

2

2024 Highlights ■ Legislation (Authority) ■ Collections (Enforcement) ■ Revenue Distribution

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Reporting Audits

Presenters:

Governmental Affairs: Morgan Lardizabal, Legislative Advocate

Criminal Justice Services: Jamie Schechter, Attorney Martha Wright, Manager

Funds and Revenues: Maria Lira, Senior Analyst Don Lowrie, Fiscal Analyst Nicholas Duffy, Fiscal Analyst Donna Newman, Budget Manager

State Controller's Office:

Local Government Programs and Services Division: Marieta Delfin, Supervisor Henry Mathews, Policy Analyst

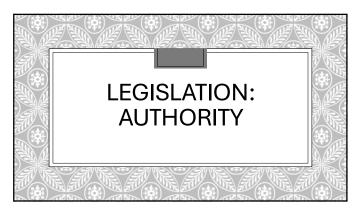
Division of Audits: Chris Ryan, Audit Manager

Franchise Tax Board

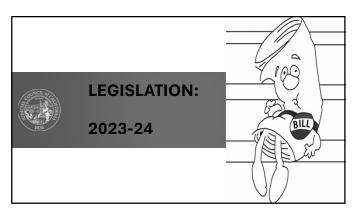
Court-Ordered Debt Program: Rashan Anderson, Program Supervisor

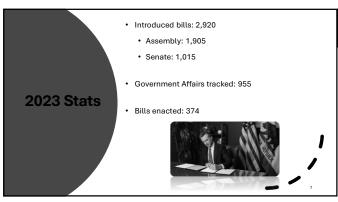
Interagency Intercept Collections (IIC) Program: Rikki Saldana, Program Supervisor

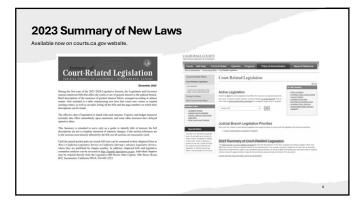
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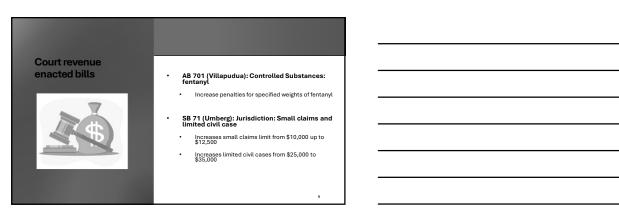


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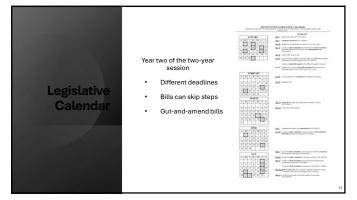


