



## JUDICIAL COUNCIL OF CALIFORNIA

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# REPORT TO THE JUDICIAL COUNCIL

For business meeting on: September 24, 2019

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**Title**

Administrative Director's Report

**Agenda Item Type**

Information Only

**Submitted by**

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**Executive Summary**

The following information outlines some of the many activities staff is engaged in to further the Judicial Council's strategic goals and priorities for the judicial branch. The report focuses on action since the council's July meeting and is exclusive of issues on the September business meeting agenda.

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### **Ability to Pay Pilot Project**

- MyCitations: the pilot online ability to pay determination tool for traffic court received an award from the California Center for Digital Government in the category of Best Application Serving the Public.
- Following initial deployment of the tool at the Superior Courts of Shasta and Tulare Counties, the Superior Court of Ventura County has joined the pilot program courts providing online and mobile app ability to pay determination request filing with judicial officer and clerk modules for electronic processing.

### **Advisory Body Appointments**

Concluding the 2019 general nomination cycle for Judicial Council advisory body vacancies, 134 appointments and reappointments were processed for terms beginning on September 15, 2019. More than 400 justices, judges, court administrators, and legal professionals volunteer their time and expertise to serve on council advisory bodies.

### **Annual Disaster Recovery Exercise**

The Judicial Council, the courts, the California Courts Technology Data Center, and associated vendors conducted an annual disaster recovery exercise to verify that the data center can restart applications and bring courts back up on their information technology systems in the event of a significant interruption of service. The exercise focused on infrastructure and network services, and trial and appellate court applications hosted in the data center being safely and securely redirected and restored, with backup data stored offsite at an alternate data center recovery site.

### **Appellate Court Document Management System**

The new Appellate Document Management System was deployed at two of the six appellate districts. The system facilitates document tracking, automatic workflow, document version control, and retrieval. The system is expected to be deployed to the remaining courts in winter 2019 and spring 2020.

### **Court Interpreter Testing**

Examinations for the Bilingual Interpreting Examination were held in five sites for approximately 350 candidates testing in 14 languages. The most tested languages are Spanish, Mandarin, and Korean. (Results will be available in December.)

### **Labor and Employee Relations**

Labor negotiations assistance was provided to 17 trial courts on 18 matters. Services included bargaining strategy advice and successor memoranda of understanding negotiations. Additionally, support was provided on 10 different labor and employee-related matters.

### **Legislative Advocacy**

Several key judicial branch-related Assembly and Senate bills were acted on by the Legislature in the final few days of session. Through the leadership of council's Policy Coordination and Liaison Committee, and with expert assistance from courts and advisory committee members

and staff, a number of amendments were secured to address council concerns. The Governor has until October 13 to sign or veto bills. The judicial branch-related bills include:

- **Juveniles: dependency: judicial caseloads, [AB 859 \(Maienschein\)](#):** Requires, by January 1, 2021, the State Department of Social Services, in consultation with the Judicial Council, to convene a stakeholder group to make recommendations by January 1, 2022, related to juvenile dependency proceedings. *[Judicial Council Position: Neutral—removed opposition following amendments to remove caps/study regarding caseload standards for dependency judges.]*
- **Crimes: fines and fees: defendant’s ability to pay, [AB 927 \(Jones-Sawyer\)](#):** Requires ability to pay determinations for all misdemeanor and felony proceedings, including minors. *[Judicial Council Position: No Position—the bill was amended to base ability to pay finding on stipulation of counsel or information provided in the probation report.]*
- **Criminal Records: Automatic Relief, [AB 1076 \(Ting\)](#):** Requires the Department of Justice (DOJ), on a monthly basis, to review records in the state summary criminal history information database and identify persons eligible for relief by having their arrest records or their criminal conviction records withheld from disclosure. Requires DOJ to electronically submit a notice to superior courts, informing them of all cases granted relief. Prohibits courts from disclosing information concerning an arrest or conviction granted relief, with exceptions. Further provides that: “persons[s] granted conviction relief pursuant to this section shall be released from all penalties and disabilities resulting from the offense of which the person has been convicted”. *[Judicial Council Position: Oppose Unless Funded—the bill was amended to be prospective only and make some sections of the bill subject to an appropriation in the annual budget act.]*
- **Criminal Justice Data, [AB 1331 \(Bonta\)](#):** Requires courts to electronically report additional criminal case data to the DOJ on a monthly basis. *[Judicial Council Position: Neutral—Removed opposition in light of amendments to require a criminal justice agency, when filing a case with the court, to include the California Information and Identification number in the filing and to provide a delayed operative date of July 1, 2020.]*
- **Subpoenas: service, [SB 471 \(Stern\)](#):** Authorizes the use of electronic subpoenas in addition to service of a subpoena made by delivery to the witness personally, or by mail or messenger. *[Judicial Council Position: Support—the bill was amended to remove the requirement that subpoenas contain a unique numeric or alphanumeric identification code.]*

