

PUBLIC COMMENT FOR AB1058 FUNDING ALLOCATION JOINT SUBCOMMITTEE MEETING  
(In person meeting scheduled to be held September 10, 2018)

WRITTEN PUBLIC COMMENT for Joint Sub-Committee on AB1058 Funding Allocation (meeting 9/10/18)

I am an AB1058 Commissioner from San Francisco who has been in the AB1058 program virtually from its inception. My comments are my individual comments and not that of any organization. I have attended all of the meetings and directly participated in some of them as a subject matter expert (SME).

I want to commend the Joint Sub-Committee for all of the hard work in trying to gather information about the program by reaching out to subject matter experts and delving into the difficult area of statistics and funding allocation methodologies.

I do believe that changes in distribution of the base grant monies as well as the draw-down monies available under the grant program must *begin*, commencing FY 2019-2020, despite the fact that it has been recognized that JBSIS statistics particular to the AB1058 program are not ideal, and despite the fact that it has been recognized by many (including the SME group) that this is a motion driven practice. I do not believe, however that the models presented – which are based primarily on such statistics – will do justice to the AB1058 program, and hope that this Joint Sub-Committee is given the authority and/or the Family Law and Juvenile Advisory Committee is given authority, going forward, to monitor the effects of any re-distribution models utilized, and be able to make adjustments to address any and all grant program requirements.

Given the short time frame in which to provide any written comment, I would just like to raise a couple comments and questions that I believe are important considerations for this grant program.

1. **Being a grant program – there are certain contractual and statutory mandates that are required under the AB1058 framework.** There are also specific performance measures that the federal government expects AB1058 programs to meet. *This can drive the workload in different directions for different counties, making a “filings” alone basis as a methodology inequitable in terms of addressing the grant program requirements. It is imperative that these requirements be considered in any final determination of a funding methodology.*

2. **Has there been any analysis of spending for the same past three year period which is being used to determined caseload?**

The reason this question can be very important is that you want to ensure that money being taken away from counties (particularly smaller counties) is not going to be slated for re-distribution to a county that historically has been *returning* money to the program.

3. Has there been a review of whether there are any non-cluster 1 courts that have caseloads as being used by the models, similar to cluster one courts? If so, then perhaps those courts should also be treated as ones that you may not wish to reduce in terms of a base allocation.

4. If the Joint Sub-Committee is going to recommend going forward on a one year basis, as in Model 2 (5% across the board) or Model 4 (5% except as to cluster 1 courts), and then re-

