</sup>: \$364,362,273

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Orange County and the County of Orange. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- An MOU with the Superior Court of Ventura County to provide collections services as part of an Intrabranch Collections Services Program;
- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with two private debt collectors;
- Meets 23 of the 25 recommended collections best practices, with the following best practices are currently not being met: 10, and 21 (see Attachment 3); and
- Engages 16 of the 16 collection activity components.

## Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$54,254,498 in revenue, from 119,497 cases.
- The total number of delinquent cases established, referred or transferred is 654,879; of these, 125,171 are newly established.
- The administrative cost to collect the debt was \$6,154,182.
- The ending balance of \$364,362,273 represents 545,195 cases with outstanding delinquent court-ordered debt.

According to the Orange collection program, certain criteria such as number of days a payment was made after a known activity in case management system had to be determined and set in the queries so that payments can be associated with specific activities. Not all activities are tracked individually in system and costs are not tracked by activity. It is difficult to know what actually generated a payment, but some broad assumptions are being made. Many cases receive multiple activities which is why this reporting by categories may not be completely accurate. The program will continue to review and refine the method developed to track data and to work with partners to meet the reporting requirements of over the next reporting period. The following table

captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governn | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| T4 1    | Total nondelinquent gross revenue collected                      | \$47,211,729   | \$14,069,170  |
| Item 1  | Delinquent gross revenue collected                               | \$22,445,342   | \$31,809,156  |
| -       | Number of cases associated with nondelinquent collections        | 165,193        | 25,306        |
| Item 2  | Number of cases associated with delinquent collections           | 46,997         | 72,500        |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$20,374,203   | \$8,208,769   |
|         | Debt discharged from accountability                              | -              | -             |
| Item 8  | Percentage of debt defaulted on*                                 | 40%            | 12%           |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| <b>Category Description</b>                      | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | \$2,289,647      | 9,611          | \$826,205      |
| Category 2: Written notice(s)                    | \$13,579,562     | 61,977         | \$246,280      |
| Category 3: Lobby/counter                        | \$15,369,877     | 55,114         | \$3,891,241    |
| Category 4: Skip tracing                         | \$118,260        | 386            | \$29,278       |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$5,412,596      | 11,723         | \$802,643      |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$565,773        | 2,348          | \$2,621        |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | \$1,700,737      | 2,533          | \$2,531        |
| Category 8: Private debt collectors              | \$2,117,148      | 2,633          | \$203,765      |
| Category 9: Wage/bank garnishments and liens     | _                | _              | -              |
| Total:   | \$41,153,599     | 146,325        | \$6,004,564    |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 117,547 individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, the percentage decrease may be also be attributed the fact that program does not discharge any debt and is unable to include dismissals or alternative sentencing in the adjustment column as these are not tracked in the system. The variance in data may be due to separation of the data between current year and prior year. Assumptions had to be made on our part on the allocation of some of the items to current and to prior thereby resulting in approximations. Additional time is needed to further analyze and understand the significant variance from the previous reports. The high percentage for the current period is due to county system limitations that prevented the separation of data by period. The current period section reflects gross collections, costs, adjustments, and installment agreement values across both periods, current and prior period inventory. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 57%                   | 11%                  | 19%                   |
| Success Rate        | 41%                   | 9%                   | 13%                   |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|              | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18      |
|--------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Delinquent   |              |              |              |              |              |              |
| Revenue      |              |              |              |              |              |              |
| Collected    | \$40,111,587 | \$42,748,500 | \$41,483,796 | \$35,336,768 | \$34,512,029 | \$54,254,498 |
| Year-over-   |              |              |              |              |              |              |
| Year Percent |              |              |              |              |              |              |
| Change       | -0.8%        | 6.6%         | -3.0%        | -14.8%       | -2.3%        | 57.2%        |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 389,532 Authorized Judges/Commissioners<sup>2</sup>: 10/4.0 Combined Gross Recovery Rate<sup>3</sup>: 22% Combined Success Rate<sup>3</sup>: 8% Nondelinquent Revenue: N/A Delinquent Revenue Collected: \$8,914,154 Total Amount Discharged: \$20,347,366 Total Amount Adjusted<sup>4</sup>: \$-1,168,359 Ending Balance<sup>5</sup>: \$97,649,233

## **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Placer County and the County of Placer. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 11 (see Attachment 3); and
- Engages 13 of the 16 collection activity components.

## Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$8,914,154 in revenue from 21,545 cases.
- The total number of delinquent cases established, referred, or transferred is 189,361; of these, 26,270 are newly established.
- The administrative cost to collect the debt was \$2,529,265.
- The ending balance of \$97,649,233 represents 166,964 cases with outstanding delinquent court-ordered debt.

According to the Placer collection program, the court's case management system lacks the reporting capabilities to fulfill the requested data requirements for nondelinquent collections. The program will contact their vendor to determine if a reporting mechanism can be devised to obtain the necessary data required to complete the report. The county is currently working on implementing a recording mechanism to obtain the requested information for future reports. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected                      | -              | -             |
|         | Delinquent gross revenue collected                               | \$2,613,158    | \$6,300,996   |
| Item 2  | Number of cases associated with nondelinquent collections        | -              | -             |
|         | Number of cases associated with delinquent collections           | 5,355          | 16,190        |
| Item 3  | Court-ordered adjustment (satisfied by means other than payment) | \$-1,168,359   | -             |
|         | Debt discharged from accountability                              | -              | \$20,347,366  |
| Item 8  | Percentage of debt defaulted on*                                 | -              | -             |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item | Item 6: Number | Item 7:        |
|--|--------------|----------------|----------------|
| Category Description                             | Amount       | of Cases by    | Administrative |
|  | Collected by | Activity       | Cost           |
|  | Activity     |                |                |
| Category 1: Telephone contact                    | \$2,503,713  | 9,550          | \$28,067       |
| Category 2: Written notice(s)                    | \$2,589,664  | 11,993         | \$45,753       |
| Category 3: Lobby/counter                        | -            | 293,986        | \$13,596       |
| Category 4: Skip tracing                         | _            | _              | \$12,500       |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$2,759,981  | 4,214          | \$413,997      |
| Category 6: FTB-IIC (Interagency Collection      |              |                |                |
| Program)   | \$1,494,275  | 5,065          | \$10,130       |
| Category 7: Driver's license hold/suspension for |              |                |                |
| failure to appear                                | -            | -              | -              |
| Category 8: Private debt collectors              | \$168,998    | 416            | \$27,332       |
| Category 9: Wage/bank garnishments and liens     |              |                | -              |
| Total:   | \$9,516,631  | 325,224        | \$551,375      |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above and a total of 58,201 individuals associated with those cases.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's shift in the GRR and SR is due to the change in the collection criteria. The county attributes the increase in total collections due to several factors such as doing a letter campaign on delinquent accounts mailed prior to submission to the FTB-IIC program, which resulted in an increase in collections. In addition, the collaboration between the county and court, to refine their collection processes, also contributed to the increase. The court and county collaborated in the discharge of accountability of over \$20 million in uncollectible court-ordered debt. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 15%                   | 23%           | 22%            |
| Success Rate        | 24%                   | 7%            | 8%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$20,347,366 for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$8,716,165 | \$7,907,294 | \$8,022,169 | \$8,177,156 | \$8,828,368 | \$8,914,154 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -2.5%       | -9.3%       | 1.5%        | 1.9%        | 8.0%        | 1.0%        |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 19,773 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 18% Combined Success Rate<sup>3</sup>: 10% Nondelinquent Revenue: \$1,128,809 Delinquent Revenue Collected: \$867,350 Total Amount Discharged: \$596,102 Total Amount Adjusted<sup>4</sup>: \$223,209 Ending Balance<sup>5</sup>: \$7,528,566

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Plumas County and the County of Plumas. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- An MOU with the Superior Court of Ventura County to provide collections services as part of an Intrabranch Collections Services Program;
- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 20 of the 25 recommended collections best practices, with the following best practices not currently being met: 2, 4, 5, 14, and 21 (see Attachment 3); and
- Engages 13 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$867,350 in revenue, from 601 cases.
- The total number of delinquent cases established, referred or transferred is 11,025; of these, 6,958 are newly established.
- The administrative cost to collect the debt was \$103,032.
- The ending balance of \$7,528,566 represents 7,124 cases with outstanding delinquent court-ordered debt.

According to the Plumas collection program, due to case management and accounting system limitations portions of the data required is not available at this time. The program has reported data to the extent possible; reports that breakout delinquent and current accounts are not currently available. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | <b>Current Period</b> | Prior Periods |
|---------|--|-----------------------|---------------|
|         | Total nondelinquent gross revenue collected                      | \$616,351             | \$512,458     |
| Item 1  | Delinquent gross revenue collected                               | \$409,404             | \$457,946     |
| Item 2  | Number of cases associated with nondelinquent collections        | -                     | -             |
|         | Number of cases associated with delinquent collections           | 234                   | 367           |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$76,916              | \$146,293     |
|         | Debt discharged from accountability                              | \$596,102             | -             |
| Item 8  | Percentage of debt defaulted on*                                 | -%                    | -%            |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | -                | -              | -              |
| Category 2: Written notice(s)                    | _                | -              | \$4,985        |
| Category 3: Lobby/counter                        | _                | _              | -              |
| Category 4: Skip tracing                         | _                | -              | -              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$52,943         | -              | \$7,941        |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$85,731         | -              | \$490          |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              | -              |
| Category 8: Private debt collectors              | \$969            | -              | \$330          |
| Category 9: Wage/bank garnishments and liens     | -                |                | -              |
| Total:   | \$139,643        | -              | \$13,746       |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

According to the program, the percentage change may also be due to the \$596,102 discharged from accountability, which includes debt from both current and prior periods. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 21%                   | 15%                  | 18%                   |
| Success Rate        | 9%                    | 12%                  | 10%                   |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$596,102 for the reporting period.

|                   | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|-------------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent        |           |           |           |           |           |           |
| Revenue Collected | \$452,947 | \$488,894 | \$446,500 | \$632,103 | \$462,308 | \$867,350 |
| Year-over-Year    |           |           |           |           |           |           |
| Percent Change    | -20.4%    | 7.9%      | -8.7%     | 41.6%     | -26.9%    | 87.6%     |

Footnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.

County of Riverside and Superior Court of Riverside County Collections Program Summary of Fiscal Year 2017–18 Collections Reporting Template

County Population<sup>1</sup>: 2,415,955 Authorized Judges/Commissioners<sup>2</sup>: 62/14.0 Combined Gross Recovery Rate<sup>3</sup>: 15% Combined Success Rate<sup>3</sup>: 10% Nondelinquent Revenue: \$46,057,894 Delinquent Revenue Collected: \$53,167,754 Total Amount Discharged: \$24,544,098 Total Amount Adjusted<sup>4</sup>: \$10,603,612 Ending Balance<sup>5</sup>: \$486,701,512

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Riverside County and the County of Riverside. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and the Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with three private debt collectors;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 25 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$53,167,754 in revenue, from 129,806 cases.
- The total number of delinquent cases established, referred or transferred is 657,814; of these, 95,173 are newly established.
- The administrative cost to collect the debt was \$9,439,085.
- The ending balance of \$486,701,512 represents 459,154 cases with outstanding delinquent court-ordered debt.

According to the Riverside collections program, the program was able to provide the vast majority of the new information required by Government Code section 68514. However, the court does not currently have the programming in place to track balances due at the time a payment arrangement is made; the default data provided is a snapshot based on what is owing on payment arrangements at the end of the fiscal year. The court is reviewing this process to track information in the future. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

## County of Riverside and Superior Court of Riverside County Collections Program Summary of Fiscal Year 2017–18 Collections Reporting Template

| Governm | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue collected                      | \$46,057,894   | -             |
| Item 1  | Delinquent gross revenue collected                               | \$16,958,962   | \$36,208,792  |
| Item 2  | Number of cases associated with nondelinquent collections        | 191,111        | _             |
|         | Number of cases associated with delinquent collections           | 54,922         | 74,884        |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$3,452,168    | \$7,151,444   |
|         | Debt discharged from accountability                              | -              | \$24,544,098  |
| Item 8  | Percentage of debt defaulted on*                                 | 43%            | 42%           |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | \$7,656,075      | 42,127         | \$4,286,430    |
| Category 2: Written notice(s)                    | \$6,347,492      | 31,355         | \$393,171      |
| Category 3: Lobby/counter                        | \$21,923,672     | 89,080         | \$1,411,620    |
| Category 4: Skip tracing                         | \$1,292,743      | 6,844          | \$1,775,201    |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$1,790,886      | 4,002          | \$305,504      |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$8,183,174      | 26,468         | \$22,785       |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              | -              |
| Category 8: Private debt collectors              | \$3,241,901      | 7,236          | \$641,153      |
| Category 9: Wage/bank garnishments and liens     | \$2,731,811      | 3,446          | \$603,221      |
| Total:   | \$53,167,754     | 210,558        | \$9,439,085    |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

## County of Riverside and Superior Court of Riverside County Collections Program Summary of Fiscal Year 2017–18 Collections Reporting Template

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 110,574 individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 22%                   | 14%                  | 15%                   |
| Success Rate        | 19%                   | 8%                   | 10%                   |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$24,544,098 for the reporting period.

|            | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18      |
|------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Delinquent |              |              |              |              |              |              |
| Revenue    |              |              |              |              |              |              |
| Collected  | \$55,939,383 | \$64,199,121 | \$63,722,561 | \$57,258,970 | \$57,153,356 | \$53,167,754 |
| Year-over- |              |              |              |              |              |              |
| Year       |              |              |              |              |              |              |
| Percent    |              |              |              |              |              |              |
| Change     | 6.9%         | 14.8%        | -0.7%        | -10.1%       | -0.2%        | -7.0%        |

Endnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.

County Population<sup>1</sup>: 1,529,501 Authorized Judges/Commissioners<sup>2</sup>: 63/3.0 Combined Gross Recovery Rate<sup>3</sup>: 20% Combined Success Rate<sup>3</sup>: 6% Nondelinquent Revenue: \$33,566,695 Delinquent Revenue Collected: \$20,055,470 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$63,709,426 Ending Balance<sup>5</sup>: \$334,715,528

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Sacramento County and the County of Sacramento. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Contract with a private debt collector;
- Meets 22 of the 25 recommended collections best practices, with the following best practices not currently being met: 4, 14, and 25 (see Attachment 3); and
- Engages 16 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$20,055,470 in revenue, from 92,583 cases.
- The total number of delinquent cases established, referred or transferred is 557,065; of these, 150,476 are newly established.
- The administrative cost to collect the debt was \$9,742,800.
- The ending balance of \$334,715,528 represents 430,487 cases with outstanding delinquent court-ordered debt.

According to the Sacramento collection program, the court, county, and private vendor are unable to provide all new data components of the requested categories related to collection activities, at this time. The court is in the process of developing and implementing three new case management system (CMS) in traffic, family law, and criminal. These in-process CMS builds do not include the ability to capture the entirety of new data categories, nor does the court currently have manual processes to collect such data. The court is looking at possible CMS build changes to accommodate the new information requirements. This will take time, staff resources, and additional funding which are very limited. The court hopes to implement solutions for capturing these new data categories within the next few fiscal years. This report includes all the prior year's basic information, but many of the new categories (count by activity) are not available.

The county and private vendor are assessing the reprogramming needs that will allow the new data to be collected within their respective automated systems, in order to provide the new information required in future reports. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governn | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected                      | \$32,630,949   | \$935,746     |
| Item I  | Delinquent gross revenue collected                               | \$4,282,490    | \$15,772,980  |
|         | Number of cases associated with nondelinquent collections        | 6,771          | 3,104         |
| Item 2  | Number of cases associated with delinquent collections           | 34,239         | 58,344        |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$2,774,531    | \$60,934,895  |
|         | Debt discharged from accountability                              | _              | -             |
| Item 8  | Percentage of debt defaulted on*                                 | -%             | 3%            |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description  | Item 5: Item<br>Amount Collected<br>by Activity | Item 6:<br>Number of<br>Cases by<br>Activity | Item 7:<br>Administrat<br>ive Cost |
|---|---|--|------------------------------------|
| Category 1: Telephone contact                               | _   |  | -                                  |
| Category 2: Written notice(s)                               | _   | _  | -                                  |
| Category 3: Lobby/counter                                   | -   | _  | -                                  |
| Category 4: Skip tracing                                    | -   | -  | _                                  |
| Category 5: FTB-COD (Court-Ordered Debt Program)            | -   | _  | -                                  |
| Category 6: FTB-IIC (Interagency Collection Program)        | -   | -  | _                                  |
| Category 7: Driver's license hold/suspension for failure to |   |  |                                    |
| appear  | -   |  | -                                  |
| Category 8: Private debt collectors                         | \$4,567,327                                     | 10,741                                       | \$801,573                          |
| Category 9: Wage/bank garnishments and liens                | _   | -  | -                                  |
| Total:  | \$4,567,327                                     | 10,741                                       | \$801,573                          |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, there is not enough data available to make a proper assessment of the success of the program. Multiple changes to collection processes over the last several years including the latest amnesty program and the removal of driver's license suspensions have drastically changed the amount of delinquent debt that is collected. The removal of license suspensions on failure to pay cases has continued the severe reduction of civil assessment collections, a trend that has continued over the last 3-4 years, beginning with the amnesty programs. The court has seen reductions to civil assessment collections from year to year over the last four fiscal years by \$450,000, \$980,000, \$1.2 million, and \$1.4 million respectively; nearly \$4 million total reduction over the last four fiscal years. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 7%                    | 24%           | 20%            |
| Success Rate        | 4%                    | 6%            | 6%             |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18      |
|------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Delinquent |              |              |              |              |              |              |
| Revenue    |              |              |              |              |              |              |
| Collected  | \$31,262,364 | \$32,140,445 | \$30,608,000 | \$29,429,423 | \$25,150,771 | \$20,055,470 |
| Year-over- |              |              |              |              |              |              |
| Year       |              |              |              |              |              |              |
| Percent    |              |              |              |              |              |              |
| Change     | 7.0%         | 2.8%         | -4.8%        | -3.9%        | -14.5%       | -20.3%       |

Endnotes:

| <sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, |  |
|--|--|
| January 1, 2017 and 2018.  |  |

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 57,088 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 8% Combined Success Rate<sup>3</sup>: 5% Nondelinquent Revenue: \$2,670,673 Delinquent Revenue Collected: \$282,337 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$195,275 Ending Balance<sup>5</sup>: \$5,269,494

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of San Benito County and the County of San Benito. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program;
- Contracts with a private debt collector;
- Meets 13 of the 25 recommended collections best practices, with the following best practices not currently being met: 2, 5, 7, 9, 10, 12, 13, 14, 18, 19, 20, and 21 (see Attachment 3); and
- Engages 13 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$282,337 in revenue from 3,725 cases.
- The total number of delinquent cases established, referred, or transferred is 14,241; of these, 85 are newly established.
- The administrative cost to collect the debt was \$43,974.
- The ending balance of \$5,269,494 represents 14,241 cases with outstanding delinquent court-ordered debt.

According to the San Benito collection program, the court's reporting capabilities are limited by a number of factors. The court's Financial Manager position has been vacant for more than nine months, and the remaining staff has limited expertise running the types of queries needed to obtain the new data. In addition, the court's case management system consultant was unable to assist the court in time to meet the deadline for reporting the new information. The court is currently working on migrating to a new case management system, which is anticipated to go live in March 2020. After the migration is complete, the court will continue referring cases to the

Franchise Tax Board. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governn | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue      |                |               |
| Item 1  | collected                              | \$1,773,473    | \$897,200     |
|         | Delinquent gross revenue collected     | \$25,096       | \$257,241     |
|         | Number of cases associated with        |                |               |
| Item 2  | nondelinquent collections              | 3,765          | 3,028         |
|         | Number of cases associated with        |                |               |
|         | delinquent collections                 | 333            | 3,392         |
|         | Court-ordered adjustment (satisfied by |                |               |
| Item 3  | means other than payment)              | -              | \$195,275     |
|         | Debt discharged from accountability    | -              | -             |
| Item 8  | Percentage of debt defaulted on*       | -              | -             |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                                    | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|---|--|---|-----------------------------------|
| Category 1: Telephone contact                           | -  | _   | -                                 |
| Category 2: Written notice(s)                           | \$52,413   | 707                                       | \$283                             |
| Category 3: Lobby/counter                               | -  | -   | -                                 |
| Category 4: Skip tracing                                | -  | -   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)        | \$24,461   | 329                                       | \$3,669                           |
| Category 6: FTB-IIC (Interagency Collection<br>Program) | _  | _   | _                                 |
| Category 7: Driver's license hold/suspension for        |  |   |                                   |
| failure to appear                                       | \$7,062  | 291                                       | \$1,482                           |
| Category 8: Private debt collectors                     | _  | _   | -                                 |
| Category 9: Wage/bank garnishments and liens            | \$186,973  | 2,369                                     | -                                 |
| Total:  | \$270,909  | 3,696                                     | \$5,434                           |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above and a total of 707 individuals associated with those cases.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

| Metric              | <b>Current Period</b> | Prior Periods | <b>Combined Total</b> |
|---------------------|-----------------------|---------------|-----------------------|
| Gross Recovery Rate | 27%                   | 8%            | 8%                    |
| Success Rate        | 27%                   | 5%            | 5%                    |

The program's GRR and SR by period are as follows:

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent |           |           |           |           |           |           |
| Revenue    |           |           |           |           |           |           |
| Collected  | \$310,622 | \$290,284 | \$342,591 | \$311,659 | \$325,437 | \$282,337 |
| Year-over- |           |           |           |           |           |           |
| Year       |           |           |           |           |           |           |
| Percent    |           |           |           |           |           |           |
| Change     | -23.9%    | -6.5%     | 18.0%     | -9.0%     | 4.4%      | -13.2%    |

Endnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.

County Population<sup>1</sup>: 2,174,938 Authorized Judges/Commissioners<sup>2</sup>: 71/15.0 Combined Gross Recovery Rate<sup>3</sup>: 8% Combined Success Rate<sup>3</sup>: 7% Nondelinquent Revenue: \$32,070,071 Delinquent Revenue Collected: \$28,140,135 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$7,571,578 Ending Balance<sup>5</sup>: \$387,276,102

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of San Bernardino County and the County of San Bernardino. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code</u> section 68514, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Meets 19 of the 25 recommended collections best practices, with 10, 21 and 22 not currently being met, and 14, 23, and 25 are not applicable (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$28,140,135 in revenue, from 71,738 cases.
- The total number of delinquent cases established, referred or transferred is 484,877; of these, 40,712 are newly established.
- The administrative cost to collect the debt was \$5,435,250.
- The ending balance of \$387,276,102 represents 551,008 cases with outstanding delinquent court-ordered debt.

According to the San Bernardino collection program, while most of the data was available many hours were expended to sort the available data into the categories necessary for this report. The costs per collection activity were allocated based on a percentage of the total revenue in each category. The court could not produce a report from Odyssey that provided the amount of nondelinquent collections related to the Current Period vs. Prior Periods Inventory. Due to the volume of payments and amount of time required to develop such a report, a large portion of nondelinquent revenue collected was reported in the Current Period section. The program expects to provide additional information in the next reporting period. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue collected                      | \$31,288,685   | \$781,386     |
| Item 1  | Delinquent gross revenue collected                               | \$3,440,012    | \$24,700,123  |
|         | Number of cases associated with                                  |                |               |
| Item 2  | nondelinquent collections  | 187,358        | 2,374         |
|         | Number of cases associated with delinquent                       |                |               |
|         | collections  | 7,970          | 63,768        |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$-1,197,237   | \$8,768,816   |
|         | Debt discharged from accountability                              | _              | _             |
| Item 8  | Percentage of debt defaulted on*                                 | 5%             | 20%           |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| <b>Category Description</b>                      | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | \$5,094,555      | 10,185         | \$1,364,065    |
| Category 2: Written notice(s)                    | \$5,094,555      | 10,184         | \$1,364,065    |
| Category 3: Lobby/counter                        | -                | -              | -              |
| Category 4: Skip tracing                         | -                | -              | -              |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$996,141        | 3,381          | \$266,716      |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$6,316,779      | 26,258         | \$1,691,314    |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | \$7,840,377      | 21,306         | -              |
| Category 8: Private debt collectors              | -                | _              | -              |
| Category 9: Wage/bank garnishments and liens     | \$2,797,728      | 5,525          | \$749,090      |
| Total:   | \$28,140,135     | 76,839         | \$5,435,250    |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, the percentage decrease is also attributed to the decrease in revenue collected from prior fiscal year. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 7%                    | 9%                   | 8%                    |
| Success Rate        | 10%                   | 6%                   | 7%                    |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|                   | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18      |
|-------------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Delinquent        |              |              |              |              |              |              |
| Revenue Collected | \$35,908,079 | \$31,155,744 | \$29,018,809 | \$27,961,604 | \$35,872,679 | \$28,140,135 |
| Year-over-Year    |              |              |              |              |              |              |
| Percent Change    | 6.4%         | -13.2%       | -6.9%        | -3.6%        | 28.3%        | -21.6%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 3,337,456 Authorized Judges/Commissioners<sup>2</sup>: 134/20 Combined Gross Recovery Rate<sup>3</sup>: 8% Combined Success Rate<sup>3</sup>: 5% Nondelinquent Revenue: \$61,742,735 Delinquent Revenue Collected: \$49,012,527 Total Amount Discharged: \$11,163,414 Total Amount Adjusted<sup>4</sup>: \$24,693,544 Ending Balance<sup>5</sup>: \$1,005,051,973

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of San Diego County and the County of San Diego. The court and county have a written memorandum of understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets all 25 of the recommended collections best practices (see Attachment 3); and
- Engages all 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$49,012,527 in revenue, from 602,966 cases.
- The total number of delinquent cases established, referred or transferred is 1,619,336; of these, 596,815 are newly established.
- The administrative cost to collect the debt was \$7,820,780.
- The ending balance of \$1,005,051,973 represents 1,606,310 cases with outstanding delinquent court-ordered debt.

According to the San Diego collection program, the required information under Government Code section 68514 has been provided to the extent possible. The court engages in all nine Categories. The private vendor performs activities under Categories 1, 4, 5, and 6 for the court. The information under categories 5, 6, and 8 was provided by the private vendor. To meet the new reporting requirements for Categories 2, 3, and 7, the Court's IT Department assisted in developing ad hoc reports. Category 2, Item 5 on the total amount collected cannot be determined independently from Category 3, Item 5. Sending delinquent notices is a collection activity that precedes the actual receipt of payments for delinquent debt. The court reported the total amount of collections in Category 3, Item 5 to avoid duplication. Category 3, Item 5 also include collections from DMV for failures to pay. Category 3, Item 6b on the total number of

individuals associated with cases include the number of individuals established for Categories 5, 6, 7, and 8. The court's nondelinquent collections cannot be segregated into Current and Prior Period. The court is on a cash basis accounting and does not track collections based on a case inventory. The court reported all nondelinquent collections under the current period. The number of cases with collections is not also available for reporting. The court's collections from DMV are also accounted on cash basis. The court does not maintain an active inventory of cases reportable to DMV. This fiscal year, only the payments for failure to pay (FTP) are reported under the Prior Period. This was made possible due to the effectivity date of AB103. For failure to appear (FTA), segregation of payments for current and prior periods is not possible at this time. The FTB-IIC is administered by the court's private vendor. Unlike the FTB-COD program, cases submitted to FTB under the FTB-IIC are refreshed every year. Therefore, the number and value of cases established are only reported under the current period. Collections under Other Program include FTB-IIC and DMV payments.

Courts and counties are required to report on total delinquent and nondelinquent revenues collected with the corresponding number of cases associated with these collections. The county has provided this information as accurately as can be extracted from their case management system. The county has worked with the case management system's vendor to create enhanced reports to assist in reconciliation and meet reporting requirements. This has improved reporting on delinquent vs. nondelinquent data. On the required reporting of the total amount of fines and fees dismissed, discharged, or satisfied by means other than payment: The county has reported the discharge of 11,163,414 of delinquent debt pursuant to Government code section 25257. The required data by specific collection activities (Items 4-7) are beyond the capabilities of the county's current case management system. This data cannot be compiled automatically via system generated reports and will require labor intensive tracking which will deter from actual collection activities. The county was able to provide data related to FTB-COD since that information is readily available on the annual FTB report. For this reason, the total gross revenue collected and the cost of collections do not reconcile with the totals in the Contact and Information Sheet. The required reporting on percentage of fines or fees that are defaulted on is not available for FTB-COD, as the FTB was unable to provide default balances on installment agreements. Likewise, the county's case management system was unable to produce reports timely to report this data. Lastly, the government code requires a separation of current year and prior year data on referrals, collections, and cost-all of which have been provided.

The County experienced a substantial reduction in referrals and collections on Juvenile delinquency accounts due to SB 190 which went into effect on January 1<sup>st</sup>, 2018. The referrals for Juvenile delinquency accounts alone saw a 63% decline. Total annual referrals declined by 33%. However, annual delinquent collections were only adversely impacted by 1.5 % or \$83,983. Despite reductions in referrals and collections, annual delinquent collections as a percentage of annual referrals increased from 42.07% in 2016-17 (5,497,817/13,066,227) to 61.95% (5,413,834/8,738,647) an improvement of 47.25% (19.88/42.07).

The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                     | Current Period | Prior Periods |
|---------|---|----------------|---------------|
|         | Total nondelinquent gross revenue collected               | \$60,573,815   | \$1,168,920   |
| Item 1  | Delinquent gross revenue collected                        | \$17,135,154   | \$31,877,372  |
|         | Number of cases associated with nondelinquent collections | 884            | 3,510         |
| Item 2  | Number of cases associated with delinquent collections    | 124,834        | 478,132       |
|         | Court ordered adjustment (satisfied by means other than   |                |               |
| Item 3  | payment)  | \$9,464,924    | \$15,228,620  |
|         | Debt discharged from accountability                       | _              | \$11,163,414  |
| Item 8  | Percentage of debt defaulted on*                          | 14%            | 6%            |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases. These percentages are based on Court only. Data corresponding to County was unavailable.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | _                | -              | -              |
| Category 2: Written notice(s)                    |                  | 43,527         |                |
| Category 3: Lobby/counter                        | \$7,746,224      | 44,072         | \$365,594      |
| Category 4: Skip tracing                         | _                | -              | -              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$11,188,459     | 26,622         | \$2,684,326    |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$4,559,037      | 298,481        | \$689,493      |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | \$1,934,633      | 2,856          | \$2,856        |
| Category 8: Private debt collectors              | \$19,756,366     | 127,411        | \$3,586,462    |
| Category 9: Wage/bank garnishments and liens     | -                |                | -              |
| Total:   | \$45,184,719     | 542,969        | \$7,328,731    |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 102,697 individuals associated with Categories 1-3.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

However, pursuant to the new reporting requirement, the prior year and combined GRR and SR take the total value of cases referred as a baseline for calculating the percentages- regardless of installment plans on the referred cases. Since this method does not distinguish between the Total Accounts Receivable inventory and Available Accounts Receivable, it will continue to result in undervalued GRR and SR. The calculated rates will not accurately portray the success of collections on Accounts Receivable that are billable and collectable. To most accurately reflect performance, the monthly installment amount should be the basis of evaluation/measurement in the formulas, not the total dollar value of the cases/referral. Better reflecting GRR and SR based on available AR may be an opportunity to further enhance the formula and provide for more accurate measurement of a program's performance.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, the percentage decrease is also attributed to the decline in courtordered delinquent debt collected and amount discharged from accountability, offset by the high value of cases established due to the inclusion of case referrals to the FTB-IIC program, which were not reported in previous years. Discharged amounts have been completely included in the Prior Period rate calculations since any debt discharged is older than one year per legislation. Therefore, the discharges that would have been included in the calculations for GRR and SR based on last year's guidelines are no longer accounted for in current year rates. This has significantly dropped both rates this year. Also, the combined GRR and SR is a much lower value than it has ever been due to the definition of referrals, which is the "total delinquent

account inventory" now included in the calculation of the two rates (as opposed to previous reporting which included only referral activity for the fiscal year). This may be a more accurate representation of GRR and SR since the comparison of collections, adjustments and discharges to referrals (total delinquent inventory) is now reflective of the same reporting period. However, this would make reaching the established GRR benchmark of 34% and the SR of 31% unrealistic- especially for combined rates. The county would like more clarification from the Judicial Council for updated benchmarks based on the new guidelines. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 7%                    | 8%                   | 8%                    |
| Success Rate        | 5%                    | 5%                   | 5%                    |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$11,163,414 for the reporting period.

|                   | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18      |
|-------------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Delinquent        |              |              |              |              |              |              |
| Revenue Collected | \$52,635,647 | \$56,269,763 | \$60,156,530 | \$60,448,787 | \$53,981,719 | \$49,012,527 |
| Year-over-Year    |              |              |              |              |              |              |
| Percent Change    |              | 6.9%         | 6.9%         | 0.5%         | -10.7%       | -9.2%        |

Endnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch.722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.

County Population<sup>1</sup>: 883,963 Authorized Judges/Commissioners<sup>2</sup>: 52/3.9 Combined Gross Recovery Rate<sup>3</sup>: 7% Combined Success Rate<sup>3</sup>: 6% Nondelinquent Revenue: \$13,944,725 Delinquent Revenue Collected: \$10,816,861 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$2,873,612 Ending Balance<sup>5</sup>: \$170,910,948

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of San Francisco County and the County of San Francisco. The court and county are updating the Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code</u> section 68514, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Contract with a private debt collector;
- Meets 20 of the 25 recommended collections best practices, with the following best practices not currently being met: 1, 2, 5, 17, and 19 (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$10,816,861 in revenue, from 17,670 cases.
- The total number of delinquent cases established, referred or transferred is 199,830; of these, 35,155 are newly established.
- The administrative cost to collect the debt was \$3,159,435.
- The ending balance of \$170,910,948 represents 189,398 cases with outstanding delinquent court-ordered debt.