### Facilities Services

- Court facility modifications as of September 5, 2019:

<i>Status</i>	<i>Number of Modifications</i>	<i>Estimated Cost</i>
Awaiting Shared Cost	11	15,807,998
In Design	30	9,169,750
In Work	910	185,486,242
<i>Total</i>	<i>951</i>	<i>210,463,990</i>

- Twenty-two real estate transactions were completed, including a new lease/license in Sacramento and San Bernardino Counties; lease renewals in San Bernardino and Tulare Counties; a lease termination at the Superior Court of Solano County; and execution of 10 short-term event licenses.

### **Judicial Resources and Technical Assistance Program**

Courtesy case file reviews and follow-up visits were conducted to identify juvenile court issues and training needs for maintaining federal Title IV-E funding in juvenile courts in Alameda, Contra Costa, Santa Clara, Santa Cruz, Shasta, San Bernardino, and Siskiyou Counties.

### **Justice System Partner Collaboration**

Staff shared court program information and perspectives at numerous state and national justice system partner events that included: the National Association of Pretrial Services Agencies, the National Association of Counsel for Children’s Conference, and the California Association of Youth Courts Strategic Planning Meeting, the California Association of Veteran Service Agencies’ Veterans Mental Health Summit, the California Department of Social Services’ Tribal Advisory Committee Meeting, and the California Child Welfare Council.

### **Japanese Delegation Visit**

A visiting delegation of educators and attorneys from Japan met with staff to learn about the role of the Judicial Council and the statewide program for self-help services in California. The delegation also visited the Superior Court of San Francisco County’s self-help center.

## **Advisory Bodies**

Judicial Council advisory bodies focusing on the following areas of judicial administration met in person, by phone, or WebEx since the council’s July meeting:

- |                                 |                                    |
|---------------------------------|------------------------------------|
| 1. Access and Fairness          | 11. Family and Juvenile Law        |
| 2. Appellate Indigent Defense   | 12. Information Technology         |
| 3. Budget                       | 13. Language Access                |
| 4. Civil and Small Claims       | 14. Pretrial Reform                |
| 5. Collaborative Justice Courts | 15. Probate and Mental Health      |
| 6. Court Executives             | 16. Traffic                        |
| 7. Court Facilities             | 17. Trial Court Presiding Judges   |
| 8. Court Interpreters           | 18. Tribal Court-State Court Forum |
| 9. Court Security               | 19. Workload Assessment            |
| 10. Education                   |                                    |

## **Meeting Details**

### **Advisory Committee on Providing Access and Fairness**

- Approved the online Judicial Diversity Toolkit to assist judges with outreach and mentoring programs to diverse groups of lawyers and students interested in learning more about pathways to becoming a judge.
- Approved recommendations to the Judicial Council for implementing language access signage and technology grants.

### **Appellate Indigent Defense Oversight Advisory Committee**

- Audited 120 compensation claims, and discussed Court Appointed Counsel Program matters including budget, the statewide panel, and workload.

