



JUDICIAL COUNCIL OF CALIFORNIA

455 Golden Gate Avenue • San Francisco, California 94102-3688
Telephone 415-865-4200 • Fax 415-865-4205 • TDD 415-865-4272

REPORT TO THE JUDICIAL COUNCIL

For business meeting on August 22, 2014

Title

Collaborative Justice: Recommended
Allocations of Fiscal Year 2014–2015
Substance Abuse Focus Grants

Agenda Item Type

Action Required

Effective Date

August 22, 2014

Rules, Forms, Standards, or Statutes Affected

None

Date of Report

August 13, 2014

Recommended by

Collaborative Justice Courts Advisory
Committee
Hon. Richard Vlavianos, Chair
Ms. Nancy Taylor, Committee Staff

Contact

Carrie Zoller, 415-865-8829
carrie.zoller@jud.ca.gov

Executive Summary

The Collaborative Justice Courts Advisory Committee recommends that funding allocations for Collaborative Justice Courts Substance Abuse Focus Grants, through the California Collaborative and Drug Court Projects in the Budget Act of 2014 (Stats. 2014, ch. 25; § 45.55.020, item 0250-101-0001), and the Dependency Drug Court Augmentation to the Substance Abuse Focus Grants, through the federal Court Improvement Program funds, be distributed to court programs as proposed in the attached table. This report details the committee's recommendations for funding programs in 51 courts for fiscal year 2014–2015 with these annual grants distributed by the Judicial Council to expand or enhance promising collaborative justice programs around the state.

Recommendation

The Collaborative Justice Courts Advisory Committee recommends that the Judicial Council, effective August 22, 2014, approve the distribution of Collaborative Justice Courts Substance

Abuse Focus Grants for 2014–2014 as proposed in the last column of the attached table (see Attachment C), *Allocation Summary: Fiscal Years 2013–2014 and 2014–2015*.

Previous Council Action

The Judicial Council has approved the annual funding allocation for the Substance Abuse Focus Grants since fiscal year 1998–1999. In November 2005, at the recommendation of the Collaborative Justice Courts Advisory Committee, the Judicial Council approved a Caseload-Based Funding-Level Formula for distributing the funds, as shown on the grant calculation worksheet in Attachment B. Grant funds from the federal Court Improvement Program were made available as an augmentation to the Substance Abuse Focus Grants by the U.S. Department of Health and Human Services, Administration for Children and Families in July 2014. This is the first time that this augmentation has been available and, accordingly, the first time the Judicial Council is being asked to take action in regard to these supplemental funds.

Rationale for Recommendation

Substance abuse focus grant

This year's funding authorization for the annual grants comes from a legislative mandate under California Collaborative and Drug Court Projects in the Budget Act of 2014, as referenced in item 0250-101-0001.

This recommendation distributes the funding for fiscal year 2014–2015 in allocation amounts calculated with the same formula previously approved by the Judicial Council and used in previous years (see Attachment B). The 2014–2015 State Budget allocates \$1.16 million for these projects. This is the same level of funding that was allocated for the Collaborative Justice Courts Substance Abuse Focus Grants in fiscal year 2013–2014.

As in previous years, grants are awarded to all proposed projects that meet the following criteria:

- Consistency with both the California Standards of Judicial Administration and the Guiding Principles of Collaborative Justice Courts (see Attachment A);
- Involvement of a local steering committee; and
- Fulfillment of statistical and financial reporting requirements for previous grant funding periods (if applicable).

As in previous years, courts were permitted to apply for grants for more than one project and at more than one site. The funding formula worksheet, which weighs total adjusted funding allocation, type of program, and number of individuals served by each program, follows this report as Attachment B.

The formula starts with the presumption that all projects that meet the grant criteria start with a base funding amount of \$12,000 per county. This base figure is then adjusted upward or downward to reflect the actual amount of total funding approved by the Legislature for the year and the number of court projects eligible for grants from those funds. Each project's adjusted base figure may then be augmented depending on the program's focus and the number of

participants who may potentially benefit from the program. Programs that focus on treatment receive higher allocations than those that do not, in recognition of the intensive case management required in treatment court programs. Courts can also request grants for program planning, which may include an augmentation for the estimated number of participants if the project will become operational before the end of the fiscal year. These adjustments combine to arrive at the algorithm applied against the year's total allocation to determine each program's grant award.

