



## 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 October 25, 2013

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Title	Agenda Item Type
Judicial Branch Report to the Legislature: Allocation of New Judgeships Funding in FY 2012–2013	Action Required
Rules, Forms, Standards, or Statutes Affected	Effective Date
None	October 25, 2013
Recommended by	Date of Report
Administrative Office of the Courts Steven Jahr, Administrative Director of the Courts	October 15, 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) 2012–2013 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, effective October 25, 2013:

1. Approve the *Report on Allocation of Funding in Fiscal Year (FY) 2012–2013 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 2011–2012, except for slight changes in the distribution of the ongoing facilities funding from the Court Facilities Trust Fund.

## **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**

Implementing the recommendations in this report results in no costs or operational impacts.

## **Attachments**

1. *Report on Allocation of Funding in Fiscal Year (FY) 2012–2013 for Support of New Judgeships Authorized in FY 2007–2008*



**Judicial Council of California**  
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*Director, Fiscal Services Office*

Report title: *Report on Allocation of Funding in Fiscal Year (FY) 2012–2013  
for Support of New Judgeships Authorized in FY 2007–2008*

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

Date of report: October 25, 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) provides 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 2012–2013, a total of \$2.105 million was allocated to 22 trial courts in support of new judgeships authorized in FY 2007–2008, \$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.

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*

October 25, 2013

Ms. Diane F. Boyer-Vine  
Legislative Counsel  
State of California  
State Capitol, Room 3021  
Sacramento, California 95814

Mr. Gregory P. Schmidt  
Secretary of the Senate  
California State 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) 2012–2013*  
*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, to be allocated as follows: one month of funding, ongoing, for 50 judgeships, support staff, and appropriate facilities costs (\$3.366 million); and one-time funding associated with the positions such as furniture and equipment, as well as 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." Per the Budget Act of 2007, expenditure of the funding was contingent on the enactment of legislation authorizing the establishment of the judicial positions. In 2007, the authorizing legislation was

Assembly Bill 159 (Stats. 2007, ch. 722). The funding assumed the appointment of judgeships could begin at the end of FY 2007–2008. However, ongoing funding necessary for the remaining 11 months of these judgeships has not been included in subsequent budget acts.

In FY 2011–2012, \$518,077 of the ongoing operations portion of the funding was permanently transferred away from the courts to the counties as part of the realignment of court security funding.

The table below displays the FY 2012–2013 allocation of the ongoing funding for one month of operations from the Trial Court Trust Fund and the ongoing facilities funding from the Court Facilities Trust Fund, by court. The chart does not add up to the ongoing \$3.366 million because (1) the security funding is not included (as explained above), and (2) approximately \$743,000 in judicial salaries is not included because these funds do not go to the courts directly.

<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	\$17,172	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	313,374	410,823
Shasta	29,747		29,747
Solano	35,189		35,189
Sonoma	40,672	121,454	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>

Ms. Diane F. Boyer-Vine  
Mr. Gregory P. Schmidt  
Mr. E. Dotson Wilson  
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The funding appropriated in relation to the 50 new judgeships is 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.

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,

Steven Jahr  
Administrative Director of the Courts

SJ/VM

cc: Members of the Judicial Council

Margie Estrada, Consultant, Office of Senate President pro Tempore Darrell S. Steinberg  
Fredericka McGee, General Counsel, Office of Assembly Speaker John A. Pérez  
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