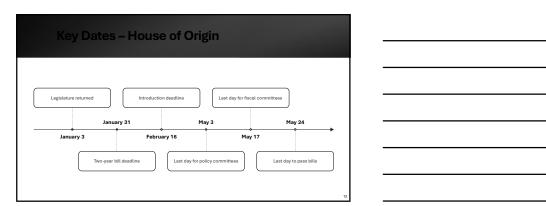


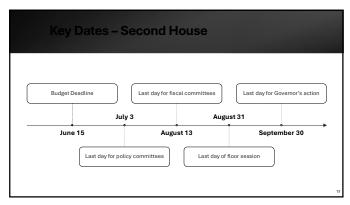


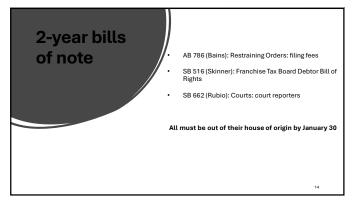


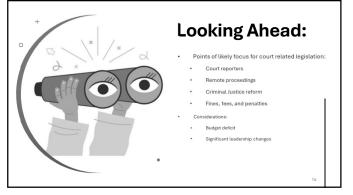








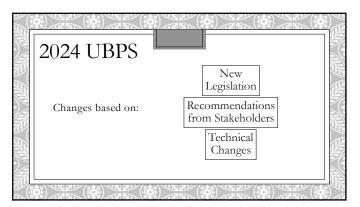


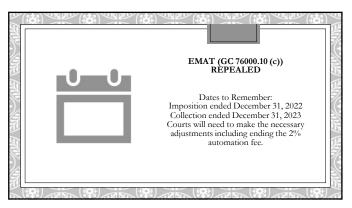




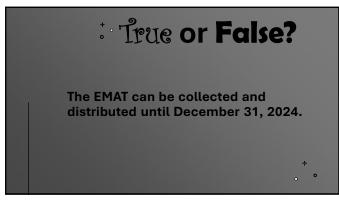
Uniform Bail and Penalty Schedules (UBPS) Uniform Bail and Penalty Schedules NO.4 EDITION (Col. Roles of Court, role 4.100) TRAFFIC BOATENOT COMET FOR THE PUBLIC UTILITIES PARAS AND MECRATION BUSDISS LICENSING JUDICIAL COLNCIL OF CALIFORNIA

What UBPS Includes o Mandatory Schedule: o Traffic infractions o Suggested Base Fines: o Traffic misdemeanors o Boating o Forestry o Fish and game o Public utilities o Parks and recreation o Business licensing





Significant 2024 UBPS Changes Vehicle Code Offenses: **Several new or amended crimes regarding catalytic convers including Vehicle Code sections 10753, 24(20), and 220 **Amends Vehicle Code section 10733, 24(20), and 220 **Amends Vehicle Code section 11713, to prohibit (with some exceptions) offering a consumer a subscription service for any motor vehicle feature that utilizes components and hardware larealy installed on the motor vehicle **Removing Vehicle Code section 240(8, which prohibited modifying a vehicle so love to the ground that any part was lower than the bottom of the wheel arms **Removing Vehicle Code section 420(5, failure to attend traffic violator school, as a punishable offense.







Interagency Intercept Collection Program (IICP) Updates



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Program Legislative Update

AB 194 & SB 131

- Prohibit offsetting delinquent accounts against personal tax refunds of individuals who received:
- Earned Income Tax Credit
- Young Child Tax Credit
 Foster Youth Tax Credit
- Bills take effect taxable years beginning on or after January 1, 2024
- Impacting IIC program participants when 2024 tax returns are filed in 2025

> provisions do not apply to delinquent accounts for the nonpayment of child or family support

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Revenue Update



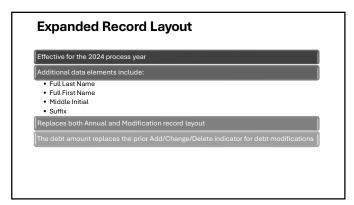
FY 22/23 actual redirected revenue was \$334 million

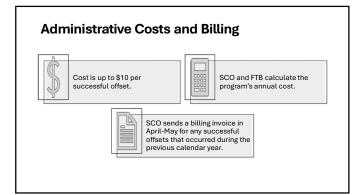


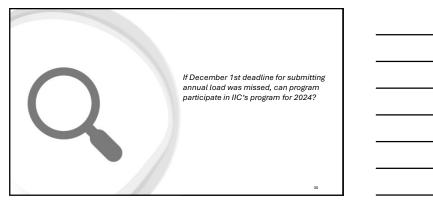
FY 23/24 redirected revenue projection is \$346 million