For the 2013–2014 fiscal year, the \$1.16 million allocation supported 155 court projects in 47 counties. The types of projects funded were adult drug courts (50), juvenile drug courts (24), dependency drug courts (14), peer and truancy courts (12), adult mental health/dual-diagnosis courts (14), juvenile mental health/dual-diagnosis courts (4), DUI courts (8), domestic violence courts (4), a homeless court (1), and veterans courts (8), as well as other collaborative justice court programs (16).

Dependency drug court augmentation grant

Federal Court Improvement Program funds in the amount of up to \$75,000 have been made available to support dependency drug courts. In past years, the Judicial Council's Collaborative Justice Court's Advisory Committee (CJCAC) has made grants available through a formulaic distribution available to all eligible dependency drug courts requesting funding through the Substance Abuse Focus Grant program for the purpose of implementing, maintaining, enhancing, or expanding their dependency drug courts. As these augmentation funds are federal funds, this grant augmentation shall be administered in compliance with conditions set forth in part B of title VI of the Social Security Act (specifically, section 438B of the act; the approved state application and plan, including all assurances, approved amendments, and revisions) and with applicable federal regulations, program policies, and instructions. These funds augment the Substance Abuse Focus Grant awards.

Judge Richard Vlavianos, chair of the Collaborative Justice Courts Advisory Committee, informed the presiding judges and court executive officers of the superior courts of this year's grant opportunity on July 28, 2014. Courts submitted project action plans, which staff of the Judicial Council's Center for Families, Children & the Courts reviewed to confirm that the proposed projects met the requirements of addressing substance abuse issues and adhering to the collaborative justice court principles; see Attachment A, *Guiding Principles of Collaborative Justice Courts*.

Comments, Alternatives Considered, and Policy Implications

All program proposals that meet grant guidelines, including those for planning grants, are considered eligible for funding. The committee considered introducing a competitive process for determining which programs deserve awards, but rejected the idea because distributing funds to all qualified applicants by straight formula has proven to be an effective and efficient process.

Implementation Requirements, Costs, and Operational Impacts

In fiscal year 2010–2011, substance abuse focus grants changed from reimbursable to deliverable. Under the reimbursement model, courts were required to submit semiannual statistical data reports and monthly invoices to receive reimbursement for their program costs. Under the deliverable model, courts now submit only basic program information, two progress reports, and two invoices. This change has streamlined the process for distributing funding to the courts, resulting in significant time savings for the courts and for the grant processing staff at the Judicial Council.

Relevant Strategic Plan Goals and Operational Plan Objectives

This funding allocation enables interested courts to expand and enhance collaborative justice court programs that focus on improved services and outcomes for court users. The improvements introduced by these courts as a result of the grants fulfill strategic plan Goal IV, Quality of Justice and Service to the Public, and operational plan Goal IV, Objective 1: Foster excellence in public service to ensure that all court users receive satisfactory services and outcomes.

Attachments

1. Attachment A: *Guiding Principles of Collaborative Justice Courts*
2. Attachment B: *Caseload-Based Funding-Level Formula: Fiscal Year 2014–2015*
3. Attachment C: *Allocation Summary: Fiscal Years 2013–2014 and 2014–2015*

Guiding Principles of Collaborative Justice Courts

Using the National Drug Court Institute's 10 key components of drug courts as a model, the Collaborative Justice Courts Advisory Committee identified 11 essential components as the guiding principles of collaborative justice courts:

1. Integrate services with justice system processing;
2. Achieve the desired goals without the use of the traditional adversarial process;
3. Intervene early and promptly to place participants in the collaborative justice court program;
4. Provide access to a continuum of services, including treatment and rehabilitation services;
5. Use a coordinated strategy that governs the court's response to participant compliance, using a system of sanctions and incentives to foster compliance;
6. Use ongoing judicial interaction with each collaborative justice court participant;
7. Use monitoring and evaluation to measure the achievement of program goals and gauge effectiveness;
8. Ensure continuing interdisciplinary education;
9. Forge partnerships among collaborative justice courts, public agencies, and community-based organizations to increase the availability of services;
10. Enhance the program's effectiveness and generate local support; and
11. Emphasize team and individual commitments to cultural competency.

