



## Judicial Council of California · Administrative Office of the Courts

455 Golden Gate Avenue · San Francisco, California 94102-3688

[www.courts.ca.gov](http://www.courts.ca.gov)

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# REPORT TO THE JUDICIAL COUNCIL

For business meeting on January 17, 2013

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Title	Agenda Item Type
Judicial Branch Report to the Legislature: Allocation of New Judgeships Funding in FY 2011–2012	Action Required
Rules, Forms, Standards, or Statutes Affected	Effective Date
None	N/A
Recommended by	Date of Report
Administrative Office of the Courts Steven Jahr Administrative Director of the Courts	January 2, 2013
	Contact
	Zlatko Theodorovic, 916-263-1397 <a href="mailto:zlatko.theodorovic@jud.ca.gov">zlatko.theodorovic@jud.ca.gov</a>

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### Executive Summary

The Administrative Office of the Courts (AOC) recommends approval of the attached *Report on Allocation of Funding in Fiscal Year (FY) 2011–2012 for Support of New Judgeships Authorized in FY 2007–2008*. The Budget Act of 2007 requires that this report be submitted each year until all judgeships are appointed and new staff hired.

### Recommendation

The AOC recommends that the Judicial Council:

1. Approve the *Report on Allocation of Funding in Fiscal Year (FY) 2011–2012 for Support of New Judgeships Authorized in FY 2007–2008*; and
2. Direct the AOC to submit the report to the Legislature.

### Previous Council Action

These reports have been submitted by the AOC to the Legislature annually. Previous reports can be found at [www.courts.ca.gov/7466.htm](http://www.courts.ca.gov/7466.htm).

## **Rationale for Recommendation**

This report is required to be submitted to the Legislature each year. The attached report contains basically the same information as in the report submitted to the Legislature for FY 2010–2011, except for slight changes in the distribution of the ongoing facilities funding from the Court Facilities Trust Fund, and the subtraction of the security portion of the operations funding that was permanently transferred to the county.

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

This report was not circulated for comment, and no alternatives were considered because submitting this report to the Legislature is a requirement under the Budget Act of 2007.

## **Implementation Requirements, Costs, and Operational Impacts**

No significant costs are associated with the submission of this report.

## **Attachments**

1. Attachment A: *Report on Allocation of Funding in Fiscal Year (FY) 2011–2012 for Support of New Judgeships Authorized in FY 2007–2008*



**Judicial Council of California**  
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*Chief Administrative Officer*

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*Director, Fiscal Services Office*

Report title: *Report on Allocation of Funding in Fiscal Year (FY) 2011–2012  
for Support of New Judgeships Authorized in FY 2007–2008*

Statutory citation: Budget Act of 2007 (Stats. 2007, Ch. 171)

Date of report: January 18, 2013

The Judicial Council has submitted a report to the Legislature in accordance with the Budget Act of 2007.

Provision 11 of the Budget Act of 2007 (Stats. 2007, ch. 171) provided that “... [t]he Judicial Council shall report to the Legislature on January 1, 2008, and each January 1 thereafter, until all judgeships are appointed and new staff hired, on the amount of funds allocated to each trial court to fund the new portions.”

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

For fiscal year 2011–2012, a total of \$2.105 million was allocated to 22 trial courts in support of new judgeships authorized in FY 2007–2008. This amount includes allocation of \$1.653 million for operations costs from the Trial Court Trust Fund to 22 courts and \$452,000 for facilities costs from the Court Facilities Trust Fund to 3 of these same courts.

The full report can be accessed here: [www.courts.ca.gov/7466.htm](http://www.courts.ca.gov/7466.htm).

A printed copy of the report may be obtained by calling 415-865-7553.



# Judicial Council of California

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*Administrative Director of the Courts*

January 18, 2013

Ms. Diane F. Boyer-Vine  
Legislative Counsel  
State of California  
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Sacramento, California 95814

Mr. Gregory P. Schmidt  
Secretary of the Senate  
State Capitol, Room 400  
Sacramento, California 95814

Mr. E. Dotson Wilson  
Chief Clerk of the Assembly  
State Capitol, Room 3196  
Sacramento, California 95814

Re: *Report on Allocation of Funding in Fiscal Year (FY) 2011–2012  
for Support of New Judgeships Authorized in FY 2007–2008*

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

The Judicial Council respectfully submits this report, as required by the Budget Act of 2007 (Stats. 2007, ch. 171). The Budget Act included \$27.767 million in FY 2007–2008 to support 50 new judgeships and the staff associated with those judgeships. The funding represented one month of ongoing funding for 50 judgeships, accompanying support staff, facilities costs (\$3.366 million), and one-time funding associated with the positions and tenant improvements (\$24.401 million). Provision 11 of the Budget Act of 2007 provided that "... [t]he Judicial Council shall report to the Legislature on January 1, 2008, and each January 1 thereafter, until all judgeships are appointed and new staff hired, on the amount of funds allocated to each trial court to fund the new portions." Expenditure of the funding was contingent on the enactment of legislation authorizing the establishment of the judicial positions. The authorizing legislation, Assembly Bill 159 (Stats. 2007, ch. 722), was signed by the Governor on October 14, 2007. The funding provided assumed that the appointment of

judgeships could begin at the end of FY 2007–2008. Since FY 2008–2009, additional funding for the remaining 11 months for these judgeships has been indefinitely delayed.

During FY 2011–2012, \$518,077 of the ongoing operations funding was permanently transferred to the counties as part of the realignment of court security funding. The table below displays the allocation in FY 2011–2012 of the one month of ongoing operations funding from the Trial Court Trust Fund and the ongoing facilities funding from the Court Facilities Trust Fund, by court.

<b>Court</b>	<b>Operations</b>	<b>Facilities</b>	<b>Total</b>
Butte	\$28,234		\$28,234
Contra Costa	38,395		38,395
Del Norte	30,041		30,041
Fresno	118,390		118,390
Kern	99,042		99,042
Kings	27,244		27,244
Los Angeles	39,581		39,581
Madera	28,370	\$21,893	50,263
Merced	61,809		61,809
Monterey	32,093		32,093
Orange	36,812		36,812
Placer	72,835		72,835
Riverside	225,528		225,528
Sacramento	222,156		222,156
San Bernardino	224,715		224,715
San Joaquin	106,611	304,212	410,823
Shasta	29,747		29,747
Solano	35,189		35,189
Sonoma	40,672	125,895	166,567
Stanislaus	67,770		67,770
Tulare	56,781		56,781
Yolo	30,874		30,874
<b>Total:</b>	<b>\$1,652,889</b>	<b>\$452,000</b>	<b>\$2,104,889</b>

Although the 50 new judgeships have not yet been filled or fully funded, the funding that has been appropriated has been used to provide ongoing staff resources to support the judicial workload identified for the new judgeships—work that is, for the most part, being performed by assigned judges and temporary judges until the new judges are appointed.

Ms. Diane F. Boyer-Vine  
Mr. Gregory P. Schmidt  
Mr. E. Dotson Wilson  
January 18, 2013  
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If you have any questions related to this report, please contact Zlatko Theodorovic, Director, Fiscal Services Office, Administrative Office of the Courts (AOC), at 916-263-1397.

Sincerely,

Hon. Steven Jahr  
Administrative Director of the Courts

SJ/VM

cc: Members of the Judicial Council

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