### **Civil and Small Claims Advisory Committee**

- Made final recommendations on matters circulated for comment in the spring and worked on developing a pilot project relating to the Chief Justice's directive from the Futures Commission recommendations on civil justice reform.

### **Center for Judicial Education and Research Advisory Committee**

- Approved the draft 2020–22 Education Plan; discussed unconscious bias training; and reviewed the Prevention of Discrimination and Harassment Workgroup report relative to educational programming.

### **Collaborative Justice Courts Advisory Committee**

- Discussed issues concerning ex parte communication in collaborative courts, and potential training opportunities with the Council of State Governments.
- Discussed Veterans Treatment Court strategic planning.
- Approved reports to the Judicial Council proposing rule and form changes concerning juvenile competency evaluators.

### **Court Executives Advisory Committee**

- Discussed recent legislative budget and conference committee hearings, Department of Motor Vehicles reporting of abstracts on misdemeanor or felony vehicle code violations, the effect of Proposition 66 on the trial courts, and a review of the definition of reporting notes.
- *Judicial Branch Statistical Information System Subcommittee*: Discussed identifying new areas of focus for review and revision.

### **Court Facilities Advisory Committee**

- Reviewed progress on the reassessment of trial court capital-outlay projects, including the development of court facilities plans for all 58 trial courts.
- Approved updates to the draft Revision of Prioritization Methodology for Trial Court Capital-Outlay Projects and the draft statewide list of capital projects prioritized on needs-based/cost-based scores, and published the list for public comment.

### **Court Interpreters Advisory Panel**

- Approved changes, recommended by the panel's Professional Standards and Ethics Subcommittee, to compliance requirements for certified court and registered interpreters. The changes will expand opportunities for interpreters to meet continuing education and professional assignment requirements and clarify responsibilities for providers of educational activities.

### **Court Security Advisory Committee**

- Discussed October Continuity of Operations Plan workshops for court users of the online planning tool.
- Discussed court security plan submissions and notifications under rule 10.172, and the approval processes for the Security Systems Program that includes video surveillance, access control, and duress alarms.

### **Criminal Law Advisory Committee**

- Discussed legislation affecting criminal administration, including AB 581 Sentencing: members of military: trauma; AB 927 Crimes: fines and fees: defendant's ability to pay; AB 1076 Criminal records: automatic relief; AB 1331 Criminal justice data; and SB 557 Criminal proceedings: mental competence: expert reports.

### **Family and Juvenile Law Advisory Committee**

- Discussed revisions made to rules and forms proposals, including competency of juveniles to stand trial; the Indian Child Welfare Act; alternative service of protective orders; continuance forms used in family law; and sealing of juvenile records.
- Discussed legislation, including the Family First Prevention Services Act.
- *Violence Against Women Education Project Planning Subcommittee*: Previewed a podcast on domestic violence and traumatic brain injury, and a new online course on domestic violence for tribal courts.

### **Futures Traffic Working Group**

- Reviewed and addressed public comments on a traffic adjudication proposal, and next steps.

### **Information Technology Advisory Committee**

- Received presentations on the findings and final reports from two Futures Commission initiatives: Intelligent Chat and Remote Video Appearances.
- Discussed potential rule and legislative amendments that would be in collaboration with other advisory bodies.
- *Workstreams*: Requests were sent to courts for volunteers to participate in the Digital Evidence Phase 2 and Branchwide Information Security Roadmap workstreams.

### **Pretrial Programs and Pretrial Reform and Operational Workgroup**

- Reviewed the Pretrial Pilot Scoring Subcommittee's recommendations for grant awards and submitted the report with allocation recommendations to the Judicial Council.
- Presented a program update to the Trial Court Presiding Judges Advisory Committee.

### **Probate and Mental Health Advisory Committee**

- Discussed rules on qualifications and annual education requirements for attorneys appointed under Probate Code sections 1470 and 1471, and plans and priorities for the committee's 2020 annual agenda.