According to the San Francisco collection program, the court was able to begin the automation of collections referrals of traffic accounts in their case management system (C-Track) and continues to work on resolving programming issues in the new case management system and with the interfaces to ensure for more robust collections services. In June 2017, the courts' traffic division implemented the ability-to-pay determination process, effective June 2017, which created further reductions in outstanding debt amounts on traffic cases. The San Francisco Court is a pilot court in the "Online Ability-to-Pay Determination Tool" project, which will allow reductions for fines and fees/penalties/civil assessments. Fiscal year 2017-18 has shown a dramatic decrease in infraction citations being issued by law enforcement in San Francisco, which may continue for

the foreseeable future and impact future revenue collection efforts. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governn      | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|--------------|--|----------------|---------------|
| <b>T</b> ( 1 | Total nondelinquent gross revenue collected                      | \$13,650,737   | \$293,988     |
| Item 1       | Delinquent gross revenue collected                               | \$4,439,536    | \$6,377,325   |
| <b>1 2</b>   | Number of cases associated with nondelinquent collections        | 238            | 274           |
| Item 2       | Number of cases associated with delinquent collections           | 1,556          | 16,114        |
| Item 3       | Court ordered adjustment (satisfied by means other than payment) | \$1,618,062    | \$1,255,550   |
|              | Debt discharged from accountability                              | -              | -             |
| Item 8       | Percentage of debt defaulted on*                                 | 13%            | 11%           |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description   | Item 5: Item<br>Amount Collected<br>by Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|---|---|-----------------------------------|
| Category 1: Telephone contact                                      | -   | -   | -                                 |
| Category 2: Written notice(s)                                      | -   | -   | -                                 |
| Category 3: Lobby/counter  | -   | -   | -                                 |
| Category 4: Skip tracing   | -   | -   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)                   | \$1,378,232                                     | 112,637                                   | \$89,585                          |
| Category 6: FTB-IIC (Interagency Collection Program)               | \$4,543,049                                     | 30,952                                    | \$933,918                         |
| Category 7: Driver's license hold/suspension for failure to appear | _   | _   | _                                 |
| Category 8: Private debt collectors                                | \$1,152,528                                     | 158,446                                   | \$192,258                         |
| Category 9: Wage/bank garnishments and liens                       |   | -   | _                                 |
| Total:   | \$7,073,809                                     | 302,035                                   | \$1,215,761                       |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 88,104 individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 20%                   | 5%                   | 7%                    |
| Success Rate        | 16%                   | 4%                   | 6%                    |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|                | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18      |
|----------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Delinquent     |              |              |              |              |              |              |
| Revenue        |              |              |              |              |              |              |
| Collected      | \$11,467,300 | \$14,410,913 | \$16,143,653 | \$12,747,960 | \$12,538,723 | \$10,816,861 |
| Year-over-Year |              |              |              |              |              |              |
| Percent Change | -6.7%        | 25.7%        | 12.0%        | -21.0%       | -1.6%        | -13.7%       |

Endnotes:

- <sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup> Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 758,744 Authorized Judges/Commissioners<sup>2</sup>: 29/4.0 Combined Gross Recovery Rate<sup>3</sup>: 23% Combined Success Rate<sup>3</sup>: 14% Nondelinquent Revenue: \$15,164,659 Delinquent Revenue Collected: \$19,380,496 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$14,921,743 Ending Balance<sup>5</sup>: \$117,891,258

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of San Joaquin County and the County of San Joaquin. The court and county do not have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code</u> section 68514, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contract with a private debt collector;
- Meets 23 of the 25 recommended collections best practices, with the following best practices not currently being met: 1, 8, and 9 (see Attachment 3); and
- Engages 11 of the 16 collection activity components.

#### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$19,380,496 in revenue, from 21,902 cases.
- The total number of delinquent cases established, referred or transferred is 122,321; of these, 37,918 are newly established.
- The administrative cost to collect the debt was \$326,770.
- The ending balance of \$117,891,258 represents 288,912 cases with outstanding delinquent court-ordered debt.

According to the Superior Court of San Joaquin collection program, the third-party collection agency was only able to provide limited information for the reporting period but will continue to find ways to provide the court with information required under Government Code section 68514. The program expects to be able to provide more detail on their collection activities in the next reporting period. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue collected  | \$2,531,391    | \$12,633,268  |
| Item 1  | Delinquent gross revenue collected   | \$8,188,889    | \$11,191,607  |
| Item 2  | Number of cases associated with nondelinquent collections  | 5,686          | 19,387        |
|         | Number of cases associated with delinquent collections   | 21,902         | <u>-</u>      |
| Item 3  | Court ordered adjustment (satisfied by means<br>other than payment)<br>Debt discharged from accountability | \$16,187,871   | \$-1,266,128  |
| Item 8  | Percentage of debt defaulted on*   | -%             | -%            |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | _                | 729,911        | -              |
| Category 2: Written notice(s)                    | _                | 54,553         | -              |
| Category 3: Lobby/counter                        | -                | -              | -              |
| Category 4: Skip tracing                         | _                | -              | -              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | _                | -              | -              |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | -                | -              | -              |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              | -              |
| Category 8: Private debt collectors              | \$11,191,607     |                | \$326,770      |
| Category 9: Wage/bank garnishments and liens     | -                |                | -              |
| Total:   | \$11,191,607     | 784,464        | \$326,770      |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

| Metric:             | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 63%                   | 9%                   | 23%                   |
| Success Rate        | 36%                   | 10%                  | 14%                   |

The program's GRR and SR by period are as follows:

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13      | 2013-14      | 2014-15     | 2015-16     | 2016-17     | 2017-18      |
|------------|--------------|--------------|-------------|-------------|-------------|--------------|
| Delinquent |              |              |             |             |             |              |
| Revenue    |              |              |             |             |             |              |
| Collected  | \$10,784,189 | \$11,147,174 | \$2,322,269 | \$6,226,675 | \$4,987,870 | \$19,380,496 |
| Year-over- |              |              |             |             |             |              |
| Year       |              |              |             |             |             |              |
| Percent    |              |              |             |             |             |              |
| Change     | 8.9%         | 3.4%         | -79.2%      | 168.1%      | -19.9%      | 288.6%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 280,101 Authorized Judges/Commissioners<sup>2</sup>: 13/2.0 Combined Gross Recovery Rate<sup>3</sup>: 4% Combined Success Rate<sup>3</sup>: 3% Nondelinquent Revenue: \$25,394,406 Delinquent Revenue Collected: \$6,611,754 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$989,502 Ending Balance<sup>5</sup>: \$135,517,936

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of San Luis Obispo County and the County of San Luis Obispo. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code</u> section 68514, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 23 of the 25 recommended collections best practices, with the following best practices not currently being met: 4, and 14 (see Attachment 3); and
- Engages 16 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$6,611,754 in revenue from 20,981 cases.
- The total number of delinquent cases established, referred, or transferred is 118,749; of these, 35,291 are newly established.
- The administrative cost to collect the debt was \$1,494,003.
- The ending balance of \$135,517,936 represents 36,968 cases with outstanding delinquent court-ordered debt.

According to the San Luis Obispo collection program, the court was not able to provide all the data requested in the new reporting format. The court plans to continue looking at how their case management system can obtain the required data elements. The goal is to retroactively obtain as much of the requested data as possible. Currently, the county collection program could not capture the newly required information. They will contact their vendor to see if they are able to add the State's new collections reporting requirements into their program. The following table

captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue      |                |               |
| Item 1  | collected                              | \$13,547,981   | \$11,846,425  |
|         | Delinquent gross revenue collected     | \$4,558,801    | \$2,052,953   |
|         | Number of cases associated with        |                |               |
| Item 2  | nondelinquent collections              | 39,176         | -             |
|         | Number of cases associated with        |                |               |
|         | delinquent collections                 | 9,523          | 11,458        |
|         | Court-ordered adjustment (satisfied by |                |               |
| Item 3  | means other than payment)              | \$303,480      | \$686,022     |
|         | Debt discharged from accountability    | _              | _             |
| Item 8  | Percentage of debt defaulted on*       | 8%             | 97%           |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                    | _  | _   | -                                 |
| Category 2: Written notice(s)                    | -  | -   | -                                 |
| Category 3: Lobby/counter                        | -  | -   | -                                 |
| Category 4: Skip tracing                         | -  | -   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program) | -  | -   | -                                 |
| Category 6: FTB-IIC (Interagency Collection      |  |   |                                   |
| Program)   | -  | -   | -                                 |
| Category 7: Driver's license hold/suspension for |  |   |                                   |
| failure to appear                                | -  | -   | -                                 |
| Category 8: Private debt collectors              | \$2,615,758  | 4,119                                     | \$441,911                         |
| Category 9: Wage/bank garnishments and liens     | -  | -   | -                                 |
| Total:   | \$2,615,758  | 4,119                                     | \$441,911                         |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above and a total of 100,000 individuals associated with those cases.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The collection program has been more aggressive in their collection processing, resulting in delinquent cases being moved more quickly from collection to a private agency and from the

county to the FTB-COD and FTB-IIC program. The increased speed of the referrals is noticeable in the large number of adjustments. In addition, there was no noticeable increase in collections due to the previous amnesty program. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 10%                   | 2%                   | 4%                    |
| Success Rate        | 10%                   | 1%                   | 3%                    |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$6,409,470 | \$6,112,632 | \$5,523,511 | \$6,761,142 | \$5,150,510 | \$6,611,754 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | 40.1%       | -4.6%       | -9.6%       | 22.4%       | -23.8%      | 28.4%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 774,155 Authorized Judges/Commissioners<sup>2</sup>: 26/7.0 Combined Gross Recovery Rate<sup>3</sup>: 27% Combined Success Rate<sup>3</sup>: 8% Nondelinquent Revenue: \$819,976 Delinquent Revenue Collected: \$7,606,394 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$24,499,268 Ending Balance<sup>5</sup>: \$86,482,150

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of San Mateo County and the County of San Mateo. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets all 25 of the recommended collections best practices (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$7,606,394 in revenue from 16,393 cases.
- The total number of delinquent cases established, referred, or transferred is 136,849; of these, 34,319 are newly established.
- The administrative cost to collect the debt was \$933,693.
- The ending balance of \$86,482,150 represents 125,515 cases with outstanding delinquent court-ordered debt.

According to the San Mateo collection program, the private agency and the FTB-COD was not able to provide installment agreement information by current and prior years. It has taken a massive effort by the court and county to provide the new information in the time allowed. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue      |                |               |
| Item 1  | collected                              | \$754,455      | \$65,521      |
|         | Delinquent gross revenue collected     | \$2,194,725    | \$5,411,669   |
|         | Number of cases associated with        |                |               |
| Item 2  | nondelinquent collections              | 1,187          | 179           |
|         | Number of cases associated with        |                |               |
|         | delinquent collections                 | 4,553          | 11,840        |
|         | Court-ordered adjustment (satisfied by |                |               |
| Item 3  | means other than payment)              | \$22,628       | \$24,476,640  |
|         | Debt discharged from accountability    | _              | -             |
| Item 8  | Percentage of debt defaulted on*       | 66%            | 45%           |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item | Item 6: Number | Item 7:        |
|--|--------------|----------------|----------------|
| Category Description                             | Amount       | of Cases by    | Administrative |
|  | Collected by | Activity       | Cost           |
|  | Activity     |                |                |
| Category 1: Telephone contact                    | \$870,600    | 14,242         | \$240,100      |
| Category 2: Written notice(s)                    | \$434,700    | 54,885         | \$140,000      |
| Category 3: Lobby/counter                        | \$1,829,288  | 1,699          | \$100,000      |
| Category 4: Skip tracing                         | \$997,658    | 42,071         | \$274,393      |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$931,975    | 3,221          | \$146,000      |
| Category 6: FTB-IIC (Interagency Collection      |              |                |                |
| Program)   | \$1,062,228  | 1,483          | \$12,000       |
| Category 7: Driver's license hold/suspension for |              |                |                |
| failure to appear                                | \$1,409,378  | 9,655          | \$8,200        |
| Category 8: Private debt collectors              | \$53,802     | 165            | \$9,000        |
| Category 9: Wage/bank garnishments and liens     | \$16,765     | 38             | \$4,000        |
| Total:   | \$7,606,394  | 127,459        | \$933,693      |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above and a total of 38,949 individuals associated with those cases.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's decrease in their GRR and SR is attributed to the increase in the referral amounts. The increase was due to enhanced and expanded implementation of the court's case management system. Aligning the program and private agency's ending balance figures have left open balances on accounts that have been recalled or reduced due to the previous amnesty program and other adjustments. The program will continue to work with the private agency in updating account totals and statuses. The referral amount is expected to stabilize in the coming year, which will result in a return to a reasonable GRR and SR. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 9%                    | 32%           | 27%            |
| Success Rate        | 9%                    | 8%            | 8%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15      | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|--------------|-------------|-------------|-------------|
| Delinquent |             |             |              |             |             |             |
| Revenue    |             |             |              |             |             |             |
| Collected  | \$9,311,679 | \$8,850,191 | \$10,167,501 | \$9,436,114 | \$7,876,726 | \$7,606,394 |
| Year-over- |             |             |              |             |             |             |
| Year       |             |             |              |             |             |             |
| Percent    |             |             |              |             |             |             |
| Change     | -3.4%       | -5.0%       | 14.9%        | -7.2%       | -16.5%      | -3.4%       |

Endnotes:

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

<sup>&</sup>lt;sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.

County Population<sup>1</sup>: 453,457 Authorized Judges/Commissioners<sup>2</sup>: 21/3.0 Combined Gross Recovery Rate<sup>3</sup>: 19% Combined Success Rate<sup>3</sup>: 9% Nondelinquent Revenue: \$15,984,993 Delinquent Revenue Collected: \$10,078,239 Total Amount Discharged: \$666,057 Total Amount Adjusted<sup>4</sup>: \$13,035,031 Ending Balance<sup>5</sup>: \$99,270,692

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Santa Barbara County and the County of Santa Barbara. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code</u> section 68514, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 4 (see Attachment 3); and
- Engages 16 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$10,078,239 in revenue, from 31,569 cases.
- The total number of delinquent cases established, referred or transferred is 173,269; of these, 38,007 are newly established.
- The administrative cost to collect the debt was \$1,310,994.
- The ending balance of \$99,270,692 from an undetermined number of cases.

According to the Santa Barbara collection program, the court's new case management system does not have a report that will pull the new information required under Government Code section 68514. The court has requested assistance from its case management system vendor with configuring the additional statistics. The program does not have an estimated time for when this will be completed. The county has not been able to accurately determine information on account balances or number of accounts. The periods in the collections system do not close, resulting in data being applied retroactively. This results in an uncertainty of data accuracy. The county is working with the software vendor and with internal IT staff to determine how to generate accurate data for reporting on the accounts that the county collects. However, the county does

not have an estimated time by which this will be achieved. The actual amounts collected and costs of collections ties to the financial system and is periodically audited, as a result the county has confidence in these numbers and has reported accordingly. The county does have data related to the number, types of accounts, and changes at the FTB, but were not able to pull data from the system in time to complete the report. The number and value of cases was not provided by the county; although the system can run a report it will generate data as of year- end (June 30, 2018.) The challenge is that the system does not close periods, if that same report is run again a month from now it will likely show different data. Part of the programing being worked on is a report to show the transactions that posted after the fiscal year end but impacted the year end value and number of accounts, this will help determine the actual ending balance. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                     | Current Period | Prior Periods |
|---------|---|----------------|---------------|
| -       | Total nondelinquent gross revenue collected               | \$15,984,993   | \$-           |
| Item 1  | Delinquent gross revenue collected                        | \$7,924,000    | \$2,154,239   |
| Item 2  | Number of cases associated with nondelinquent collections | -              | -             |
|         | Number of cases associated with delinquent collections    | 9 505          | 22.074        |
|         | Court ordered adjustment (satisfied by means other        | 8,595          | 22,974        |
| Item 3  | than payment)   | \$12,990,053   | \$44,979      |
|         | Debt discharged from accountability                       | \$302,805      | \$363,252     |
| Item 8  | Percentage of debt defaulted on*                          | 2%             | 8%            |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| <b>Category Description</b>                      | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | -                | -              | -              |
| Category 2: Written notice(s)                    | -                | -              | -              |
| Category 3: Lobby/counter                        | -                | -              | -              |
| Category 4: Skip tracing                         | _                | _              | _              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | -                | -              | -              |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | -                | -              | -              |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              | -              |
| Category 8: Private debt collectors              | \$758,939        | 82,326         | \$100,955      |
| Category 9: Wage/bank garnishments and liens     |                  |                | -              |
| Total:   | \$758,939        | 82,326         | \$100,955      |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, the high percentages calculated for the current period are due to systems limitations that prevented the separation of data by period; total gross revenue collected and adjustments are reported in the current period. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | <b>Prior Periods</b> | Combined Total |
|---------------------|-----------------------|----------------------|----------------|
| Gross Recovery Rate | 79%                   | 3%                   | 19%            |
| Success Rate        | 59%                   | 2%                   | 9%             |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$666,057 for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15      | 2015-16      | 2016-17     | 2017-18      |
|------------|-------------|-------------|--------------|--------------|-------------|--------------|
| Delinquent |             |             |              |              |             |              |
| Revenue    |             |             |              |              |             |              |
| Collected  | \$9,014,994 | \$9,178,617 | \$10,012,392 | \$10,009,019 | \$8,132,238 | \$10,078,239 |
| Year-over- |             |             |              |              |             |              |
| Year       |             |             |              |              |             |              |
| Percent    |             |             |              |              |             |              |
| Change     | -39.5%      | 1.8%        | 9.1%         | 0.0%         | -18.8%      | 23.9%        |

Endnotes:

<sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.

- <sup>2</sup> Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 1,956,598 Authorized Judges/Commissioners<sup>2</sup>: 79/5.0 Combined Gross Recovery Rate<sup>3</sup>: 32% Combined Success Rate<sup>3</sup>: 9% Nondelinquent Revenue: \$35,212,798 Delinquent Revenue Collected: \$34,767,895 Total Amount Discharged: \$62,396,236 Total Amount Adjusted<sup>4</sup>: \$76,778,666 Ending Balance<sup>5</sup>: \$361,619,713

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Santa Clara County and the County of Santa Clara. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Meets 23 of the 25 recommended collections best practices, with the following best practices not currently being met: 4, and 13 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$34,767,895 in revenue, partially from 12,586 cases reported by third party vendors.
- The total number of delinquent cases established, referred or transferred is 803,544; of these, 86,520 are newly established.
- The administrative cost to collect the debt was \$5,531,066.
- The ending balance of \$361,619,713 represents 563,165 cases with outstanding delinquent court-ordered debt.

According to the Santa Clara collection program, the annual collections report was completed to the extent possible. The report reflects the transfer of responsibility for traffic collections from the county to the court, effective June 2018, and the recall of the traffic accounts inventory including an adjustment of \$52 million for 84,000 accounts. The new data elements, Item 4 through 7, are consolidated in the county's collection system, based on activity, and only include collections data from the private vendor and its referrals to the FTB. Many of the activities described are performed simultaneously or within close proximity, which makes it difficult to know what action or effort caused the amount collected or its associated cost. The county plans to acquire a new collections system with enhanced reporting capabilities. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period | <b>Prior Periods</b> |
|---------|--|----------------|----------------------|
|         | Total nondelinquent gross revenue collected                      | \$31,871,654   | \$3,341,144          |
| Item 1  | Delinquent gross revenue collected                               | \$14,612,775   | \$20,155,120         |
| Item 2  | Number of cases associated with nondelinquent collections        | _              | _                    |
|         | Number of cases associated with delinquent collections           | 1,207          | 11,379               |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$11,266,293   | \$65,512,373         |
|         | Debt discharged from accountability                              | \$194,458      | \$62,201,778         |
| Item 8  | Percentage of debt defaulted on*                                 | 14%            | 45%                  |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | _                | _              | _              |
| Category 2: Written notice(s)                    | _                | -              | _              |
| Category 3: Lobby/counter                        | -                | -              | -              |
| Category 4: Skip tracing                         | _                | -              | _              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$3,632,608      | 7,664          | \$540,894      |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$515,807        | 15,365         | -              |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                |                | -              |
| Category 8: Private debt collectors              | \$2,183,171      | 10,474         | \$295,331      |
| Category 9: Wage/bank garnishments and liens     | -                | -              | -              |
| Total:   | \$6,331,586      | 33,503         | \$836,225      |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, the percentage decrease may also be attributed to factors such as reporting, decrease in referrals, account recalls and adjustments. The county will be validating the new methodology for future reporting. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 45%                   | 31%           | 32%            |
| Success Rate        | 32%                   | 6%            | 9%             |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$62,396,236 for the reporting period.

|            | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18      |
|------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Delinquent |              |              |              |              |              |              |
| Revenue    |              |              |              |              |              |              |
| Collected  | \$40,541,302 | \$33,200,311 | \$32,246,238 | \$31,826,357 | \$42,312,475 | \$34,767,895 |
| Year-over- |              |              |              |              |              |              |
| Year       |              |              |              |              |              |              |
| Percent    |              |              |              |              |              |              |
| Change     | 3.5%         | -18.1%       | -2.9%        | -1.3%        | 32.9%        | -17.8%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 276,864 Authorized Judges/Commissioners<sup>2</sup>: 12/1.5 Combined Gross Recovery Rate<sup>3</sup>: 3% Combined Success Rate<sup>3</sup>: 3% Nondelinquent Revenue: \$5,774,039 Delinquent Revenue Collected: \$3,294,970 Total Amount Discharged: \$390,006 Total Amount Adjusted<sup>4</sup>: \$6,268 Ending Balance<sup>5</sup>: \$114,386,786

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Santa Cruz County and the County of Santa Cruz. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 21 of the 25 recommended collections best practices, with the following best practices not currently being met: 2, 4, 14, and 18 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$3,294,970 in revenue, from 8,354 cases.
- The total number of delinquent cases established, referred or transferred is 202,500; of these, 87,291 are newly established.
- The administrative cost to collect the debt was \$425,265.
- The ending balance of \$114,386,786 represents 129,458 cases with outstanding delinquent court-ordered debt.

According to the Santa Cruz collection program, the private vendor is able to distinguish current year vs. prior year cost of collections, but the court and county costs are distributed among all cases and the programs do not have the ability to break those out; costs were split proportionately based on the collection amounts. The gross revenue for nondelinquent collections includes new current year cases as well as cases established in prior years. The outside agency is not able to distinguish payments received as a result of phone calls from payments received as a result of letters or other collections components. There is no obvious way in which their system will be able to capture this data in the future. For accounts referred to FTB-IIC program it is not possible to provide an accurate number of cases; these accounts are updated multiple times per year and the same account may be sent in multiple files as payments may be received by the agency.

These same cases may also be referred to the FTB-COD program and worked within the agency, so at any point during the year the same cases may appear within different categories. The number reported for total number of cases is the number sent to FTB for the mass load in November and the prior year number is from the 2016-17 mass upload. The program is working on creating new reports within the court case management system to comply with the new reporting requirements. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements              | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| It 1    | Total nondelinquent gross revenue collected        | \$5,774,039    | _             |
| Item 1  | Delinquent gross revenue collected                 | \$603,302      | \$2,691,668   |
|         | Number of cases associated with nondelinquent      |                |               |
| Item 2  | collections  | -              | -             |
|         | Number of cases associated with delinquent         |                |               |
|         | collections  | 1,348          | 7,006         |
|         | Court ordered adjustment (satisfied by means other |                |               |
| Item 3  | than payment)                                      | \$1,281        | \$4,987       |
|         | Debt discharged from accountability                | \$257,450      | \$132,556     |
| Item 8  | Percentage of debt defaulted on*                   | 11%            | 6%            |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| <b>Category Description</b>                      | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | -                | -              | -              |
| Category 2: Written notice(s)                    | -                | -              | -              |
| Category 3: Lobby/counter                        | -                | -              | -              |
| Category 4: Skip tracing                         | _                | _              | _              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$1,311,302      | 20,615         | \$194,865      |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$477,389        | 68,834         | \$31,258       |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              | -              |
| Category 8: Private debt collectors              | \$1,506,279      | -              | \$135,209      |
| Category 9: Wage/bank garnishments and liens     |                  |                | -              |
| Total:   | \$3,294,970      | 89,449         | \$361,332      |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

According to the program, the percentage decrease may also be attributed to the fact that the court did not refer to collections any accounts for the first six months of the fiscal year, due to case management system issues. The program's GRR and SR by period are as follows:

| Metric:             | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 3%                    | 3%                   | 3%                    |
| Success Rate        | 2%                    | 3%                   | 3%                    |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$390,006 for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$5,269,944 | \$4,232,199 | \$4,339,010 | \$3,450,448 | \$2,972,175 | \$3,294,970 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | 7.6%        | -19.7%      | 2.5%        | -20.5%      | -13.9%      | 10.9%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 178,271 Authorized Judges/Commissioners<sup>2</sup>: 10/2.0 Combined Gross Recovery Rate<sup>3</sup>: 15% Combined Success Rate<sup>3</sup>: 5% Nondelinquent Revenue: \$4,055,809 Delinquent Revenue Collected: \$6,149,592 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$13,292,755 Ending Balance<sup>5</sup>: \$108,005,702

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Shasta County and the County of Shasta. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 22 of the 25 recommended collections best practices, with the following best practices not currently being met: 4, 10, and 16 (see Attachment 3); and
- Engages 13 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$6,149,592 in revenue from 8,143 cases.
- The total number of delinquent cases established, referred, or transferred is 149,805; of these, 21,147 are newly established.
- The administrative cost to collect the debt was \$1,252,343.
- The ending balance of \$108,005,702 represents 126,195 cases with outstanding delinquent court-ordered debt.

According to the Shasta collection program, the case management system is unable to provide some of the required data. The program is unable to break down payment information on current vs. prior year cases, as well as track payment plans. Currently, Shasta's IT department is working on a program to facilitate the required information. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue<br>collected   | \$4,055,809    | -             |
|         | Delinquent gross revenue collected   | \$5,824,233    | \$325,359     |
| Item 2  | Number of cases associated with nondelinquent collections  | 7,128          | -             |
|         | Number of cases associated with delinquent collections   | 5,441          | 2,702         |
| Item 3  | Court-ordered adjustment (satisfied by<br>means other than payment)<br>Debt discharged from accountability | \$13,292,755   | _             |
| Item 8  | Percentage of debt defaulted on*   | -              | <u>.</u>      |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount | Item 6: Number<br>of Cases by | Item 7:<br>Administrative |
|--|------------------------|-------------------------------|---------------------------|
| Category Description                             | Collected by           | Activity                      | Cost                      |
|  | Activity               | 11011111                      | 0000                      |
| Category 1: Telephone contact                    | -                      | 18,787                        | -                         |
| Category 2: Written notice(s)                    | -                      | 25,249                        | -                         |
| Category 3: Lobby/counter                        | -                      | -                             | -                         |
| Category 4: Skip tracing                         | -                      | 14,943                        | -                         |
| Category 5: FTB-COD (Court-Ordered Debt Program) | -                      | -                             | -                         |
| Category 6: FTB-IIC (Interagency Collection      |                        |                               |                           |
| Program)   | \$826,450              | 33,192                        | -                         |
| Category 7: Driver's license hold/suspension for |                        |                               |                           |
| failure to appear                                | -                      | 3,046                         | -                         |
| Category 8: Private debt collectors              | \$53,756               | -                             | -                         |
| Category 9: Wage/bank garnishments and liens     | -                      | 9                             | -                         |
| Total:   | \$880,206              | 95,226                        | -                         |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program continues its philosophy of doing due diligence in using all avenues available in pursuing the collection on each case used by their court's collection division. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | Combined Total |
|---------------------|-----------------------|----------------------|----------------|
| Gross Recovery Rate | 75%                   | 0%                   | 15%            |
| Success Rate        | 48%                   | 0%                   | 5%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$5,378,687 | \$5,556,876 | \$5,680,895 | \$5,777,816 | \$7,499,718 | \$6,149,592 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -2.0%       | 3.3%        | 2.2%        | 1.7%        | 29.8%       | -18.0%      |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 3,207 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 14% Combined Success Rate<sup>3</sup>: 10% Nondelinquent Revenue: \$130,843 Delinquent Revenue Collected: \$120,982 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$60,070 Ending Balance<sup>5</sup>: \$1,072,040

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Sierra County and the County of Sierra. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- An MOU with the Superior Court of Shasta County to provide collections services as part of an Intrabranch Collections Services Program;
- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 21 of the 25 recommended collections best practices, with the following best practices not currently being met: 2, 4, 10, and 16 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$120,982 in revenue from 250 cases.
- The total number of delinquent cases established, referred, or transferred is 2,050; of these, 314 are newly established.
- The administrative cost to collect the debt was \$32,001.
- The ending balance of \$1,072,040 represents 1,772 cases with outstanding delinquent court-ordered debt.

According to the Sierra collection program, their case management system is unable to provide some of the required data at this time. In addition, the program is unable to break down payment information on current vs. prior year cases, as well as track payment plans. The program's IT department is currently working on a program to facilitate the data required. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | <b>Prior Periods</b> |
|---------|--|----------------|----------------------|
| Item 1  | Total nondelinquent gross revenue collected  | \$130,843      | -                    |
|         | Delinquent gross revenue collected   | \$102,116      | \$18,866             |
| Item 2  | Number of cases associated with nondelinquent collections  | -              | -                    |
|         | Number of cases associated with delinquent collections   | 166            | 84                   |
| Item 3  | Court-ordered adjustment (satisfied by<br>means other than payment)<br>Debt discharged from accountability | \$59,131       | \$939                |
| Item 8  | Percentage of debt defaulted on*   | -              | _                    |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount | Item 6: Number<br>of Cases by | Item 7:<br>Administrative |
|--|------------------------|-------------------------------|---------------------------|
|  | Collected by           | Activity                      | Cost                      |
|  | Activity               |                               |                           |
| Category 1: Telephone contact                    | -                      | 267                           | -                         |
| Category 2: Written notice(s)                    | _                      | 523                           | -                         |
| Category 3: Lobby/counter                        | _                      | -                             | -                         |
| Category 4: Skip tracing                         | _                      | 387                           | -                         |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$8,180                | 36                            | -                         |
| Category 6: FTB-IIC (Interagency Collection      |                        |                               |                           |
| Program)   | \$8,777                | 925                           | -                         |
| Category 7: Driver's license hold/suspension for |                        |                               |                           |
| failure to appear                                | _                      | -                             | -                         |
| Category 8: Private debt collectors              | \$60                   | 1                             | -                         |
| Category 9: Wage/bank garnishments and liens     | -                      | -                             | -                         |
| Total:   | \$17,017               | 2,139                         | -                         |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program continues its court and Shasta's intrabranch's collection philosophy of doing due diligence in using all avenues available to them in pursuing the collection on each case. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 83%                   | 2%                   | 14%                   |
| Success Rate        | 76%                   | 2%                   | 10%                   |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent |           |           |           |           |           |           |
| Revenue    |           |           |           |           |           |           |
| Collected  | \$143,578 | \$142,916 | \$135,918 | \$128,431 | \$115,939 | \$120,982 |
| Year-over- |           |           |           |           |           |           |
| Year       |           |           |           |           |           |           |
| Percent    |           |           |           |           |           |           |
| Change     | 120.0%    | -0.5%     | -4.9%     | -5.5%     | -9.7%     | 4.3%      |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 44,612 Authorized Judges/Commissioners<sup>2</sup>: 4/1.0 Combined Gross Recovery Rate<sup>3</sup>: 19% Combined Success Rate<sup>3</sup>: 6% Nondelinquent Revenue: \$5,734,138 Delinquent Revenue Collected: \$2,104,458 Total Amount Discharged: \$4,749,502 Total Amount Adjusted<sup>4</sup>: \$1,384,494 Ending Balance<sup>5</sup>: \$35,358,931

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Siskiyou County and the County of Siskiyou. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Interagency Intercept Collections (FTB-IIC) program;
- Contracts with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 8 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$2,104,458 in revenue from 0 cases.
- The total number of delinquent cases established, referred, or transferred is 44,686; of these, 3,503 are newly established.
- The administrative cost to collect the debt was \$425,913.
- The ending balance of \$35,358,931 represents 47,499 cases with outstanding delinquent court-ordered debt.

According to the Siskiyou collection program, they are unable to provide accurate and reliable data because of their continued work on their new case management system. At this time, the program is not able to provide the data information for the following areas: quantifying the dollar amount, number of cases, number of individuals, and total administrative costs by specific activities. The program's case management system will need to be reconfigured to incorporate the new data requirements, which will delay the time frame in having a configured report. As resources and staffing allows, the program will continue to work with their development team to produce the information requested. The report contains information reported by the court only.

