



Judicial Council of California

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Subject Details (With Text)

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Title

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

Summary

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

Recommendation

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

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

Speakers

Hon. David M. Rubin, Chair, Judicial Branch Budget Committee

Hon. Jonathan B. Conklin, Chair, Trial Court Budget Advisory Committee