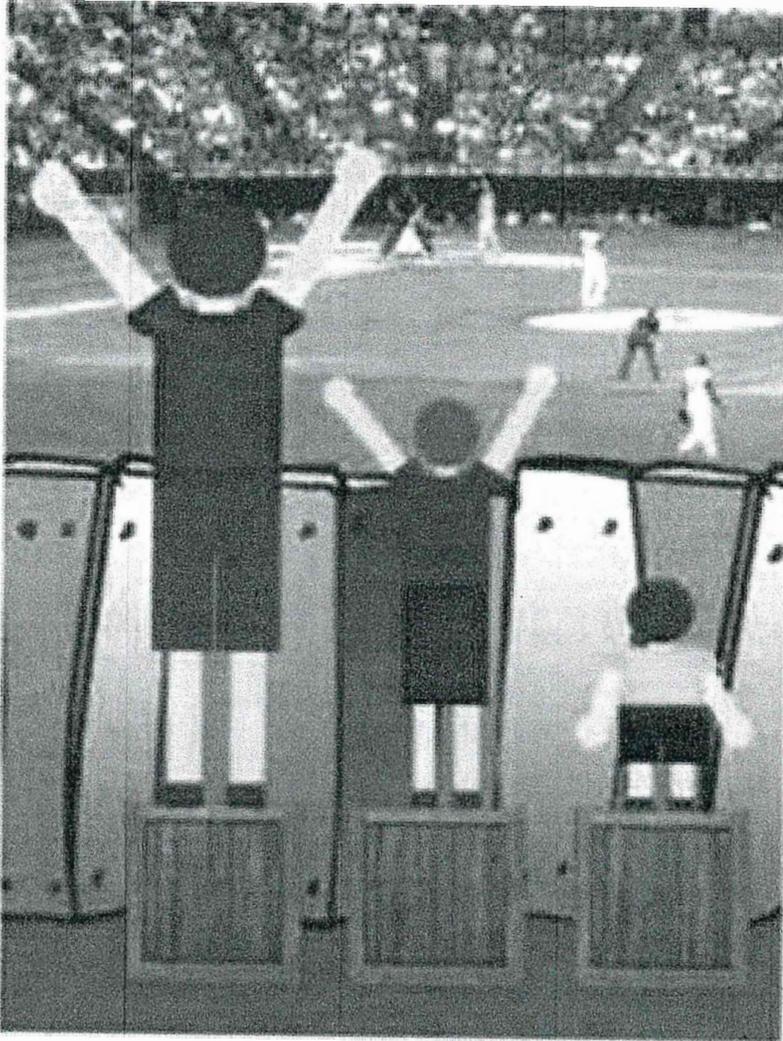
examine the numbers when better statistics have been gathered, perhaps there should be consideration of doing a two-tier reduction by looking at “bands” (using “bands” in the way it has been looked at for other budgeting). For example, for those courts who are more than X % above their projected level under the models, then a higher % should be recommended (e.g. 7%-10% for way “over-funded” courts, and 3%-5% for the smaller courts or those already closer to their projected funding).

Sometimes a picture is worth a thousand words (see attached). If you simply go “by the numbers” – you sometimes lose sight of what is needed (i.e. to make sure the program abides by the requirements of the grant).