Caseload-Based Funding-Level Formula
2014–2015 Judicial Council Collaborative Justice Courts Substance Abuse Focus Grant Program

Funding Calculation Table:

Program Focus Category	Base Amount	Number of Total Program(s) Participants						Enhancement	
		5 – 19	20 – 49	50 – 99	100 – 199	200 – 499	500+	10 – 24	25+
Treatment Court	\$12,000	\$0	\$4,000	\$8,000	\$12,000	\$20,000	\$30,000	\$2,000	\$3,000
Education / Non-treatment Program	\$12,000	\$0	\$2,000	\$4,000	\$6,000	\$10,000	\$15,000	\$1,000	\$2,000

Instructions:

1. Program Focus Category — Identify whether the primary focus of the program is on treatment or education.

2. Base Amount — Minimum base program funding level. Only one base amount can be included in funding calculation.

3. Number of Total Program(s) Participants — Number of total participants that will be directly served by the grant program for FY 2014–2015:

- Find the number range of participants for your program.
- Match it with the appropriate Program Focus Category. **Note:** For treatment-focused programs, include all participants enrolled in the program, not just the participants receiving a particular level or kind of treatment.
- Add the matching funding amount to the Base Amount — **This is your maximum funding level.**

***Example: \$12,000 (Base) + \$12,000 (Treatment Court Focus with 125 program participants) = \$24,000 eligible maximum funding level**

4. Enhancement — For court program(s) that will increase the maximum number of participants they can serve above their FY 2013–2014 program capacity. Minimum of 10 additional participants is required for enhancement funding.

***Example: \$12,000 (Base) + \$12,000 (Treatment Court Focus w/ 125 program participants) + \$2,000 (increase in program capacity from previous year by 15 additional participants) = \$26,000 eligible maximum funding level.**

Calculation Tool:

5. Court Calculation:	Base	Treatment	Non-Treat	Enhance	Maximum Funding Level
Enter numbers here:	\$12,000	\$0	\$0	\$0	\$12,000

NOTE: This tool is provided to assist courts in calculating the appropriate level of funding to request. Actual award amounts will be based upon the number of courts applying and the total allocation available in the 2014–2015 California State Budget.

Allocation Summary: Fiscal Years 2013–2014 and 2014–2015**Collaborative Justice Project—Substance Abuse Focus Grant Awards (by Court)**

	County	FY 13-14 Allocation Based on Formula	FY 13-14 Final Funding Allocation	FY 14-15 Allocation Based on Formula	FY 14-15 Final Funding Allocation ¹	Dependency Drug Court Augmentation Allocation ²	FY 14-15 Total Allocation (SAFG + DDC)
1.	Alameda	\$27,000	\$24,741	\$31,000	\$24,855	\$1,172	\$26,027
2.	Amador	\$12,000	\$12,000	\$18,000	\$14,432		\$14,432
3.	Butte	\$32,000	\$29,312	\$32,000	\$25,657		\$25,657
4.	Calaveras	\$12,000	\$12,000	\$12,000	\$12,000		\$12,000
5.	Contra Costa	\$22,000	\$20,170	\$29,000	\$23,251		\$23,251
6.	Del Norte	\$18,000	\$16,513	\$24,000	\$19,242		\$19,242
7.	El Dorado ³	\$0	\$0	\$20,000	\$16,035	\$469	\$16,504
8.	Fresno	\$45,500	\$40,740	\$45,000	\$36,080	\$703	\$36,783
9.	Glenn	\$32,000	\$29,312	\$24,000	\$19,242		\$19,242
10.	Humboldt	\$18,000	\$16,513	\$18,000	\$14,432		\$14,432
11.	Inyo	\$12,000	\$12,000	\$12,000	\$12,000		\$12,000
12.	Kern	\$42,000	\$38,454	\$42,000	\$33,674		\$33,674
13.	Kings	\$18,000	\$16,513	\$20,000	\$16,035		\$16,035
14.	Lake	\$12,000	\$12,000	\$12,000	\$12,000		\$12,000
15.	Lassen	\$19,000	\$17,427	\$19,000	\$15,234		\$15,234
16.	Los Angeles	\$33,000	\$30,249	\$45,000	\$36,080	\$7,812	\$43,892
17.	Madera	\$24,000	\$21,998	\$24,000	\$19,242		\$19,242
18.	Marin	\$22,000	\$20,170	\$23,000	\$18,441		\$18,441
19.	Mendocino	\$26,000	\$23,827	\$24,000	\$19,242	\$2,539	\$21,781
20.	Merced	\$12,000	\$12,000	\$12,000	\$12,000		\$12,000
21.	Modoc	\$16,000	\$14,685	\$16,000	\$12,828	\$391	\$13,219
22.	Monterey	\$45,000	\$41,197	\$45,000	\$36,080		\$36,080
23.	Napa ³	\$0	\$0	\$24,000	\$19,242	\$2,344	\$21,586
24.	Nevada	\$24,000	\$21,998	\$24,000	\$19,242		\$19,242
25.	Orange	\$42,000	\$38,454	\$42,000	\$33,674		\$33,674
26.	Plumas	\$16,000	\$14,685	\$26,000	\$20,846		\$20,846