The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governn | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue      |                |               |
| Item 1  | collected                              | \$3,219,892    | \$2,514,246   |
|         | Delinquent gross revenue collected     | \$1,033,152    | \$1,071,306   |
|         | Number of cases associated with        |                |               |
| Item 2  | nondelinquent collections              | -              | -             |
|         | Number of cases associated with        |                |               |
|         | delinquent collections                 | -              | -             |
|         | Court-ordered adjustment (satisfied by |                |               |
| Item 3  | means other than payment)              | \$642,483      | \$742,011     |
|         | Debt discharged from accountability    | -              | \$4,749,502   |
| Item 8  | Percentage of debt defaulted on*       | -              | -             |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description   | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                                      | -  | _   | -                                 |
| Category 2: Written notice(s)                                      | -  | -   | -                                 |
| Category 3: Lobby/counter  | -  | -   | -                                 |
| Category 4: Skip tracing   |  | -   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)                   |  | -   | -                                 |
| Category 6: FTB-IIC (Interagency Collection<br>Program)            | -  | -   | -                                 |
| Category 7: Driver's license hold/suspension for failure to appear | -  | -   | -                                 |
| Category 8: Private debt collectors                                | -  | -   | -                                 |
| Category 9: Wage/bank garnishments and liens                       |  |   | -                                 |
| Total:   | -  | -   | -                                 |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

At this time, the program cannot provide any comments in regards to the GRR and SR due to data changes and inaccuracies. The program's GRR and SR by period are as follows:

| Metric              | Current Period | Prior Periods | Combined Total |
|---------------------|----------------|---------------|----------------|
| Gross Recovery Rate | 43%            | 17%           | 19%            |
| Success Rate        | 32%            | 3%            | 6%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$4,749,502 for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$2,086,089 | \$1,973,320 | \$1,912,631 | \$1,382,382 | \$1,071,306 | \$2,104,458 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -5.3%       | -5.4%       | -3.1%       | -27.7%      | -22.5%      | 96.4%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 439,793 Authorized Judges/Commissioners<sup>2</sup>: 20/3.0 Combined Gross Recovery Rate<sup>3</sup>: 15% Combined Success Rate<sup>3</sup>: 4% Nondelinquent Revenue: \$7,917,902 Delinquent Revenue Collected: \$5,272,896 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$15,881,877 Ending Balance<sup>5</sup>: \$117,767,086

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Solano County and the County of Solano. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 22 of the 25 recommended collections best practices, with the following best practices not currently being met: 5, 21, and 23 (see Attachment 3); and
- Engages 12 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$5,272,896 in revenue from 39,437 cases.
- The total number of delinquent cases established, referred, or transferred is 215,700; of these, 17,650 are newly established.
- The administrative cost to collect the debt was \$455,988.
- The ending balance of \$117,767,086 represents 139,459 cases with outstanding delinquent court-ordered debt.

According to the Solano collection program, the county collection program is not able to provide all the new data required due to case management system limitations. The county amount reported in the gross revenue collected (current period) section is a combination of collections from 2017–18 on cases that were established in both the current and prior periods. However, the system is unable to separate the totals by period. No amount was reported in the gross revenue collected in the prior period section. In addition, the program's private collection vendor could not capture the performance information by collection activity. The agency is working on a process to capture the required detailed performance activity for future reporting. The following

table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected                                  | \$7,917,902    | -             |
|         | Delinquent gross revenue collected   | \$1,518,608    | \$3,754,288   |
| Item 2  | Number of cases associated with<br>nondelinquent collections                 | -              |               |
|         | Number of cases associated with           delinquent collections             | 2,065          | 37,372        |
| Item 3  | Court-ordered adjustment (satisfied by<br>means other than payment)          | \$500,278      | \$15,381,599  |
| Item 8  | Debt discharged from accountability         Percentage of debt defaulted on* |                |               |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                    | -  | _   | -                                 |
| Category 2: Written notice(s)                    | -  | -   | -                                 |
| Category 3: Lobby/counter                        | -  | -   | -                                 |
| Category 4: Skip tracing                         | -  | -   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program) | -  | -   | -                                 |
| Category 6: FTB-IIC (Interagency Collection      |  |   |                                   |
| Program)   | -  | -   | -                                 |
| Category 7: Driver's license hold/suspension for |  |   |                                   |
| failure to appear                                | -  | -   | -                                 |
| Category 8: Private debt collectors              | -  | -   | -                                 |
| Category 9: Wage/bank garnishments and liens     |  | -   | -                                 |
| Total:   | -  | -   | -                                 |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's GRR and SR for the fiscal year decreased significantly due to the changes in the CRT reporting and the method in calculating the rates. The program's GRR and SR by period are as follows:

| Metric              | Current Period | Prior Periods | Combined Total |
|---------------------|----------------|---------------|----------------|
| Gross Recovery Rate | 13%            | 16%           | 15%            |
| Success Rate        | 10%            | 3%            | 4%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$7,273,371 | \$7,295,212 | \$7,442,185 | \$5,561,846 | \$4,954,246 | \$5,272,896 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -10.2%      | 0.3%        | 2.0%        | -25.3%      | -10.9%      | 6.4%        |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 503,332 Authorized Judges/Commissioners<sup>2</sup>: 20/3.0 Combined Gross Recovery Rate<sup>3</sup>: 16% Combined Success Rate<sup>3</sup>: 14% Nondelinquent Revenue: \$27,639,893 Delinquent Revenue Collected: \$8,764,077 Total Amount Discharged: \$1,050,333 Total Amount Adjusted<sup>4</sup>: \$226,210 Ending Balance<sup>5</sup>: \$53,287,466

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Sonoma County and the County of Sonoma. The court and county do not have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program;
- Contracts with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 2 (see Attachment 3); and
- Engages 13 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$8,764,077 in revenue from 17,408 cases.
- The total number of delinquent cases established, referred, or transferred is 78,999; of these, 11,640 are newly established.
- The administrative cost to collect the debt was \$3,502,355.
- The ending balance of \$53,287,466 represents 8,347 cases with outstanding delinquent court-ordered debt.

According to the Sonoma collection program, with the extensive amount of new data required, the court has not been able to provide all the information. The program is currently working to try and extract the data needed from their case management system. In addition, current period delinquent gross revenue collected has dropped compared to the previous fiscal year due to the court's implementation of a new criminal case management system. The court did not send any criminal cases to collections for ten months of 2017–18. The County has improved their procedures and communication. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period              | Prior Periods               |
|---------|--|-----------------------------|-----------------------------|
| Item 1  | Total nondelinquent gross revenue collected                      | \$11 742 654                | \$15 207 220                |
| Item I  | Delinquent gross revenue collected                               | \$11,742,654<br>\$6,543,453 | \$15,897,239<br>\$2,220,624 |
| Item 2  | Number of cases associated with nondelinquent collections        | 362                         | 1,729                       |
|         | Number of cases associated with delinquent collections           | 13,060                      | 4,348                       |
| Item 3  | Court-ordered adjustment (satisfied by means other than payment) | \$58,084                    | \$168,126                   |
|         | Debt discharged from accountability                              | -                           | \$1,050,333                 |
| Item 8  | Percentage of debt defaulted on*                                 | 39%                         | 21%                         |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item | Item 6: Number | Item 7:        |
|--|--------------|----------------|----------------|
| Category Description                             | Amount       | of Cases by    | Administrative |
|  | Collected by | Activity       | Cost           |
|  | Activity     |                |                |
| Category 1: Telephone contact                    | \$667,622    | 2,255          | \$1,188,620    |
| Category 2: Written notice(s)                    | \$1,007,561  | 3,889          | -              |
| Category 3: Lobby/counter                        | -            | -              | -              |
| Category 4: Skip tracing                         | \$1,404,000  | 4,800          | -              |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$2,901,167  | 7,753          | \$415,683      |
| Category 6: FTB-IIC (Interagency Collection      |              |                |                |
| Program)   | \$87,062     | 1,941          | _              |
| Category 7: Driver's license hold/suspension for |              |                |                |
| failure to appear                                | \$1,482,693  | 2,979          | _              |
| Category 8: Private debt collectors              | \$179,736    | 2,498          | \$21,392       |
| Category 9: Wage/bank garnishments and liens     | \$1,728,472  | 29,237         | -              |
| Total:   | \$9,458,313  | 55,352         | \$1,625,695    |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above and a total of 13 individuals associated with those cases.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's GRR and the SR are inflated due to the number of cases in the fiscal year that were returned from the FTB-COD. The cases that were returned from FTB-COD were cases related to prior periods and the program cannot be broken out as to which prior periods they belong to. The program's GRR and SR by period are as follows:

| Metric              | Current Period | Prior Periods | Combined Total |
|---------------------|----------------|---------------|----------------|
| Gross Recovery Rate | 109%           | 6%            | 16%            |
| Success Rate        | 109%           | 4%            | 14%            |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$1,050,333 for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$7,643,967 | \$9,290,110 | \$8,828,556 | \$7,242,251 | \$9,321,290 | \$8,764,077 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -9.7%       | 21.5%       | -5.0%       | -18.0%      | 28.7%       | -6.0%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 555,624 Authorized Judges/Commissioners<sup>2</sup>: 21/3.0 Combined Gross Recovery Rate<sup>3</sup>: 11% Combined Success Rate<sup>3</sup>: 5% Nondelinquent Revenue: \$1,310,751 Delinquent Revenue Collected: \$6,079,007 Total Amount Discharged: \$187,098 Total Amount Adjusted<sup>4</sup>: \$8,698,040 Ending Balance<sup>5</sup>: \$124,366,912

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Stanislaus County and the County of Stanislaus. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets all 25 of the recommended collections best practices (see Attachment 3); and
- Engages 16 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$6,079,007 in revenue from 89,526 cases.
- The total number of delinquent cases established, referred, or transferred is 249,709; of which 30,127 are newly established.
- The administrative cost to collect the debt was \$1,582,281.
- The ending balance of \$124,366,912 represents 226,140 cases with outstanding delinquent court-ordered debt.

According to the Stanislaus collection program, the court collections program recently transitioned to a new case management system and is currently working on the collections component. The court will be creating reports according to the data that is needed in order to comply with the coming years' report. In addition, the court's ending balances from prior years consisted of amnesty cases that have been transferred to collections. For the current period, private agency data consists of collections for 2017–18 regardless of when the case was deemed delinquent. In regards to the FTB information, they do not carry over the prior year's ending balance. The program utilized the template provided by the FTB for this year's ending

balance, which also required some adjustments. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governn | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue      |                |               |
| Item 1  | collected                              | \$1,310,751    | -             |
|         | Delinquent gross revenue collected     | \$1,542,636    | \$4,536,372   |
|         | Number of cases associated with        |                |               |
| Item 2  | nondelinquent collections              | 15,210         | -             |
|         | Number of cases associated with        |                |               |
|         | delinquent collections                 | 22,193         | 67,333        |
|         | Court-ordered adjustment (satisfied by |                |               |
| Item 3  | means other than payment)              | \$5,270,992    | \$3,427,048   |
|         | Debt discharged from accountability    | _              | \$187,098     |
| Item 8  | Percentage of debt defaulted on*       | 25%            | 39%           |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                    |  | 161,250                                   | -                                 |
| Category 2: Written notice(s)                    | -  | 18,631                                    | -                                 |
| Category 3: Lobby/counter                        | \$2,488,512  | _   | \$973,031                         |
| Category 4: Skip tracing                         | _  | _   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$756,355  | 14,241                                    | \$113,453                         |
| Category 6: FTB-IIC (Interagency Collection      |  |   |                                   |
| Program)   | \$981,643  | -   | \$6,165                           |
| Category 7: Driver's license hold/suspension for |  |   |                                   |
| failure to appear                                | -  |   | -                                 |
| Category 8: Private debt collectors              | -  | -   | -                                 |
| Category 9: Wage/bank garnishments and liens     | \$342,172  |   | -                                 |
| Total:   | \$4,568,682  | 194,122                                   | \$1,092,649                       |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above and a total of 12,973 individuals associated with those cases.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's SR was affected because of the way the information is being reported in 2017–18. The rates are now broken down to current and prior periods as compared to previous fiscal years where all collections were considered for the reporting year, regardless of the age of the case. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | Prior Periods | Combined Total |
|---------------------|-----------------------|---------------|----------------|
| Gross Recovery Rate | 39%                   | 7%            | 11%            |
| Success Rate        | 13%                   | 4%            | 5%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$187,098 for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$6,635,824 | \$6,391,560 | \$6,277,758 | \$6,354,043 | \$6,562,280 | \$6,079,007 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -4.8%       | -3.7%       | -1.8%       | 1.2%        | 3.3%        | -7.4%       |

Endnotes:

- <sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 97,238 Authorized Judges/Commissioners<sup>2</sup>: 5/0.3 Combined Gross Recovery Rate<sup>3</sup>: 11% Combined Success Rate<sup>3</sup>: 10% Nondelinquent Revenue: \$3,531,073 Delinquent Revenue Collected: \$2,845,395 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$483,567 Ending Balance<sup>5</sup>: \$26,888,485

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Sutter County and the County of Sutter. The court and county have a written memorandum of understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Meets 19 of the 25 recommended collections best practices, with the following best practices not currently being met: 2, 12, 14, 22, 23, and 25 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$2,845,395 in revenue, from 8,515 cases.
- The total number of delinquent cases established, referred or transferred is 46,253; of these, 12,993 are newly established.
- The administrative cost to collect the debt was \$660,752.
- The ending balance of \$26,888,485 represents 35,546 cases with outstanding delinquent court-ordered debt.

According to the Sutter collection program, the court is in the process of determining how to extract the new information from case management system and is therefore unable to provide the new information at this time. The court will request assistance from Tyler Technologies and anticipates being able to provide some, if not all, of the new information next fiscal year. The county also had a difficult time retrieving the information for the new template. Their collections system (CUBS) is not set up to separate totals requested in the template and had to manually create reports. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements                            | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue collected                      | \$1,902,867    | \$1,628,206   |
| Item 1  | Delinquent gross revenue collected                               | \$1,567,596    | \$1,277,799   |
| Item 2  | Number of cases associated with nondelinquent collections        | _              | _             |
|         | Number of cases associated with delinquent collections           | 955            | 7,560         |
| Item 3  | Court ordered adjustment (satisfied by means other than payment) | \$129,803      | \$353,764     |
|         | Debt discharged from accountability                              | -              | -             |
| Item 8  | Percentage of debt defaulted on*                                 | -%             | -%            |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| Category Description                             | Amount collected | of cases by    | Administrative |
|  | by activity      | activity       | Cost           |
| Category 1: Telephone contact                    | -                | -              | -              |
| Category 2: Written notice(s)                    | -                | -              | -              |
| Category 3: Lobby/counter                        | -                | -              | -              |
| Category 4: Skip tracing                         | _                | _              | _              |
| Category 5: FTB-COD (Court-Ordered Debt          |                  |                |                |
| Program)   | \$31,968         | 888            | \$4,795        |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | -                | -              | -              |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | -                | -              |                |
| Category 8: Private debt collectors              | -                | -              | -              |
| Category 9: Wage/bank garnishments and liens     | -                | -              | -              |
| Total:   | \$31,968         | 888            | \$4,795        |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

According to the program, the percentage decrease is also attributable to case management system interface issues, preventing the referral of cases to the FTB-COD program in the reporting period. The court continues to work on resolving these issues and will request assistance from Tyler Technologies. The court expects to start case referrals to the FTB-COD in 2018-19. The program's GRR and SR by period are as follows:

| Metric:             | Current Period | <b>Prior Periods</b> | Combined Total |
|---------------------|----------------|----------------------|----------------|
| Gross Recovery Rate | 16%            | 8%                   | 11%            |
| Success Rate        | 15%            | 7%                   | 10%            |

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$2,216,723 | \$1,855,003 | \$2,060,341 | \$2,303,066 | \$1,144,846 | \$2,845,395 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -21.4%      | -16.3%      | 11.1%       | 11.8%       | -50.3%      | 148.5%      |

Endnotes:

| <sup>1</sup> Population data from State of California, Department of Finance, E-1 State and County Population Estimates, |  |
|--|--|
| January 1, 2017 and 2018.  |  |

- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 64,039 Authorized Judges/Commissioners<sup>2</sup>: 4/0.3 Combined Gross Recovery Rate<sup>3</sup>: 7% Combined Success Rate<sup>3</sup>: 6% Nondelinquent Revenue: \$0 Delinquent Revenue Collected: \$782,101 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$210,072 Ending Balance<sup>5</sup>: \$13,202,001

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Tehama County and the County of Tehama. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- An MOU with the Superior Court of Shasta County to provide collections services as part of an Intrabranch Collections Services Program;
- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) program;
- Contracts with a private debt collector;
- Meets 22 of the 25 recommended collections best practices, with the following best practices not currently being met: 4, 10, and 16 (see Attachment 3); and
- Engages 16 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$782,101 in revenue from 1,865 cases.
- The total number of delinquent cases established, referred, or transferred is 12,503; of these, 2,757 are newly established.
- The administrative cost to collect the debt was \$176,407.
- The ending balance of \$13,202,001 represents 9,522 cases with outstanding delinquent court-ordered debt.

According to the Tehama collection program, their case management system is unable to provide the missing data for the following: total amount collected per collection activity; total number of cases by activity; total number of individuals associated with those cases; and total administrative cost per collection activity. In addition, the program was unable to break down payment information on current vs. prior year cases, as well as track payment plans. The program's IT department is currently working on a program to facilitate the data required. The

following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governn | nent Code Section 68514 Data Elements                     | Current Period | Prior Periods |
|---------|---|----------------|---------------|
| Item 1  | Total nondelinquent gross revenue collected               | _              | -             |
|         | Delinquent gross revenue collected                        | \$741,814      | \$40,287      |
| Item 2  | Number of cases associated with nondelinquent collections | _              |               |
|         | Number of cases associated with                           |                |               |
|         | delinquent collections                                    | 1,468          | 397           |
|         | Court-ordered adjustment (satisfied by                    |                |               |
| Item 3  | means other than payment)                                 | \$210,072      | -             |
|         | Debt discharged from accountability                       | -              | -             |
| Item 8  | Percentage of debt defaulted on*                          | -              | _             |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item | Item 6: Number | Item 7:        |
|--|--------------|----------------|----------------|
| Category Description                             | Amount       | of Cases by    | Administrative |
|  | Collected by | Activity       | Cost           |
|  | Activity     |                |                |
| Category 1: Telephone contact                    | -            | 2,960          | -              |
| Category 2: Written notice(s)                    | -            | 6,461          | -              |
| Category 3: Lobby/counter                        | -            | -              | -              |
| Category 4: Skip tracing                         | -            | 9,720          | -              |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$154,951    | 1,527          | -              |
| Category 6: FTB-IIC (Interagency Collection      |              |                |                |
| Program)   | \$129,668    | 5,385          | -              |
| Category 7: Driver's license hold/suspension for |              |                |                |
| failure to appear                                | -            | -              | -              |
| Category 8: Private debt collectors              | \$15,367     | 26             | -              |
| Category 9: Wage/bank garnishments and liens     |              |                | -              |
| Total:   | \$299,986    | 26,079         | -              |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's GRR and SR decreased significantly due to the reduction in the amount of collections (primarily due to the prior amnesty program), as well as not being able to place holds on driver's licenses for failure-to-pay. The program's GRR and SR by period are as follows:

| Metric              | Current Period | Prior Periods | Combined Total |
|---------------------|----------------|---------------|----------------|
| Gross Recovery Rate | 27%            | 0%            | 7%             |
| Success Rate        | 22%            | 0%            | 6%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13   | 2013-14     | 2014-15   | 2015-16     | 2016-17   | 2017-18   |
|------------|-----------|-------------|-----------|-------------|-----------|-----------|
| Delinquent |           |             |           |             |           |           |
| Revenue    |           |             |           |             |           |           |
| Collected  | \$278,950 | \$1,556,174 | \$890,453 | \$1,059,689 | \$752,308 | \$782,101 |
| Year-over- |           |             |           |             |           |           |
| Year       |           |             |           |             |           |           |
| Percent    |           |             |           |             |           |           |
| Change     | -41.5%    | 457.9%      | -42.8%    | 19.0%       | -29.0%    | 4.0%      |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 13,635 Authorized Judges/Commissioners<sup>2</sup>: 2/0.3 Combined Gross Recovery Rate<sup>3</sup>: 6% Combined Success Rate<sup>3</sup>: 4% Nondelinquent Revenue: \$507,509 Delinquent Revenue Collected: \$582,428 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$272,000 Ending Balance<sup>5</sup>: \$12,270,449

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Trinity County and the County of Trinity. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Meets 21 of the 25 recommended collections best practices, with the following best practices not currently being met: 4, 14, 23, and 25 (see Attachment 3); and
- Engages 11 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$582,428 in revenue from 1,558 cases.
- The total number of delinquent cases established, referred, or transferred is 8,523; of these, 997 are newly established.
- The administrative cost to collect the debt was \$400,071.
- The ending balance of \$12,270,449 represents 8,020 cases with outstanding delinquent court-ordered debt.

According to the Trinity collection program, they do not have the software capabilities of gathering all of the required information at this time. During the second half of the fiscal year, the program began utilizing a database that will gather more detailed information for future years. The county did not perform a discharge of accountability this fiscal year. In addition, the program does not utilize the following: court-delinquent collections program, private collections agency, and the intrabranch collections program. The program does not have a tracking mechanism within their current software to track all revenue losses. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Govern | nent Code Section 68514 Data Elements                            | Current Period | <b>Prior Periods</b> |
|--------|--|----------------|----------------------|
| Item 1 | Total nondelinquent gross revenue collected                      | \$284,547      | \$222,962            |
|        | Delinquent gross revenue collected                               | \$499,373      | \$83,055             |
| Item 2 | Number of cases associated with nondelinquent collections        | 1,073          | 786                  |
|        | Number of cases associated with delinquent collections           | 679            | 879                  |
| Item 3 | Court-ordered adjustment (satisfied by means other than payment) | \$188,877      | \$83,123             |
|        | Debt discharged from accountability                              | -              | -                    |
| Item 8 | Percentage of debt defaulted on*                                 | 67%            | _                    |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                                    | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|---|--|---|-----------------------------------|
| Category 1: Telephone contact                           | -  | -   | -                                 |
| Category 2: Written notice(s)                           | -  | _   | -                                 |
| Category 3: Lobby/counter                               | -  | _   | -                                 |
| Category 4: Skip tracing                                | -  | _   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program)        | \$16,788   | 1,186                                     | \$2,518                           |
| Category 6: FTB-IIC (Interagency Collection<br>Program) | \$55,707   | 2,033                                     | \$267                             |
| Category 7: Driver's license hold/suspension for        |  |   |                                   |
| failure to appear                                       | -  | -   | -                                 |
| Category 8: Private debt collectors                     | -  | -   | -                                 |
| Category 9: Wage/bank garnishments and liens            | -  | -   | -                                 |
| Total:  | \$72,495   | 3,219                                     | \$2,785                           |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 43%                   | 1%                   | 6%                    |
| Success Rate        | 36%                   | 1%                   | 4%                    |

The program's GRR and SR by period are as follows:

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13   | 2013-14   | 2014-15   | 2015-16   | 2016-17   | 2017-18   |
|------------|-----------|-----------|-----------|-----------|-----------|-----------|
| Delinquent |           |           |           |           |           |           |
| Revenue    |           |           |           |           |           |           |
| Collected  | \$328,957 | \$324,474 | \$332,004 | \$483,515 | \$532,545 | \$582,428 |
| Year-over- |           |           |           |           |           |           |
| Year       |           |           |           |           |           |           |
| Percent    |           |           |           |           |           |           |
| Change     | -14.1%    | -1.4%     | 2.3%      | 45.6%     | 10.1%     | 9.4%      |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 475,834 Authorized Judges/Commissioners<sup>2</sup>: 20/3.0 Combined Gross Recovery Rate<sup>3</sup>: 6% Combined Success Rate<sup>3</sup>: 5% Nondelinquent Revenue: \$24,618,798 Delinquent Revenue Collected: \$9,655,167 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$2,012,539 Ending Balance<sup>5</sup>: \$195,531,381

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Tulare County and the County of Tulare. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program;
- Contracts with a private debt collector;
- Meets all 25 of the recommended collections best practices (see Attachment 3); and
- Engages 15 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$9,655,167 in revenue from 73,196 cases.
- The total number of delinquent cases established, referred, or transferred is 308,117; of these, 36,647 are newly established.
- The administrative cost to collect the debt was \$2,357,792.
- The ending balance of \$195,531,381 represents 54,440 cases with outstanding delinquent court-ordered debt.

According to the Tulare collection program, they had created reports to capture the required data for areas such as the value of payment plans and ending balances for cases assigned to court collections. In addition, they collect data by reviewing daily transactions. The court plans to continue creating reports to satisfy the requirements without relying on reviewing data manually. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Govern | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|--------|--|----------------|---------------|
|        | Total nondelinquent gross revenue      |                |               |
| Item 1 | collected                              | \$10,868,274   | \$13,750,524  |
|        | Delinquent gross revenue collected     | \$3,310,668    | \$6,344,499   |
|        | Number of cases associated with        |                |               |
| Item 2 | nondelinquent collections              | -              | -             |
|        | Number of cases associated with        |                |               |
|        | delinquent collections                 | 37,616         | 35,580        |
|        | Court-ordered adjustment (satisfied by |                |               |
| Item 3 | means other than payment)              | \$456,776      | \$1,555,763   |
|        | Debt discharged from accountability    | _              | -             |
| Item 8 | Percentage of debt defaulted on*       | 6%             | 24%           |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item | Item 6: Number | Item 7:        |
|--|--------------|----------------|----------------|
| Category Description                             | Amount       | of Cases by    | Administrative |
|  | Collected by | Activity       | Cost           |
|  | Activity     |                |                |
| Category 1: Telephone contact                    | \$623,677    | 1,458          | \$147,721      |
| Category 2: Written notice(s)                    | \$917,614    | 7,392          | \$347,175      |
| Category 3: Lobby/counter                        | \$1,087,754  | 4,068          | \$650,172      |
| Category 4: Skip tracing                         | \$731,643    | 1,876          | \$358,916      |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$4,534,974  | 93,000         | \$683,370      |
| Category 6: FTB-IIC (Interagency Collection      |              |                |                |
| Program)   | \$84,442     | 1,103          | \$793          |
| Category 7: Driver's license hold/suspension for |              |                |                |
| failure to appear                                | -            | _              | -              |
| Category 8: Private debt collectors              | \$1,675,066  | 3,519          | \$169,645      |
| Category 9: Wage/bank garnishments and liens     | -            | -              | -              |
| Total:   | \$9,655,170  | 112,416        | \$2,357,792    |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above and a total of 22,139 individuals associated with those cases.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The court has a large volume of cases that are eligible for discharge of accountability. These uncollectible cases are negatively impacting the court's GRR and SR. This fiscal year, Tulare will assign these cases to Ventura Superior Court and to a collection agency to attempt to recover some of the debt. The program anticipates that this will improve the GRR and SR. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 11%                   | 5%                   | 6%                    |
| Success Rate        | 10%                   | 4%                   | 5%                    |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13      | 2013-14     | 2014-15      | 2015-16      | 2016-17      | 2017-18     |
|------------|--------------|-------------|--------------|--------------|--------------|-------------|
| Delinquent |              |             |              |              |              |             |
| Revenue    |              |             |              |              |              |             |
| Collected  | \$11,005,123 | \$9,940,351 | \$12,765,303 | \$10,419,699 | \$10,882,917 | \$9,655,167 |
| Year-over- |              |             |              |              |              |             |
| Year       |              |             |              |              |              |             |
| Percent    |              |             |              |              |              |             |
| Change     | 4.7%         | -9.7%       | 28.4%        | -18.4%       | 4.4%         | -11.3%      |

Endnotes:

<sup>2</sup> Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.

<sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.

<sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.

<sup>5</sup>Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.

<sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available <sup>at <u>www.courts.ca.gov/7466.htm</u>.</sup>

<sup>&</sup>lt;sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.

County Population<sup>1</sup>: 54,740 Authorized Judges/Commissioners<sup>2</sup>: 4/0.8 Combined Gross Recovery Rate<sup>3</sup>: 7% Combined Success Rate<sup>3</sup>: 6% Nondelinquent Revenue: \$145,086 Delinquent Revenue Collected: \$2,285,548 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$107,864 Ending Balance<sup>5</sup>: \$34,352,246

### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Tuolumne County and the County of Tuolumne. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Meets 23 of the 25 recommended collections best practices, with the following best practices not currently being met: 2 and 4 (see Attachment 3); and
- Engages 12 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$2,285,548 in revenue from 8,639 cases.
- The total number of delinquent cases established, referred, or transferred is 36,557; of these, 6,183 are newly established.
- The administrative cost to collect the debt was \$332,809.
- The ending balance of \$34,352,246 represents 33,010 cases with outstanding delinquent court-ordered debt.

According to the Tuolumne collection program, the case management system is limited in providing most of the new reporting information required. The program had reached out to their collections software company to see if there are any available reports, but none exists. The program will continue searching for ways to find additional information, as well as create new reports for future reporting periods. The program can track the number of phone calls made and letters/statements sent. However, they are unable to tie it back to the current and/or delinquent cases and the associated collections received based on those actions. In addition, they collect for other agencies. But when a debtor has multiple accounts across different agencies, the system is unable to separate which accounts are court-related. Their program was able to increase

collections by streamlining processes such as payment plans, ability to pay reviews, using updated forms, and moving office locations for easier/expedited access. The program was able to increase their collections and reduce their administrative costs while maintaining lower staffing levels. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governn | nent Code Section 68514 Data Elements  | <b>Current Period</b> | Prior Periods |
|---------|--|-----------------------|---------------|
|         | Total nondelinquent gross revenue      |                       |               |
| Item 1  | collected                              | \$145,086             | -             |
|         | Delinquent gross revenue collected     | \$2,162,375           | \$123,173     |
|         | Number of cases associated with        |                       |               |
| Item 2  | nondelinquent collections              | 299                   | -             |
|         | Number of cases associated with        |                       |               |
|         | delinquent collections                 | 5,717                 | 2,922         |
|         | Court-ordered adjustment (satisfied by |                       |               |
| Item 3  | means other than payment)              | \$107,864             | -             |
|         | Debt discharged from accountability    | -                     | -             |
| Item 8  | Percentage of debt defaulted on*       | -                     | _             |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                    | -  | -   | -                                 |
| Category 2: Written notice(s)                    | -  | _   | -                                 |
| Category 3: Lobby/counter                        | -  | _   | -                                 |
| Category 4: Skip tracing                         | -  | _   | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$159,565  | 3,785                                     | \$23,935                          |
| Category 6: FTB-IIC (Interagency Collection      |  |   |                                   |
| Program)   | \$230,244  | 660                                       | \$1,146                           |
| Category 7: Driver's license hold/suspension for |  |   |                                   |
| failure to appear                                | _  |   | -                                 |
| Category 8: Private debt collectors              | -  | -   | -                                 |
| Category 9: Wage/bank garnishments and liens     | _  | -   | -                                 |
| Total:   | \$389,809  | 4,445                                     | \$25,081                          |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

Due to limitations of their collections software reporting, the program is unable to separate current period to prior period account collections. All figures were placed in the current period, as it has been reported in the past. The GRR and SR decreased compared to the previous year,

but collections have increased while administrative costs have decreased. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | Combined Total |
|---------------------|-----------------------|----------------------|----------------|
| Gross Recovery Rate | 36%                   | 0%                   | 7%             |
| Success Rate        | 34%                   | 0%                   | 6%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$1,448,567 | \$1,451,698 | \$1,683,860 | \$1,597,028 | \$1,956,993 | \$2,285,548 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -6.1%       | 0.2%        | 16.0%       | -5.2%       | 22.5%       | 16.8%       |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 859,073 Authorized Judges/Commissioners<sup>2</sup>: 29/4.0 Combined Gross Recovery Rate<sup>3</sup>: 32% Combined Success Rate<sup>3</sup>: 18% Nondelinquent Revenue: \$16,482,564 Delinquent Revenue Collected: \$27,593,147 Total Amount Discharged: \$16,425,350 Total Amount Adjusted<sup>4</sup>: \$15,368,436 Ending Balance<sup>5</sup>: \$126,641,766

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Ventura County and the County of Ventura. The court and county have a written memorandum of understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) program and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 2 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$27,593,147 in revenue, from 77,455 cases.
- The total number of delinquent cases established, referred or transferred is 293,769; of these, 40,304 are newly established.
- The administrative cost to collect the debt was \$5,518,629.
- The ending balance of \$126,641,766 represents 229,729 cases with outstanding delinquent court-ordered debt.

According to the Ventura collection program, they were able to report on all additional reporting requirements. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements              | Current Period | Prior Periods |
|---------|--|----------------|---------------|
| -       | Total nondelinquent gross revenue collected        | \$15,937,933   | \$544,631     |
| Item 1  | Delinquent gross revenue collected                 | \$12,779,185   | \$14,813,962  |
|         | Number of cases associated with nondelinquent      |                |               |
| Item 2  | collections  | 56,533         | 890           |
|         | Number of cases associated with delinquent         |                |               |
|         | collections  | 36,294         | 41,161        |
|         | Court ordered adjustment (satisfied by means other |                |               |
| Item 3  | than payment)                                      | -              | \$15,368,436  |
|         | Debt discharged from accountability                | _              | \$16,425,350  |
| Item 8  | Percentage of debt defaulted on*                   | 68%            | 92%           |

\*Using the cases that are on installment agreements as the measurement; the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

|  | Item 5: Item     | Item 6: Number | Item 7:        |
|--|------------------|----------------|----------------|
| <b>Category Description</b>                      | Amount Collected | of Cases by    | Administrative |
|  | by Activity      | Activity       | Cost           |
| Category 1: Telephone contact                    | \$18,440,179     | 127,982        | \$3,688,036    |
| Category 2: Written notice(s)                    | \$664,844        | 141,104        | \$132,969      |
| Category 3: Lobby/counter                        | \$3,483,904      | 24,641         | \$696,781      |
| Category 4: Skip tracing                         | -                | _              | -              |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$741,872        | 2,324          | \$148,374      |
| Category 6: FTB-IIC (Interagency Collection      |                  |                |                |
| Program)   | \$2,190,131      | 6,718          | \$438,026      |
| Category 7: Driver's license hold/suspension for |                  |                |                |
| failure to appear                                | \$320,956        | 540            | \$64,191       |
| Category 8: Private debt collectors              | \$1,751,261      | 6,570          | \$350,252      |
| Category 9: Wage/bank garnishments and liens     | -                | -              | -              |
| Total:   | \$27,593,147     | 309,879        | \$5,518,629    |

\*On the two tables above; a dash (-) represents data that is currently unavailable and cannot be provided by the program. The collections activity under category 4 is included in Categories 1 and 2 since another activity must occur after skip tracing is done. The collections activity under Category 9 is performed by a third party vendor and is included in Category 5.