\$44 million redirected FY through October 2023

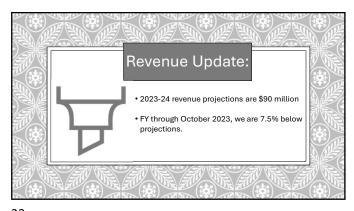


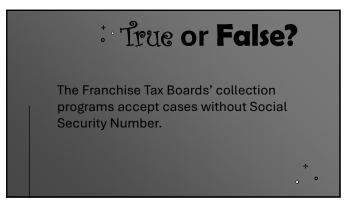




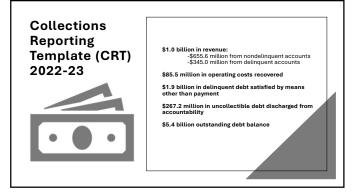


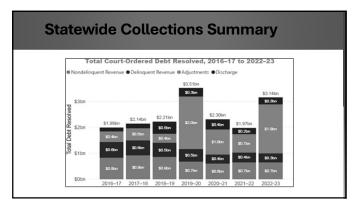


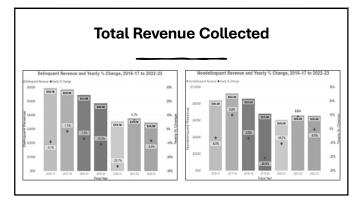


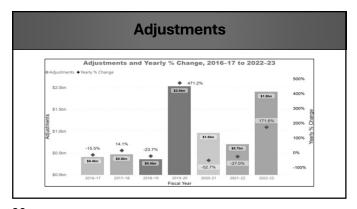


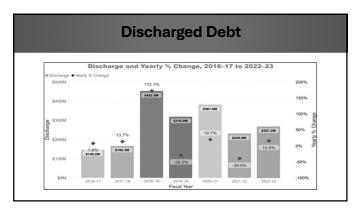


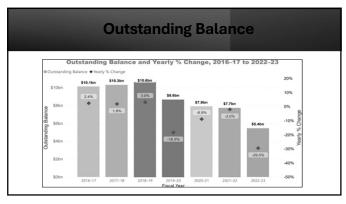










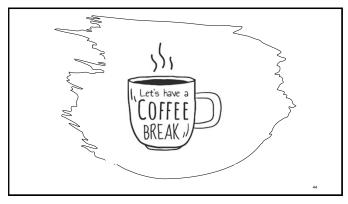


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Update: Collections Master Agreements

- Amendments signed
- Five-year extension: January 1, 2024, to December 31, 2028
- Project Manager Contact list







Trial Court Revenue Distribution Training January 2024



MALIA M. COHEN California State Controller

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Updates Due to Legislation

The codes on the following slides have been added or amended or repealed in 2023.

All of these changes are included in the Revision 34 of the Trial Court Revenue Distribution Guidelines.

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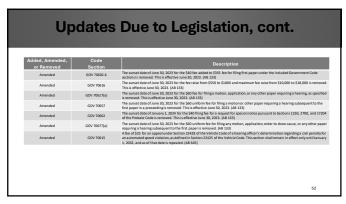
Updates Due to Legislation, cont.

Added, Amended, or Removed	Code Section	Description			
Amended	HSC 25192	Language updates which include adding "county counsel" among the recipients of the 25% distribution. (SB 642)			
Removed	GOV 76000.10	nergency Medical Air Transportation Penalty is removed since the assessment and collections are terminated.			
Removed	PEN 1203.426	No relimbursement required per Section 1203.426, for a person seeking relief pursuant to this section and who meets the criteria set forth in 60V 68632. This code section is repealed and affects 4 entries in the guidelines - PEN 1203.4, 1203.41, 1203.42, and 1203.45. This criteria view of effective July 10, 2023. (AB 134).			
Removed	PEN 1203.4	Actual court costs, county costs, or city costs up to \$150 for withdrawal of guilty plea or setting aside of verdict (Probation) is removed. This is effective July 10, 2023. (AB 134)			
Removed	PEN 1203.41	Actual court costs, county costs, or city costs up to \$150 for withdrawal of guilty plea or setting aside of verdict (Mandatory Supervision) is removed. This is effective July 10, 2023. (AB 134)			
Removed	PEN 1203.42	Actual court costs, county costs, or city costs up to \$150 for withdrawal of guilty plea or setting aside of verdict (Pre-Realignment offense) is removed. This is effective July 10, 2023. (AB 134)			
Removed	PEN 1203.45	Actual court costs, county costs, or city costs up to \$150 for an order sealing a record for a person who is 26 years of age or older is removed. This is effective July 10, 2023. (AB 134)			
Added	BPC 22948.55	A person who knowledy engages, has engaged, or proposes to engage in a violation of Chapter 36 (commencing with Section 22948.50) on in-which clamers shall be liable for a civil penalty as stipulated. If the action is brought by the Attorney General, the penalty-shall be deposited into the General Fund. If the action is brought by a district attorney, the penalty-shall be paid to the treasurer of the county in which the legigenest was entered. (58 256)			
Added	BPC 22949.85	A covered entity failing to submit a report as required by this section may be required to pay a penalty as ordered by the court. Moneys collected pursuant to this section shall be deposited in the Civil Rights Enforcement and Litigation Fund established pursuant to Section 12907 of the Government Code. (58-54).			
Amended	BPC 26038	Cannabis enforcement by local jurisdictions: Updates to the existing language to reflect the distribution of civil penalties based on whether the action is brought by the Attorney General, County Counsel, or City Attorney. (AB 1448)			