### **Trial Court Budget Advisory Committee**

- Considered a Funding Methodology Subcommittee recommendation on policy parameters regarding an allocation for trial courts that exceed 100 percent of their workload formula; a recommendation to update and prioritize items on the annual workplan; and a recommendation on the allocation methodology for cannabis conviction resentencing funding ( \$13.9 million in 2019–20 and \$2.9 million in 2020–21) to support increased workload for the trial courts as a result of the enactment of Chapter 993, Statutes 2018 (AB 1793).
- Reviewed the 2018–19 preliminary one-time allocation reductions for fund balances in excess of the prior one percent cap.
- Reviewed the 2019–20 trial court allocation executive summary display for distribution to all 58 trial courts.
- Considered a Fiscal Planning Subcommittee recommendation to provide the Superior Court of Contra Costa County with a three-month extension on receipt of children's waiting room funds during a temporary closure.
- *Fiscal Planning Subcommittee*: Considered seven new requests totaling \$4.2 million for Trial Court Trust Fund monies held on behalf of courts, and seven amended requests totaling \$3.6 million on behalf of nine courts.

### **Trial Court Presiding Judges Advisory Committee**

- Received an update on the Temporary Assigned Judges Program; a review of trial court long-range strategic plans; discussed security challenges facing the courts, and handling Habeas petitions sent to the trial courts; and reviewed the Pathways to Judicial Diversity online toolkit.

### **Trial Court Facility Modification Advisory Committee**

- Reviewed and ratified 52 priority one emergency facility modification funding projects with a total potential expenditure of \$1.39 million; most expenses are related to plumbing, electrical, and elevator repair work.
- Reviewed and ratified 50 priority two modifications of less than \$100,000 each, for a total potential expenditure of \$610,166; mostly related to HVAC, elevator, and interior finishes work.
- Reviewed and approved the spending plan for increased operations and maintenance funding included in the 2019–20 State Budget.

### **Tribal Court-State Court Forum**

- The Governor's Tribal Advisor led a discussion on the Truth and Healing Council recently announced by Governor Newsom.

### **Workload Assessment Advisory Committee**

- Reviewed and finalized a recommendation to the council regarding the Judicial Workload Study.



### Summary

#### **Judicial Education**

1. B.E. Witkin Judicial College
2. New Judge Orientation
3. Primary Assignment Orientations—Civil and Criminal Law
4. Qualifying Judicial Ethics

#### **Judicial Officer, Court Employee, and Justice System Partner Programs**

1. AB 1058 Child Support Training Conference
2. Access to Visitation Grant Program Training
3. Basic Training for Managers and Supervisors
4. Core Leadership and Training Skills
5. Family Court Services
6. Family Finding and Engagement
7. Indian Child Welfare Act
8. Sonoma County Forms Training
9. Trial Skills
10. Workforce Management

#### **Distance Education**

##### Podcast

11. Military Diversion Program
12. Supreme Court of the United States (SCOTUS) 2018 Term Update
13. Understanding the Interstate Compact

##### Video

14. Felony Sentencing After Realignment
15. Gender Identity
16. Habeas Corpus Proceedings After Prop 66
17. How to Write Effective Orders
18. Professional Development for You and Your Team

##### Webinar

19. Bail and Pretrial Release
20. Cannabis Webinar for Drug Court Coordinators
21. Human Trafficking: *Brady* vs. 827
22. Human Trafficking: Management of Special or Reluctant Witnesses
23. Juvenile Court Activity Tracker System
24. Pretrial Reform
25. Workers' Compensation

## **Publication Updates**

26. 2019 Civil Proceedings Benchbook: Trial
27. Bench Handbook: Managing Gang-Related Cases
28. Benchbook: Domestic Violence Cases in Criminal Court

## **Detail**

### **AB 1058 Child Support Training Conference**

Twenty-third year of annual training attended by more than 460 child support commissioners, family law facilitators, and other court staff.

### **Access to Visitation Grant Program Training**

Implementation of Standard 5.20 of the California Standards of Judicial Administration (Uniform Standards of Practice for Providers of Supervised Visitation) and Family Code section 3200.5.

