



Judicial Council of California · Administrative Office of the Courts

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

www.courts.ca.gov

REPORT TO THE JUDICIAL COUNCIL

For business meeting on: October 25, 2013

Title	Agenda Item Type
Judicial Branch Report to the Legislature: Electronic Recording	Action Required
Rules, Forms, Standards, or Statutes Affected	Effective Date
None	October 25, 2013
Recommended by	Date of Report
Administrative Office of the Courts Zlatko Theodorovic, Director Fiscal Services Office	October 15, 2013
	Contact
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Executive Summary

The Administrative Office of the Courts (AOC) recommends approving the Report on Purchase or Lease of Electronic Recording Equipment by Superior Courts (January 1–June 30, 2013), which includes an amended report for the time period July 1, 2012—December 31, 2012. Government Code section 69958 requires that the Judicial Council report to the Legislature semiannually regarding all purchases and leases of electronic recording equipment that will be used to record superior court proceedings.

Recommendation

The Administrative Office of the Courts (AOC) recommends that the Judicial Council:

1. Approve the Report on Purchase or Lease of Electronic Recording Equipment by Superior Courts (January 1–June 30, 2013) as Required by Government Code Section 69958 and the attachment to the report, which is an amended report for the preceding period (July 1 through December 31, 2012) (see attachment); and

2. Direct the AOC to submit the report to the Legislature.

Previous Council Action

These reports have routinely been submitted to the Legislature on a semiannual basis. Previous reports can be found at www.courts.ca.gov/7466.htm.

Rationale for Recommendation

The semiannual submission of this report to the Legislature is required under Government Code section 69958. The statute requires that each superior court report to the Judicial Council regarding all purchases and leases of electronic recording equipment that will be used to record superior court proceedings, specifying all of the following:

- (a) The Superior Court in which the equipment will be used.
- (b) The types of trial court proceedings in which the equipment will be used.
- (c) The cost of purchasing, leasing, or upgrading the equipment.
- (d) The type of equipment purchased or leased.

Comments, Alternatives Considered, and Policy Implications

This report was not circulated for comment. The information in the report to the Legislature was reported by the superior courts.

Implementation Requirements, Costs, and Operational Impacts

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

Attachments

1. *Report on Purchase or Lease of Electronic Recording Equipment by Superior Courts (January 1–June 30, 2013)* and amended report for the preceding period (July 1–December 31, 2012)



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TANI G. CANTIL-SAKAUYE
Chief Justice of California
Chair of the Judicial Council

STEVEN JAHR
Administrative Director of the Courts

Report title: Report on Purchase or Lease of Electronic Recording Equipment by Superior Courts (January 1–June 30, 2013) as Required by Government Code Section 69958

Statutory citation: Government Code section 69958

Date of report: October 25, 2013

The Judicial Council has submitted a report to the Legislature in accordance with Government Code section 69958, which requires the Judicial Council to report to the Legislature, on a semiannual basis, regarding all purchases and leases of electronic recording equipment that will be used to record superior court proceedings. The report must specify the name of the court, the types of proceedings for which the equipment will be used, the cost of the equipment, and the types of equipment purchased.

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

For the period of January 1, 2013, through June 30, 2013, 11 courts purchased or leased electronic recording equipment or related items at a total cost of \$358,839 to create an official record in various court proceedings or to monitor subordinate judicial officers in certain types of cases as authorized by law. Information about these transactions is discussed in the report. Also included is an amended report for the period of July 1, 2012, through December 31, 2012, during which time six courts purchased or leased electronic recording equipment or related items at a total cost of \$74,021.

The full report can be accessed here: www.courts.ca.gov/7466.htm. Attached to the report is an amended report from the previous period, July 1, 2012, through December 31, 2012.

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



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October 25, 2013

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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 Purchase or Lease of Electronic Recording Equipment
by Superior Courts (January 1–June 30, 2013) as Required by
Government Code Section 69958

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

The Judicial Council respectfully submits this report, as required by Government Code section 69958, to provide information to the Legislature regarding superior court purchases and leases of electronic recording equipment during the period of January 1, 2013, through June 30, 2013. As required by statute, for each purchase or lease of equipment, the report specifies the name of the court, the types of proceedings for which the equipment will be used, the cost of the equipment, and the types of equipment purchased or leased.