Up	dates	Due to Legislation, cont.
Added, Amended,	Code	Description
or Removed	Section	
Added	GOV 12527.6	The court may award the remedy of disgorgement in an action brought by the Attorney General under the unfair competition laws or false advertising laws in addition to the remedies provided in these statutes. Funds recovered by the Attorney General shall be deposited into the Victims of Consumer Fraud Restitution Fund. (AB 1366)
Added	GOV 54222.3.1(g)	If a city disposes of land in violation of this action, the city thall be liable for cityl penalty activated asper GOV \$4222.1 (g). A penalty assessed pursuant to this subdivision shall, except as otherwise provided, be deposited into a local housing trust fund. The city may elect to instead deposit the penalty money into the Building Homes and lobb Trust Fund or the Housing Rehabilitation Lc Fund. Fund. This section shall remain in effect only until January 1, 2034, and as of that date is repealed. (AB 1734)
Amended	HSC 25515.5(b)	Language updates which include adding "county counsel" among the recipients of the 50% distribution. (SB 642)
Added	HSC 26275	A manufacturer or an owner who violates this section on Trash Receptacles and Storage Containers shall be guilty of an infraction punishable by fines as stipulated. The fines shall be deposited into the Accident Prevention and Road Safety Fund. Moneys in the fund are available upon appropriation by the tegislature. This section shall become operative on in surary 1, 2025. (See
Added	HSC 104559.5	An enforcing agency may assess ovil penalties for violation of subdivision (b) laccording to the schedule in RPC 2958 (a) (1) which shall be deposited in the State Tenarup; to the credit of the Sale of Tobacco to Minors Control Account. California Department of Tax and Fee Administration may also assess a civil penalty which shall be deposited into the Cigarette and Tobacco Products Compilance Fund which shall be made available to the COTTA upon appropriation by the Legistrature for the
Added	HSC 123622	Any person or entity that conducts ultrasound in violation of Section 123621 is liable for a civil penalty of two thousand five hundri dollars (52,500) for a first offense and five thousand dollars (55,000) for each subsequent offense. Any person or entity that violat his section is liable for any osciences, fees, and civil penalties which shall be paid to the office that brought the action, 18 1720)
1-2-1-		thall be deposited in the State Texauty to the credit of the Sale of Tobaccto to Minor Control Account. California Department of Ir as and Fee Administration may also seas a civil penalty which thall be deposted into the Ciga Tobacco Products Compliance Find which shall be made available to the CDTA upon appropriation by the Legislature for purposes of meeting its disting perceivable IRS (1985.95 ft [9], (2), 498.93] Any person or entity that Conducts ultrasound in violation of Section I 1920.11 is labeled or a civil penalty of two thousand to oldistins (52.00) for a fair to defense and the Moscandidulins (Sology of each abudequent offense. Any person or entity it
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Up	dates	Due to Legislation, cont.
Added, Amended,	Code Section	Description
Added	LAB 181	Money, received by the Albaney, General, a Statical statiness, a city; albaney, a county counted, or any other ofly or county processed or select from city or albaney. The county of th
Added	LAB 226.8	The Labor Commissioner under Section 98.3, 98.7, 98.74, or 11971, or the Attorney General, a district attorney, a city attorney, a county counsel, or any other city or county prosecutor, a defined in subdivision (a) of Section 1811, may atternatively recover the penalties set forth in subdivisions(b) and (c) as damages payable to the employee. An employee is entitled to either recover the damages or to enforce a civil penalty, but not both, for the same violation (AB 594)
Added	LAB 2510	An agrieved employee shall be avairated front pay or tack pay, the value of the benefits the employee would have received under any benefit plans, numble demaps gunwant to Section 1294 of the Circl Code, and reasonable attemps, 'stee and code. An employer, agent of an employer, or other persons who violates Part 5.5 of the Labor Code or causes a violation of this part may be subject to civil personable as remembered in 1425 109 (a). Addition amounts as liquidated entages may be recovered as por LIA 1530 (q) and deposited into the Labor and Workforce Development Fund, and paid to the employee as compensatory damages. (AB 647)
Added	PCC 10510.53	An aggrieved employee shall bring a civil action for violation of Article 2.7 (commencing with Section 10510.50) against a vendor who violated this article and may be awarded compensation, penalties, reasonable attorney's fees and costs. (58 27)
Added	PRC 3236.2	Civil penalties are imposed for violations of oil and gas I aw spursuant to this section. Rifty percent of the civil penalties collected to be paid to the agency or office protecting the action and fifty percent to be deposited in the Oil and Gas Environmental Remediation Account. In addition to these coll penalties, a person found table shall be jox ay penalty in an amount equal to the cost to play and abandon any well associated with the violation. This penalty shall be distributed to the division for deposit in the Oil and Gas Environmental Remediation Account, (48 613)
		50