As outlined in Government Code section 68514 (a)(6), the program reported the total number of cases by collection activity in the table above and a total of 64,475 individuals associated with those cases.

The new reporting requirements under Government Code section 68514 (b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the programs performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt. <sup>5</sup>

Metric:Current PeriodPrior PeriodsCombined TotalGross Recovery Rate46%29%32%Success Rate46%12%18%

The program's GRR and SR by period are as follows:

**Note**: The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$16,425,350 for the reporting period.

|              | 2012-13      | 2013-14      | 2014-15      | 2015-16      | 2016-17      | 2017-18      |
|--------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Delinquent   |              |              |              |              |              |              |
| Revenue      |              |              |              |              |              |              |
| Collected    | \$28,025,053 | \$28,885,715 | \$28,301,091 | \$27,608,599 | \$26,943,729 | \$27,593,147 |
| Year-over-   |              |              |              |              |              |              |
| Year Percent |              |              |              |              |              |              |
| Change       | -6.7%        | 3.1%         | -2.0%        | -2.4%        | -2.4%        | 2.4%         |

Endnotes:

<sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017 and 2018.

<sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.

<sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged and the related value of debt established, referred, or transferred for that period only.

<sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks or a correction to the initial assessment amount.

<sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.

<sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 221,270 Authorized Judges/Commissioners<sup>2</sup>: 11/0.4 Combined Gross Recovery Rate<sup>3</sup>: 15% Combined Success Rate<sup>3</sup>: 8% Nondelinquent Revenue: \$217,181 Delinquent Revenue Collected: \$5,893,714 Total Amount Discharged: \$201,933 Total Amount Adjusted<sup>4</sup>: \$5,566,456 Ending Balance<sup>5</sup>: \$66,633,523

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Yolo County and the County of Yolo. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 23 of the 25 recommended collections best practices, with the following best practices not currently being met: 2 and 4 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$5,893,714 in revenue from 35,516 cases.
- The total number of delinquent cases established, referred, or transferred is 53,347; of these, 15,174 are newly established.
- The administrative cost to collect the debt was \$817,348.
- The ending balance of \$66,633,523 represents 44,275 cases with outstanding delinquent court-ordered debt.

According to the Yolo collection program, the case management system is not designed to separately report the payments collected by the court for the categories of telephone contact, written notice, and lobby/counter. All payments received, as a result of those collection activities, are reported within Category 3 (lobby/counter). The case management system is also not designed to separately report the payments collected by the private agency for the categories of skip tracing or wage/bank garnishments and liens. All payments received, as a result of those collection activities, are reported within Category 8 (private agency). In addition, delinquent court-ordered debt newly transferred from the Court to the private agency contains debt

previously reported in the court's beginning balance; hence, the beginning balance for the court has been reduced by the amount of debt recently transferred to the private agency. The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

| Governm | nent Code Section 68514 Data Elements  | Current Period | Prior Periods |
|---------|--|----------------|---------------|
|         | Total nondelinquent gross revenue      |                |               |
| Item 1  | collected                              | \$85,885       | \$131,296     |
|         | Delinquent gross revenue collected     | \$348,429      | \$5,545,285   |
|         | Number of cases associated with        |                |               |
| Item 2  | nondelinquent collections              | 505            | 740           |
|         | Number of cases associated with        |                |               |
|         | delinquent collections                 | 3,839          | 31,677        |
|         | Court-ordered adjustment (satisfied by |                |               |
| Item 3  | means other than payment)              | \$1,249,514    | \$4,316,942   |
|         | Debt discharged from accountability    | _              | \$201,933     |
| Item 8  | Percentage of debt defaulted on*       | -              | -             |

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                    | _  | -   | _                                 |
| Category 2: Written notice(s)                    | _  | _   | _                                 |
| Category 3: Lobby/counter                        | \$5,910,591  | 18,184                                    | \$402,125                         |
| Category 4: Skip tracing                         | _  | _   | _                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program) | -  | -   | -                                 |
| Category 6: FTB-IIC (Interagency Collection      |  |   |                                   |
| Program)   | \$968,815  | 2,406                                     | \$159,722                         |
| Category 7: Driver's license hold/suspension for |  |   |                                   |
| failure to appear                                | \$6,272  | 9   | \$427                             |
| Category 8: Private debt collectors              | \$1,311,744  | 2,311                                     | \$216,258                         |
| Category 9: Wage/bank garnishments and liens     | -  | -   | -                                 |
| Total:   | \$8,197,422  | 22,910                                    | \$778,532                         |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above and a total of 18,439 individuals associated with those cases.

The new reporting requirements under Government Code 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's collection of delinquent fines declined over the prior year because their case management system is not able to report the separate collections categories of current vs. prior period inventory. The payments and adjustments on all delinquent debt, whether the case was

newly established or from prior period inventory, is being reported in the category for prior period inventory. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | Combined Total |
|---------------------|-----------------------|----------------------|----------------|
| Gross Recovery Rate | 7%                    | 18%                  | 15%            |
| Success Rate        | 2%                    | 11%                  | 8%             |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. As authorized by Government Code sections 25257 through 25259.95, the program discharged delinquent cases deemed uncollectible, with a total value of \$201,933 for the reporting period.

|            | 2012-13     | 2013-14     | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-------------|-------------|-------------|-------------|-------------|
| Delinquent |             |             |             |             |             |             |
| Revenue    |             |             |             |             |             |             |
| Collected  | \$6,188,595 | \$6,229,260 | \$6,094,828 | \$6,072,003 | \$8,278,627 | \$5,893,714 |
| Year-over- |             |             |             |             |             |             |
| Year       |             |             |             |             |             |             |
| Percent    |             |             |             |             |             |             |
| Change     | -9.6%       | 0.7%        | -2.2%       | -0.4%       | 36.3%       | -28.8%      |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

County Population<sup>1</sup>: 74,727 Authorized Judges/Commissioners<sup>2</sup>: 5/0.3 Combined Gross Recovery Rate<sup>3</sup>: 8% Combined Success Rate<sup>3</sup>: 6% Nondelinquent Revenue: \$4,431,185 Delinquent Revenue Collected: \$2,301,528 Total Amount Discharged: \$0 Total Amount Adjusted<sup>4</sup>: \$443,318 Ending Balance<sup>5</sup>: \$33,204,259

#### **Program Overview**

The collection of delinquent court-ordered debt is a cooperative effort between the Superior Court of Yuba County and the County of Yuba. The court and county have a written Memorandum of Understanding (MOU) for their collections program. This report also includes additional or revised collections information, as required under <u>Government Code section 68514</u>, that was unavailable for inclusion in the report submitted to the Legislature in October 2018.<sup>6</sup> The program includes the following activities as reported in the *Collections Reporting Template*:

- An MOU with the Superior Court of Shasta County to provide collections services as part of an Intrabranch Collections Services Program;
- Contracts with the Franchise Tax Board's Court-Ordered Debt (FTB-COD) and Interagency Intercept Collections (FTB-IIC) programs;
- Contracts with a private debt collector;
- Meets 24 of the 25 recommended collections best practices, with the following best practice not currently being met: 4 (see Attachment 3); and
- Engages 14 of the 16 collection activity components.

### Performance

Based on the financial data reported, the program collected the following:

- The program collected a combined total of \$2,301,528 in revenue from 6,959 cases.
- The total number of delinquent cases established, referred, or transferred is 38,259; of these, 1,562 are newly established.
- The administrative cost to collect the debt was \$626,386.
- The ending balance of \$33,204,259 represents 24,809 cases with outstanding delinquent court-ordered debt.

According to the Yuba collection program, not all data in the Contact & Other Information section is provided as the case management system is unable to provide the information at this time. On the Annual Financial Report section, the program was unable to break down payment information on current vs. prior period cases with their current system; therefore, all collections for private agency and intrabranch program are provided. The program's IT department is working with the case management system to obtain access to this data. The program's current

case management system does not track payment plans, so they have no way to complete some of the missing data. In addition, they were able to ascertain a rough estimate the number of cases only, and not the value for the current period.

The court is unable to provide all of the required collections data at this time due to CMS reporting limitations. They are working with IT, the CMS vendor, and department supervisors to not only improve the ability to capture this information but to put into practice procedures that will create an avenue for the data to be captured. Although the court have provided a majority of the data, the sources of the collections activity (phone contact, statements, etc.) are beyond their reporting capabilities—even with improved processes put into place. In addition, an error occurred with their CMS that wiped out all collections status in October of last year and their normal reporting capabilities have been limited. The court is not able to separate adjustments or account values for nondelinquent and delinquent cases. Any additional blank cells are due to CMS limitations.

| Governn | nent Code Section 68514 Data Elements  | <b>Current Period</b> | Prior Periods |
|---------|--|-----------------------|---------------|
|         | Total nondelinquent gross revenue      |                       |               |
| Item 1  | collected                              | \$2,227,211           | \$2,203,974   |
|         | Delinquent gross revenue collected     | \$1,762,320           | \$539,207     |
|         | Number of cases associated with        |                       |               |
| Item 2  | nondelinquent collections              | -                     | -             |
|         | Number of cases associated with        |                       |               |
|         | delinquent collections                 | 5,410                 | 1,549         |
|         | Court-ordered adjustment (satisfied by |                       |               |
| Item 3  | means other than payment)              | \$325,254             | \$118,064     |
|         | Debt discharged from accountability    | -                     | -             |
| Item 8  | Percentage of debt defaulted on*       | _                     | -             |

The following table captures collections information in response to Items 1, 2, 3, and 8 of Government Code section 68514.

\* Using the cases that are on installment agreements as the measurement, the percent is calculated by dividing the total default balance by the total value of cases.

The table below lists data related to the collections activities used by the programs pursuant to <u>Penal Code section 1463.007</u> (responsive to Item 4 of Gov. Code, § 68514), including the amount collected, number of cases, and administrative costs by activity in response to Items 5, 6, and 7 of Government Code section 68514.

| Category Description                             | Item 5: Item<br>Amount<br>Collected by<br>Activity | Item 6: Number<br>of Cases by<br>Activity | Item 7:<br>Administrative<br>Cost |
|--|--|---|-----------------------------------|
| Category 1: Telephone contact                    | -  | 2,353                                     | _                                 |
| Category 2: Written notice(s)                    | -  | 2,840                                     | -                                 |
| Category 3: Lobby/counter                        | -  | -   | -                                 |
| Category 4: Skip tracing                         | -  | 3,295                                     | -                                 |
| Category 5: FTB-COD (Court-Ordered Debt Program) | \$209,204  | 972                                       | -                                 |
| Category 6: FTB-IIC (Interagency Collection      |  |   |                                   |
| Program)   | \$255,196  | 12,256                                    | -                                 |
| Category 7: Driver's license hold/suspension for |  |   |                                   |
| failure to appear                                | -  | -   | -                                 |
| Category 8: Private debt collectors              | \$13,721   | 567                                       | -                                 |
| Category 9: Wage/bank garnishments and liens     |  |   | -                                 |
| Total:   | \$478,121  | 22,283                                    | -                                 |

\* On the two tables above, a dash (-) represents data that is currently unavailable and cannot be provided by the program.

As outlined in Government Code section 68514(a)(6), the program reported the total number of cases by collection activity in the table above, but the number of individuals associated with those cases is currently unavailable.

The new reporting requirements under Government Code section 68514(b) impacted the Gross Recovery Rate (GRR) and Success Rate (SR) calculations. As revised, the GRR and SR calculations for both current and prior periods include the gross revenue collected, adjusted, and discharged divided by the value of cases (value of debt established, referred, or transferred) for that period only.

Previously, each metric calculated the total gross revenue collected, adjusted, and discharged in the reporting period regardless of when the debt was established, divided by only the current period value of debt established, referred, or transferred. This resulted in overstated collection rates. Therefore, the program's performance for this reporting period cannot be compared to previous years. The individual calculations provide a more valid collections rate by period, demonstrated by the significantly lower rate for prior periods, which includes long-standing, hard to collect debt.<sup>5</sup>

The program's GRR and SR is 104%. The program believes this to be overstated due to their inability to provide adjustments because of current limitations with their case management

# County of Yuba and Superior Court of Yuba County Collections Program Summary of Fiscal Year 2017–18 Collections Reporting Template

system. At this time, the program was not able to ascertain the number and value of cases established in the current period. The program's GRR and SR by period are as follows:

| Metric              | <b>Current Period</b> | <b>Prior Periods</b> | <b>Combined Total</b> |
|---------------------|-----------------------|----------------------|-----------------------|
| Gross Recovery Rate | 104%                  | 2%                   | 8%                    |
| Success Rate        | 104%                  | 2%                   | 6%                    |

**Note:** The benchmarks for GRR of 34 percent and SR of 31 percent were established in 2009 and may need to be revisited based on the new criteria in Government Code section 68514.

The table below shows the program's total delinquent revenue collected and the percentage increase or decrease from year to year for the past six fiscal years. The program did not discharge delinquent debt from accountability for the reporting period.

|            | 2012-13     | 2013-14   | 2014-15     | 2015-16     | 2016-17     | 2017-18     |
|------------|-------------|-----------|-------------|-------------|-------------|-------------|
| Delinquent |             |           |             |             |             |             |
| Revenue    |             |           |             |             |             |             |
| Collected  | \$3,212,162 | \$906,142 | \$2,729,257 | \$2,222,039 | \$1,102,280 | \$2,301,528 |
| Year-over- |             |           |             |             |             |             |
| Year       |             |           |             |             |             |             |
| Percent    |             |           |             |             |             |             |
| Change     | -4.9%       | -71.8%    | 201.2%      | -18.6%      | -50.4%      | 108.8%      |

Endnotes:

- <sup>1</sup>Population data from State of California, Department of Finance, E-1 State and County Population Estimates, January 1, 2017, and 2018.
- <sup>2</sup>Excludes unfunded judgeships authorized under AB 159 (Stats. 2007, ch. 722). Positions as of June 30, 2018.
- <sup>3</sup> The GRR and SR calculations for the current and prior periods include the amount collected, adjusted, and discharged, and the related value of debt established, referred, or transferred for that period only.
- <sup>4</sup> An adjustment is defined as any change in the total amount of debt due after the initial determination of the amount of outstanding delinquent debt. Noncash adjustments include the suspension or dismissal of all or a portion of a bail or fine amount, alternative payments such as community service in lieu of a fine, and amounts discharged from accountability. Cash adjustments include fees added for payment by insufficient funds checks, or a correction to the initial assessment amount.
- <sup>5</sup> Ending Balance is the value of outstanding delinquent fines, fees, forfeitures, penalties, and assessments, and may include victim restitution and other justice related reimbursements if the reporting program could not separate those balances.
- <sup>6</sup> The full report on the *Revenue Collected for 2017–18, as Required by Government Code Section 68514* is available at <u>www.courts.ca.gov/7466.htm</u>.

# This report contains information jointly reported by the court and county in the Judicial Council's *Collections Reporting Template*, under Penal Code section 1463.010.

# Instructions for Completing the Collections Reporting Template

# 1. About the Collections Reporting Template

Under Penal Code section <u>1463.010</u>, each superior court and county shall jointly submit information to the Judicial Council in a reporting template on or before September 1, on an annual basis. The Judicial Council is required to review the effectiveness of the cooperative superior court and county collection programs and report to the Legislature about which court or county is following best practices, the performance of each collection program, and any changes to improve performance of collection programs on a statewide basis.

Effective June 27, 2017, Assembly Bill 103 (Stats. 2017, ch. 17) added section <u>68514</u> to the Government Code requiring the Judicial Council to annually report on revenue collections from criminal fines and fees related to infractions and misdemeanors for each court and county, beginning October 1, 2018. These new data elements are in addition to the information reported annually on the Collections Reporting Template (CRT).

The following worksheets have been revised to include the data elements required by GC68514 and must be completed and submitted by the dates indicated below to the Judicial Council as part of the CRT:

- Contact and Other Information
- Program Report
- Performance Report
- Annual Financial Report

# 2. Due Date

The Collections Reporting Template is due annually on or before September 1, for information required under Penal Code section 1463.010.

To the extent possible, submit data in response to Items 1 to 8 of GC68514 on or before July 16. As necessary, any revised or additional data related to GC68514 may be included in the September CRT, with an explanation in the Performance Report. The Judicial Council will submit a GC68514 supplemental report to the Legislature in December.

# 3. Reporting Period

The Collections Reporting Template should be completed for the period of July 1 through June 30.

# 4. What Should Be Reported

The following should be reported in the Collections Reporting Template:

• All delinquent court-ordered fines, fees, forfeitures, penalties, and assessments, victim restitution, and other criminal justice reimbursements imposed by law or court order in criminal (infraction, misdemeanor, and felony) cases, including juvenile delinquency cases.

- All revenues generated by each collection program (e.g., court, county, private agency, Franchise Tax Board (FTB), intra-branch, or other program) and the number of cases associated with those collections.
- All revenues generated from non-delinquent cases and the number of cases associated with those collections.
- All court-ordered debt due to the state, county, city, local government entities, and other parties for which the court or county is collecting either directly or through a collection agency, the Franchise Tax Board, or Intra-branch program.
- The value and number of new cases established, referred, and/or transferred during the reporting period, as well as the ending value and number of cases from prior period inventory.

Fees collected in non-criminal cases (e.g., civil, probate, family, mental health, and juvenile dependency) should not be reported in the template.

## 5. Worksheet 1: Contact and Other Information

This worksheet captures contact information and data in response to Items 4, 5, 6, and 7 of the reporting requirements under Government Code 68514 (highlighted in green). Required data corresponding to Items 1, 2 and 8 is captured in the Annual Financial Report. Refer to sections that follow for instructions on how to complete the Contact and Other Information worksheet.

Penal Code section <u>1463.007</u> requires that each program engage 10 of 16 collections activities. The collections program may collectively meet the requirement. For purposes of this report, the collection activities were grouped into nine (9) categories. (See the Category Key).

The **Category** column identifies the number assigned to each activity. Each activity utilized in the collection of delinquent court-ordered debt should be reported by Category. See the Categories tab for a non-exhaustive list of tasks/activities.

**Item 4:** In this column, check each activity that is met by the collections program (e.g., court, county, private agency, FTB, and intra-branch program). This complies with the reporting requirement for a description of the collection activities used pursuant to Section 1463.007 of the Penal Code.

**Item 5:** In this column, for each case, track and record payment(s) received per collection activity and report the total amount collected in the corresponding Category at the end of the fiscal year.

**NOTE**: The total in Item 5, Row 22, should reconcile with the Gross Revenue Collected, Column Z, Row 26, of the Annual Financial Report.

**Item 6:** For purposes of this report, item 6 is interpreted as requesting information on <u>each</u> case plus a unique person (one individual).

In Column Item 6a, track and record each case by activity that the program engages (utilizes) as part of the collection effort and report the total number of cases by Category at the end of the fiscal year.

In Column Item 6b, track and record <u>one</u> (1) individual in Category 3 regardless of the number of associated case(s) in 6a, and report the total number of individuals at the end of the fiscal year.

**NOTE**: Since a program may utilize one or more of the 16 activities during the collections process, the number of cases by activity in 6a will always be greater than the associated number of individuals reported in 6b.

**Item 7:** In this column, for each case, track and record total administrative costs per collection activity and report total costs in the corresponding Category, as a negative (-) entry, at the end of the fiscal year.

For purposes of this report, administrative cost is interpreted to mean "operating costs" as defined in the <u>Guidelines and Standards for Cost Recovery</u> Operating costs should be calculated and recovered using the <u>Guidelines</u> approved methodologies.

**NOTE**: The total in Row 22, Item 7, must reconcile with Cost of Collections, Column AA, Row 26, of the Annual Financial Report.

# Wondering how to report data on CRT? See Step-by-Step Process on page 13

# 6. Worksheet 2: Program Report

Programs should provide a description of any changes to collections during the reporting period, including a description of the extent to which Judicial Council–approved Collections Best Practices are being met and any obstacles or problems that prevent the program from meeting the best practices. In the bottom section, indicate areas (by checkmark) in which training, assistance, or additional information is necessary. If additional space is required, please submit the information as an attachment in Microsoft Word format.

# 7. Worksheet 3: Performance Report

Programs should provide a summary of the collection program's performance during the reporting period, including the extent of the program's reporting capabilities in terms of providing the new information required by GC68514. If data cannot be provided at this time or if the reported data differs from these Instructions, please describe the submitted data and any plans for providing this information in the future.

If additional space is required, please submit the information as an attachment in Microsoft Word format.

## 8. Worksheet 4: Annual Financial Report

The Annual Financial Report worksheet captures the total revenue collected and the number of cases associated with those collections, court-ordered adjustments, discharged debt, and cost of collections. Data in response to Items 1, 2, 3 and 8 of the reporting requirements under GC68514 are captured in this worksheet.

**NOTE**: this worksheet is protected and data entry is permitted only in unshaded cells. Refer to sections that follow for instructions on how to complete the Annual Financial Report worksheet.

## **CURRENT PERIOD: Fines, Fees, Forfeitures, Penalties, and Assessments**

For each collections program, (e.g., court, county, private agency, FTB, or an intra-branch program) enter all transactions on newly established, referred, or transferred cases that occurred during the reporting period.

- In row 3, report only non-delinquent gross revenue collected (e.g., traffic bail forfeitures, forthwith payments, accounts receivable, and payment plans for non-delinquent debt) and the number of cases associated with those collections.
- In rows 4–8, report the number and value of cases newly established, referred, and/or transferred during the reporting period, gross revenue collected and the number of cases associated with those collections, cost of collections, adjustments, or discharges posted during the reporting period on delinquent cases only.
- In row 9, enter amounts that cannot be broken out or attributed to a single collection program. These amounts would include revenue collected by the Franchise Tax Board's Interagency Intercept Collection (FTB-IIC) program or the Department of Motor Vehicles.

#### Column B: Number of Cases Established/ Referred/ Transferred

Enter the total net number of new cases established, referred, or transferred to each respective collection program within the reporting period. Cases that were previously established, but never referred or transferred to collections, are considered new cases and should be reported in Col. B.

Example: If an individual has two delinquent cases: Case 1 is a DUI. Case 2 includes two Vehicle Code violations, two (2) cases are reported in Col. B regardless of the number of violations.

For cases that are "bundled" into one case for referral to a collections program (i.e., the Franchise Tax Board), only one (1) case should be reported in Col. B.

# Column C: Value of Cases Established/ Referred/ Transferred

Enter the total net value of cases identified in Col. B that were *newly* established, referred, or transferred during the reporting period. Debt balances transferred or returned from one collection program to another should be included in Col. C. Debt established or referred to a program in prior reporting periods should be excluded, and reported in Col. N.

# Column D: Number of Cases with Payment(s) Received

Enter the number of cases with payment(s) received (including payment(s) on an installment agreement) during the reporting period that are directly associated with the total delinquent revenues reported in Col. E. In row 3, include the number of cases associated with non-delinquent collections reported in Col. E.

**NOTE:** The number of cases with payments received (Col. D) cannot not be greater than the number of cases reported in Col. B.

Using example above: If at the end of the reporting period six installment payments are received on Case 1 and three on Case 2, the number of cases reported in Column D is two (2), regardless of the number of payments received.

# **Column E: Gross Revenue Collected**

Enter the total amount of delinquent revenue collected by each collections program during the reporting period, including payment(s) from an accounts receivable or installment payment plan. As noted above, in row 3 include non-delinquent traffic bail forfeitures, forthwith payments, accounts receivable, and current payment plans.

# **Column F: Cost of Collections**

Enter as a negative number the cost of collections allowable for recovery under Penal Code section 1463.007.

# **Column G: Adjustments**

Enter the total dollar value of court-ordered debt satisfied by other means through an alternative sentence or non-cash adjustment that decreases or increases the outstanding debt amount. This includes court-ordered adjustments, such as suspensions and dismissals, and alternative payments such as community service or post sentence service of time in custody in lieu of fine, or other non-cash adjustments that occurred during the reporting period.

This total should be entered as a positive number if the net effect is to reduce the amount of debt outstanding or a negative (-) number if the net effect is to increase the amount of debt outstanding. For example, charges for a bad check would be entered as a negative (-) dollar amount, as this would increase the amount of debt outstanding.

**Note**: Data reported in Column G will be used to comply with Item 3 of GC68514, which requires data on the total amount of fines and fees dismissed, discharged, or satisfied by means other than payment.

# **Column H: Discharge from Accountability**

Enter the total dollar value of discharged accounts, under Government Code sections 25257 through sections 25259.95 for newly established, referred, or transferred cases, which occurred during the reporting period. This should be entered as a positive number as the net effect is to reduce the amount of debt outstanding.

For example, if a \$600 debt being collected by the county is discharged, +\$600 would be entered in Col. H, row 5.

# **Column I: Change in Value**

Column I is formula driven, no data entry required. The formula calculates the change in value of transactions reported in columns C, E, G and H, as follows: (Column I= C- E-G-H).

# **Column J: Value of Cases on Installment Agreements**

In Column J, enter the value of all delinquent cases set-up on an installment agreement, by the court or collecting entity, for installment payment(s) on *newly* established delinquent court-ordered debt.

# **Column K: Default Balance Installment Agreements**

In Column K, enter the balance of all delinquent cases set-up on an installment agreement where individual did not fulfill their payment obligation, (i.e., payment(s) have not been received as promised and the plan was not reinstated at the end of the fiscal year). Include only the value of installment plans where the individual failed to comply with the terms of the installment agreement.

A delinquent case that is set-up on an installment payment plan as part of the collections process is considered "*defaulted on*" if the individual fails to fulfill his/her payment obligation, per the terms of the agreement. The default balance should not include the unpaid balance of cases set-up on installment plans that are "current", (i.e., installment payment(s) have been made according to the agreement terms.)

# **Column L: Percentage of Debt Defaulted On (Installment Agreements)**

Column L is formula-driven, no data entry required. The formula calculates the percentage of court-ordered debt *defaulted on* by dividing the default balance by the original case value setup on an installment agreement. (Col. K / Col. J)

# **PRIOR PERIODS INVENTORY:** Fines, Fees, Forfeitures, Penalties, and Assessments

In response to the new reporting requirement, the Annual Financial Report was revised to capture data by Current Period, Prior Periods Inventory, and Combined total.

Data reported in the Prior Periods Inventory will be used to comply with subdivision (b) of GC68514, which requires a section that lists information on fines and fees assessed in a year prior to the current reporting year that had outstanding balances in the current reporting year.

For each collections program, (e.g., court, county, private agency, FTB, or an intra-branch program), enter all transactions that occurred during the reporting period, as follows:

- In row 11 report only non-delinquent gross revenue collected from cases in inventory (e.g., traffic bail forfeitures, forthwith payments, accounts receivable, and payment plans for non-delinquent debt).
- In rows 12–16, report the number and value of cases referred or transferred, gross revenue collected, cost of collections, adjustments, and discharges from accountability on ALL cases in inventory.
- In row 17, enter amounts that cannot be broken out or attributed to a single collection program. These amounts would include revenue collected by the Franchise Tax Board's Interagency Intercept Collection (FTB-IIC) program or the Department of Motor Vehicles.

# Column M: Number of Cases Referred/Transferred (Ending Balance from Prior Year)

Enter the total number of cases referred or transferred to/from each respective collection program in prior reporting periods. Cases that were previously established, but never referred or transferred to collections, are considered *new* cases and should be reported in Col. B. This number should be the same as the ending number of cases reported in the prior year. Any variance should be reported and explained in the Performance Report worksheet.

### **Column N: Value of Cases Referred/Transferred (Ending Balance from Prior Year)**

Enter the total net value of cases identified in Col. M that were referred or transferred in prior reporting periods. Debt balances transferred or returned from one collection program to another during the reporting period should be included in column N. This value represents the ending balance reported at the end of the prior reporting period. Any variance should be reported and explained in the Performance Report worksheet.

# Column O: Number of Cases with Payment(s) Received

In row 11, include the number of cases associated with non-delinquent collections reported in Col. P. In rows 12-16, enter the number of cases with payments received (including cases on installment plans) during the reporting period from previously referred or transferred cases, which are associated with the gross revenue collected in Col. P.

**NOTE**: Data reported in Col. O will be used to comply with Items 1 and 2 of GC68514, which requires the number of cases associated with total non-delinquent and delinquent revenues collected.

#### **Column P: Gross Revenue Collected During the Period**

As noted above, in row 11, include non-delinquent traffic bail forfeitures, forthwith payments, accounts receivable, and current payment plans. In rows 12-16, enter the total amount of delinquent revenue collected, during the reporting period by each collection program from previously established, referred, or transferred cases.

#### **Column Q: Cost of Collections**

Enter as a negative number the cost of collections (operating costs) allowable for recovery under Penal Code section 1463.007.

#### **Column R: Adjustments**

Enter the total dollar value of court-ordered debt satisfied by other means through an alternative sentence or non-cash adjustment that decreases or increases the amount outstanding for individual debt item. This includes court-ordered adjustments, such as suspensions and dismissals, and alternative payments such as community service or post sentence service of time in custody in lieu of fine, or other non-cash adjustments that occurred during the reporting period.

This total should be entered as a positive number if the net effect is to reduce the amount of debt outstanding or a negative (-) number if the net effect is to increase the amount of debt outstanding. For example, charges for a bad check would be entered as a negative (-) dollar amount, as this would increase the amount of debt outstanding.

#### **Column S: Discharge from Accountability**

Enter the total dollar value of discharged accounts, under Government Code sections 25257 through sections 25259.95 for previously established, referred or transferred cases, which occurred during the reporting period. This should be entered as a positive number as the net effect is to reduce the amount of debt outstanding.

For example, if a \$600 debt being collected by the county is discharged, +\$600 would be entered in column S, row 13.

**Column T: Change in value** is formula driven, no data entry required. The formula calculates the change in value of transactions reported in columns N, P, R, S, as follows: (Column T= N-P-R - S).

#### **Column U: Value of Cases on Installment Agmt. (Ending Balance from Prior Year)**

Enter the value carried over from the prior year for all cases on an installment agreement that were defaulted on, (i.e., payment(s) were not received as promised and the plan was not reinstated at the end of the fiscal year). The value carried over should not include the unpaid balance of cases set-up on installment plans that are "current", (i.e., installment payment(s) have been received according to the agreement terms.)

#### **Column V: Default Balance Installment Agreement**

Enter the default balance from all delinquent cases on an installment agreements carried over from the prior year with no payment(s) received in the reporting period.

#### Column W: Percentage of Debt Defaulted On (Installment Agreements)

Column W is formula-driven, no separate calculation or data entry required. The formula calculates the percentage of court-ordered debt *defaulted on* by dividing the default balance by the value carried-over from prior year. (Col. V / Col. U)

## COMBINED: Beginning and Ending Balance Fines, Fees, Forfeitures, Penalties, and Assessments

The Combined Beginning and Ending Balances section includes the number and value of ALL cases; new and previously established. Except for Columns AE and AF, information from the Current and Prior Periods Inventory sections is captured by formula for each program, no separate calculation or entry is required.

#### **Column X, Number of Cases—Beginning Balance**

Column X calculates the total number of cases (new and inventory) at the beginning of the period. (Col. B + Col. M)

### **Column Y, Value of Cases—Beginning Balance**

Column Y calculates the total value of cases (new and inventory) at the beginning of the period. (Col. C + Col. N)

#### **Column Z: Gross Revenue Collected**

Column Z calculates all payments received towards the satisfaction of delinquent courtordered debt. (Col. E + P)

## **Column AA: Cost of Collections**

Column AA calculates the combined total cost of collections which, pursuant to PC 1463.007, is allowable to offset revenue prior to distribution to other governmental entities. Cost of collections should be reported as a negative (-) number unless posting a reversal. (Col. F + Col. Q)

#### **Columns AB: Adjustments**

Column AB calculates the total amounts satisfied by other means through an alternative sentence or non-cash adjustment that decreased or increased the amount outstanding for individual debt items (Col. G + Col. R)

#### **Column AC: Discharge from Accountability**

Column AC calculates the total amount of debt deemed uncollectible that was discharged during the reporting period, per Government Code section 25257-25259.95 (Col. H + Col. S)

#### **Column AD: Change in Value**

Column AD calculates the value of transactions in columns Z, AB and AC = SUM (Z + AB + AC)

#### **Column AE: Number of Cases—Ending Balance**

Enter the total number of cases at the end of the reporting period for each program.

#### Column AF, Value of Cases—Ending Balance

Enter the total net value of cases at the end of the reporting period for each program. The value of cases at end of period (Col. AF) balances to the value of cases at beginning of period

(Col. Y), minus the value reported in Column AD (which is the sum of Columns Z, AB and AC).