Government Code section 69957 requires the courts to obtain advance approval from the Judicial Council before purchasing or leasing any electronic recording technology or equipment. Approval for purchase or lease of the equipment is subject to the equipment's being used only in the manner and for the purposes authorized under that section. All 58 superior courts were surveyed regarding their purchase or lease of the equipment to ensure that all purchases were made with the required

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authorization. During the January 1 through June 30, 2013, period, 11 courts made purchases of electronic equipment or related items for use in court proceedings. Of these 11 courts, 8 submitted Request to Purchase forms between January 1 and June 30, 2013, received authorization for their purchases, and subsequently made purchases. Two courts received approval to purchase during the July through December 2012 period, but did not make those purchases until the current period. Finally, one court received approval subsequent to their purchase. Information about these transactions follows.

The Superior Court of Alameda County spent \$41,432 to purchase three complete Liberty Court Recorder 4-channel recorder systems. The purchase was not an upgrade or replacement of existing equipment. The equipment will be used to make an official record in small claims, infraction, misdemeanor, and limited civil cases.

The Superior Court of Glenn County spent \$4,557 to purchase one FTR Reporter 5.6 software license and one USB audio mixer. The purchase was an upgrade or replacement of existing equipment. The devices will be used to make an official record in traffic appeal, small claims, infraction, misdemeanor, and limited civil cases.

The Superior Court of Imperial County spent \$41,896 to purchase five BiAmp Nexia CS DSP mixers, five sets of four Audio Technica microphones, connectors, cables, and other items. The purchase was an upgrade or replacement of existing equipment. The devices will be used to make an official record in small claims, infraction, misdemeanor, and limited civil cases.

The Superior Court of Kern County spent \$12,373 to purchase two FTR recording units including PA switches and warranty, and three extended warranties for FTR units purchased previously. The purchase was an upgrade or replacement of existing equipment. The devices will be used to create an official record in small claims, infraction, misdemeanor, and limited civil cases.

The Superior Court of Merced County spent \$22,581 to purchase four FTR Gold with DMX-8 audio mixers. The purchase was not an upgrade or replacement of existing equipment. The devices will be used to make an official record in small claims, infraction, misdemeanor, and limited civil cases, and to monitor subordinate judicial officers in small claims and traffic.

The Superior Court of Monterey County spent \$2,730 to purchase two FTR USB DMX 8-channel mixers. The purchase was not an upgrade or replacement of existing equipment. The devices will be used to make an official record in small claims and limited civil cases.

The Superior Court of San Bernardino County spent \$143,326 to purchase 28 FTR Touch with DMX-4 digital recording systems reporter with an FTR USB external clock display. The purchase was not an upgrade or replacement of existing equipment. The devices will be used to

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make an official record in small claims, infraction, misdemeanor, and limited civil cases in various locations.

The Superior Court of San Luis Obispo County spent \$28,422 to purchase 17 FTR Reporter 5.6 audio-only upgrade for Windows 7 and 15 DMX-4 mixers with 4 input, 4-channel output for Windows 7. The purchase was an upgrade to existing equipment. The devices will be used to make an official record and to monitor subordinate judicial officers in small claims, infraction, misdemeanor, and limited civil cases.

The Superior Court of Santa Barbara County spent \$11,329 to purchase two FTR Reporter 5.6 LogNotes software. The purchase was an upgrade of existing equipment. The devices will be used to make an official record in small claims and limited civil cases, and an official record in misdemeanor readiness and settlement conferences, misdemeanor criminal trials, and infraction court trials.

The Superior Court of Santa Cruz County spent \$45,335 to purchase six FTR Touch recording units with DMX-8 USB mixers, Shure microphones, and extended warranties. The purchase was an upgrade or replacement of existing equipment. The devices will be used to make an official record in infraction, misdemeanor, and civil cases.

The Superior Court of Trinity County spent \$4,858 to purchase two FTR Reporter 5.6 audio-only upgrade for Windows 7 and 1 DMX-8 USB mixer. The equipment purchased will replace failing equipment in one department and be a new addition to a second department. The devices will be used to make an official record in small claims, infraction, misdemeanor, and limited civil cases.

The total amount spent by these 11 superior courts on the purchase of electronic recording equipment during the reporting period was \$358,839.

Attached to this report is an amended report for the period July 1 2012, through December 31, 2012. If you have any questions related to either of these reports, please contact Zlatko Theodorovic, Director, Fiscal Services Office, Administrative Office of the Courts (AOC), at 916-263-1397.