Up	dates	Due to Legislation, cont.
Added, Amended,	Code	
or Removed	Section	Description
Added	PRC 42488.3	Civil penalities collected pursuant to Chapter & E. (normencing with Section 42488) shall be paid to the office of the city attorney, county counsel, district attorney, or Attorney General, whichever office brought the action. The penalities collected pursuant to this section by the Attorney General shall be deposited into the Public Rights Law Enforcement Special Fund. This section shall become operative on July, 1204. [58 244].
Added	PROB 2351.2	If a conservator does not file a care plan as required by subdivision (a), the court may impose a civil penalty in any amount up to five hundred dollars (\$500), payable to the estate of the conservatee. The requirement to file a care plan is effective January 1, 2025. (\$8 280)
Removed	CIV 1798.99.82	This entry is removed since the code section currently changes civil penalties that are levied as a result of court action to administrative penalties levied directly by the enforcing agency.
Amended	CCP 491.150	The sunset date of June 30, 2023 for the \$60 fee for filing a motion as per GOV 70617 (a) is removed. The reference to this sunset date within CCP 491.150 in the Guidelinesis removed. This is effective June 30, 2023. (AB 133)
Amended	CCP 704.750	The sunset date of June 30, 2023 for the \$60 fee for filing a motion as per GOV 70617 (a) is removed. The reference to this sunset date within CCP 704.750 in the Guidelinesis removed. This is effective June 30, 2023. (AB 133)
Amended	CCP 708.160	The sunset date of June 30, 2023 for the \$60 fee for filing a motion as per GOV 70617 (a) is removed. The reference to this sunset date within CCP 708.160 in the Guidelinesis removed. This is effective June 30, 2023. (AB 133)
Amended	CCP 2029.620	The sunset date of June 30, 2023 for the \$60 fee for filling a motion as per GOV 70617 (a) is removed. The reference to this sunset date within CCP 2029.620 in the Guidelines is removed. This is effective June 30, 2023. (AB 133)
Amended	GOV 26721.2(a)	Fee for serving a summons for an action commencing in superior court is changed from \$40 to \$50. (\$B 564)
Amended	GOV 26721.2(b)	Fee for canceling a summons prior to its completion is changed from \$40 to \$50. (SB 564)
Amended	GOV 26721.2(c)	Fee for making a not-found return on a summons certifying that the person cannot be found at the address specified is changed from \$40 to \$50. (\$8.564)
Amended	GOV 26750	Fee for serving an earnings withholding order under CCP 706.010-706.154 is changed from \$35 to \$45. (\$8 564)



Research: Four Steps

 $\underline{\text{Step One:}}$ Search the Guidelines using keywords or the code section to find the distribution.

Step Two: Confirm current law at http://leginfo.legislature.ca.gov.

 $\underline{\text{Step Three:}} \text{ Check the online FAQs at}$

http://www.sco.ca.gov/ard_trialcourt_manual_guidelines.html.

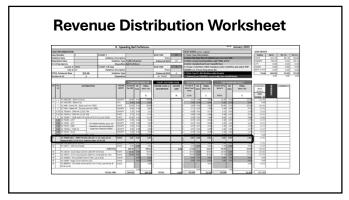
 $\underline{Step\ Four:}\ Contact\ us\ at\ LocalGovPolicy@sco.ca.gov.$

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Listserv Notifications To receive automatic notification of updates to the Guidelines, including Urgency Legislation updates, please visit our website at: http://www.sco.ca.gov/ard_trial_courts_notification_email.html Maila M. Coher The description of the first of the first









