



# Judicial Council of California

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## Subject 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