¹ The maximum SAFG grant award is capped at \$45,000. To match the projected state allocation, the maximum allowable funding amount based on formula was adjusted downward by approximately 20% percent. The courts which requested less than the base amount or their maximum funding amount are not adjusted downward.

² Dependency Drug Court augmentation funds were allocated based on number of participants at the rate of approximately \$39 per person.

³ The Superior Courts of California, Counties of El Dorado, Napa, Sutter, and Trinity did not apply for funding in fiscal year 2013–2014, but have applied in fiscal year 2014–2015.

	County	FY 13-14 Allocation Based on Formula	FY 13-14 Final Funding Allocation	FY 14-15 Allocation Based on Formula	FY 14-15 Final Funding Allocation¹	Dependency Drug Court Augmentation Allocation²	FY 14-15 Total Allocation (SAFG + DDC)
27.	Riverside	\$34,000	\$31,141	\$35,000	\$28,062	\$13,672	\$41,734
28.	Sacramento	\$24,000	\$21,998	\$42,000	\$33,674	\$9,375	\$43,049
29.	San Bernardino	\$32,000	\$29,312	\$42,000	\$33,674		\$33,674
30.	San Diego	\$42,000	\$38,454	\$42,000	\$33,674		\$33,674
31.	San Francisco	\$39,000	\$35,712	\$45,000	\$36,080	\$1,953	\$38,033
32.	San Joaquin	\$44,000	\$40,283	\$45,000	\$36,080	\$17,578	\$53,658
33.	San Luis Obispo	\$35,000	\$32,055	\$32,000	\$25,657	\$2,930	\$28,587
34.	San Mateo	\$27,000	\$24,741	\$32,000	\$25,657		\$25,657
35.	Santa Barbara	\$45,000	\$41,197	\$44,000	\$35,278		\$35,278
36.	Santa Clara	\$34,000	\$31,141	\$34,000	\$27,260	\$4,687	\$31,947
37.	Santa Cruz	\$38,000	\$34,798	\$45,000	\$36,080		\$36,080
38.	Shasta	\$22,000	\$20,170	\$28,000	\$22,450		\$22,450
39.	Sierra	\$12,000	\$12,000	\$12,000	\$12,000		\$12,000
40.	Siskiyou	\$20,000	\$18,341	\$24,000	\$19,242	\$1,953	\$21,195
41.	Solano	\$35,000	\$32,055	\$42,000	\$33,674	\$1,953	\$35,627
42.	Sonoma	\$45,000	\$41,197	\$45,000	\$36,080	\$1,563	\$37,643
43.	Stanislaus	\$16,000	\$14,685	\$20,000	\$16,035		\$16,035
44.	Sutter ³	\$0	\$0	\$16,000	\$12,828		\$12,828
45.	Tehama	\$24,000	\$21,998	\$24,000	\$19,242	\$586	\$19,828
46.	Trinity ³	\$0	\$0	\$15,000	\$12,028		\$12,027
47.	Tulare	\$16,000	\$14,685	\$16,000	\$12,828		\$12,828
48.	Tuolumne	\$20,000	\$18,341	\$20,000	\$16,035	\$1,953	\$17,988
49.	Ventura	\$32,000	\$29,312	\$32,000	\$25,657	\$1,367	\$27,024
50.	Yolo	\$16,000	\$14,685	\$12,000	\$12,000		\$12,000
51.	Yuba	\$27,000	\$24,741	\$22,000	\$17,639		\$17,639
	Total	\$1,259,500	\$1,160,000	\$1,429,000	\$1,160,000	\$75,000	\$1,235,000