Ability to Pay (ATP) Update

Nicholas Duffy, Fiscal Analyst

	Alameda	Amador	Butte	Calaveras	Colusa	El Dorado
As of today: 40 Courts have been	Fresno	Glenn	Humboldt	Imperial	Kings	Lassen
onboarded to	Madera	Marin	Mendocino	Merced	Modoc	Mono
MyCitations Online.	Monterey	Nevada	Placer	Plumas	San Benito	San Diego
All courts will be	San Francisco	San Joaquin	San Luis Obispo	San Mateo	Santa Clara	Santa Cruz
online by the June 2024 Deadline.	Shasta	Sierra	Siskiyou	Solano	Sutter	Tehama
		Trinity	Tulare	Ventura	Yolo	

Remaining Scheduled Cohorts

		FY 23-24	
July-Sept	Oct-Dec	Jan-Mar	Apr-June
Cohort 8	Cohort 9	Cohort 10	Cohort 11
Calaveras	Tuolumne	Alpine	Del Norte
Kings	Los Angeles	Contra Costa	Inyo
Plumas	Mariposa	Napa	Kern
Sutter	Santa Barbara	San Bernardino	Orange
Solano	Yuba	Sonoma	Sacramento
El Dorado		Marin	Riverside

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Backfill for 2022-2023 resulted in \$3,207,000 distributed to courts



•\$1,166,00 to Fund 0932 Trial Court Trust Fund



•\$176,000 to Fund 0159 State Trial Court Improvement and Modernization Fund



•\$1,845,000 to Fund 3037 State Court Facilities Construction Fund



•\$20,000 to Fund 3066 Court Facilities Trust Fund

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Ability to Pay (AtP) Section

• ALL data calculated by Period. Current, Prior, and Combined:

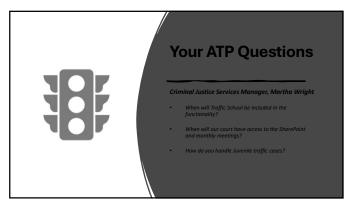


Nondelinquent, delinquent, and combined revenue totals collected from online and in-person (paper form) AtP requests:

Online ATP Revenue: Nondelinqueet	Online ATP Revenue: Delinquent	Codine ATP Revenue: Combined	In-Person ATP Revenue: Nondelinquest	In-Person ATP Revenue: Delinquent	In Person ATP Revenue: Combined
Cot. AH	CoLAI	Cel. AJ	CoLAK	Cot. At.	Cot. AM

 Number of cases and costs claimed for nondelinquent AtP cases, from Online and In-Person (paper form) requests:

Online ATP Cases w/ Installment Payments: Nondelinquent	Online ATP Installment Costs Claimed: Nondelinquent	in Person ATP Cases w/ Installment Payments: Nondelinquent	In Person ATP Installment Costs Claim Noodelinquest
Cot AN	Cot.AD	Cot.AP	Cut. AQ



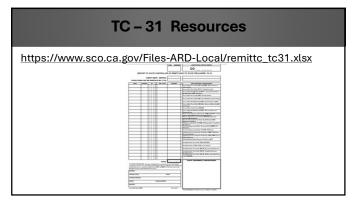
Report to State Controller of Remittance to State Treasurer (TC-31)

- TC 31 Process
- · Resources and Links
- Contacts

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1. Counties 1. Co

TC – 31 Resources
https://www.sco.ca.gov/ard_trialcourt_manual_guidelines.html
Revenue Distribution Training Program Training Materials Frequently Asked Covertions and Judicial Council Destroation Worksheets For questions that are not addressed by the information via the link above, please contact the Local Government Policy Unit at LocalGovPolicy@scc.ca.gov TC-31 Forms and Instructions Remittance to the Size Treasure (TC-31).Accounting Form ® "Updated 67.28.2022 Guidelines to Remission Council Council (TC-31).Accounting Form ® "Updated 67.28.2022 Guidelines to Remission Council Council (TC-31).Accounting Form ® "Updated 67.28.2022 TC-31 Engineering Asked Operations (FAGS) TC-31 Engineering Asked Operations (FAGS)
Email List To receive notification of updates to the Trial Court Revenue Distribution Guidelines webpage, please visit the <u>Trial Court Revenue Distribution during</u> subscription subscription.
To receive notification of updates to the TC-31 form, please visit the TC-31 <u>Updates email subscription webbase</u> .