# Column AG, Error Messages

This data field displays "Out of Balance" if the ending balance in Col.AF does not equal the beginning balance in Col. Y, minus the value of transactions reported in Col. AD.

- If the beginning balance for the County Collection Program in column Y, row 21 is \$10,000,000; and
- The gross revenue collected in Col. Z, row 21 is \$2,000,000; and
- The value of adjustments in Col. AB, row 21 is \$250,000, and
- The value of discharged debt in Col. AC, row 21 is \$250,000;
- Then the ending balance reported in Col. AF, row 21 should be \$8,500,000, because:

10,000,000 - 22,000,000 - 250,000 - 250,000 = 8,500,000.

If the ending balance in Col. AF reconciles to the program's case management and/or accounting system, but does not reconcile to the information input in columns Y, Z, AB, and AC, explain the "Error Message" in the Performance Report worksheet.

# **Collections Metrics for Fines, Fees, Forfeitures, Penalties, and**

# Columns AI, AJ and AK: Metrics

These are self-populating calculated fields and no entry is required. The numbers provide a quantitative explanation of the current, prior periods, and aggregate performance for the collection of delinquent court-ordered debt.

# Victim Restitution and Other Justice-Related Reimbursements

This section was revised to combine two sections into one, the data reported is the same as the previous CRT version. This section captures the ending balances (number and value of cases) from prior year and values for the current reporting period.

In rows 29–35, enter transactions that occurred during the reporting period including restitution owed to a victim by court order under Penal Code section 1202.4(f) and other justice–related fees not reported in rows 3-9 and 11-17

# **Column AN: Number of Cases (Ending Balance from Prior Year)**

The Ending Balance should include the number of cases of all delinquent outstanding debt (case inventory). In addition to victim restitution, debt balance may include other criminal justice–related fees not reported in rows 3-9 and 11-17.

# **Column AO: Value of Cases (Ending Balance from Prior Year)**

The Ending Balance should include the value of cases of all delinquent outstanding debt (case inventory). In addition to victim restitution, debt balance may include other criminal justice–related fees not reported in rows 3-9 and 11-17.

# Column AP: Number of Cases Established/ Referred/ Transferred in Period

Enter the total net number of newly established, referred, or transferred cases for the reporting period. Cases that were previously established, but never referred to collections, are considered *new* cases and should be reported in column AP.

# Column AQ: Value of Cases Established/ Referred/ Transferred in the Reporting Period

Enter the total net value of new cases identified in Column AP that were established, referred, or transferred during the reporting period. Debt established and/or referred to a program in prior reporting periods should be included in column AO.

# **Column AR: Gross Revenue Collected**

Enter the total amount of other justice–related fees collected by each collections program during the reporting period. As noted above, in row 29 include non-delinquent revenue collected.

# **Column AS: Adjustments**

Enter the total dollar value of court-ordered debt satisfied by other means through an alternative sentence or non-cash adjustment that decreases or increases the amount outstanding for individual debt item. This includes court-ordered adjustments, such as suspensions and dismissals, and alternative payments such as community service or post sentence service of time in custody in lieu of fine, or other non-cash adjustments that occurred during the reporting period.

This total should be entered as a positive number if the net effect is to reduce the amount of debt outstanding or a negative (-) number if the net effect is to increase the amount of debt outstanding. For example, charges for a bad check would be entered as a negative (-) dollar amount, as this would increase the amount of debt outstanding.

# **Column AT: Gross Revenue Collected, Victim Restitution**

Enter the total amount of restitution owed to a victim by court order under Penal Code section 1202.4(f) collected by each collections program during the reporting period. Report non-delinquent restitution collections in row 29.

# **Column AU: Change in Value**

Column AU captures the value of column AQ less the amounts shown in columns AR, AS, and AT (this field is formula-driven, so no separate calculation or entry is required).

# **Column AV: Number of Cases Ending Balance**

Include the number of cases of all delinquent outstanding debt (new and inventory).

# **Column AW: Value of Cases Ending Balance**

The ending balance in column AW should equal the beginning balance in column AO plus the change in value reported in Column AU (AU = AQ - AR - AS - AT).

## **Column AX: Error Messages**

These rows are blank unless errors are detected in the worksheet. If error messages are present, please correct the identified error or explain in Performance Report.

## **Quality Checklist**

Confirm that the data reported complies with the stated specification. (See Quality Checklist Tab) For boxes left unchecked, please explain in the Program Report worksheet.

## Signature Block

Print the names, dates, and job titles of as well as obtain the authorized signatures from the court representative *and* county representative on the Annual Financial Report worksheet.

## 9. Submitting the Completed Collections Reporting Template

- A. Print all completed worksheets in the Collections Reporting Template;
- B. Obtain the authorized court representative and county representative signatures;
- C. Mail the original signed report to: Judicial Council of California C/o Funds and Revenues Unit 2850 Gateway Oaks Drive, Suite 300 Sacramento, CA 95833
- D. E-mail all worksheets listed in section 1, in Excel format, to collections@jud.ca.gov

**If You Have Questions** If you have any questions about the Collections Reporting Template, please send them to <u>collections@jud.ca.gov</u>.

**Case information:** A citation is filed and court mails courtesy notice. Individual fails to appear in court or make a payment on the due date. The \$720 case, including a \$300 civil assessment, is established as delinquent. Individual fails to respond to two delinquency notices and three attempted telephone calls. Case is referred to a private vendor for collections (15% commission). Individual is located via skip tracing, agrees to an installment agreement. As signed, the individual agrees to a \$60.00, 12-month installment plan. Individual makes two installment payments during the reporting period. No activity or other payment arrangements on the record, the plan is not reinstated by collections program at year end. **At the end of the fiscal year, report data as follows on CRT:** 

| Step by Step:                             | Worksheet:                               | Column/Category:      | What to Input?                |  |  |
|---|--|-----------------------|-------------------------------|--|--|
| A citation is filed and court mails       |  |                       | No entry needed. Case is not  |  |  |
| courtesy notice.                          |  |                       | delinquent.                   |  |  |
| Individual fails to appear in court       | Annual Financial Report                  | Col. B, Row 6         | Report 1                      |  |  |
| or make a payment on the due              |  | Col. C, Row 6         | Report \$720                  |  |  |
| date. The \$720 case, including a         |  |                       |                               |  |  |
| \$300 civil assessment, is                |  |                       |                               |  |  |
| established as delinquent.                |  |                       |                               |  |  |
| Individual fails to respond to two        | Contact and Other                        | Item 6a, Category 1   | Report <u>one</u> (1)         |  |  |
| delinquency notices and three             | Information Sheet                        | Item 6a, Category 2   | Report <u>one</u> (1)         |  |  |
| attempted telephone calls.                |  | Item 7, Category 1, 2 | Report actual costs*          |  |  |
| In Item 6a: report one (1) in <u>each</u> |  |                       |                               |  |  |
| Category regardless of the number         | Annual Financial Report                  | Column F, Row 4       | Report actual costs*          |  |  |
| of notices mailed or telephone calls      |  |                       | (Include staff salary, paper, |  |  |
| attempted.                                |  |                       | postage, phone bill, etc.)    |  |  |
| Case is referred to a private vendor      | Contact and Other                        | Item 6a, Category 8   | Report one (1)                |  |  |
| for collections. (15% commission)         | Information Sheet                        | Item 6b, Category 3   | Report one (1)                |  |  |
| In Item 6b: report <u>one</u> (1) in      |  | Item 7, Category 8    | Report -\$18                  |  |  |
| Category 3, regardless of the             |  |                       |                               |  |  |
| number of cases reported in 6a.           | Annual Financial Report                  | Column F, Row 6       | Report -\$18                  |  |  |
| Individual is located via skip            | Contact and Other                        |                       | No entry needed. Skip tracing |  |  |
| tracing, agrees to an installment         | Information Sheet                        |                       | costs included in private     |  |  |
| agreement.                                |  |                       | vendor costs.                 |  |  |
| As signed, the individual agrees to       | Contact and Other                        | Item 5, Category 8    | Report \$120                  |  |  |
| a \$60.00, 12-month installment           | Information Sheet                        |                       |                               |  |  |
| plan. Individual makes two                |  |                       |                               |  |  |
| installment payments, in the              | Annual Financial Report                  | Col. D, Row 6         | Report one (1)                |  |  |
| reporting period to the private           | -  | Col. E, Row 6         | Report \$120                  |  |  |
| vendor.                                   |  | Col. J, Row 6         | Report \$720                  |  |  |
| No activity or other payment              |  |                       |                               |  |  |
| arrangements on the record, the           | Annual Financial Report                  | Col. K, Row 6         | Report \$600                  |  |  |
| plan is not reinstated by collections     | L. L |                       | *                             |  |  |
| program at year end.                      |  |                       |                               |  |  |
|   |  |                       |                               |  |  |

# Collections Reporting Template Glossary

Accounts Receivable (A/R): An accounts receivable is a set of account receivables if paid in installments, pursuant to Penal Code section 1205(d) or that are not paid forthwith.

**Adjustments:** An adjustment is any change in the total of debt due after the initial determination of the amount of outstanding delinquent debt. Non-cash adjustments include the suspension of all or a portion of bail, fines, fees, penalties, forfeitures, or assessments. Alternative payments may include community service in lieu of a fine and post sentence service of time in custody in lieu of fine; dismissals include dismissing all or a portion of the debt. Cash adjustments include fees added for payment by an insufficient funds check (NSF) or a correction to the initial assessment amount. The imposition of a civil assessment is not considered an adjustment.

Alternative Sentence: This refers to a different option for resolving court-ordered debt, such as community service in lieu of bail or fines, designed for an individual who demonstrates an inability to pay.

**Case:** For the purposes of the Collections Reporting Template, a case is a set of official court documents filed in connection with an infraction, misdemeanor, or felony violation. A case may include multiple violations, but is filed as one case.

**Community Service:** This refers to the hours of service that are converted to a monetary value and applied to the fines, fees, forfeitures, penalties, and assessments and reduce the imposed amount.

**Comprehensive Collection Program:** A program that collects eligible delinquent court-ordered fines, fees, forfeitures, penalties, and assessments on infraction, misdemeanor, and felony cases, as authorized by Penal Code section 1463.007.

**Continuance:** A continuance is the postponement of a hearing, trial, or other scheduled court proceeding at the request of either or both parties in a court dispute, or by the judge. For purposes of the Collections Reporting Template, a continuance is the postponement, stay, or withholding of payment under certain conditions for a temporary period of time.

**Cost of Collections:** The costs of operating a collections program that are allowed to be offset against collected delinquent revenues prior to distribution under Penal Code section 1463.007.

County Collection Program: A collection program administered by the county.

Court Collection Program: A collection program administered by the local superior court.

**Default**: A default occurs when an individual fails to make a payment on the date specified by a court or as agreed to under the terms and conditions of an installment payment or accounts receivable (A/R) plan set by a court or collecting entity. For purposes of complying with GC68514, Item 8, a delinquent account that is set-up on an installment payment plan as part of the collections process is considered "defaulted on" if the individual fails to fulfill their payment obligation (i.e., payment(s) are not made as promised based on agreement terms) and the plan was not reinstated, at the end of the fiscal year.

**Delinquent Account:** A delinquent account results when an individual has not appeared in court as promised or has not complied with a court order for payment of fines, fees, penalties, forfeitures, and assessments. Once the debt becomes delinquent, it continues to be delinquent and may be subject to collection by a comprehensive collection program. An account is considered delinquent the day after the payment is due.

**Discharged Account:** An account that has been deemed uncollectible and discharged from accountability. The actual discharge is based on established criteria by an authorized body, pursuant to Government Code sections 25257–25259.95.

**Dismissal:** A judgment that disposes a matter in a case. For the purposes of the Collections Reporting Template, this term refers to a criminal action dropped without settling the involved issues. The initial court-ordered debt no longer exists.

**Enhanced Collections:** Enhanced collections are non-forthwith collection activities related to enhancing collection programs where costs are incurred and paid directly by or reimbursed by the county, and are not cost recoverable. These collections are also included in the Collections Reporting Template.

**Forthwith Payments:** Full payment of court-ordered fines, fees, forfeitures, penalties, and assessments on or before the due date. Installment and accounts receivable plans are not forthwith payments.

**Franchise Tax Board Court-Ordered Debt (FTB-COD) Program:** The Franchise Tax Board collection program authorized under Revenue and Taxation Code section 19280.

**Franchise Tax Board Interagency Intercept Collections (FTB-IIC) Program:** A program of the Franchise Tax Board authorized by Government Code section 12419.10(a)(1) to collect courtordered fines, fees, forfeitures, assessments, and penalties from Franchise Tax Board refunds, unclaimed property, or California State Lottery winnings.

**Gross Revenue Collected:** Monies collected toward the satisfaction of a court-ordered debt by collection programs prior to any reductions.

**Installment Payment:** A scheduled payment agreed upon by the defendant and the court or county collection program, as established in Penal Code section 1205(d).

**Intra-branch Program:** An Intra-branch Program is a court or a county collection service provided under a written Memorandum of Understanding (MOU) to another court or county.

**Net Revenue:** Gross revenue collected less any reductions (i.e., allowable cost offsets pursuant to Penal Code section 1463.007).

**Non-delinquent Collections:** All non-delinquent revenue collected during the reporting period, including bail forfeitures, forthwith payments, and current payments made on accounts receivables and installment payment plans; recorded on row 3, column D of the Annual Financial Report worksheet.

**Other Justice-Related Reimbursements:** Monies owed to entities other than state, counties, cities, or local governments, such restitution to a victim.

**"Other" Program:** This refers to the "Other" row, row 9, of the Annual Financial Report worksheet and captures revenue that cannot be broken out or attributed to a single collecting entity (e.g., court, county, private agency, the FTB or an Intra-branch Program). Any amount reported on this row should be explained in the Program Report worksheet.

**Penal Code section 1463.007:** This statute specifies the criteria for a comprehensive collection program and allows the county and/or court to deduct, and deposit in the county treasury or trial court operations fund, the cost of operating a comprehensive collection program prior to distributing revenues to other governmental entities.

**Private Agency:** A private entity employed or contracted to collect court-ordered fines, fees, forfeitures, assessments, and penalties.

**Referral:** A referral is a newly established delinquent court-ordered debt submitted to a collection program during the reporting period.

Suspensions: Amounts that are reduced or eliminated as a result of a judicial order.

**Value of Cases:** The value of a case is the amount of court-ordered debt that is owed and is deemed collectible. For closed cases, the value is the sum of (gross) debt collected, dismissals, alternative payments, suspensions, and discharged accounts.

**Victim Restitution:** Victim restitution is an amount that is owed to a victim who incurs any economic loss as a result of a crime and that is payable directly from a defendant convicted of the crime as a condition of probation; see Penal Code section 1202.4(f). The restitution fine under Penal Code section 1202.4(b) is also court-ordered, but is not paid directly to the victim.

#### Attachment 2

#### **Contact and Other Information Sheet**

| 1 | Court/County   | Select court/county (see Contact Informa 🛡 |  |  |  |  |
|---|--|--|--|--|--|--|
| 2 | Court Contact:<br>Telephone Number:<br>E-mail Address: |  |  |  |  |  |
|   | County Contact:  |  |  |  |  |  |
| 3 | Telephone Number:<br>E-mail Address:                   |  |  |  |  |  |

| 4 | List collection agencies or programs used by order in<br>which debt is referred: | 1.<br>2<br>3. | •<br>• |
|---|--|---------------|--------|
|   |  | 4.<br>5.      | •      |

|        |   | Item 4  |          | Item 5   | Item 6a                             | ltem 6b   | Item 7   |
|--------|---|---|----------|--|-------------------------------------|---|--|
| Govern | is a description of the collections components (activities) authorized by Penal Code section 1463.007. As required by<br>nment Code section 68514, for Items 4, 5, 6a, 6b and 7, input the requested information for <u>each</u> collection activity that the<br>county program currently uses: | Check each<br>collections activity<br>performed by<br>program | Category | Total amount collected<br>per collection activity            | Total number of cases by activity   | Total number of<br>individuals associated<br>with those cases | Total administrative cost<br>per collection activity |
| 6      | a. Attempts telephone contact with delinquent debtors for whom the program has a telephone number to inform them of their<br>delinquent status and payment options.   |   | 1        |  | Enter data as part of               |   |  |
|        | <li>b. Notifies delinquent debtors for whom the program has an address in writing of their outstanding obligation within 95 days of<br/>delinquency.</li>   |   | 2        |  |                                     | Category 3, (activity c)                                      |  |
| 8      | c. Generates internal monthly reports to track collections data, such as age of debt and delinquent amounts outstanding.  |   | 3        |  |                                     |   |  |
| 9      | d. Uses Department of Motor Vehicles information to locate delinquent debtors.  |   | 4        |  |                                     |   |  |
| 10     | e. Accepts payment of delinquent debt by credit card.   |   | 3        | Enter data as part of Cate                                   | gory 3, (activity <b>c</b> ), Row 8 | above.  |  |
| 11     | a. Sends delinquent debt to the Franchise Tax Board's Court-Ordered Debt Collections Program.   |   | 5        |  |                                     |   |  |
| 12     | b. Sends delinquent debt to the Franchise Tax Board's Interagency Intercept Collections Program.  |   | 6        |  |                                     |   |  |
| 13     | c. Initiates driver's license suspension or hold actions when appropriate for a failure to appear in court.   |   | 7        |  |                                     |   |  |
| 14     | d. Contracts with one or more private debt collectors to collect delinquent debt.   |   | 8        |  |                                     |   |  |
| 15     | e. Sends monthly bills or account statements to all delinquent debtors.   |   | 2        | Enter data as part of Cate                                   | gory 2 (activity <b>b</b> ), Row 7  | above.  |  |
| 16     | f. Contracts with local, regional, state, or national skip tracing or locator resources or services to locate delinquent debtors.   |   | 4        | Enter data as part of Cate                                   | gory 4, (activity <b>d</b> ) in Row | 9 above.  |  |
| 17     | g. Coordinates with the probation department to locate debtors who may be on formal or informal probation.  |   | 4        | Enter data as part of Cate                                   | gory 4, (activity <b>d</b> ) in Row | v 9 above.  |  |
| 18     | h. Uses Employment Development Department employment and wage information to collect delinquent debt.   |   | 4        | Enter data part of Categor                                   | y 4, (activity d) Row 9 abo         | ove.  |  |
| 19     | i. Establishes wage and bank account garnishments where appropriate.  |   | 9        |  |                                     |   |  |
| 20     | j. Places liens on real property owned by delinquent debtors when appropriate.  |   | 9        | Enter data as part of Category 9, (activity i) Row 19 above. |                                     |   |  |
| 21     | k. Uses an automated dialer or automatic call distribution system to manage telephone calls.  |   | 1        | Enter data as part of Category 1, (activity a) Row 6 above.  |                                     |   |  |
| 22     | TOTAL:  |   |          | \$0  | 0                                   | 0   | \$0  |

| 23 | 23 Does the court impose a civil assessment for failure to appear on infraction cases?                            |   |  |  |  |  |  |
|----|---|---|--|--|--|--|--|
|    |   |   |  |  |  |  |  |
| 24 | Does the court impose civil assessment for failure to pay on infraction cases?                                    | - |  |  |  |  |  |
|    |   |   |  |  |  |  |  |
| 25 | Does the court impose a civil assessment for failure to pay on misdemeanor cases?                                 | • |  |  |  |  |  |
|    |   |   |  |  |  |  |  |
| 26 | Does the court impose a civil assessment for failure to pay on felony cases?                                      | • |  |  |  |  |  |
| 27 | Does the court impose a civil assessment on any other case type? If yes, explain in the Program Report worksheet. | • |  |  |  |  |  |
|    |   |   |  |  |  |  |  |
| 28 | Collection program to which the majority of delinquent debt is initially referred.                                | - |  |  |  |  |  |

| Category Key: (See Category tab for task/activities list)       |                 |                   |  |  |  |  |  |
|---|-----------------|-------------------|--|--|--|--|--|
| 1= Telephone Contact  | 4= Skip tracing | 7= DL Hold        |  |  |  |  |  |
| 2= Written Notice(s)  | 5= FTB-COD      | 8= Private agency |  |  |  |  |  |
| 3= Lobby/counter 6= FTB-IIC 9= Wage/bank garnishments and Liens |                 |                   |  |  |  |  |  |

# Attachment 2

# **Program Report**

# Select court/county (see Contact Information worksheet #1) Use the space below to describe your collection program.

| <b>Collections Best Practices and identif</b>  | v any obstacles or problems                       | that prevent the collections                             |  |  |  |  |  |  |  |
|--|---|--|--|--|--|--|--|--|--|
|  |   |  |  |  |  |  |  |  |  |
| program from meeting those objective   | <b>, , , ,</b>                                    | -  |  |  |  |  |  |  |  |
| check those which your collection pro  |   | -  |  |  |  |  |  |  |  |
| practices currently not being met, bel   | ow. Also, identify any new or                     | additional practices that have                           |  |  |  |  |  |  |  |
| improved your collections program.   |   |  |  |  |  |  |  |  |  |
| 1. Develop plan and put in a written MOU that implemen   | its and enhances a program in which the court     | /county collaborate to collect court-ordered debt and    |  |  |  |  |  |  |  |
| 2. Establish and maintain a cooperative superior court and county collection committee responsible for compliance, reporting, and internal enhancements of the |   |  |  |  |  |  |  |  |  |
| 3. Meet the components of a comprehensive collection p   | program as required under Penal Code section      | 1463.007 in order that the costs of operating the progra |  |  |  |  |  |  |  |
| 4. Complete all data components in the Collections Repo  | rting Template.                                   |  |  |  |  |  |  |  |  |
| 5. Reconcile amounts placed in collection to the support   | ing case management and/or accounting syste       | ms.  |  |  |  |  |  |  |  |
| 6. Retain the joint court/county collection reports and su   | pporting documents for at least three years.      |  |  |  |  |  |  |  |  |
| 7. Take appropriate steps to collect court-ordered debt le   | ocally before referring it to the Franchise Tax B | oard for collection.                                     |  |  |  |  |  |  |  |
| 8. Participate in the Franchise Tax Board Court-Ordered I  | Debt (COD) collection program.                    |  |  |  |  |  |  |  |  |
| 9. Participate in the Franchise Tax Board Interagency Inte   | rcept Collections (IIC) program.                  |  |  |  |  |  |  |  |  |
| 10. Establish a process for handling the discharge of acco   |   |  |  |  |  |  |  |  |  |
| 11. Participate in any program that authorizes the Depart  |   |  |  |  |  |  |  |  |  |
| 12. Conduct trials by written declaration under Vehicle Co   |   |  |  |  |  |  |  |  |  |
| 13. Implement a civil assessment program and follow the  |   |  |  |  |  |  |  |  |  |
| 14. Evaluate the effectiveness and efficiency of external c  | -   |  |  |  |  |  |  |  |  |
| 15. Accept payments via credit and debit card.   |   |  |  |  |  |  |  |  |  |
| 16. Accept payments via the Internet.  |   |  |  |  |  |  |  |  |  |
| 17. Include in a collection program all court-ordered deb  | t and monies owed to the court under a court      | order  |  |  |  |  |  |  |  |
| 18. Include financial screening to assess each individual's  |   |  |  |  |  |  |  |  |  |
| 19. Charge fees as authorized by Penal Code section 120  |   | ayment plans and account receivables.                    |  |  |  |  |  |  |  |
| 20. Charge fees as authorized by Penal Code section 120  |   |  |  |  |  |  |  |  |  |
| 21. Use restitution rebate, as authorized by Government  |   | collection of funds awad to the Postitution Fund         |  |  |  |  |  |  |  |
| 22. Participate in the statewide master agreement for col  |   |  |  |  |  |  |  |  |  |
| 23. Require private vendors to remit the gross amount co   | с с   |  |  |  |  |  |  |  |  |
| 24. Use collection terminology (as established in the gloss  |   |  |  |  |  |  |  |  |  |
|  |   |  |  |  |  |  |  |  |  |
| 25. Require private vendors to complete the components   |   |  |  |  |  |  |  |  |  |
| Please identify areas in collections or  | •   |  |  |  |  |  |  |  |  |
| would like to receive training, assista  | nce, or additional information                    | 1.   |  |  |  |  |  |  |  |
| Civil Assessment   | Revenue Distribution                              | Private Collection Vendor                                |  |  |  |  |  |  |  |
|  | _   |  |  |  |  |  |  |  |  |
| Cost Recovery  | Discharge from Accountability                     | Other Collections-Related Issu                           |  |  |  |  |  |  |  |
|  |   |  |  |  |  |  |  |  |  |
| Comments or explanations:  |   |  |  |  |  |  |  |  |  |
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#### Attachment 2 Performance Report

| r enormance Report  |
|---|
| Select court/county (see Contact Information worksheet #1)  |
| Use the space below to discuss your collection program.   |
|   |
| Please provide any comments on your Gross Recovery Rate or Success Rate for the reporting period, by<br>Current Period, Prior Periods Inventory, and Combined.  |
|   |
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|   |
| Please explain the extent of your reporting capabilities in terms of providing the new information required by GC68514. If data cannot be provided at this time or if the reported data differs from the Instructions, please describe the submitted data and any plans for providing this information in the future. |
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| Additional operational information about your collections program for the reporting period.   |
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#### Attachment 2

#### Annual Financial Report

#### Select court/county (see Contact Information worksheet #1)

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|        | REPORTING PERIOD  |  | Col. A  |  |   |  |  |   |  |  |  |  |  |
|--------|---|--|---|--|---|--|--|---|--|--|--|--|--|
| 1      | Beginning Date-First day of Reporting                             | Period   | 01-Jul-17   |  |   |  |  |   |  |  |  |  |  |
| 2      | Ending Date-Last day of Reporting Pe                              | eriod  | 30-Jun-18   |  |   |  |  |   |  |  |  |  |  |
|        |   |  |   |  | CURRENT PERIOD: F   | INES, FEES, FORFEITURES, I                   | PENALTIES AND ASSESSME   | NTS   |  |  |  |  |  |
|        |   | Number of Cases Established/<br>Referred/Transferred                           | Value of Cases Established/<br>Referred/Transferred                           | Number of Cases with<br>Payment(s) Received<br>(Items 1 and 2)     | Gross Revenue<br>Collected  | Cost of Collections<br>(Penal Code 1463.007) | Adjustment: Amount<br>satisfied by Court-ordered<br>Suspension, Dismissal or<br>Alternative Sentence (Item<br>3) | Discharge from<br>Accountability<br>(Item 3)                          | Change in Value<br>(Col. C- E - G - H) | Value of Cases on<br>Installment Agreement<br>(Item 8)                     | Default Balance<br>Installment Agreement<br>(Item 8) | Percentage of Debt<br>Defaulted On<br>(Installment Agmt.)<br>(Col. K / Col. J) |  |
| Row    | Program   | Col. B   | Col. C  | Col. D   | Col. E  | Col. F                                       | Col. G   | Col. H  | Col. I                                 | Col. J   | Col. K   | Col. L   |  |
| 3      | Program<br>Non-Delinquent Collections<br>Court Collection Program |  |   |  |   |  |  |   |  |  |  |  |  |
| 5      | County Collection Program   |  |   |  |   |  |  |   |  |  |  |  |  |
| 6      | Private Agency<br>FTB Court-Ordered Debt                          |  |   |  |   |  |  |   |  |  |  |  |  |
| 7      | FTB Court-Ordered Debt<br>Intra-Branch Program                    |  |   |  |   |  |  |   | · · · · · · · · · · · · · · · · · · ·  |  |  |  |  |
| 9      | Other   |  |   |  |   |  |  |   |  |  |  |  |  |
| 10     | Sub-total Delinquent  |  | -   | -  |   |  |  | -   |  |  | -  |  |  |
|        | 1   | T.   |   | F  | PRIOR PERIODS INVENTO   | RY: FINES, FEES, FORFEITUR                   | RES, PENALTIES AND ASSES   | SMENTS  |  |  | 1  | 1  |  |
|        |   | Number of Cases<br>Referred/Transferred<br>(Ending Balance from Prior<br>Year) | Value of Cases<br>Referred/Transferred<br>(Ending Balance from<br>Prior Year) | Number of Cases with<br>Payment(s) Received                        | Gross Revenue<br>Collected  | Cost of Collections<br>(Penal Code 1463.007) | Adjustment: Amount<br>satisfied by Court-ordered<br>Suspension, Dismissal or<br>Alternative Sentence             | Discharge from<br>Accountability                                      | Change in Value<br>(Col. N- P -R - S)  | Value of Cases on<br>Installment Agmt. (Ending<br>Balance from Prior Year) | Default Balance<br>Installment Agreement             | Percentage of Debt<br>Defaulted On<br>(Installment Agmt.)<br>(Col. V / Col. U) |  |
| Row    | Program   | Col. M   | Col. N  | Col. O   | Col. P  | Col. Q                                       | Col. R   | Col. S  | Col. T                                 | Col. U   | Col. V   | Col. W   |  |
| 11     | Non-Delinquent Collections<br>Court Collection Program            |  |   |  |   |  |  |   |  |  |  |  |  |
| 13     | County Collection Program   |  |   |  |   |  |  |   |  |  |  |  |  |
| 14     | Private Agency  |  |   |  |   |  |  |   |  |  |  |  |  |
| 15     | FTB Court-Ordered Debt<br>Intra-Branch Program                    |  |   |  |   |  |  |   |  |  |  |  |  |
| 17     | Other   |  |   |  |   |  |  |   |  |  |  |  |  |
| 18     | Sub-total Delinquent  | •  | •   | -  |   | -<br>G BALANCES; FINES, FEES, F              |  | -   |  | •  |  |  |  |
|        |   | 1  |   | COMBINEL   | : BEGINNING AND ENDIN   | G BALANCES; FINES, FEES, F                   | ORFEITURES, PENALTIES A  | ND ASSESSMENTS  |  | 1  |  |  |  |
|        |   | Number of Cases<br>Beginning Balance   | Value of Cases<br>Beginning Balance   | Gross Revenue Collected  | Cost of Collections<br>(Penal Code 1463.007)                      | Adjustments                                  | Discharge from<br>Accountability   | Change in Value   | Number of Cases -<br>Ending Balance    | Value of Cases-Ending<br>Balance   | Error M  | essages  |  |
| Row    | Program   | Col. X   | Col. Y  | Col. Z   | Col. AA   | Col. AB                                      | Col. AC  | Col. AD   | Col. AE                                | Col. AF  | Col  | . AG   |  |
| 19     | Non-Delinquent Collections<br>Court Collection Program            |  |   |  |   |  |  |   |  |  |  |  |  |
| 21     | County Collection Program   |  |   |  |   |  |  |   |  | -  |  |  |  |
| 22     | Private Agency<br>FTB Court-Ordered Debt                          |  |   |  |   |  |  |   |  |  |  |  |  |
| 23     | Intra-Branch Program  |  |   |  |   |  | -  |   |  |  |  |  |  |
| 25     | Intra-Branch Program<br>Other<br>Total Delinquent                 |  |   |  |   |  | -  | •   |  |  |  |  |  |
| 20     | Total Delinquent  |  | -   | -  | -   | -<br>FOR FINES, FEES, FORFEITUR              | -  | -   | •                                      |  |  |  |  |
|        |   |  |   |  | SOLLECTIONS METRICS P   | OK FINES, FEES, FORFEITOR                    | LES, FENALTIES AND ASSES   | SWENTS  |  |  |  |  |  |
|        | Metric  | Current Period   | Prior Inventory   | Combined   |   | ormula                                       |  |   | Definition                             | ı  |  |  |  |
| Row    | Col. AH   | Col. Al  | Col. AJ   | Col. AK  |   | Col. AL                                      | + Discharges   |   |  |  |  |  |  |
| 27     | Gross Recovery Rate   |  |   |  | 1   | <u>ustments + Discharges)</u><br>Referrals   | Measures a collection proc<br>and discharges.  | gram's ability to resolve deling                                      | uent court-ordered debt, i             | including alternative senten   | ces, community service                               | , suspended sentences  |  |
| 28     | Success Rate  |  |   |  |   | ollections<br>stments - Discharges)          | Measures the amount of re<br>including NSF checks.   | evenue collected on delinquent  | court-ordered debt base                | d on total delinquent accou  | nts referred after adjust                            | ments and discharges,  |  |
|        |   |  |   |  | VICTIM RESTITU  | TION AND OTHER JUSTICE R                     | ELATED REIMBURSEMENTS  |   |  |  |  |  |  |
|        |   | Number of Cases - (Ending<br>Balance from Prior Year)                          | Value of Cases -<br>(Ending Balance from<br>Prior Year)                       | Number of Cases<br>Established/ Referred/<br>Transferred in Period | Value of Cases<br>Established/ Referred/<br>Transferred in Period | Gross Revenue Collected                      | Adjustments  | Gross Revenue Collected: Victim<br>Restitution (PC1202.4 (f))<br>Only | Change in Value                        | Number of Cases - Ending<br>Balance  | Value of Cases -<br>Ending Balance                   | Error Messages   |  |
| Row    | Program   | Col. AN  | Col. AO   | Col. AP  | Col. AQ   | Col. AR                                      | Col. AS  | Col.AT  | Col. AU                                | Col. AV  | Col. AW  | Col. AX  |  |
| 29     | Non-Delinquent Collections<br>Court Collection Program            |  |   |  |   |  |  |   | 0                                      |  |  |  |  |
| 31     | County Collection Program   |  |   |  |   |  |  |   | 0                                      |  |  |  |  |
| 32     | County Collection Program<br>Private Agency                       |  |   |  |   |  |  |   | 0                                      |  |  |  |  |
| 33     | FTB Court-Ordered Debt<br>Intra-branch Program                    |  |   |  |   |  |  |   | 0                                      |  |  |  |  |
| 35     | Other   |  |   |  |   |  |  |   | 0                                      |  |  |  |  |
| 36     | Total Delinquent  | -  | -   | -  | -   |  | -  |   |  | -  | -  |  |  |
| Revie  | Reviewed by Court   |  |   |  | Reviewed by County  |  |  |   |  |  |  |  |  |
| Printe | d Name  | •  | Signature   |  |   |  | Printed Name   |   |  | Signature  |  |  |  |
| Date   |   | •  | Title (Court Executive or Pre-  | siding Judge)  |   | 1  | Date   |   |  | Title (County Auditor-Controll   | er or other)   |  |  |
|        |   |  |   |  | -   |  |  |   | -                                      |  |  |  |  |