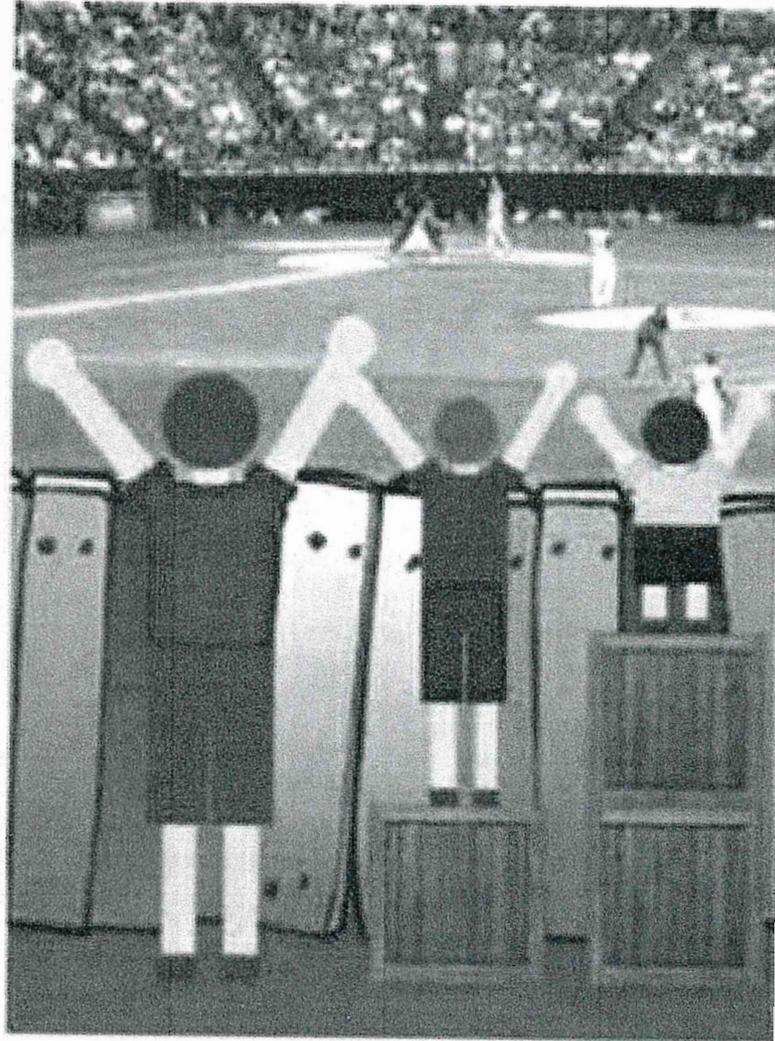
Thank you,

-Rebecca Wightman, Commissioner, Superior Court – San Francisco

# Equality doesn't mean Justice



**Equality**



**Justice**

AB1058 Program  
Is a **GRANT** program  
with unique program  
requirements

The "work" required by  
cases are not the same  
from one county to the  
next due to unique aspect  
of the AB1058 program.



## Superior Court of California County of Mendocino

ANN C. MOORMAN  
*Presiding Judge*

KIM TURNER  
*Court Executive Officer*

JEANINE NADEL  
*Assistant Presiding Judge*

September 7, 2018

VIA email to: [familyjuvenilecomm@jud.ca.gov](mailto:familyjuvenilecomm@jud.ca.gov)

Hon. Mark A. Juhas, Cochair, Judge, Superior Court of Los Angeles  
Hon. Mark Ashton Cope, Judge. Cochair, Superior Court of Riverside  
Hon. Joyce Hinrichs, Cochair, Judge, Superior Court of Humboldt  
AB1058 Funding Allocation Joint Subcommittee

RE: Support for Model 2 of AB1058 Child Support Commissioner Funding Proposal

Dear Judges Juhas, Cope and Hinrichs:

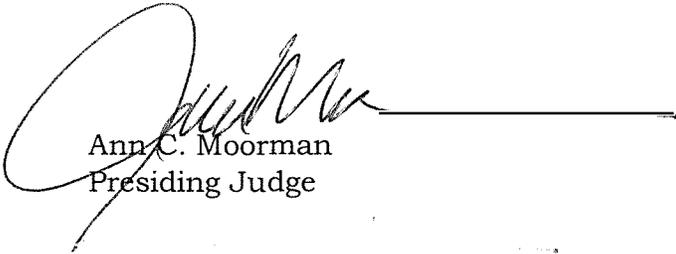
We have reviewed the three proposed funding models for AB1058 Child Support Commissioner allocations that your subcommittee will review on Monday, September 10, 2018. We write to voice our strong support for Model 2, which redistributes existing allocations among the superior courts but holds any funding reductions to no more than 5% of the current allocation for any court that is slated to experience a funding loss in this program.

We recognize that the need across California for AB1058 Commissioner funding far exceeds the available federal and state funds. However, we request that the subcommittee adopt the more measured approach in Model 2 to addressing shortfalls, rather than the extreme, up to 40%, reductions that would occur in Mendocino Superior Court and other courts, as contemplated by the other two models under consideration by the subcommittee. Under either Model 1 or Model 3, three-fourths of the trial courts would be subject to funding reductions and between 48% and 64% of the trial courts would be subject to reductions of greater than 10% in this program.

We are sure that you recognize that such significant reductions to 75% of the courts will make it nearly impossible for this work to continue without some program disruptions. We are sensitive to the courts that stand to benefit from increased funding under this reallocation and understand that they have been underfunded for many years. However, it is our hope that such funding shifts can happen over the span of several years, giving courts time to reengineer their workflows and redesign their programs. We believe that even underfunded courts might benefit from a more measured increase to the funding for this program.

Thank you for your consideration of this request and please contact us if you would like to discuss specific adverse impacts in Mendocino County Superior Court.

Very truly yours,



Ann C. Moorman  
Presiding Judge



David Basner  
AB1058 Child Support Commissioner



Kim Turner  
Court Executive Officer