### **B. E. Witkin Judicial College of California**

All new judges, commissioners, and referees must attend the Judicial College within two years of taking the oath.

### **Bail and Pretrial Release**

California law governing bail and pretrial release.

### **Cannabis Webinar for Drug Court Coordinators**

Webinar for drug court coordinators and other drug court professionals on the impact of cannabis use on the brain.

### **Core 40: Basic Training for Supervisors/Managers**

Building essential leadership skills.

### **Core Leadership and Training Skills**

Opportunity for clerks in a lead role to build and improve leadership and training skills, while interacting with peers from other counties.

### **Family Court Services Training**

Sessions on the Domestic Violence Safety Partnership Self-Assessment Tool, Access to Visitation Grant Program, and Supervised Visitation Update and Resources.

### **Family Finding and Engagement**

Workshops for judicial officers and justice partners in Kings, San Bernardino, and Stanislaus Counties focused on the importance of developing and maintaining safe and loving connections, beginning with youth's entry into care and continuing through their exit from care.

### **Felony Sentencing After Realignment**

Video answering common questions about realignment and its impact on felony sentencing.

### **Gender Identity**

Video addressing gender identity issues and best practices in ensuring equal access for transgender and gender nonconforming individuals.

### **Habeas Corpus Proceedings After Prop 66**

Video from Habeas Corpus Proceedings course for courtroom clerks, focusing on capital habeas corpus petitions and proceedings in the superior courts following implementation of Proposition 66.

### **How to Write Effective Orders**

Webinar on the purpose of an order, reviewing plain legal language, and examining components of writing an order.

### **Human Trafficking: Management of Special or Reluctant Witnesses**

Overview for judges of statutes and case law relevant to the management of human trafficking victims and witnesses, identifying key issues that often arise, and practical approaches.

### **Human Trafficking: *Brady vs. 827***

Exploration of the challenges of balancing the rights of the victim and the defendant concerning a victim's protected confidential juvenile court records.

### **Indian Child Welfare Act Legal Update and Best Practices Training**

Sessions for judicial officers, court staff, and attorneys in Yolo and Sacramento Counties.

### **Juvenile Court Activity Tracker System Training**

Software training for court appointed counsel from Del Norte County on the comprehensive child dependency/child advocacy database.

### **Military Diversion Program**

Required court advisement, and what to do when a defendant seeks diversion under this program.

### **New Judge Orientation**

Orientation introducing new judges, commissioners, and referees to their judicial duties and ethical responsibilities in ensuring fairness in all proceedings, promoting uniform court practices, and improving the administration of justice.

### **Primary Assignment Orientations—Civil Law**

Procedural and substantive law governing limited jurisdiction, small claims, and unlawful detainer.

### **Primary Assignment Orientations—Criminal Law**

Procedural and substantive law governing criminal cases from arraignment through posttrial.

### **Professional Development for You and Your Team**

Video overview of the CJER Online website provides ideas for how best to use the trainings.

### **Qualifying Judicial Ethics Program Core Course**

Judicial officers enrolled in the Commission on Judicial Performance insurance program must complete this mandatory core course.

### **SCOTUS 2018 Term Update**

Erwin Chemerinsky, Dean of UC Berkeley Law School, offers a recap of the United States Supreme Court 2018 term.

### **Trial Skills Training**

Trial skills training for Los Angeles court-appointed dependency attorneys for parents and children.

### **Understanding the Interstate Compact**

Adult Offender Supervision, who is covered by the Compact, and the process for the transfer of a defendant's supervision to another state.

### **Workforce Management**

Laws affecting human resources management in courts.

### **Workers' Compensation**

Telemedicine as an optional alternative to an in-person medical evaluation following an industrial injury: benefits, types of injuries that can be referred, and the steps for introducing this alternative.