#### Penal Code 1463.007 Collections Activities by Category

| Categ                                  |   |
|--|---|
| Category                               | Task/Activity   |
| 1= Telephone Contact                   | Outbound Call<br>Inbound Call<br>Dialer blast messaging   |
| 2=Written Notice(s)                    | Delinquent Notice (Failure to Appear, Failure to Pay, Civil Assessment)<br>Handle all collections-related mail correspondence<br>E-mail received<br>Email sent  |
|  |   |
| 3= Lobby/Counter                       | Receive/post cash, check and credit card payments<br>Provide case information to individuals<br>Establish payment plan agreements including amendments to existing plan<br>Schedule walk-in arraignment, upon individual's request to go before a judge<br>Update DMV, if needed<br>Enter notes on the case, etc.<br>Work the Out of CourtCollection Queue (ludge orders case be handled in collections)<br>Process all criminal and juvenile DA forms; update financials and establish payment plans.<br>Process payments from Intra-branch, generate weekly payment report<br>Process payments and commission credit adjustments from private agency. Assist vendor w/case info., account balances, email<br>them any directives from Judge on case and prepare commission checks at the end of month.<br>Process all payments and commission credit adjustments from FTB-COD. Contact FTB-COD for additional information such as<br>account balances, levy actions, etc. |
|  |   |
| 4=Skip Tracing                         | Perform skip tracing (DMV, internet, third party vendors)<br>Obtain debtor information from probation and/or EDD  |
|  |   |
| 5=FTB-COD                              | Refer case to FTB-COD   |
| 6= FTB-IIC                             | Refer case to FTB-IIC   |
| 7=DL Hold/Suspension                   | Send abstract to DMV for Failure to Appear driver's license hold/suspension   |
| 8= Private Agency                      | Refer case to private collection agency   |
|  | Wage and/or bank accounts are garnished   |
| 9= Wage/bank Garnishments<br>and Liens | Place liens   |
|  | Category         1= Telephone Contact         2=Written Notice(s)         3= Lobby/Counter         4=Skip Tracing         5=FTB-COD         6= FTB-IIC         7=DL Hold/Suspension         8= Private Agency         9= Wage/bank Garnishments   |

Sample list of activities/tasks to be used to report activities utilized in the collection of delinquent court-ordered debt. See corresponding "Category" on the Contact and Other Information Sheet, Items 5, 6 and 7.

| Row      | Quality Checklist | CURRENT PERIOD: FINES, FEES, FORFEITURES, PENALTIES AND ASSESSMENTS  |
|----------|-------------------|--|
| 1        |                   | Row 3, Column D, includes revenues collected for non-delinquent infraction, misdemeanor, and felony cases that were paid in full on or before the due date, or current installment or<br>accounts receivable (A/R) payment plan. Row 3, Column E includes the number of cases associated with non-delinquent revenue collections reported in Row 3, Column D.  |
| 2        |                   | Rows 4-9 include all fines, fees, forfeitures, penalties, and assessments on traffic, criminal, and juvenile delinquency case types (infraction, misdemeanors, and felony), except victim restitution and other justice related fees (see Rows 29-35 for more information).  |
| 3        |                   | Rows 4-9, include newly established/referred/transferred cases, gross revenue collected, adjustments, or discharges posted during the reporting period.  |
| 4        |                   | Rows 4-9, Column B, include the total number of new cases established, referred, or transferred within the reporting period. Any cases that were previously established, but never referred or transferred to collections, are considered new cases and should be reported in this column (the corresponding value of these cases should be reported in Column C). If multiple cases were bundled into one case, only one (1) case should be reported in Column B. |
| 5        |                   | Rows 4-9, Column C, include the total value of the corresponding cases in Column B, that were established, referred, or transferred during the reporting period only.  |
| 6        |                   | Rows 4-9, Column D, include the number of cases with payment(s) received during the reporting period. The number of cases reported may be equal to but not greater than the number of cases established in Column B.   |
| 7        |                   | Rows 4-9, Column E, include all monies received towards the satisfaction of delinquent court-ordered debt, including installment payments.   |
| 8        |                   | Rows 4-9, Column F, include the cost of collections that, pursuant to PC 1463.007, is allowable to offset revenue prior to distribution to other governmental entities. Cost of collections is<br>entered in Column F as a negative number unless posting a reversal.<br>Value reported in Column G includes the total value of court-ordered debt satisfied by court-ordered dismissal, suspension, or by means other than payment. An amount satisfied by        |
| 9        |                   | amount outstanding for individual debt items.  |
| 10       |                   | Value reported in Column H includes all debt deemed uncollectible that was approved for discharge in the reporting period, per Government Code section 25257-25259.95.   |
| 11       |                   | Column I is the change in value of Cases Referred/Established/Transferred minus (-) Gross Collections, Adjustments, and Discharged debt. (Column C - E - G - H).   |
| 12       |                   | Rows 4-9, Column J, includes the value of all cases set-up on an installment agreement (A/R or monthly installment payment plan) by the court or collecting entity.  |
| 13       |                   | Rows 4-9, Column K, includes the balances from delinquent cases where the individual is non-compliant with the terms of the agreement (i.e., payments have not been received) and the plan was not reinstated at the end of the fiscal year.   |
| 14       |                   | Column L is formula driven and calculates the percentage of fines and fees defaulted on by dividing the installment agreement balance (amount <i>defaulted on</i> ) by the initial value of court-<br>ordered debt set-up on payment plan (Col. K/ Col. J)   |
|          |                   | PRIOR PERIODS INVENTORY: FINES, FEES, FORFEITURES, PENALTIES AND ASSESSMENTS   |
| 15       |                   | Row 11, Column O, includes revenues collected for non-delinquent infraction, misdemeanor and felony cases that were paid in full on or before the due date, or current installment or<br>accounts receivable (A/R) payment plan. Row 11, Column P includes the number of cases associated with non-delinquent revenue collections reported in Row 11, Column O.  |
| 16       |                   | Rows 12-17 include all fines, fees, forfeitures, penalties, and assessments on traffic, criminal, and juvenile delinquency case types (infraction, misdemeanors, and felonies), except victim restitution and other justice related fees (see Row 29-35 for more information).   |
| 17       |                   | Rows 12-17 include all cases in inventory referred or transferred to a collections program in a prior period, and gross revenue collected, court-ordered adjustments, or discharges that were received and posted during the current reporting period.   |
| 18       |                   | Rows 12-17, Column O, include the number of cases with payments received during the reporting period. Note: any late postings from prior year should be reported in Column M, and the case value should be reported in Column N as part of the ending balance from prior year.   |
| 19       |                   | Rows 12-17, Column P, include all monies received towards the satisfaction of delinquent court-ordered debt.   |
| 20       |                   | Rows 12-17, Column Q, include the cost of collections that, pursuant to PC 1463.007, is allowable to offset revenue prior to distribution to other governmental entities. Cost of collections is entered in Column Q as a negative number unless posting a reversal.   |
| 21       |                   | Rows 12-17, Column R, includes the total value of court-ordered debt satisfied by court-ordered dismissal, suspension, or by means other than payment. An amount satisfied by means other than payment includes alternative sentences (e.g., community service or time served in custody in lieu of fine) or non-cash adjustment that decreases or increases the amount outstanding for individual debt items.   |
| 22       |                   | Value reported in Column S includes all debt deemed uncollectible that has been discharged, per Government Code section 25257-25259.95.  |
| 23       |                   | Value reported in Column T is the change in Value of Cases (Ending Balance from Prior Year) minus (-) Gross Collections, Adjustments, and Discharged debt. (Column N - P - R - S).   |
| 24       |                   | Column U is the value of cases carried over from the prior year for all cases on an installment agreement that remained unpaid at the end of the year.   |
| 25       |                   | Column V includes the balance from all cases on an installment agreement carried over where payment(s) were not received in the reporting period.  |
| 26       |                   | Column W captures the percentage of delinquent fines and fees payable in installments that were defaulted on. The cell is formula driven and calculates a percentage by dividing the rolling balance by the value of cases (carried over) on installment agreements. (Column V/Column U)   |
|          |                   | COMBINED: ENDING BALANCE FINES, FEES, FORFEITURES, PENALTIES AND ASSESSMENTS   |
| 27       |                   | Row 19, Column Z, includes the combined total of non-delinquent gross revenue collected.   |
| 28       |                   | Rows 20-25, Columns X, Y, Z, AA, AB, AC and AD include the combined case number and value of new and prior period inventory, change in value, gross revenues, cost of collections,<br>and adjustments, and discharge from accountability.  |
| 29       |                   | Rows 20-25, Columns X, Y, Z, AA, AB, AC and AD are formula driven, no input required. Value of Cases reported in Columns Y and AF reconcile to figures reported from underlying systems and vendors.   |
| 30       |                   | Value reported in Column AE includes the total number of cases at the end of the reporting period for each program.<br>Values reported in Column AF balance to value of cases at beginning of period (Col. Y), minus the change in value reported in Col. AD (which is the sum of the amounts shown in Col. Z,   |
| 31       |                   | AB and AC. )<br>AB and AC. )<br>An Error Message in Column AG indicates that the beginning balance in Column Y, minus the value of transactions reported in Column AG indicates that the beginning balance reported in   |
| 32       |                   | Column AF.   |
|          |                   | VICTIM RESTITUTION AND OTHER JUSTICE RELATED REIMBURSEMENTS  |
| 33<br>34 |                   | Row 29 includes only non-delinquent cases referred/established, revenue collected, or adjustment posted during the reporting period.   |
| 34       |                   | Rows 30-35 include victim restitution and other justice related fees owed to other entities that were not included in Rows 3-9 or 11-17<br>Rows 30-35, include cases referred/established, revenue collected, or adjustments posted during the reporting period.   |
| 36       |                   | Column AR includes gross revenue collected on other justice related fees and should be entered as a positive number unless posting reversal. Column AS are adjustments that decrease<br>or increase the amount outstanding for individual debt items.  |
| 37       |                   | Column AT includes the total amount of restitution owed to a victim by court order under Penal Code section 1202.4(f) collected by each collections program during the reporting period.<br>Row 29 includes non-delinquent restitution collections.  |
| 38       |                   | Column AU includes the value of Col. AQ less the amounts shown in columns AR, AS, and AT (this field is formula-driven, so no separate calculation or entry is required).  |
|          |                   | Column AV includes the number of cases of all delinquent outstanding debt (new and inventory). In addition to restitution, debt balances may include other criminal justice-related fees no reported in rows 4-9 and 12-17.  |
| 39       |                   |  |
| 39<br>40 |                   | Column AW should equal the beginning balance in Column AO plus the sum of transactions for the period, as shown in Col. AU (AU = A Q - AR - AS - AT).  |

# Judicial Council-Approved Collections Best Practices

Penal Code section 1463.010 as amended by Assembly Bill 367 (Stats. 2007, ch.132) requires the Judicial Council to report the extent to which each court or county is following best practices for its collection program.

The collection programs are encouraged to use the following best practices. Additional information regarding best practices, including guidelines and standards, can be obtained on the external collections Web site: *http://www2.courtinfo.ca.gov/collections*; or by contacting staff of the Funds and Revenues Unit at collections@jud.ca.gov.

- 1. Develop a plan and put the plan in a written Memorandum of Understanding (MOU) that implements or enhances a program in which the court and county collaborate to collect court-ordered debt and other monies owed to a court under a court order.
- 2. Establish and maintain a cooperative superior court and county collection committee responsible for compliance, reporting, and internal enhancements of the joint collection program.
- 3. Meet the components of a comprehensive collection program as required under Penal Code section 1463.007 in order that the costs of operating the program can be recovered.
- 4. Complete all data components in the Collections Reporting Template.
- 5. Reconcile amounts placed in collection to the supporting case management and/or accounting systems.
- 6. Retain the joint court/county collection reports and supporting documents for at least three years.
- 7. Take appropriate steps to collect court-ordered debt locally before referring it to the Franchise Tax Board for collection.
- 8. Participate in the Franchise Tax Board Court-Ordered Debt (COD) collection program.
- 9. Participate in the Franchise Tax Board Interagency Intercept Collections (IIC) program.
- 10. Establish a process for handling the discharge of accountability for uncollectible courtordered debt.
- 11. Participate in any program that authorizes the Department of Motor Vehicles to suspend or refuse to renew driver's licenses for individuals with unpaid fees, fines, or penalties.<sup>1</sup>

<sup>&</sup>lt;sup>1</sup> Assembly Bill 103 (Stats. 2017, ch. 17) was chaptered June 27, 2017, and limited collections program driver's license suspension or hold actions to only failures to appear in court.

- 12. Conduct trials by written declaration under Vehicle Code section 40903 and, as appropriate in the context of such trials, impose a civil assessment.
- Implement a civil assessment program and follow the Criteria for a Successful Civil Assessment Program. (<u>http://www.courts.ca.gov/partners/documents/Rev-Dist-Criteria-for-Successful-Civil-Assessment-Program.pdf</u>)<sup>2</sup>
- 14. Evaluate the effectiveness and efficiency of external collection agencies or companies to which court-ordered debt is referred for collection.
- 15. Accept payments via credit and debit card.
- 16. Accept payments via the Internet.
- 17. Include in a collection program all court-ordered debt and monies owed to the court under a court order.
- 18. Include financial screening to assess each individual's ability to pay prior to processing installment payment plans and account receivables.
- 19. Charge fees as authorized by Penal Code section 1202.4(l).
- 20. Charge fees as authorized by Penal Code section 1205(e).
- 21. Use restitution rebate, as authorized by Government Code section 13963(f), to further efforts for the collection of funds owed to the Restitution Fund.
- 22. Participate in the statewide master agreement for collection services or renegotiate existing contracts, where feasible, to ensure appropriate levels of services are provided at an economical cost.
- 23. Require private vendors to remit the gross amount collected as agreed and submit invoices for commission fees to the court or county on a monthly basis.
- 24. Use collection terminology (as established in the glossary, instructions, or other documents approved for use by courts and counties) for the development or enhancement of a collection program.
- 25. Require private vendors to complete the components of the Collections Reporting Template that corresponds to their collection programs.

 $<sup>^{2}</sup>$  Ibid.

| Performance<br>Measure       | Definition  | Formula  | Benchmark |
|------------------------------|---|--|-----------|
| Gross Recovery Rate<br>(GRR) | Measures a collection<br>program's ability to resolve<br>delinquent court-ordered<br>debt, including alternative<br>sentences, community<br>service, suspended sentences<br>and discharges.                                   | Delinquent collections for the<br>fiscal year + Adjustments +<br>Discharges / Referrals    | 34%       |
| Success Rate (SR)            | Measures the amount of<br>revenue collected on<br>delinquent court-ordered<br>debt based on total<br>delinquent accounts referred<br>after adjustments and<br>discharges, including non-<br>sufficient funds (NSF)<br>checks. | Delinquent collections for the<br>fiscal year /<br>Referrals – Adjustments –<br>Discharges | 31%       |

# Collections Performance Measures and Benchmarks

#### FY 2017-18 Statewide Collections Individual Program Gross Recovery Rate (34% benchmark) and Success Rate (31% Benchmark)

|                  | Gi         | ross Recovery Ra | ate      | Success Rate |       |           |  |
|------------------|------------|------------------|----------|--------------|-------|-----------|--|
|                  | Current    | Prior            | Combined | Current      | Prior | Combined  |  |
| Alameda          | 21%        | 13%              | 13%      | 13%          | 8%    | 8%        |  |
| Alpine           | 9%         | 16%              | 12%      | 12%          | 16%   | 14%       |  |
| Amador           | 12%        | 5%               | 6%       | 12%          | 5%    | 6%        |  |
| Butte            | 24%        | 8%               | 11%      | 7%           | 4%    | 5%        |  |
| Calaveras        | 8%         | 8%               | 8%       | 6%           | 7%    | 7%        |  |
| Colusa           | 39%        | 0%               | 5%       | 35%          | 0%    | 4%        |  |
| Contra Costa     | 18%        | 8%               | 9%       | 17%          | 5%    | 6%        |  |
| Del Norte        | 5%         | 2%               | 2%       | 5%           | 2%    | 2%        |  |
| El Dorado        | 19%        | 4%               | 6%       | 14%          | 1%    | 3%        |  |
| Fresno           | 6%         | 3%               | 3%       | 5%           | 2%    | 2%        |  |
| Glenn            | 19%        | 2%               | 6%       | 16%          | 3%    | 6%        |  |
| Humboldt         | 36%        | 7%               | 11%      | 34%          | 1%    | 5%        |  |
| mperial          | 43%        | 0%               | 5%       | 43%          | 0%    | 5%        |  |
| nyo              | 29%        | 17%              | 19%      | 27%          | 1%    | 7%        |  |
| Kern             | 36%        | 6%               | 11%      | 27%          | 6%    | 9%        |  |
| Kings            | 4%         | 7%               | 6%       | 3%           | 2%    | 3%        |  |
| ake              | 28%        | 5%               | 7%       | 33%          | 4%    | 6%        |  |
| Lassen           | 13%        | 0%               | 3%       | 11%          | 0%    | 3%        |  |
| Los Angeles      | 22%        | 3%               | 5%       | 19%          | 0%    | 2%        |  |
| Madera           | 50%        | 2%               | 7%       | 22%          | 2%    | 3%        |  |
| Marin            | 70%        | 0%               | 11%      | 68%          | 11%   | 18%       |  |
| Mariposa         | 54%        | 5%               | 13%      | 48%          | 0%    | 7%        |  |
| Mendocino        | 50%        | 3%               | 10%      | 57%          | 0%    | 9%        |  |
| Verced           | 32%        | 11%              | 12%      | 32%          | 9%    | 11%       |  |
| Modoc            | 33%        | 32%              | 33%      | 29%          | 0%    | 6%        |  |
| Mono             | 38%        | 40%              | 39%      | 35%          | 37%   | 36%       |  |
| Monterey         | 20%        | 3%               | 5%       | 23%          | 3%    | 5%        |  |
| Napa             | 25%        | 4%               | 5%       | 24%          | 3%    | 5%        |  |
| Nevada           | 9%         | 3%               | 3%       | 8%           | 2%    | 3%        |  |
| Orange           | 57%        | 11%              | 19%      | 41%          | 9%    | 13%       |  |
| Placer           | 15%        | 23%              | 22%      | 24%          | 7%    | 8%        |  |
| Plumas           | 21%        | 15%              | 18%      | 9%           | 12%   | 10%       |  |
| Riverside        | 22%        | 14%              | 15%      | 19%          | 8%    | 10%       |  |
| Sacramento       | 7%         | 24%              | 20%      | 4%           | 6%    | 6%        |  |
| San Benito       | 27%        | 8%               | 8%       | 27%          | 5%    | 5%        |  |
| San Bernardino   | 7%         | 9%               | 8%       | 10%          | 6%    | 7%        |  |
| San Diego        | 7%         | 8%               | 8%       | 5%           | 5%    | 5%        |  |
| San Francisco    | 20%        | 5%               | 7%       | 16%          | 4%    | 6%        |  |
| San Joaquin      | 63%        | 9%               | 23%      | 36%          | 10%   | 14%       |  |
| San Luis Obispo  | 10%        | 2%               | 4%       | 10%          | 1%    | 3%        |  |
| San Mateo        | 9%         | 32%              | 27%      | 9%           | 8%    | 8%        |  |
| Santa Barbara    | 79%        | 32%              | 19%      | 59%          | 2%    | 9%        |  |
| Santa Clara      | 45%        | 31%              | 32%      | 32%          | 6%    | 9%        |  |
| Santa Clara      | 45%<br>3%  | 31%              | 3%       | 2%           | 3%    | 3%        |  |
|                  | 3%<br>75%  | <u> </u>         | 15%      | 48%          | 0%    | 5%        |  |
| Shasta<br>Sierra |            |                  | 15%      | 48%          | 2%    | 5%<br>10% |  |
|                  | 83%<br>43% | 2%<br>17%        | 14%      | 32%          | 3%    | 6%        |  |
| Siskiyou         | 43%<br>13% | 16%              | 15%      | <u> </u>     | 3%    | 4%        |  |
| lonomo           | 1          |                  |          |              |       |           |  |
| onoma            | 109%       | 6%               | 16%      | 109%         | 4%    | 14%       |  |
| tanislaus        | 39%        | 7%               | 11%      | 13%          | 4%    | 5%        |  |
| utter            | 16%        | 8%               | 11%      | 15%          | 7%    | 10%       |  |
| Tehama           | 27%        | 0%               | 7%       | 22%          | 0%    | 6%        |  |
| Trinity          | 43%        | 1%               | 6%       | 36%          | 1%    | 4%        |  |
| Fulare           | 11%        | 5%               | 6%       | 10%          | 4%    | 5%        |  |
| Fuolomne         | 36%        | 0%               | 7%       | 34%          | 0%    | 6%        |  |
| /entura          | 46%        | 29%              | 32%      | 46%          | 12%   | 18%       |  |
| rolo             | 7%         | 18%              | 15%      | 2%           | 11%   | 8%        |  |

See Attachment 1, Individual Program Report for detail on each programs' GRR and SR calculation.

#### Attachment 6 GC 68514 (a)(1)(2)(3)(8), (b) Current Year

| Γ                            | ltem         |              |                          |                             |                   |                 |                             |                             |                             |                             | ltem               | 2           |               | em 8-                       |                     |                 |                 |                              |
|------------------------------|--------------|--------------|--------------------------|-----------------------------|-------------------|-----------------|-----------------------------|-----------------------------|-----------------------------|-----------------------------|--------------------|-------------|---------------|-----------------------------|---------------------|-----------------|-----------------|------------------------------|
|                              | Non-Delinqu  |              | Item<br>Non-Delinqu      |                             | ltem<br>Delinque  |                 | lten<br>Delinquen           |                             |                             | n 3<br>tments               | Discha             |             |               | e Installment<br>ements     |                     | m 8-<br>Balance |                 | tem 8<br>ines/Fees Defaulted |
| Program                      | July         | September    | July                     | September                   | July              | September       | July                        | September                   | July                        | September                   | July               | September   | July          | September                   | July                | September       | July            | September                    |
| Alameda                      | 102,251      | 102,251      | \$29,254,156             | \$29,254,156                | 3,614             | 11,764          | \$8,151,781                 | \$2,981,338                 | \$1,353,974                 | \$2,276,434                 | \$0                | \$0         | \$752,252     | \$4,808,763                 | \$97,072            | \$1,658,285     | 12.90%          | 34.48%                       |
| Alpine                       | 0            | 1,371        | \$0                      | \$307,348                   | 0                 | 181             | \$46,824                    | \$66,556                    | \$0                         | -\$18,316                   | \$0                |             |               | \$98,133                    | \$0                 |                 | 0.00%           | 26.05%                       |
| Amador<br>Butte              | 0            | 0 13,482     | \$0<br>\$0               | \$0<br>\$4,094,712          | 759               | 759 3,939       | \$197,433<br>\$0            | \$197,433<br>\$1,181,313    | \$0<br>\$0                  | \$0<br>\$1,128,422          | \$0<br>\$0         |             |               | \$715,111<br>\$0            | \$468,469<br>\$0    |                 |                 | 65.51%<br>0.00%              |
| Calaveras                    | 0            | 13,482       | \$0<br>\$745,436         | \$4,094,712                 | 953               | 1,058           | \$0<br>\$281,731            | \$1,181,313<br>\$119,169    | \$0<br>\$0                  | \$1,128,422<br>\$42,957     | \$0<br>\$0         |             |               | \$0                         | \$21,001            |                 |                 | 13.13%                       |
| Colusa                       | 0            | 0            | \$0                      | \$1,730,716                 | 0                 | 618             | \$0                         | \$426,124                   | \$0<br>\$0                  | \$71,335                    | \$0                |             |               | \$1,440                     | \$0                 |                 | 0.00%           | 0.00%                        |
| Contra Costa                 | 49,907       | 49,253       | \$14,677,395             | \$14,321,085                | 9,288             | 9,288           | \$3,010,607                 | \$3,010,607                 | \$277,250                   | \$277,250                   | \$0                |             |               | \$2,953,536                 | \$481,860           |                 | 16.31%          | 16.31%                       |
| Del Norte                    | 0            | 0            | \$0                      | \$0                         | 0                 | 113             | \$1,588,193                 | \$73,360                    | \$0                         | \$1,409                     | \$0                | \$0         | \$0           | \$127,130                   | \$0                 | \$21,070        | 0.00%           | 16.57%                       |
| El Dorado                    | 0            | 0            | \$0                      | \$0                         | 1,530             | 1,530           | \$676,511                   | \$676,511                   | \$303,550                   | \$278,134                   | \$0                |             |               | \$1,933,034                 | \$1,618,923         |                 | 83.75%          | 83.75%                       |
| Fresno                       | 0            | 936          | \$0                      | \$98,649                    | 6,123             | 8,886           | \$501,681                   | \$1,471,038                 | \$0                         | \$88,270                    | \$0                |             |               | \$2,223,123                 | \$0                 |                 | 0.00%           | 47.67%                       |
| Glenn                        | 0<br>8,124   | 0<br>8,124   | \$0                      | \$0<br>\$2,194,181          | 2,242             | 5,763<br>26,214 | \$261,356                   | \$1,302,818<br>\$5,081,843  | -\$124,778                  | \$220,987<br>\$441,288      | \$0                | \$0<br>\$0  |               | \$1,554,686<br>\$1,531,545  | \$0<br>\$795,398    |                 | 0.00% 32.78%    | 0.00%                        |
| Humboldt<br>Imperial         | 8,124        | 8,124        | \$2,194,181<br>\$0       | \$2,194,181<br>\$5,891,100  | 27,342            | 26,214 2,732    | \$3,658,551<br>\$0          | \$5,081,843<br>\$3,654,368  | \$304,461<br>\$0            | \$441,288<br>\$1,922        | \$2,682,900<br>\$0 | \$0<br>\$0  |               | \$1,531,545<br>\$1,491,018  | \$795,398<br>\$0    |                 | 32.78%          | 31.11%                       |
| Inyo                         | 0            | 0            | \$3,759,296              | \$3,759,296                 | 412               | 412             | \$461,769                   | \$461,769                   | \$32,606                    | \$32,606                    | \$0                |             |               | \$1,491,018                 | \$400               |                 | 6.91%           | 6.91%                        |
| Kern                         | 0            | 116,311      | \$0                      | \$12,694,872                | 0                 | 51,375          | \$0                         | \$7,409,806                 | \$32,000                    | \$3,782,245                 | \$0                |             |               | \$5,078,588                 | \$0<br>\$0          |                 | 0.00%           | 30.59%                       |
| Kings                        | 0            | 0            | \$0                      | \$4,444,223                 | 38                | 1,705           | \$11,831                    | \$654,207                   | \$3                         | \$45,804                    | \$919              | \$0         |               | \$1,306,444                 | \$0                 |                 | 0.00%           | 13.65%                       |
| Lake                         | 0            | 0            | \$0                      | \$775,618                   | 12,192            | 12,192          | \$1,217,061                 | \$1,217,061                 | -\$241,711                  | -\$241,711                  | \$0                | \$0         | \$436,349     | \$650,588                   | \$1,737,120         |                 | 398.10%         | 339.25%                      |
| Lassen                       | 0            | 0            | \$0                      | \$0                         | 0                 | 566             | \$0                         | \$695,849                   | \$0                         | \$95,645                    | \$0                |             |               | \$768                       | \$0                 |                 | 0.00%           | 0.00%                        |
| Los Angeles                  | 0            | 1,652        |                          | \$272,098,822               | 0                 | 50,288          | \$59,421,397                | \$65,621,453                | \$0                         | \$10,200,174                | \$9,878,306        | \$0         |               |                             | \$0                 |                 | 0.00%           | 1.87%                        |
| Madera                       | 0            | 0            | \$0                      | \$0                         | 0                 | 127             | \$1,270,611                 | \$1,339,566                 | \$3,398,145                 | \$3,397,862                 | \$0                |             |               | \$97,487                    | \$0                 |                 |                 | 5.28%                        |
| Marin<br>Mariposa            | 0<br>1,477   | 0            | \$0<br>\$486,097         | \$9,438,839<br>\$486,097    | 8,746<br>1,698    | 4,981           | \$0<br>\$618,276            | \$2,982,348<br>\$660,849    | \$14,386,538<br>\$154,510   | \$399,497<br>\$152,990      | \$0<br>\$0         |             |               | \$37,512<br>\$3,447         | \$453<br>\$0        | 1 .,            | 0.17%           | 41.19%<br>0.00%              |
| Manposa<br>Mendocino         | 1,477        | 10,957       | \$486,097                | \$4,158,498                 | 1,098             | 1,001           | \$018,278                   | \$3,657,618                 | \$154,510                   | -\$836,598                  | \$0                |             |               | \$3,447                     | \$0                 |                 |                 | 0.00%                        |
| Merced                       | 0            | 0            | \$10,403,340             | \$9,805,261                 | 33,666            | 15              |                             | \$2,299,756                 | -\$1,792,673                | \$939                       | \$0                |             |               | \$10,134                    | \$581,119           |                 |                 | 4.11%                        |
| Modoc                        | 0            | 153          | \$0                      | \$183,886                   | 0                 | 169             | \$0                         | \$165,582                   | \$0                         | \$39,731                    | \$0                |             |               | \$2,259                     | \$0                 | \$0             | 0.00%           | 0.00%                        |
| Mono                         | 0            | 0            | \$2,846,538              | \$2,846,538                 | 660               | 660             | \$300,497                   | \$300,497                   | \$29,687                    | \$29,687                    | \$0                | \$0         | \$23,112      | \$23,112                    | \$7,049             | \$7,049         | 30.50%          | 30.50%                       |
| Monterey                     | 0            | 0            | \$9,124,623              | \$9,124,623                 | 0                 | 1,413           | \$10,270,983                | \$3,956,613                 | \$1,033,916                 | -\$502,164                  | \$0                |             |               | \$2,111,347                 | \$0                 |                 | 0.00%           | 56.15%                       |
| Napa                         | 9,926        | 9,926        | \$2,763,528              | \$2,763,528                 | 875               | 875             | \$1,179,611                 | \$1,179,611                 | \$35,803                    | \$35,803                    | \$0                |             |               | \$1,805,285                 | \$688,511           |                 | 38.14%          | 38.14%                       |
| Nevada                       | 0<br>227,111 | 0 165,193    | \$0                      | \$3,407,301<br>\$47,211,729 | 0                 | 267 46,997      | \$673,827                   | \$157,362<br>\$22,445,342   | \$0                         | \$33,937<br>\$20,374,203    | \$0                |             |               | \$185,474<br>\$44,610,247   | \$0<br>\$17,673,772 |                 | 0.00%           | 6.30%<br>40.01%              |
| Orange<br>Placer             | 227,111      | 105,193      | \$63,986,562<br>\$0      | \$47,211,729                | 121,817<br>20,555 | 46,997          | \$36,689,245<br>\$826,858   | \$22,445,342<br>\$2,613,158 | \$24,462,409<br>\$29,045    | -\$1,168,359                | \$0<br>\$0         |             |               | \$44,610,247<br>\$1,975,430 | \$17,673,772<br>\$0 |                 | 40.12%          | 40.01%                       |
| Plumas                       | 616,351      | 0            | \$0                      | \$616,351                   | 234               | 234             | \$409,404                   | \$409,404                   | \$76,916                    | \$76,916                    | \$596,102          | \$596,102   | \$2,513       | \$2,513                     | \$0                 |                 |                 | 0.00%                        |
| Riverside                    | 191,111      | 191,111      | \$46,057,894             | \$46,057,894                | 54,922            | 54,922          | \$16,958,962                | \$16,958,962                | \$3,452,168                 | \$3,452,168                 | \$0                |             |               | \$31,248,898                | \$13,444,391        |                 |                 | 43.02%                       |
| Sacramento                   | 6,771        | 6,771        | \$24,775,150             | \$32,630,949                | 14,513            | 34,239          | \$8,343,032                 | \$4,282,490                 | \$2,744,387                 | \$2,774,531                 | \$0                | \$0         | \$23,144,840  | \$66,315,381                | \$0                 | \$136,590       | 0.00%           | 0.21%                        |
| San Benito                   | 3,765        | 3,765        | \$1,163,191              | \$1,773,473                 | 329               | 333             | \$24,461                    | \$25,096                    | \$0                         | \$0                         | \$0                |             |               | \$2,908                     | \$0                 |                 |                 | 0.00%                        |
| San Bernardino               | 3,507        | 187,358      | \$418,103                | \$31,288,685                | 6,636             | 7,970           | \$2,437,405                 | \$3,440,012                 | -\$812,504                  | -\$1,197,237                | \$0                |             |               | \$10,881,287                | \$523,228           |                 |                 | 4.81%                        |
| San Diego                    | 0            | 884          | \$0                      | \$60,573,815                | 0                 | 124,834         | \$0                         | \$17,135,154                | \$0                         | \$9,464,924                 | \$0                |             |               | \$28,253,076                | \$0                 |                 | 0.00%           | 13.88%                       |
| San Francisco<br>San Joaquin | 238          | 238<br>5,686 | \$13,650,737<br>\$0      | \$13,650,737<br>\$2,531,391 | 1,556<br>27,588   | 1,556<br>21,902 | \$4,439,536<br>\$10,720,280 | \$4,439,536<br>\$8,188,889  | \$1,618,062<br>\$16,256,082 | \$1,618,062<br>\$16,187,871 | \$0<br>\$0         |             | 1 / /         | \$2,190,851<br>\$5,084,556  | \$276,781<br>\$0    |                 | 12.63%<br>0.00% | 12.63%<br>47.78%             |
| San Luis Obispo              | 0            | 39,176       | \$0                      | \$13,547,981                | 27,588            | 9,523           | \$10,720,280<br>\$0         | \$4,558,801                 | \$10,250,082                | \$303,480                   | \$0                |             |               | \$1,492,760                 | \$0                 |                 | 0.00%           | 8.05%                        |
| San Mateo                    | 1,187        | 1,187        | \$754,455                | \$754,455                   | 4,553             | 4,553           | \$2,194,725                 | \$2,194,725                 | \$22,628                    | \$22,628                    | \$0                |             |               | \$1,862,758                 | \$1,222,274         |                 | 65.62%          | 65.62%                       |
| Santa Barbara                | 0            | 0            | \$15,536,972             | \$15,984,993                | 13,000            | 8,595           | \$7,514,972                 | \$7,924,000                 | \$6,107,077                 | \$12,990,053                | \$302,805          | \$302,805   | \$26,712      | \$105,708                   | \$2,008             |                 | 7.52%           | 1.90%                        |
| Santa Clara                  | 0            | 0            | \$4,091,889              | \$31,871,654                | 1,207             | 1,207           | \$8,081,870                 | \$14,612,775                | \$9,597,824                 | \$11,266,293                | \$194,458          | \$194,458   | \$187,916     | \$187,916                   | \$26,672            |                 | 14.19%          | 14.19%                       |
| Santa Cruz                   | 0            | 0            | \$5,774,039              | \$5,774,039                 | 1,135             | 1,348           | \$603,302                   | \$603,302                   | \$1,281                     | \$1,281                     | \$257,450          | \$257,450   | \$358,029     | \$358,027                   | \$39,722            |                 |                 | 11.09%                       |
| Shasta                       | 0            | 7,128        | \$0                      | \$4,055,809                 | 0                 | 5,441           | \$0                         | \$5,824,233                 | \$0                         |                             | \$0                |             | 7-            | \$25,820                    | \$0                 |                 |                 | 0.00%                        |
| Sierra<br>Siskiyou           | 0            | 0            | \$0<br>\$3,219,892       | \$130,843<br>\$3,219,892    | 0                 | 166             | \$0<br>\$1,033,152          | \$102,116<br>\$1,033,152    | \$0<br>\$642,483            | \$59,131<br>\$642,483       | \$0<br>\$3,692,170 | \$0<br>\$0  |               | \$256<br>\$0                | \$0<br>\$0          |                 |                 | 0.00%                        |
| Siskiyou<br>Solano           | 0            | 0            | \$3,219,892              | \$3,219,892                 | 411               | 2.065           | \$1,033,152<br>\$412,983    | \$1,033,152<br>\$1,518,608  | \$642,483                   | \$642,483                   | \$3,692,170<br>\$0 |             |               | \$0<br>\$1,396,025          | \$U<br>\$186.277    |                 | 72.75%          | 0.00%                        |
| Sonoma                       | 362          | 362          | \$11,742,654             | \$11,742,654                | 69                | 13,060          | \$6,543,453                 | \$6,543,453                 | -\$42,434                   | \$58,084                    | \$0                |             |               | \$2,362,789                 | \$180,277           | 1 ,             | 0.00%           | 38.56%                       |
| Stanislaus                   | 13,966       | 15,210       | \$2,095,316              | \$1,310,751                 | 23,955            | 22,193          | \$5,287,535                 | \$1,542,636                 | \$5,271,743                 | \$5,270,992                 | \$482,089          | \$0<br>\$0  |               | \$4,560,145                 | \$0<br>\$0          |                 |                 | 25.09%                       |
| Sutter                       | 0            | 0            | \$1,902,867              | \$1,902,867                 | 888               | 955             | \$1,547,910                 | \$1,567,596                 | \$129,803                   | \$129,803                   | \$0                |             |               | \$5,644                     | \$0                 |                 | 0.00%           | 0.00%                        |
| Tehama                       | 0            | 0            | \$0                      | \$0                         | 0                 | 1,468           | \$0                         | \$741,814                   | \$0                         | \$210,072                   | \$0                |             |               | \$6,565                     | \$0                 |                 |                 | 0.00%                        |
| Trinity                      | 1,073        | 1,073        | \$284,547                | \$284,547                   | 262               | 679             | \$505,983                   | \$499,373                   | \$230,626                   | \$188,877                   | \$0                |             |               | \$132,690                   | \$0                 |                 | 0.00%           | 66.52%                       |
| Tulare<br>Tuolumne           | 0<br>299     | 0<br>299     | \$0<br>\$145,086         | \$10,868,274<br>\$145,086   | 37,348<br>1,272   | 37,616          | \$3,284,692<br>\$1,772,566  | \$3,310,668<br>\$2,162,375  | \$456,776<br>\$107,864      | \$456,776<br>\$107,864      | \$222,545<br>\$0   | \$0<br>\$0  |               | \$1,432,209<br>\$21,187     | \$88,834<br>\$0     |                 | 6.50%<br>0.00%  | 6.20%<br>0.00%               |
| Ventura                      | 4,765        | 56,533       | \$145,086<br>\$1,566,593 | \$145,086<br>\$15,937,933   | 36,294            | 36,294          | \$1,772,566<br>\$12,779,185 | \$2,162,375<br>\$12,779,185 | \$107,864<br>\$0            | \$107,864<br>\$0            | \$0<br>\$0         |             | 7-            | \$21,187<br>\$9,527,888     | \$6,490,879         |                 | 23.42%          | 68.13%                       |
| Yolo                         | 4,705        | 50,555       | \$1,566,593              | \$85,885                    | 36,294            | 3,839           | \$12,779,185<br>\$0         | \$348,429                   | \$0<br>\$0                  | \$1,249,514                 | \$0<br>\$0         |             |               | \$9,527,888                 | \$0,490,879         |                 | 0.00%           | 0.00%                        |
| Yuba                         | 0            | 0            | \$0                      | \$2,227,211                 | 0                 | 5,410           | \$0                         | \$1,762,320                 | \$0                         | \$325,254                   | \$0                |             | 7-            | \$5,947                     | \$0                 |                 |                 | 0.00%                        |
| July                         | \$1,242,191  |              | \$498,586,200            |                             | 478,682           | .,              | \$230,492,088               |                             | \$89,647,614                |                             | \$18,309,744       |             | \$164,516,567 |                             | \$46,472,213        |                 |                 |                              |
|                              |              | \$998,449    |                          | \$758,739,548               |                   | 658,022         |                             | \$262,570,029               |                             | \$120,135,236               |                    | \$4,377,516 |               | \$345,496,550               |                     | \$63,183,838    |                 |                              |
| September                    |              |              |                          |                             |                   | -               |                             |                             |                             |                             |                    |             |               |                             |                     |                 |                 |                              |