Very truly yours,

Steven Jahr
Administrative Director of the Courts
SJ/VM

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Attachment

cc: Members of the Judicial Council

Margie Estrada, Policy Consultant, Office of Senate President pro Tempore Darrell Steinberg
Fredericka McGee, General Counsel, Office of Assembly Speaker John A. Pérez
Joe Stephenshaw, Consultant, Senate Committee on Budget and Fiscal Review
Matt Osterli, Consultant, Senate Republican Fiscal Office
Marvin Deon II, Consultant, Assembly Budget Committee
Allan Cooper, Consultant, Assembly Republican Fiscal Office
Jody Patel, AOC, Chief of Staff
Curt Soderlund, AOC Chief Administrative Officer
Zlatko Theodorovic, Director, AOC Fiscal Services Office
Cory Jasperson, Director, AOC Office of Governmental Affairs
Andi Liebenbaum, Senior Governmental Affairs Analyst, AOC Office of Governmental
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Re: Amended Report on Purchase or Lease of Electronic Recording Equipment by Superior Courts (July 1–December 31, 2012) as Required by Government Code Section 69958

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

The Judicial Council respectfully submits this amended report, as required by Government Code section 69958, to provide information to the Legislature regarding superior court purchases and leases of electronic recording equipment during the period of July 1, 2012, through December 31, 2012. As required by statute, for each purchase or lease of equipment, the report specifies the name of the court, the types of proceedings for which the equipment will be used, the cost of the equipment, and the types of equipment purchased or leased.

Government Code section 69957 requires the courts to obtain advance approval from the Judicial Council before purchasing or leasing any electronic recording technology or equipment. Approval for purchase or lease of the equipment is subject to the equipment's being used only in the manner and for the purposes authorized under that section. All 58 superior courts were surveyed regarding their purchase or lease of the

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equipment to ensure that all purchases were made with the required authorization. During the July 1 to December 31, 2012, period, 11 courts submitted Request to Purchase forms and received authorization for their purchases. Of the 11 courts, 6 indicated that they had not yet purchased the equipment, and 5 indicated that they had purchased or leased electronic recording equipment or related items for use in court proceedings during this period. After the report was submitted, the Superior Court of Riverside County indicated that they had purchased equipment, but inadvertently had not had the purchase approved in advance by the Judicial Council. The Request to Purchase form was subsequently submitted and approval obtained. Information about these transactions follows.

The Superior Court of Glenn County spent \$6,570 to purchase two FTR Reporter upgrades from version 2.1 to 5.2 and two DMX-8 USB mixers. The purchase was an upgrade of existing equipment. The devices will be used to make an official record in traffic appeal cases and to monitor subordinate judicial officers in all other case types.

The Superior Court of Mendocino County spent \$4,600 to purchase one FTR Reporter (version 5.5) electronic reporting system, a DMX-4 mixer, and four microphones. The purchase was not a replacement or upgrade of existing equipment. The devices will be used to make an official record in small claims, infraction, misdemeanor, and limited civil cases.

The Superior Court of Placer County spent \$14,154 to purchase one FTR Reporter A/V version 5.5 software, a computer, and a digital signal processor and other equipment to integrate the software and equipment into the court's courtroom A/V system. This was not an upgrade or replacement of existing resources. The devices will be used to make an official record in small claims, infractions, misdemeanors, and limited civil cases.

The Superior Court of Riverside County spent \$4,514 to purchase one FTR Reporter version 5.6 audio-only software and license, one Antex DMX-8 mixer, one USB extender, and one Hewlett Packard 5650b HP ProBook computer. This was a replacement or upgrade of existing equipment. The devices will be used to create an official record of infractions for appellate purposes.

The Superior Court of San Benito County spent \$4,915 to purchase one copy of FTR Reporter Audio Recording Software (version 5.6), one FTR DMX 4-channel USB audio mixer, a 2-channel power amplifier, and miscellaneous hardware and connectors. The purchase was a replacement or upgrade of existing equipment. The devices will be used to make an official record for infraction, misdemeanor, and occasionally limited civil cases.

The Superior Court of San Francisco County spent \$39,268 to purchase three JAVS Suite 7 systems. The purchase was an upgrade or replacement of existing equipment. The devices will be used to make an official record in misdemeanor and infraction cases, including traffic.

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The total amount spent by these six superior courts on the purchase of electronic recording equipment during the reporting period was \$74,021.

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.

Very truly yours,

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