## Staffing Metrics

As of August 29, 2019

STAFFING	Executive Division				Leadership Services Division		Operations & Programs Division					Administrative Division				Judicial Council
	Audit Services	Executive Office	Governmental Affairs	Public Affairs	Leadership Support Services	Legal Services	Business Mgmt Services	Center for Families, Children and the Courts	Center for Judicial Education & Research	Criminal Justice Services	Information Technology	Branch Accounting & Procurement	Budget Services	Facilities Services	Human Resources	
Authorized Position (FTE)	14.00	12.00	10.00	9.00	65.80	55.00	17.00	86.10	48.50	32.00	138.00	147.00	37.00	142.00	52.00	865.40
Filled Authorized Position (FTE)	11.00	11.00	8.00	9.00	60.30	45.20	15.00	66.95	43.00	18.80	98.88	127.00	26.00	111.00	43.00	694.13
Headcount - Employees	11	11	8	9	61	47	15	68	43	19	98	127	26	111	43	697.00
Vacancy (FTE)	3.00	1.00	2.00	0.00	5.50	9.80	2.00	19.15	5.50	13.20	39.12	20.00	11.00	31.00	9.00	171.27
Vacancy Rate (FTE)	21.4%	8.3%	20.0%	0.0%	8.4%	17.8%	11.8%	22.2%	11.3%	41.3%	28.3%	13.6%	29.7%	21.8%	17.3%	19.79%
Judicial Council Temp Employee (909)	0	1	0	0	0	0	0	0	0	0	0	0	0	2	0	3.00
*Employment Agency Temporary Worker (FTE)	0	0	0	0	0	0	0	3	1	0	0	1	0	0	1	6.00
Contractors (FTE)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	34.80	0.0	0.0	0.0	0.0	34.80
<b>TOTAL WORKFORCE (based on FTE, 909s, Agency Temps &amp; Contractors)</b>	11.00	12.00	8.00	9.00	60.30	45.20	15.00	69.95	44.00	18.80	133.68	127.00	27.00	113.00	44.00	737.93

See following page for definition of terms.

**Definitions:**

<b>Authorized Position (FTE)</b>	Authorized positions include all regular ongoing positions approved in the Budget Act for that year. The number is based on the position's approved full time equivalency.
<b>Filled Authorized Position (FTE)</b>	Filled authorized positions are the number of authorized positions filled based on the employee's full time equivalency.
<b>Headcount</b>	The actual count of persons employed by the Judicial Council, regardless of FTE. This number could be more than the FTE count due to part-time employees being counted as "1". This count does not include Judicial Council Temporary Employees (909) or Employment Agency Temporary Workers.
<b>Vacancy (FTE)</b>	The number of vacancies is the number of authorized positions minus the number of filled authorized positions.
<b>Vacancy Rate (FTE)</b>	Vacancy Rate is calculated by dividing the number of authorized positions by the number of vacant authorized positions. This number excludes temporary employees ("909" funded employees). See definition of temporary employees below.
<b>Judicial Council Temporary Employees (909)</b>	The "909" category is the State Controller code used to reference a temporary position or a temporary employee. 909 Position - it is a position that may not be funded through the Budget Act and it is categorized by the Office of the State Controller as a temporary position used in the absence of an authorized position. 909 positions may be occupied by regular full-time employees due to the unavailability of an authorized vacant position. 909 Employee - An employee whose salary is not funded through the Budget Act. 909 employees may receive benefits if employed at least half-time and the term of employment is for more than six months. Types of "909" Temporary Employees include: Retired Annuitants: A retired annuitant is a retiree who is hired by his or her former employer or by another employer that participates in the same retirement system as the former employer. This includes a former participant in a state retirement system who has previously retired and who is currently receiving retirement benefits. Temporary: Employees employed on a temporary basis - they do not receive full benefits (but do receive CalPERS retirement service credit).
<b>Employment Agency Temporary Worker (FTE)</b>	These are workers from an employment agency. They are employees of the employment agency that provide short-term support.
<b>Contractor (FTE)</b>	Individuals augmenting the work of the organization and providing services for a limited period of time or on a specific project, where a particular skill set is required that is either (1) not within an existing classification and/or job description or (2) where recruitment issues require the use of a contractor.
<b>Full Time Equivalency (FTE)</b>	Full Time Equivalency is the number of total maximum compensable hours designated in a year divided by actual hours worked in a year. For example, the work year is defined as 2,080 hours; one employee occupying a paid full time job all year would consume one FTE. One employee working for 1,040 hours each would consume .5 FTE.
<b>Time Base</b>	Full time: Employee is scheduled to work 40 hours per week. Receives full benefits. Part time: Employee is scheduled to work less than 40 hours per week. Employees that work more than 20 hours per week receive full benefits. Intermittent: Employees have no established work schedule and work on an as-needed basis that varies from one pay period to the next. Eligibility for certain benefits may be limited for these employees.
<b>Regular Employee</b>	Commonly referred to as "permanent employees" – They receive full benefits.
<b>Limited Term</b>	Limited Term Position – It is a position that is funded through the Budget Act with a specific end date. The position is counted as an authorized position. Employee in limited term positions may be regular or temporary.