<sup>1</sup>Collection programs were not previously required to report the number of cases associated with non-delinquent gross revenue collected, Item 1 of the new data elements required under GC68514. Corrections were made to the data submitted in July CRT.

<sup>2</sup> Corrections were made to the data submitted in July CRT. Generally, debt that discharged is long-standing, hard to collect. As revised, the value of discharged debt was moved from Current to the Prior Periods section of the CRT, resulting in a reduction to the above reported amount.

#### Attachment 6 GC 68514 (a)(1)(2)(3)(8), (b) Prior Years

|                            | Item 1<br>Non-Delinque |                     | Item 1<br>Non-Delinquer    |   | Item 2<br>Delinquent |                     | Item<br>Delinquen           |                             | ltem<br>Adjustr           |                             | Item<br>Dischar           | -                         | lten<br>Case Value Installr |                              | ltem<br>Default Ba    | -                          | Item<br>Percentage Fines, |                     |
|----------------------------|------------------------|---------------------|----------------------------|---|----------------------|---------------------|-----------------------------|-----------------------------|---------------------------|-----------------------------|---------------------------|---------------------------|-----------------------------|------------------------------|-----------------------|----------------------------|---------------------------|---------------------|
|                            |                        |                     |                            |   |                      |                     |                             |                             |                           |                             |                           |                           |                             |                              |                       |                            |                           |                     |
|                            |                        | C                   |                            | C. J. |                      | C                   |                             | <b>C</b>                    |                           | for the start               |                           | for the start             |                             | C                            |                       | <b>C</b>                   |                           | Contraction (       |
| Program<br>Alameda         | July<br>97,858         | September<br>97,858 | July<br>\$27,734,183       | September<br>\$27,734,183                 | July<br>41,153       | September<br>55,390 | July<br>\$12,333,603        | September<br>\$17,275,824   | July<br>\$1,935,793       | September<br>\$13,298,874   | July<br>\$0               | September<br>\$0          | July<br>\$5,020,446         | September<br>\$11,024,423    | July<br>\$494,389     | September<br>\$2,386,554   | July<br>9.85%             | September<br>21.65% |
| Alpine                     | 0                      | 3,540               | \$27,734,183               | \$1,092,642                               | 41,133               | 33,390              | \$16,049                    | \$54,051                    | \$1,535,793               | \$13,258,874                | \$653                     | 30<br>\$0                 | \$3,020,440                 | \$36,218                     | \$454,385             | \$2,380,334                | 0.00%                     | 3.45%               |
| Amador                     | 0                      | 0                   | \$0                        | \$0                                       | 4,508                | 4,508               | \$356,665                   | \$356,665                   | \$0                       | \$0                         | \$0                       | \$0                       | \$2,492,188                 | \$2,492,188                  | \$1,107,774           | \$1,107,774                | 44.45%                    | 44.45%              |
| Butte                      | 0                      | 0                   | \$0                        | \$0                                       | 0                    | 0                   | \$0                         | \$3,137,031                 | \$0                       | \$3,017,038                 | \$0                       |                           | \$0                         | \$0                          | \$0                   | \$0                        | 0.00%                     | 0.00%               |
| Calaveras                  | 0                      | 242                 | \$0<br>\$0                 | \$76,187                                  | 656                  | 964                 | \$73,069<br>\$0             | \$278,514                   | \$0<br>\$0                | \$39,779<br>\$0             | \$0<br>\$0                |                           | \$7,057                     | \$420,268                    | \$0<br>\$0            | \$41,805<br>\$0            | 0.00%                     | 9.95%               |
| Colusa<br>Contra Costa     | 3,327                  | 3,327               | \$1,605,043                | \$0<br>\$1,605,043                        | 38,310               | 818<br>38,310       | \$0<br>\$13,292,166         | \$50,120<br>\$13,292,166    | \$0<br>\$8,278,275        | \$0<br>\$8,278,275          | \$0                       |                           | ΨŪ                          | \$3,360<br>\$16,520,416      | \$0<br>\$1,610,163    | \$0<br>\$1,610,163         | 0.00%                     | 0.00%               |
| Del Norte                  | 0                      | 0                   | \$1,005,045                | \$1,005,045                               | 0                    | 593                 | \$13,232,100                | \$280,626                   | \$0,270,275               | \$3,310                     | \$0                       |                           |                             | \$506,622                    | \$1,010,105           | \$139,853                  | 0.00%                     | 27.60%              |
| El Dorado                  | 0                      | 0                   | \$6,027,651                | \$6,027,651                               | 785                  | 785                 |                             | \$425,511                   | \$1,217,519               | \$860,321                   | \$0                       |                           |                             | \$1,368,896                  | \$1,034,629           | \$1,034,629                | 75.58%                    | 75.58%              |
| Fresno                     | 0                      | 851                 | \$0                        | \$50,123                                  | 0                    | 24,609              | \$0                         | \$7,045,576                 | \$0                       | \$2,644,788                 | \$0                       |                           | \$0                         | \$7,390,462                  | \$0                   | \$2,899,598                | 0.00%                     | 39.23%              |
| Glenn                      | 0                      | 0                   | \$0                        | \$0                                       | 0                    | 2,022               | \$633,132                   | \$553,777                   | -\$130,842                | -\$139,190                  | \$0                       |                           | \$1,711,884                 | \$1,724,002                  | \$0                   | \$0                        | 0.00%                     | 0.00%               |
| Humboldt<br>Imperial       | 264                    | 264                 | \$28,975<br>\$0            | \$28,975<br>\$0                           | 26,692               | 24,676<br>7,971     | \$2,849,640<br>\$0          | \$1,163,162<br>\$0          | \$937,528<br>\$0          | \$975,776<br>\$48,223       | \$3,133,256<br>\$0        | \$5,816,156               | \$617,164<br>\$0            | \$689,118<br>\$899,894       | \$203,067             | \$262,774<br>\$220,574     | 32.90%<br>0.00%           | 38.13%<br>24.51%    |
| Inyo                       | 0                      | 0                   | \$0                        | \$0                                       | 1,017                | 1,017               | \$101,622                   | \$101,622                   | \$13,974                  | \$13,974                    | \$1,309,705               | \$1,309,705               | \$18,288                    | \$18,288                     | \$350                 | \$350                      | 1.91%                     | 1.91%               |
| Kern                       | 0                      | 0                   | \$0                        | \$14,632,804                              | 0                    | 61,269              | \$0                         | \$8,385,162                 | \$0                       | \$850,229                   | \$0                       | \$0                       | \$0                         | \$139,942,196                | \$0<br>\$0            | \$0                        | 0.00%                     | 0.00%               |
| Kings                      | 0                      | 0                   | \$0                        | \$0                                       | 362                  | 2,609               | \$168,766                   | \$1,138,729                 | \$34,828                  | \$629,712                   | \$275,089                 | \$1,774,665               | \$71,378                    | \$1,722,731                  | \$0                   | \$417,003                  | 0.00%                     | 24.21%              |
| Lake                       | 0                      | 0                   | \$0                        | \$828,968                                 | 14,417               | 14,417              | \$1,498,916                 | \$1,498,916                 | \$614,782                 | \$614,782                   | \$0                       | \$0                       | \$348,911                   | \$348,911                    | \$437,950             | \$650,588                  | 125.52%                   | 186.46%             |
| Lassen                     | 0                      | 4,329               | \$0<br>\$0                 | \$0<br>\$2,993,936                        | 0                    | 107<br>112.009      | \$0<br>\$0                  | \$9,594<br>\$4,537,956      | \$0<br>\$0                | \$0<br>\$80,996,282         | \$0<br>\$0                |                           | \$0<br>\$0                  | \$270<br>\$411.903.522       | \$0<br>\$0            | \$0<br>\$16.126.380        | 0.00%                     | 0.00%               |
| Los Angeles<br>Madera      | 0                      | 4,329               | \$0                        | \$2,993,936                               | 0                    | 419                 | \$1,374,702                 | \$1,565,099                 | \$0<br>\$72,925           | \$68,691                    | \$0                       |                           | \$73,136                    | \$420,585                    | \$0<br>\$0            | \$10,120,380<br>\$64,325   | 0.00%                     | 15.29%              |
| Marin                      | 0                      | 0                   | \$0                        | \$8,653,619                               | 51,442               | 4,870               | \$0                         | \$2,985,081                 | \$14,496,688              | -\$3,104,041                | \$0                       |                           | \$295,179                   | \$49,743                     | \$0<br>\$0            | \$24,520                   | 0.00%                     | 49.29%              |
| Mariposa                   | 0                      | 0                   | \$475,907                  | \$475,907                                 | 0                    | 466                 | \$671,403                   | \$0                         | \$608,183                 | \$370,901                   | \$68,321                  | \$68,321                  | \$6,028,032                 | \$6,999                      | \$0                   | \$0                        | 0.00%                     | 0.00%               |
| Mendocino                  | 0                      | 0                   | \$0                        | \$0                                       | 0                    | 0                   | \$0                         | \$0                         | \$0                       | \$0                         | \$0                       |                           | \$0                         | \$0                          | \$0                   | \$0                        | 0.00%                     | 0.00%               |
| Merced                     | 0                      | 0                   | \$13,591,414               | \$13,591,414<br>\$0                       | 0                    | 34,650              | \$8,534,780                 | \$10,043,457                | -\$1,743,619<br>\$0       | \$1,493,982<br>\$527,886    | \$0                       |                           | \$0<br>\$0                  | \$3,526,702                  | \$0<br>\$0            | \$724,561                  | 0.00%                     | 20.55%<br>7.96%     |
| Modoc<br>Mono              | 0                      | 0                   | \$0<br>\$2,108,024         | \$0                                       | 873                  | 873                 | \$0<br>\$350,062            | \$0<br>\$350,062            | \$0<br>\$49,842           | \$49,842                    | \$0<br>\$0                |                           | \$0                         | \$5,365<br>\$26,017          | \$6,394               | \$427<br>\$6,394           |                           | 24.58%              |
| Monterey                   | 0                      | 0                   | \$7,528,248                | \$0                                       | 0,5                  | 599                 | \$11,036,093                | \$5,928,573                 | \$737,379                 | \$0                         | \$0                       |                           | \$20,017                    | \$2,210,389                  | \$0,554               | \$975,574                  | 0.00%                     | 44.14%              |
| Napa                       | 387                    | 387                 | \$179,159                  | \$179,159                                 | 3,746                | 3,746               | \$1,749,795                 | \$1,749,795                 | \$237,787                 | \$237,787                   | \$0                       | \$0                       | \$38,796,210                | \$38,796,210                 | \$12,605,210          | \$12,605,210               | 32.49%                    | 32.49%              |
| Nevada                     | 0                      | 0                   | \$0                        | \$0                                       | 0                    | 1,040               | \$0                         | \$649,281                   | \$0                       | \$186,255                   | \$0                       |                           |                             | \$722,411                    | \$0                   | \$94,129                   | 0.00%                     | 13.03%              |
| Orange                     | 243,956                | 25,306              | \$66,067,235<br>\$0        | \$14,069,170                              | 50,124<br>52,798     | 72,500              | \$7,717,855<br>\$2,102,121  | \$31,809,156                | \$20,996,211<br>\$104,950 | \$8,208,769<br>\$0          | \$0<br>\$0                |                           | \$0                         | \$1,245,891                  | \$0                   | \$145,212                  | 0.00%                     | 11.66%              |
| Placer<br>Plumas           | 0                      | 0                   | \$512,458                  | \$0<br>\$512,458                          | 52,798               | 16,190<br>367       | \$2,102,121<br>\$457,946    | \$6,300,996<br>\$457,946    | \$104,950<br>\$146,293    | \$0<br>\$146,293            | \$0                       |                           | \$29,663<br>\$3,931         | \$242,465<br>\$3,931         | \$1,167<br>\$0        | \$1,167                    | 3.93%                     | 0.48%               |
| Riverside                  | 0                      | 0                   | \$512,450                  | \$0                                       | 74,884               | 74,884              | \$36,208,792                | \$36,208,792                | \$7,151,444               | \$7,151,444                 | \$24,544,098              | \$24,544,098              | \$91,999,322                | \$91,999,322                 | \$38,590,520          | \$38,590,520               | 41.95%                    | 41.95%              |
| Sacramento                 | 3,104                  | 3,104               | \$935,746                  | \$935,746                                 | 50,206               | 58,344              | \$11,500,269                | \$15,772,980                | \$16,123,514              | \$60,934,895                | \$0                       | \$0                       | \$0                         | \$55,732,744                 | \$0                   | \$1,619,610                | 0.00%                     | 2.91%               |
| San Benito                 | 3,028                  | 3,028               | \$342,322                  | \$897,200                                 | 3,392                | 3,392               | \$257,241                   | \$257,241                   | \$20,888                  | \$195,275                   | \$0                       |                           | \$29,398                    | \$29,938                     | \$0                   | \$0                        | 0.00%                     | 0.00%               |
| San Bernardino             | 2,374                  | 2,374               | \$656,961                  | \$781,386                                 | 47,744               | 63,768              | \$16,463,128                | \$24,700,123                | \$8,381,490               | \$8,768,816                 | \$0                       |                           | \$46,059,487                | \$46,059,487                 | \$8,983,259           | \$8,983,259                | 19.50%                    | 19.50%              |
| San Diego<br>San Francisco | 274                    | 3,510<br>274        | \$0<br>\$293,988           | \$1,168,920<br>\$293,988                  | 0<br>16,114          | 478,132<br>16,114   | \$0<br>\$6,377,325          | \$31,877,372<br>\$6,377,325 | \$0<br>\$1,255,550        | \$15,228,620<br>\$1,255,550 | \$0<br>\$0                |                           | \$0<br>\$10,383,048         | \$27,402,271<br>\$10,383,048 | \$0<br>\$1,190,845    | \$1,607,419<br>\$1,190,845 | 0.00%                     | 5.87%<br>11.47%     |
| San Joaquin                | 2/4                    | 19,387              | \$293,988                  | \$12,633,268                              | 10,114               | 10,114              | \$4,987,870                 | \$11,191,607                | \$1,255,550               | -\$1,266,128                | \$0                       |                           |                             | \$6,886,118                  | \$1,190,845<br>\$0    | \$2,776,048                | 0.00%                     | 40.31%              |
| San Luis Obispo            | 0                      | 0                   | \$0                        | \$11,846,425                              | 0                    | 11,458              | \$0                         | \$2,052,953                 | \$0                       | \$686,022                   | \$0                       |                           |                             | \$70,285,416                 | \$0                   | \$68,414,299               | 0.00%                     | 97.34%              |
| San Mateo                  | 179                    | 179                 | \$65,521                   | \$65,521                                  | 11,840               | 11,840              | \$5,411,669                 | \$5,411,669                 | -\$4,776,696              | \$24,476,640                | \$0                       | \$0                       | \$2,385,706                 | \$2,385,706                  | \$1,064,174           | \$1,064,174                | 44.61%                    | 44.61%              |
| Santa Barbara              | 0                      | 0                   | \$16,597,760               | \$0                                       | 14,496               | 22,974              | \$7,750,819                 | \$2,154,239                 | \$18,451,395              | \$44,979                    | \$363,252                 | \$363,252                 | \$126,843                   | \$291,860                    | \$22,842              | \$22,842                   | 18.01%                    | 7.83%               |
| Santa Clara                | 0                      | 0                   | \$3,341,144                | \$3,341,144                               | 11,379<br>5,824      | 11,379<br>7,006     | \$25,969,295<br>\$2,281,185 | \$20,155,120                | \$65,512,373<br>\$4,987   | \$65,512,373<br>\$4,987     | \$62,201,778<br>\$132,556 | \$62,201,778<br>\$132,556 | \$855,160<br>\$1,405,321    | \$855,160<br>\$1,405,311     | \$383,364<br>\$89,578 | \$383,364<br>\$89,578      | 44.83%<br>6.37%           | 44.83%<br>6.37%     |
| Santa Cruz<br>Shasta       | 0                      | 0                   | \$0<br>\$0                 | \$0<br>\$0                                | 5,824                | 2,702               | \$2,281,185<br>\$0          | \$2,691,668<br>\$325,359    | \$4,987<br>\$0            | \$4,987                     | \$132,556                 | \$132,556                 | \$1,405,321<br>\$0          | \$1,405,311<br>\$24,807      | \$89,578<br>\$0       | \$89,578                   | 6.37%                     | 6.37%               |
| Sierra                     | 0                      | 0                   | \$0                        | \$0                                       | 0                    | 2,702               | \$0                         | \$18,866                    | \$0                       | \$939                       | \$0                       |                           | \$0                         | \$369                        | \$0                   | \$0                        | 0.00%                     | 0.00%               |
| Siskiyou                   | 0                      | 0                   | \$2,514,246                | \$2,514,246                               | 0                    | 0                   | \$1,071,306                 | \$1,071,306                 | \$742,011                 | \$742,011                   | \$1,057,332               | \$4,749,502               | \$0                         | \$0                          | \$60                  | \$60                       | 0.00%                     | 0.00%               |
| Solano                     | 0                      | 0                   | \$0                        | \$0                                       | 30,090               | 37,372              | \$4,843,769                 | \$3,754,288                 | -\$1,316,025              | \$15,381,599                | \$0                       |                           | \$1,049,507                 | \$5,879,782                  | \$545,591             | \$1,259,815                | 51.99%                    | 21.43%              |
| Sonoma                     | 1,729                  | 1,729               | \$15,897,239               | \$15,897,239                              | 1,022                | 4,348               | \$9,056,607                 | \$2,220,624                 | \$168,126                 | \$168,126                   | \$144,633                 | \$1,050,333               | \$0                         | \$1,120,483                  | \$0                   | \$234,508                  | 0.00%                     | 20.93%              |
| Stanislaus<br>Sutter       | 0                      | 0                   | \$2,060,623<br>\$1,628,206 | \$0<br>\$1,628,206                        | 0 7.087              | 67,333<br>7,560     | \$8,122,857<br>\$1,019,068  | \$4,536,372<br>\$1,277,799  | \$5,054,193<br>\$353,764  | \$3,427,048<br>\$353,764    | \$187,098<br>\$0          | \$187,098                 | \$0<br>\$21,081             | \$746,948<br>\$21,081        | \$0<br>\$0            | \$291,172<br>\$0           | 0.00%                     | 38.98%<br>0.00%     |
| Tehama                     | 0                      | 0                   | \$1,628,208                | \$1,628,206                               | 7,087                | 397                 | \$1,019,068                 | \$1,277,799                 | \$353,764                 | \$555,764                   | \$0                       |                           | \$21,081                    | \$2,307                      | \$0<br>\$0            | \$0<br>\$0                 | 0.00%                     | 0.00%               |
| Trinity                    | 786                    | 786                 | \$222,962                  | \$222,962                                 | 744                  | 879                 | \$485,962                   | \$83,055                    | \$0                       | \$83,123                    | \$0                       |                           | \$2,546                     | \$2,546                      | \$0                   | \$0                        | 0.00%                     | 0.00%               |
| Tulare                     | 0                      | 0                   | \$0                        | \$13,750,524                              | 64,349               | 35,580              | \$5,661,733                 | \$6,344,499                 | \$828,682                 | \$1,555,763                 | \$465,164                 | \$0                       | \$4,839,022                 | \$13,626,422                 | \$3,216,809           | \$3,216,809                | 66.48%                    | 23.61%              |
| Tuolumne                   | 0                      | 0                   | \$0                        | \$0                                       | 0                    | 2,922               | \$0                         | \$123,173                   | \$0                       | \$0                         | \$0                       | \$0                       | \$0                         | \$16,355                     | \$0                   | \$0                        | 0.00%                     | 0.00%               |
| Ventura                    | 890                    | 890<br>740          | \$544,631                  | \$544,631                                 | 41,161               | 41,161              | \$14,813,962                | \$14,813,962                | \$15,368,436              | \$15,368,436                | \$16,425,350              | \$16,425,350              | \$196,045,284<br>\$0        | \$40,783,361                 | \$157,768,126<br>\$0  | \$37,520,692               | 80.48%<br>0.00%           | 92.00%<br>0.00%     |
| Yolo<br>Yuba               | 0                      | 740                 | \$0<br>\$0                 | \$131,296<br>\$2,203,974                  | 0                    | 31,677<br>1,549     | \$0<br>\$0                  | \$5,545,285<br>\$539,207    | \$0<br>\$0                | \$4,316,942<br>\$118.064    | \$0<br>\$0                | \$201,933                 | \$0<br>\$0                  | \$19,045<br>\$6.981          | \$0<br>\$0            | \$0<br>\$0                 | 0.00%                     | 0.00%               |
| July                       | 358,156                |                     | \$170,959,646              | <i>\$2,203,374</i>                        | 667.582              | 1,545               | \$228,016,409               | <i>\$333,201</i>            | \$183,699,883             | ÷113,004                    | \$110,308,285             | ŬÇ.                       | \$428,630,521               | \$5,501                      | \$229,356,261         | ŲŲ                         | 53.51%                    | 0.00%               |
| September                  | 550,150                | 172,105             | ç1,0,555,040               | \$163,516,939                             | 007,502              | 1,480,692           | <i>\$220,010,403</i>        | \$320,969,619               | ÷100,000,000              | \$344,828,420               | ÷110,503,203              | \$161,895,103             | Ç-120,000,021               | \$1,020,235,361              | <i>4223,333</i> ,201  | \$208,805,828              | 20.47%                    |                     |
| Difference                 |                        | -52%                |                            | -4%                                       |                      | 122%                |                             | 41%                         |                           | 88%                         |                           | 47%                       |                             | 138%                         |                       | -9%                        |                           | -                   |
|                            |                        | 1                   |                            |   |                      |                     |                             |                             |                           |                             | 1                         |                           |                             |                              |                       |                            |                           |                     |
|                            |                        |                     |                            |   |                      |                     |                             |                             |                           |                             |                           |                           |                             |                              |                       |                            |                           |                     |

| -27% <u>38%</u> 87% 27% 70% 29% | 130% -1% |  |
|---------------------------------|----------|--|

<sup>1</sup>Collection programs were not previously required to report the number of cases associated with non-delinquent gross revenue collected, Item 1 of the new data elements required under GC68514. Data submitted in July CRT was corrected, resulting in a reduction to the reported amount.

<sup>2</sup> Generally, debt that is discharged is long-standing, hard to collect. The program revised the CRT submission and moved discharged debt from the Current to Prior Periods section of the CRT, resulting in an increase to the amount reported in Item 3 above.

<sup>3</sup> Collection programs were not previously required to report the percent of debt that is defaulted on, Item 8 of the new data elements required under GC68514. Data submitted in July CRT was corrected, resulting in an increase to the value of debt on installments and a reduction to the reported unpaid balance (value of debt defaulted on.)

All other increase or decrease to the reported amount were expected; revenue collected, adjustments and discharged debt were subject to change as the due date for the July CRT did not allow time for programs to post all payments received or to make/record adjustments. Collection programs were not previously required to report the number of cases associated with non-delinquent gross revenue collected nor the percent debt is defaulted on (Items 1 and 8 above); programs were not previously required to report adjustments and discharged debt were subject to change as the due date for the July CRT did not allow time for programs to post all payments received or to make/record adjustments. Collection programs were not previously required to report the number of cases associated with non-delinquent gross revenue collected nor the percent debt is defaulted on (Items 1 and 8 above); programs revised the July CRT submission, resulting in a reduction to the reported amount.