Home State and Local Local Government Local Government Information & Resources Trial Court Revenue Distribution Guidelines TC-31 Frequently Asked Questions Where can I find the TC-31 form? Is there a schedule showing the deadlines to remit collections with the TC-31? Where can I subscribe for TC-31 undates? Where co I subscribe for TC-31 tom? When co I subscribe for TC-31 tom? Whom can I contact for any TC-31 questions? For audit finding penalty and interest matters, whom do I contact? For questions on revenue distribution. Whom do I contact? Whom do I contact for electronic payments? Whom do I contact for the 5050 Excess Split Revenue Computation Form?

TC - 31 Resources
Delinquent Date Schedule https://www.sco.ca.gov/ard_state_accounting.html
Accounting Forms and Information
Accounting
→ eFITS - Electronic Fiscal Input Transaction System → EAQ → eFITS - Electronic Fiscal Input Transaction System
Auericy Trust On-line Inquiry Instruction in Texas Point (PowerPoint presentation requires MS PowerPoint software) Delinquent Date Schedule for Remittance Advices Fiscal Year 2023-24 to *NEW!
Report to State County CTC-47) to EXCEL® State Department Accounts Receivable Management Representation and Certification Letter ** ** ** ** ** ** ** ** **

Delinquent Date Schedule Memorandum Date: March 6, 2023 To: All County Auditor-Controllers From: State Controller's Office Jennifer Montecinos, Manager Tax Administration Section Subject: FISCAL VEAR 2023-24 DELINQUENT DATE SCHEDULE FOR REMITTANCE ADVICES In accordance with Government Code (GC) section 68085(c), (e), and (h); and GC section 70372(f), listed below is the delinquent date schedule for county must both be postmarked on or before the deadline. Any remittance submitted after the deadline will be considered delinquent and subject to interest. If delinquent, interest will be computed from the postmark deadline date. Collection Month Due Date September 14 2023 September 14 2023

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TC – 31 Resources TC – 31 Submission Submit your TC-31 forms to: OR CA State Treasurer's Office CTSMD-Financial Services Section 901 P Street, 2nd Floor, Room 213-B Sacramento, CA 95814 CA State Treasurer's Office CTSMD-Financial Services Section PO. Box 942809 Sacramento, CA 94209-0001 DO NOT submit your TC-31 forms to the State Controller's Office. For electronic payment inquiries, please email STO:

CTSMD In Out Wires@treasurer.ca.gov cc: finserv@treasurer.ca.gov

TC - 31 Contacts

Tax Accounting Unit:

Igpsdtaxaccounting@sco.ca.gov
Marieta Delfin – MDelfin@sco.ca.gov
TC-31 Desk - Vacant

Tax Programs Unit:

Igpsdtaxprograms@sco.ca.gov
Lacey Baysinger – Lbaysinger@sco.ca.gov
Ying Dong – Ydong@sco.ca.gov

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Assembly Bill 2746

- AB 2746 eliminated the suspension of driver's licenses for failure to appear effective January 1, 2023
- Impacted one of the collection activities in PC § 1463.007 and reporting on the CRT
- Modification of CRT will be considered for 2023-24 report

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Anticipated Changes

- Update Collections Best Practices
- Combine PC 1463.007 collections activities
- Standardize discharge process

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Court Revenue Audit Reports can be found at: http://www.sco.ca.gov/aud_court_revenues.html Walia M. Cohen Unit of the Audit Reports Unit of the Audit Rep

Pinal reports issued: 8 Reports in process: 4 Audits in progress: 11 Next in queue: Lassen County Marin County Stanislaus County Madera County Fresno County Madera County Fresno County Madera County Fror 2023, we issued 8 reports, identifying \$4.8M in under remitted revenues, 52 findings and 6 observations. For 2022, we issued 15 reports identifying \$6.3M in under remitted revenues, 96 findings and 6 observations.

Court Revenue Audits

Common Audit Findings

- Errors in calculation of the 50% excess of qualified revenues
- Under/Over remitted parking penalties

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Other Information







EVALUATIONS

RESOURCES AND CONTACTS

UPCOMING TRAINING

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2024 Training Sessions

Revenue Distribution:

- Monday May 16, Wednesday, May 22, Thursday, May 23
- Via TEAMS
- Email: Revenuedistribution@jud.ca.gov
- Website: https://www.courts.ca.gov/revenue-distribution.htm

Reporting Collections Information:

- Wednesday, June 26
- Via TEAMS
- Email: Collections@jud.ca.gov
- Website: https://www.courts.ca.gov/partners/455.htm

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Thank you!