## Judicial Appointments and Vacancies Report

**Judicial Appointments:** There have been no judicial appointments since the July Judicial Council meeting.

### Number of Judgeships Authorized, Filled, and Vacant as of August 31, 2019

TYPE OF COURT	NUMBER OF COURTS	NUMBER OF JUDGESHIPS					
		Authorized	Filled	Vacant	Vacant (Unfunded AB 159 positions)	<i>Filled(Last Month)</i>	<i>Vacant(Last Month)</i>
Supreme Court	1	7	7	0	0	7	0
Courts of Appeal	6	106	104	2	0	105	1
Superior Courts	58	1,743	1,662	58	23*	1,664	79
<b>All Courts</b>	<b>65</b>	<b>1,856</b>	<b>1,773</b>	<b>83</b>		<b>1,776</b>	<b>80</b>

\*50 new (AB 159) judgeships were authorized, but not funded in 2008; funding was provided for two of the judgeships in the 2018 Budget Act and for a further 25 positions in the 2019 Budget Act.

#### JUDICIAL VACANCIES: APPELLATE COURTS

Appellate District	Vacancies	Reason for Vacancy	Justice to be Replaced	Last Day In Office
First Appellate District, Division Three	1	Deferred Retirement	Hon. Martin J. Jenkins	2/22/2019
Fourth Appellate District, Division One	1	Retirement	Hon. Gilbert Nares	8/30/2019
<b>TOTAL VACANCIES</b>	<b>2</b>			

#### JUDICIAL VACANCIES: SUPERIOR COURTS

County	Vacancies	Reason for Vacancy	Judge to be Replaced	Last Day in Office
Alameda	1	Retirement	Hon. Kimberly M. Briggs	4/8/2019
Fresno	1	Retirement	Hon. Donald S. Black	7/22/2019
Los Angeles	8	Retirement	Hon. Scott M. Gordon	8/16/2019
Los Angeles		Retirement	Hon. Bert Glennon, Jr.	8/14/2019
Los Angeles		Retirement	Hon. Susan M. Speer	7/9/2019

