

***JUDICIAL COUNCIL MEETING
Administrative Office of the Courts
Malcolm M. Lucas Board Room
455 Golden Gate Avenue
San Francisco, California 94102-3688
January 21, 2010
11:00 a.m.–1:30 p.m.
Open to the Public***

AGENDA

- 11:00–11:10 a.m. **Public Comment Related to Trial Court Budget Issues** *
[Subject to requests]
*This time is reserved for public comment on Discussion Agenda items related to trial court budgets.
- 11:10–11:15 a.m. **Approval of Minutes**
Minutes of the [December 15, 2009](#), business meeting.

CONSENT AGENDA (Items 1–2)

A council member who wishes to request that any item be moved from the Consent Agenda to the Discussion Agenda is asked to please notify Nancy Spero at 415-865-7915 at least 48 hours before the meeting.

Item 1 **Report to the Legislature: Statewide Collection of Court-Ordered Debt (Pen. Code, § 1463.010) (Action Required)**

The Administrative Office of the Courts, Enhanced Collections Unit, recommends that the Judicial Council approve the report to the Legislature regarding the collection of delinquent court-ordered debt, agree with its recommendations, and direct staff to develop procedures and legislation proposals based on these recommendations. The report includes information on the following: (1) the extent to which each court or county is following best practices for its collection program, (2) the performance of each collection program, and (3) any changes necessary to improve the performance of collection programs statewide.

Staff: Ms. Sheila Calabro
Southern Regional Office
Ms. Jessica Sanora
Southern Regional Office

Item 2 **Judicial Council–sponsored Legislation: New Long Beach Courthouse: Possessory Property Tax Exemption (amend Gov. Code, § 70391.5) (Action Required)**

The Policy Coordination and Liaison Committee recommends amending Government Code section 70391.5 to provide that any possessory interest that may arise from a lease or other agreement with a nongovernmental entity for delivery of the new Long Beach Courthouse be deemed public property and exempt from tax that would attach if it were deemed a private entity having a possessory interest in public property.

Staff: Ms. Donna S. Hershkowitz
Office of Governmental Affairs
Mr. Bradley Heinz
Office of the General Counsel

DISCUSSION AGENDA (Items 3–4)

Item 3 **Court Closures: Evaluation of the Impacts of the One-Day-Per Month Judicial Branch Closures (Action Required)**
11:15 a.m.–
12:00 p.m.

Based on survey responses from the Supreme Court, Courts of Appeal, 54 superior courts, and 275 justice system partners, the Administrative Office of the Courts (AOC) recommends continuing the one-day-per-month judicial branch closures through June 2010, as directed at the July 29, 2009, Judicial Council meeting. The closures provide a viable method in the short term to absorb the significant budget reductions imposed on the branch, although they are far from a perfect tool and have unquestionably affected court operations and the smooth and effective delivery of justice. The AOC further recommends that the council reaffirm its commitment to keep courts open and accessible to the public and to advocate for sufficient resources to avoid the need for court closures in fiscal year 2010–2011 and direct the Administrative Director of the Courts, in consultation with branch leaders to develop recommendations and guidelines for limited closures for 2010–2011 should sufficient resources not be provided.

Presentation/Discussion (20 minutes)

Speakers: Mr. William C. Vickrey
Administrative Director of the Courts

Mr. Ronald G. Overholt
Chief Deputy Director
Mr. Stephen Nash
Finance Division
Ms. Donna Hershkowitz
Office of Governmental Affairs

Discussion/Council Action (25 minutes)

12:00–12:30 p.m. **LUNCH BREAK**

Item 4

12:30–12:50 p.m. [Completion of Court Facility Transfers: Adoption of a Resolution \(Action Required\)](#)

Chief Deputy Director Ronald G. Overholt recommends that the Judicial Council adopt a resolution recognizing the Office of Court Construction and Management for its leading role in completion of the trial court facility transfers mandated by Senate Bill 1732.

Presentation/Discussion (10 minutes)

Speakers: Hon. Donald Cole Byrd
Superior Court of California, County of Glenn
Mr. Steve Soeth
Glenn County Board of Supervisors
Ms. Elizabeth Howard Espinosa
California State Association of Counties
Mr. Ronald G. Overholt
Chief Deputy Director
Mr. Lee Willoughby
Office of Court Construction and Management

Discussion/Council Action (10 minutes)

Information-only Item

- [Fiscal Year 2008–2009 Expenditures for the Supreme Court, the Courts of Appeal, the Judicial Council/Administrative Office of the Courts, the Judicial Branch Facility Program, and the Habeas Corpus Resource Center](#)

There have been no Circulating Orders or Appointment Orders since the last business meeting.

January 21, 2010
Executive Session—Rule 10.6(b)

1:00–1:30 p.m. Closed Session—Discussion Protected by Attorney-Client Privilege