#### Attachment 7 GC 68514(a)(4)(5)(6)(7)

| max   |                    |                                       |                  |             |                                       |               |            | GC           | 68514(a)(4)( | 5)(6)(7)                         |            |              |               |            |              |             |             |
|---|--------------------|---------------------------------------|------------------|-------------|---------------------------------------|---------------|------------|--------------|--------------|----------------------------------|------------|--------------|---------------|------------|--------------|-------------|-------------|
| Certer         Carter  |                    |                                       |                  |             |                                       |               |            |              |              |                                  |            |              |               |            |              |             |             |
| Certer         Carter  |                    |                                       |                  |             |                                       |               |            |              |              |                                  |            |              |               |            |              |             |             |
| near         near </td <td></td>  |                    |                                       |                  |             |                                       |               |            |              |              |                                  |            |              |               |            |              |             |             |
| Bandom  |                    | Catego                                | ory 1- Telephone | Contact     | Category .                            | 2 - Written r | votice(s)  |              | Category 3-  | Lobby/Counter                    |            | Cate         | gory 4-Skip t | racing     | Debt         | Collections | Program     |
| max   | Court/County Name  | Total Amount                          |                  |             | Total Amount                          | Total #       |            | Total Amount |              | # Individuals<br>Associated with |            | Total Amount | Total #       |            | Total Amount | Total #     |             |
| marker         90.90         <  | Alameda            | 1,367,916                             | 31,812           | 0           | 38,958                                | 906           | 0          | 0            | 0            | 0                                | 0          | 15,834       | 1,131         | C          | 7,685,663    | 82,463      | -1,136,655  |
| min         i         min   | Alpine             | 0                                     | -                | 0           | 0                                     | -             | -          | 73,793       | 267          | 265                              | -2,585     |              | 0             | -          | 0            | -           | C           |
| interninte  | Amador             |                                       |                  | -85,581     |                                       |               |            | -            |              | -                                | -          | -            |               |            | -            |             |             |
| winswins1.1001  | Butte              |                                       |                  | 0           |                                       |               |            | -            |              |                                  |            | 0            |               | C          |              |             | 0           |
| nethode   |                    | -                                     |                  | 0           |                                       |               | 0          | 0            |              | 0                                | 0          | 0            |               |            |              |             | -17 184     |
| Ishes         0 <td>Contra Costa</td> <td>-</td> <td></td> <td>0</td> <td></td> <td></td> <td>0</td> <td>0</td> <td></td> <td>296,644</td> <td>-351,954</td> <td>0</td> <td>1</td> <td>C</td> <td></td> <td></td> <td>-1,332,669</td>   | Contra Costa       | -                                     |                  | 0           |                                       |               | 0          | 0            |              | 296,644                          | -351,954   | 0            | 1             | C          |              |             | -1,332,669  |
| end     1   | Del Norte          | 0                                     |                  | 0           |                                       |               |            | 0            | 0            |                                  |            | 0            | 0             | C          |              |             |             |
| member         10         7.40 </td <td>El Dorado</td> <td></td> <td>1,998</td> <td>-371,323</td> <td>153,919</td> <td>317</td> <td>-58,717</td> <td>0</td> <td>0</td> <td>1,990</td> <td>0</td> <td>0</td> <td>0</td> <td>C</td> <td>0</td> <td>0</td> <td>C</td>   | El Dorado          |                                       | 1,998            | -371,323    | 153,919                               | 317           | -58,717    | 0            | 0            | 1,990                            | 0          | 0            | 0             | C          | 0            | 0           | C           |
| mbolic         0 </td <td>Fresno</td> <td></td> <td></td> <td>-536,843</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td>, .</td> <td></td> <td></td> <td>-65,421</td> <td></td> <td></td> <td>-52,570</td>  | Fresno             |                                       |                  | -536,843    |                                       |               |            |              |              |                                  | , .        |              |               | -65,421    |              |             | -52,570     |
| parai     i <th< td=""><td>Glenn</td><td></td><td></td><td>0</td><td></td><td></td><td>0</td><td>,</td><td>,</td><td></td><td></td><td></td><td>-7</td><td>C</td><td></td><td></td><td>C</td></th<>   | Glenn              |                                       |                  | 0           |                                       |               | 0          | ,            | ,            |                                  |            |              | -7            | C          |              |             | C           |
| m     0 </td <td></td> <td>-</td> <td></td> <td>0</td> <td>-</td> <td></td> <td>0</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td>-</td> <td>-</td> <td></td> <td></td> <td>(0.72)</td>  |                    | -                                     |                  | 0           | -                                     |               | 0          |              |              |                                  |            |              | -             | -          |              |             | (0.72)      |
| min     min </td <td>Inyo</td> <td>-</td> <td>,</td> <td>0</td> <td>-</td> <td>.,</td> <td>-3 709</td> <td>0</td> <td>0</td> <td>-</td> <td>-</td> <td>0</td> <td>-</td> <td>-</td> <td></td> <td>-,</td> <td></td>   | Inyo               | -                                     | ,                | 0           | -                                     | .,            | -3 709     | 0            | 0            | -                                | -          | 0            | -             | -          |              | -,          |             |
| np     np<     np<    <  | Kern               | -                                     |                  | 0           | -                                     |               |            | ,            | -            |                                  | - ,        | -            | -             | -          | 1            |             | -10,290     |
| same     image  | Kings              | 0                                     |                  | 0           | 0                                     | 0             | 0          | 0            | 0            | 0                                | 0          | 0            | 0             | C          | 0            |             | C           |
| sheles     0     0     0     0     0     0     0     0     0     0     0     0     0     0       am     0     0     0     0     0     0     0     0     0     0     0     0     0     0     0       am     0     0     0     0     0     0     0     0     0     0     0       am     0     0     0     0     0     0     0     0     0     0     0     0       eeded     0     0     0     0     0     0     0     0     0     0     0     0     0     0     0     0     0     0       eeded     0<  | Lake               | · · · · · · · · · · · · · · · · · · · |                  | 0           |                                       |               | -119,575   | 0            | 0            |                                  |            | -            | -             | -          |              |             | -61,108     |
| ades00  | Lassen             | · · · · · · · · · · · · · · · · · · · |                  | 0           | -                                     |               | 0          | -            | 0            | -                                | -          | -            |               |            |              |             | C           |
| anim00  | Los Angeles        | -                                     |                  | 0           |                                       |               |            | 0            | 0            |                                  |            |              |               |            |              |             | -255,283    |
| appoal<br>erect5.7135.  |                    |                                       |                  | 10 730      |                                       |               |            | 0            | 0            |                                  |            |              |               |            |              |             | 42.696      |
| endedmondInd <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td>-</td> <td></td> <td>-,</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td>  |                    |                                       |                  |             |                                       |               |            |              | -            |                                  | -,         |              |               |            |              |             |             |
| erred       0 <td>Mendocino</td> <td></td> <td></td> <td>2,540</td> <td>· · · · · · · · · · · · · · · · · · ·</td> <td></td> <td></td> <td></td> <td>-</td> <td></td> <td></td> <td></td> <td></td> <td>.,</td> <td></td> <td></td> <td></td>   | Mendocino          |                                       |                  | 2,540       | · · · · · · · · · · · · · · · · · · · |               |            |              | -            |                                  |            |              |               | .,         |              |             |             |
| odde       0 <td>Merced</td> <td></td> <td></td> <td>0</td> <td>0</td> <td></td> <td></td> <td></td> <td>0</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td>   | Merced             |                                       |                  | 0           | 0                                     |               |            |              | 0            |                                  |            |              |               |            |              |             |             |
| onters         6,20,7.1 <th7,2.1< th=""> <th7,20< th=""> <th7,2.2< <="" td=""><td>Modoc</td><td>0</td><td>0</td><td>0</td><td>0</td><td></td><td></td><td></td><td>0</td><td>0</td><td></td><td>0</td><td>0</td><td>C</td><td></td><td></td><td>C</td></th7,2.2<></th7,20<></th7,2.1<>  | Modoc              | 0                                     | 0                | 0           | 0                                     |               |            |              | 0            | 0                                |            | 0            | 0             | C          |              |             | C           |
| page       0       0       0       0       0       0       0       0       0       0       0       0       111<   | Mono               | -                                     |                  | 0           | 140,000                               |               |            | 24,884       | 690          | 0                                | -1,116     | 13,803       |               |            | 22,288       |             | -2,191      |
| nada <th< td=""><td>Monterey</td><td></td><td></td><td>-2,578,349</td><td>-</td><td></td><td></td><td>-</td><td>0</td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td>-105,897</td></th<>  | Monterey           |                                       |                  | -2,578,349  | -                                     |               |            | -            | 0            |                                  |            |              |               |            |              |             | -105,897    |
| ange         2,286/F         9.61         34730 (2)         313,379 (2) </td <td>Napa</td> <td></td> <td></td> <td>0</td> <td>0</td> <td></td> <td></td> <td>0</td> <td>•</td> <td>-</td> <td>-</td> <td>-</td> <td></td> <td>-</td> <td></td> <td></td> <td>-17</td>   | Napa               |                                       |                  | 0           | 0                                     |               |            | 0            | •            | -                                | -          | -            |               | -          |              |             | -17         |
| sec         2.395.73         9.50         7.260         7.289         4.713         4.735         0         7.356         0        <  | Orange             |                                       |                  | -826 205    |                                       |               |            |              |              |                                  |            |              |               |            |              |             |             |
| umas       0       0       0       0       0       0       0       0       0       5,9,3       0       3,9,3       0       3,9,3,1       0       0       0       0       5,9,3,3       0       3,9,3,1       0       <  | Placer             |                                       |                  |             |                                       |               |            |              |              |                                  |            |              |               |            |              |             | -413,997    |
| crametand         0   | Plumas             |                                       |                  | 0           |                                       |               |            | 0            |              |                                  |            | 0            |               |            |              |             |             |
| nember00032,413777280077700 <td>Riverside</td> <td>7,656,075</td> <td>42,127</td> <td>-4,286,430</td> <td>6,347,492</td> <td>31,355</td> <td>-393,171</td> <td>21,923,672</td> <td>89,080</td> <td>110,574</td> <td>-1,411,620</td> <td>1,292,743</td> <td>6,844</td> <td>-1,775,201</td> <td>1,790,886</td> <td>4,002</td> <td>-305,504</td>   | Riverside          | 7,656,075                             | 42,127           | -4,286,430  | 6,347,492                             | 31,355        | -393,171   | 21,923,672   | 89,080       | 110,574                          | -1,411,620 | 1,292,743    | 6,844         | -1,775,201 | 1,790,886    | 4,002       | -305,504    |
| n Bernardno       5,094,555       01,185       -1,364,065       5,094,555       0.0         | Sacramento         |                                       |                  | 0           |                                       |               |            |              |              |                                  |            |              |               |            |              |             | C           |
| n n n n n n r aracko       0       0       3.5.2       7.7.46.2.4       7.7.46.2.4       9.0.2       9.0.2.4       9.0.2       9.0.2.4 <td>San Benito</td> <td></td> <td></td> <td>0</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td>0</td> <td></td> <td></td> <td></td> <td></td> <td>-3,669</td>  | San Benito         |                                       |                  | 0           |                                       |               |            |              |              |                                  |            | 0            |               |            |              |             | -3,669      |
| n Francisco 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0   |                    |                                       |                  | -1,364,065  |                                       |               |            |              |              |                                  |            | 0            |               |            |              |             |             |
| n n n again       0       729.911       0       0       54.58       0   |                    |                                       |                  | 0           |                                       |               |            |              |              |                                  |            | 0            |               |            |              |             |             |
| n Luis Obspace       0  |                    |                                       |                  | 0           |                                       |               |            |              |              |                                  |            | -            |               |            |              |             |             |
| n Mateo       870.00       14.42       -240.00       484700       5.48100       1.829.28       5.8.94       5.0.00       997.68       42.071       -274.33       931.97       3.221       446.00         mta Bathar       0 <td>San Luis Obispo</td> <td></td> <td></td> <td>0</td> <td></td> <td>C</td>  | San Luis Obispo    |                                       |                  | 0           |                                       |               |            |              |              |                                  |            |              |               |            |              |             | C           |
| mts Clara       0       0       0       0       0       0       0       0       0       0       3,632,608       7,64       4508,81         atsa       0       18,77       0       0       252,49       0       0       0       0       1,311,02       20,615       149,48         arra       0       26,7       0       0       25,3       0       0       0       0       0       1,311,02       20,615       149,48         arra       0       26,7       0       0       23       0       0       0       0       0       1,41,49       0       0       0         arra       0       2,75       1,188,620          | San Mateo          | 870,600                               | 14,242           | -240,100    | 434,700                               |               |            | 1,829,288    | 1,699        |                                  |            | 997,658      | 42,071        | -274,393   | 931,975      | 3,221       | -146,000    |
| nta Cruz       0       0       0       0       0       0       0       0       1,31,302       20,615       -1,94,80         asta       0       1,877       0       0       5,249       0       0       0       0       1,49,33       0       0       0       0       0       0       0       1,49,43       0  | Santa Barbara      | · · · · · · · · · · · · · · · · · · · | -                | 0           | -                                     | -             | -          | -            | -            | -                                | -          | -            | -             | -          | -            | -           | C           |
| asta       0       18,787       0       0       25,249       0       0       0       0       14,943       0       0       0       0         erra       0       0       257       0       0       0       0       0       0       0       0       0       8,180       36         kyou       0  | Santa Clara        | -                                     | -                | 0           | -                                     | -             | -          | -            | -            | -                                | -          | -            | -             | -          |              |             | -540,894    |
| erra       0       267       0       0       523       0       0       0       0       387       0       8,80       36         kkyou       0  |                    |                                       |                  | 0           |                                       |               |            | 0            |              |                                  |            |              |               |            |              |             |             |
| skiyou       0 <td>Shasta<br/>Sierra</td> <td></td> <td></td> <td>0</td> <td></td> <td></td> <td>0</td> <td>-</td> <td>0</td> <td></td> <td></td> <td></td> <td></td> <td>0</td> <td></td> <td></td> <td></td>  | Shasta<br>Sierra   |                                       |                  | 0           |                                       |               | 0          | -            | 0            |                                  |            |              |               | 0          |              |             |             |
| Mano       0  | Siskiyou           |                                       |                  | 0           |                                       |               | 0          | -            | 0            |                                  |            |              |               | 0          |              |             |             |
| noma       667,62       2,255       1,188,62       1,007,561       3,889       0       0       13       0       1,404,000       4,800       0       2,901,167       7,753       415,64         anislasi       0       161,250       0       0       0       18,64       0       2,488,512       0       12,973       -973,031       0       0       0       7,753       41,243       41,134         ther       0  | Solano             |                                       |                  | 0           | -                                     |               |            | -            | 0            | -                                | -          |              |               |            |              |             | 0           |
| thttr       0       0       0       0       0       0       0       0       0       0       0       11968       888       4.75         hama       0       2,560       0       0       0       0       0       0       0       0       0.15,951       1.527         hama       623,677       1.458       -147,721       917,614       7,392       -347,757       1.087,754       4.068       22,139       -650,172       731,643       1.876       -453,690       4,534,974       93,000       -683,33       -683,33       -650,172       731,643       1.876       -358,916       4,534,974       93,000       -683,33       -683,33       -650,172       731,643       1.876       -636,781       0       0       0       663,33       -23,59<   | Sonoma             |                                       | 2,255            | 1,188,620   | 1,007,561                             |               | 0          | 0            | 0            | 13                               | 0          | 1,404,000    | 4,800         | C          |              |             | 415,683     |
| hama $0.0$ <th< td=""><td>Stanislaus</td><td>0</td><td>161,250</td><td>0</td><td>0</td><td>18,631</td><td>0</td><td></td><td></td><td>12,973</td><td>-973,031</td><td>0</td><td>0</td><td>C</td><td>756,355</td><td>14,241</td><td>-113,453</td></th<>  | Stanislaus         | 0                                     | 161,250          | 0           | 0                                     | 18,631        | 0          |              |              | 12,973                           | -973,031   | 0            | 0             | C          | 756,355      | 14,241      | -113,453    |
| inity       0 <td>Sutter</td> <td></td> <td></td> <td>0</td> <td></td> <td></td> <td>0</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td>-4,795</td>   | Sutter             |                                       |                  | 0           |                                       |               | 0          |              |              |                                  |            |              |               |            |              |             | -4,795      |
| lare       623,67       1,458       -147,721       917,64       7,392       -347,175       1,087,754       4,068       22,139       -650,172       731,643       1,876       -358,916       4,534,974       93,000       -663,33       100/men       0  | Tehama             |                                       |                  | 0           | -                                     |               |            |              | -            |                                  |            |              |               |            |              |             | 0           |
| iolume       0       0       0       0       0       0       0       0       0       0       159,565       3,785      23,93         intura       18,440,179       127,982      3,688,036       664,84       141,104       -0       3,483,904       24,641       664,675       -666,781       0 </td <td>Trinity<br/>Tulare</td> <td></td> <td>-</td> <td>147 721</td> <td>-</td> <td></td> <td></td> <td>-</td> <td></td> <td>-</td> <td>-</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td>-2,518</td>   | Trinity<br>Tulare  |                                       | -                | 147 721     | -                                     |               |            | -            |              | -                                | -          |              |               |            |              |             | -2,518      |
| entura       18,40,179       127,982 $-3,686,036$ 666,844       141,104 $-132,969$ $3,483,904$ $24,641$ $64,675$ $-666,781$ 0       0       714,872 $2,324$ $-132,959$ $3,483,904$ $2,4641$ $64,475$ $-666,781$ 0       0       714,872 $2,324$ $-132,959$ $3,690,91$ $18,481$ $18,49$ $-402,125$ 0       0       0       0       0       0       0       0       0       0       0       0       0       0       0       0       0       0       0 $3,295$ 0       0       0       0       0 $3,295$ 0       0       0       0       0 $3,295$ 0       0       0       0       0 $3,295$ 0       0       0       0       0 $3,295$ 0       0       0       0       0 $3,295$ 0       0 </td <td>Tulare<br/>Tuolumne</td> <td></td> <td></td> <td>-147,721</td> <td></td> <td></td> <td></td> <td></td> <td>,</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td>  | Tulare<br>Tuolumne |                                       |                  | -147,721    |                                       |               |            |              | ,            |                                  |            |              |               |            |              |             |             |
| sho       0       0       0       0       5,910,91       18,84       18,849       -402,125       0  | Ventura            |                                       |                  | -3,688,036  | -                                     | -             | -          | -            | -            |                                  |            | -            | -             | -          |              |             | -148,374    |
| 49,257,37       1,238,854       -12,977,370       35,544,083       608,901       -3,230,641       65,100,192       536,929       1,058,374       -9,666,419       4,850,310       103,382       -2,542,606       63,579,010       580,161       -9,312,332         Variable       24,825,808       878,698       -8,289,090       30,340,665       348,066       -2,582,530       62,786,125       212,709       782,314       -8,229,996       4,032,332       75,744       -2,454,484       55,661,454       537,841       -10,794,173         fference       24,431,529       360,156       -4,688,280       5,203,418       260,835       -648,111       2,314,067       324,220       276,060       -1,436,423       817,978       27,638       -88,122       7,917,556       42,320       1,481,727   | Yolo               | 0                                     |                  | 0           | 0                                     | 0             | 0          |              |              |                                  | -402,125   | 0            | 0             | C          | 0            | 0           | C           |
| Image: Note of the state o | Yuba               |                                       | _)               | 0           | -                                     |               |            | -            | -            | 0                                | Ũ          | •            |               |            |              |             | C           |
| fference 24,431,529 360,156 -4,688,280 5,203,418 260,835 -648,111 2,314,067 324,220 276,060 -1,436,423 817,978 27,638 -88,122 7,917,556 42,320 1,481,77   | TOTAL              | 49,257,337                            | 1,238,854        | -12,977,370 | 35,544,083                            | 608,901       | -3,230,641 | 65,100,192   | 536,929      | 1,058,374                        | -9,666,419 | 4,850,310    | 103,382       | -2,542,606 | 63,579,010   | 580,161     | -9,312,397  |
| fference 24,431,529 360,156 -4,688,280 5,203,418 260,835 -648,111 2,314,067 324,220 276,060 -1,436,423 817,978 27,638 -88,122 7,917,556 42,320 1,481,77   |                    |                                       |                  |             |                                       |               |            |              |              |                                  |            |              |               |            |              |             |             |
|   | July CRT Totals    | 24,825,808                            | 878,698          | -8,289,090  | 30,340,665                            | 348,066       | -2,582,530 | 62,786,125   | 212,709      | 782,314                          | -8,229,996 | 4,032,332    | 75,744        | -2,454,484 | 55,661,454   | 537,841     | -10,794,173 |
| <sup>1</sup> Totals do not reconcile to data reported on the Annual Financial Report (\$583.5 million in delinquent revenue collected and associated progam costs of \$113.4 million) because the statewide collections programs were not previously required to report revenue collected, the number of cases, or  | Difference         |                                       |                  |             |                                       |               |            |              |              |                                  |            |              |               |            |              | 42,320      | 1,481,776   |

<sup>1</sup> Totals do not reconcile to data reported on the Annual Financial Report (\$583.5 million in delinquent revenue collected and associated progam costs of \$113.4 million) because the statewide collections programs were not previously required to report revenue collected, the number of cases, or associated costs by collections activitites.

Data submitted in July CRT was revised or included in the September CRT, resulting in a reduction or increase to the reported amounts. Adjustments to the reported amount were expected; revenue collected, case number, and costs were subject to change as the due date for the July CRT did not allow time for programs to post all payments received or to make/record adjustments.

#### Attachment 7 GC 68514(a)(4)(5)(6)(7)

|                              |                        |                 |                  |                        |                    |                       |                        | GC 68514(a)      | (4)(5)(0)(7)       |                        |                    |                   |                        |                     |                      |
|------------------------------|------------------------|-----------------|------------------|------------------------|--------------------|-----------------------|------------------------|------------------|--------------------|------------------------|--------------------|-------------------|------------------------|---------------------|----------------------|
|                              |                        |                 |                  |                        |                    |                       |                        |                  |                    |                        |                    |                   |                        |                     |                      |
|                              |                        |                 |                  |                        |                    |                       |                        |                  |                    |                        |                    |                   |                        |                     |                      |
|                              | Category 6-Fra         | inchise Tax Boa | ard - Intercept  | Categor                | y 7- Drivers L     | icense                |                        |                  |                    |                        |                    |                   |                        |                     |                      |
|                              | Col                    | lections Progra | am               | Suspension/H           | old for Failu      | re to Appear          | Category 8-Private D   | ebt Collectors   |                    | Category 9-Wage        | /Bank Garni        | shments and Liens |                        | Totals <sup>1</sup> |                      |
|                              | ltere 5                |                 |                  | 14 mm 5                | lbarr Ca           | Iteres 7              | line of F              |                  |                    | literat E              | the set Co         |                   | litera E               |                     |                      |
| Court/County Name            | Item 5<br>Total Amount | Item 6a         | Item 7           | Item 5<br>Total Amount | Item 6a<br>Total # | Item 7<br>Total Admin | Item 5<br>Total Amount | Item 6a          | Item 7             | Item 5<br>Total Amount | Item 6a<br>Total # | Item 7            | Item 5<br>Total Amount | Item 6a             | Item 7               |
| courty county Name           | Collected              | Total # Cases   | Total Admin Cost | Collected              | Cases              | Cost                  | Collected              | Total # Cases    | Total Admin Cost   | Collected              | Cases              | Total Admin Cost  | Collected              | Total # Cases       | Total Admin Cost     |
|                              |                        |                 |                  |                        |                    |                       |                        |                  |                    |                        |                    |                   |                        |                     |                      |
| Alameda                      | 2,662,342              | 399,877         | -150,361         | 756,325                | 18,813             | 0                     | 3,855,237              | 259,805          | -442,864           | 0                      | 0                  | 0                 | 16,382,275             | 794,807             | -1,729,880           |
| Alpine                       | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 46,813                 | 55               | -6,975             | 0                      | 0                  | -                 | 120,606                | 322                 | -9,560               |
| Amador                       | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 0                      | 0                | 0                  | 0                      | 0                  |                   | 554,098                | 4,122               | -109,643             |
| Butte                        | 0                      | 0<br>69         | 0                | 0                      | 0                  | 0                     | 0<br>226.814           | 358              | -43.935            | 0                      | 0                  |                   | 0<br>226.814           | 0<br>2.605          | 0<br>-43,935         |
| Calaveras<br>Colusa          | 67.695                 | 5,421           | -16.247          | 0                      | 155                | 0                     | 12,500                 | 358              | -43,935            | 0                      | 0                  | -                 | 151,794                | 2,605               | -43,935<br>-36,431   |
| Contra Costa                 | 2,115,738              | 88,986          | -151,642         | 0                      | 0                  | 0                     | 3.257.005              | 278,849          | -1,057,545         | 0                      | 0                  | -                 | 16,302,774             | 446,311             | -2,893,810           |
| Del Norte                    | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 353,985                | 706              | -65,489            | 0                      | 0                  |                   | 353,985                | 706                 | -65,489              |
| El Dorado                    | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 0                      | 0                | 0                  | 0                      | 0                  |                   | 1,127,295              | 2,315               | -430,040             |
| Fresno                       | 55,886                 | 1,076           | -155             | 0                      | 0                  | 0                     | 2,974,524              | 7,297            | -908,066           | 3,993                  | 35                 | -1,170            | 8,516,614              | 33,495              | -1,846,949           |
| Glenn                        | 107,056                | 7,491           | 0                | 0                      | 0                  | 0                     | 15,505                 | 43               | 0                  | 0                      | 0                  |                   | 1,277,317              | 41,433              | -164,605             |
| Humboldt                     | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 0                      | 0                | 0                  | 0                      | 0                  |                   | 0                      | 0                   | 0                    |
| Imperial                     | 43,577                 | 117             | -871             | 0                      | 0                  | 0                     | 709,460                | 2,111            | -61,419            | 380,854                | 4,557              |                   | 1,598,783<br>563,391   | 16,774<br>15,617    | -74,896<br>-101,308  |
| Inyo<br>Kern                 | 3,951<br>0             | 18<br>0         | -31              | 0                      | 0                  | 0                     | 29,184                 | 4,395<br>0       | -7,866             | 0                      | 0                  |                   | 563,391                | 15,617              | -101,308             |
| Kings                        | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 1,447,673              | 3,914            | -248,088           | 0                      | 0                  |                   | 1,447,673              | 3,914               | -248,088             |
| Lake                         | 0                      | 0               | 0                | 10,858                 | 3,651              | 0                     | 129,106                | 1,236            | -19,430            | 568,935                | 9,801              |                   | 2,715,977              | 25,497              | -315,167             |
| Lassen                       | 89,577                 |                 | 0                | 0                      | 0                  | 0                     | 9,876                  | 17               | 0                  | 0                      | 0                  | 0                 | 136,354                | 17,130              | 0                    |
| Los Angeles                  | 3,994,550              | 90,454          | -5,075           | 0                      | 0                  | 0                     | 58,542,962             | 2,404,201        | -5,222,091         | 0                      | 0                  |                   | 64,976,721             | 2,552,882           | -5,482,449           |
| Madera                       | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 259,352                | 546              | -48,680            | 0                      | 0                  |                   | 259,352                | 546                 | -48,680              |
| Marin                        | 16,128                 | 64<br>54        | -645             | 0                      | 0                  | 0                     | 14,111                 | 123              | -13,327            | 0                      | 0                  |                   | 199,201                | 3,828               | -99,120              |
| Mariposa                     | 25,368<br>0            | 54              | 0                | 0                      | 0                  | 0                     | 0                      | 0                | -                  | 0                      | 0                  | -                 | 660,849<br>0           | 4,985               | -201,562             |
| Mendocino<br>Merced          | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 461,123                | 999              | -77,916            | 0                      | 0                  |                   | 4,498,490              | 999                 | -591,915             |
| Modoc                        | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 5,045                  | 7                | -853               | 0                      | 0                  |                   | 5,045                  | 7                   | -853                 |
| Mono                         | 0                      | 0               | 0                | 143,310                | 946                | 0                     | 71,555                 | 751              | -2,406             | 0                      | 0                  | 0                 | 415,840                | 4,411               | -49,233              |
| Monterey                     | 270,578                | 855             | 0                | 0                      | 0                  | 0                     | 523,330                | 2,012            | -99,272            | 2,129,420              | 58,542             | -319,413          | 9,885,186              | 204,773             | -3,148,700           |
| Napa                         | 879,735                | 2,471           | -109,967         | 0                      | 0                  | 0                     | 2,049,537              | 0                | -                  | 0                      | 0                  | -                 | 2,929,386              | 2,472               | -109,984             |
| Nevada                       | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 653,036                | 1,307            | 101,225            | 0                      | 0                  |                   | 785,512                | 1,438               | 103,450              |
| Orange                       | 565,773<br>1,494,275   | 2,348<br>5,065  | -2,621           | 1,700,737              | 2,533              | -2,531                | 2,117,148              | 2,633            | -203,765           | 0                      | 0                  |                   | 41,153,599             | 146,325<br>325,224  | -6,004,564           |
| Placer<br>Plumas             | 1,494,275<br>85,731    | 5,065           | -10,130<br>-490  | 0                      | 0                  | 0                     | 168,998<br>969         | 416<br>0         | -27,332<br>-330    | 0                      | 0                  |                   | 9,516,631<br>139,643   | 325,224             | -551,375<br>-13,746  |
| Riverside                    | 8,183,174              | 26,468          | -22,785          | 0                      | 0                  | 0                     | 3,241,901              | 7,236            |                    | 2,731,811              | 3,446              |                   | 53,167,754             | 210,558             | -9,439,085           |
| Sacramento                   | 0,100,111              | 0               | 0                | 0                      | 0                  | 0                     | 4,567,327              | 10,741           | -801,573           | 0                      | 0                  |                   | 4,567,327              | 10,741              | -801,573             |
| San Benito                   | 0                      | 0               | 0                | 7,062                  | 291                | -1,482                | 0                      | 0                |                    | 186,973                | 2,369              | 0                 | 270,909                | 3,696               | -5,434               |
| San Bernardino               | 6,316,779              | 26,258          | -1,691,314       | 7,840,377              | 21,306             | 0                     | 0                      | 0                | 0                  | 2,797,728              | 5,525              | -749,090          | 28,140,135             | 76,839              | -5,435,250           |
| San Diego                    | 4,559,037              | 298,481         | -689,493         | 1,934,633              | 2,856              | -2,856                | 19,756,366             | 127,411          | -3,586,462         | 0                      | 0                  |                   | 45,184,719             | 542,969             | -7,328,731           |
| San Francisco                | 4,543,049              | 30,952          | -933,918         | 0                      | 0                  | 0                     | 1,152,528              | 158,446          |                    | 0                      | 0                  |                   | 7,073,809              | 302,035             | -1,215,761           |
| San Joaquin                  | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 11,191,607             | 0                | 326,770            | 0                      | 0                  |                   | 11,191,607             | 784,464             | 326,770              |
| San Luis Obispo<br>San Mateo | 1,062,228              | 0<br>1,483      | -12,000          | 0 1,409,378            | 0<br>9,655         | -8,200                | 2,615,758<br>53.802    | 4,119<br>165     | -441,911<br>-9.000 | 16.765                 | 0                  |                   | 2,615,758<br>7,606,394 | 4,119<br>127,459    | -441,911<br>-933,693 |
| Santa Barbara                | 1,002,220              | 1,405           | 12,000           | 1,405,570              | 0                  | 0,200                 | 758,939                | 82.326           | -100,955           | 10,705                 | 0                  |                   | 758,939                | 82,326              | -100,955             |
| Santa Clara                  | 515,807                | 15,365          | 0                | 0                      | 0                  | 0                     | 2,183,171              | 10,474           |                    | 0                      | 0                  |                   | 6,331,586              | 33,503              | -836,225             |
| Santa Cruz                   | 477,389                | 68,834          | -31,258          | 0                      | 0                  | 0                     | 1,506,279              | 0                |                    | 0                      | 0                  |                   | 3,294,970              | 89,449              | -361,332             |
| Shasta                       | 826,450                | 33,192          | 0                | 0                      | 3,046              | 0                     | 53,756                 | 0                | 0                  | 0                      | 9                  | -                 | 880,206                | 95,226              | 0                    |
| Sierra                       | 8,777                  |                 | 0                | 0                      | 0                  | 0                     | 60                     | 1                | 0                  | 0                      | 0                  | -                 | 17,017                 | 2,139               | 0                    |
| Siskiyou                     | 0                      | 0               | 0                | 0                      | 0                  | 0                     | 0                      | 0                | 0                  | 0                      | 0                  | -                 | 0                      | 0                   | 0                    |
| Solano<br>Sonoma             | 0<br>87,062            | 0<br>1,941      | 0                | 0 1,482,693            | 0<br>2,979         | 0                     | 0<br>179,736           | 0<br>2,498       | 21,392             | 0 1,728,472            | 0<br>29,237        |                   | 0<br>9,458,313         | 0<br>55,352         | 0<br>1,625,695       |
| Stanislaus                   | 981,643                | 1,941           | -6,165           | 1,482,693              | 2,979              | 0                     | 1/9,/36                | 2,498            | 21,392             | 342,172                | 29,237             |                   | 4,568,682              | 194,122             | -1,092,649           |
| Sutter                       | 0                      | 0               | 0,105            | 0                      | 0                  | 0                     | 0                      | 0                | 0                  | 0                      | 0                  |                   | 31,968                 | 888                 | -4,795               |
| Tehama                       | 129,668                | 5,385           | 0                | 0                      | 0                  | 0                     | 15,367                 | 26               | 0                  | 0                      | 0                  |                   | 299,986                | 26,079              | 0                    |
| Trinity                      | 55,707                 | 2,033           | -267             | 0                      | 0                  | 0                     | 0                      | 0                | 0                  | 0                      | 0                  | 0                 | 72,495                 | 3,219               | -2,785               |
| Tulare                       | 84,442                 | 1,103           | -793             | 0                      | 0                  | 0                     | 1,675,066              | 3,519            | -169,645           | 0                      | 0                  |                   | 9,655,170              | 112,416             | -2,357,792           |
| Tuolumne                     | 230,244                | 660             | -1,146           | 0                      | 0                  | 0                     | 0                      | 0                |                    | 0                      | 0                  |                   | 389,809                | 4,445               | -25,081              |
| Ventura                      | 2,190,131              | 6,718           | -438,026         | 320,956                | 540                | -64,191               | 1,751,261              | 6,570            |                    | 0                      | 0                  | -                 | 27,593,147             | 309,879             | -5,518,629           |
| Yolo<br>Yuba                 | 968,815<br>255,196     | 2,406<br>12,256 | -159,722         | 6,272                  | 9                  | -427                  | 1,311,744              | 2,311            | -216,258           | 0                      | 0                  | -                 | 8,197,422<br>478,121   | 22,910<br>22,283    | -778,532             |
| TOTAL                        | 43,953,558             | 12,256          | -4,435,122       | 15,612,601             | 66,780             | -79,687               | 13,721<br>129,963,237  | 567<br>3,388,210 | -15,051,269        | 10,887,123             | 113,559            | 0                 | 478,121                | 7,783,155           | -58,996,281          |
|                              | -3,533,538             | 1,140,373       | -,-33,122        | 10,012,001             | 00,700             | .,5,037               | 223,303,237            | 5,500,210        | 15,051,205         | 20,007,123             | 13,333             | 1,700,770         | -10,747,430            | .,,03,133           | 50,550,281           |
| July CRT Totals              | 36,953,420             | 850,160         | -4,206,961       | 3,694,242              | 11,346             | -13,565               | 95,637,435             | 972,138          | -4,182,869         | 5,977,517              | 20,426             | -1,346,853        | 319,908,999            | 3,907,128           | -42,225,521          |
| Difference                   | 7,000,138              | 296,219         | -228,161         | 11,918,359             | 55,434             | -66,122               | 34,325,802             | 2,416,072        | -10,868,400        | 4,909,606              | 93,133             | -353,917          | 98,838,451             | 3,876,027           | -16,770,760          |
|                              |                        |                 |                  |                        |                    |                       |                        |                  |                    |                        |                    |                   |                        |                     |                      |