Los Angeles		Retirement	Hon. Margaret Henry	6/29/2019
Los Angeles		Retirement	Hon. Marvin M. Lager	4/5/2019
Los Angeles		Retirement	Hon. John Joseph Cheroske	2/25/2019
Los Angeles		Retirement	Hon. Gerald Rosenberg	2/14/2019
Los Angeles		Retirement	Hon. Dan Thomas Oki	1/31/2019
Madera	1	Retirement	Hon. Joseph A. Soldani	6/30/2019
Mendocino	1	Retirement	Hon. David A. Riemenschneider	3/31/2019
Napa	1	Retirement	Hon. Diane M. Price	1/31/2019
Orange	5	Retirement	Hon. Geoffrey T. Glass	6/21/2019
Orange		Retirement	Hon. Franz E. Miller	4/29/2019
Orange		Retirement	Hon. Robert C. Gannon	3/20/2019
Orange		Retirement	Hon. David R. Chaffee	3/4/2019
Orange		Retirement	Hon. Kim Garlin Dunning	1/31/2019
Riverside	1	Retirement	Hon. Sharon J. Waters	4/10/2019
Sacramento	1	Retirement	Hon. Robert M. Twiss	3/1/2019
San Diego	3	Retirement	Hon. Charles R. Gill	2/28/2019
San Diego		Retirement	Hon. Leo Valentine, Jr.	2/18/2019
San Diego		Retirement	Hon. Gerald C. Jessop	2/15/2019
San Francisco	1	Retirement	Hon. Carol Yaggy	4/10/2019
San Joaquin	2	Retirement	Hon. W. Stephen Scott	7/1/2019
San Joaquin		Retirement	Hon. Lesley D. Holland	4/2/2019
San Mateo	2	Commissioner Conversion	Vacancy	6/20/2019
San Mateo		Retirement	Hon. Marta S. Diaz	3/1/2019
Santa Clara	3	Retirement	Hon. Patrick Tondreau	7/31/2019
Santa Clara		Retirement	Hon. Hector E. Ramon	6/24/2019
Santa Clara		Retirement	Hon. Rise Jones Pichon	4/18/2019
Sonoma	1	Retirement	Hon. Robert S. Boyd	6/3/2019
Yolo	1	Retirement	Hon. Janet Gaard	3/16/2019
<b>TOTAL VACANCIES</b>	<b>33</b>			



**Number of Judgeships Authorized, Filled, and Vacant, August 2017–August 2019 (two years) \***

Month	Superior Courts				Courts of Appeal			
	Authorized	Filled	Vacancy	Vacancy Rate	Authorized	Filled	Vacancy	Vacancy Rate
Aug-17	1,732	1,594	138	8.0%	105	94	11	10.5%
Sep-17	1,732	1,584	148	8.5%	105	94	11	10.5%
Oct-17	1,732	1,584	152	8.8%	105	94	11	10.5%
Nov-17	1,732	1,613	119	6.9%	105	96	9	8.6%
Dec-17	1,732	1,630	102	5.9%	105	95	10	9.5%
Jan-18	1,732	1,621	111	6.4%	105	94	11	10.5%
Feb-18	1,732	1,632	100	5.8%	105	97	8	7.6%
Mar-18	1,732	1,623	109	6.3%	105	95	10	9.5%
Apr-18	1,732	1,617	115	6.6%	105	93	12	11.4%
May-18	1,732	1,608	124	7.2%	105	93	12	11.4%
Jun-18	1,732	1,627	105	6.1%	105	97	8	7.6%
Jul-18	1,732	1,633	99	5.7%	105	101	4	3.8%
Aug-18	1,732	1,618	114	6.6%	105	100	5	4.8%
Sep-18	1,743	1,619	124	7.1%	106	100	6	5.7%
Oct-18	1,743	1,658	85	4.9%	106	103	3	2.8%
Nov-18	1,743	1,663	80	4.6%	106	106	0	0.0%
Dec-18	1,743	1,679	64	3.7%	106	106	0	0.0%
Jan-19	1,743	1,687	56	3.2%	106	106	0	0.0%
Feb-19	1,743	1,688	55	3.2%	106	105	1	0.9%
Mar-19	1,743	1,683	60	3.4%	106	105	1	0.9%
Apr-19	1,743	1,675	68	3.9%	106	105	1	0.9%
May-19	1,743	1,675	68	3.9%	106	105	1	0.9%
Jun-19	1,743	1,672	71	4.1%	106	105	1	0.9%
Jul-19	1,743	1,667	68	3.9%	106	105	1	0.9%
Aug-19	1,743	1,662	81	4.6%	106	104	2	1.9%

\* As of August 31, 2019.

Note: Growth in number of Authorized Judgeships reflects SJO conversions.  
 Since 2007, 155 SJO positions have been converted to judgeships .

**Percent of Judgeship Vacancies in the Superior Courts, August 2017–August 2019**

