



JUDICIAL COUNCIL OF CALIFORNIA

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

HON. DOUGLAS P. MILLER
Chair, Executive and Planning Committee

HON. DAVID M. RUBIN
*Chair, Judicial Branch Budget Committee
Chair, Litigation Management Committee*

HON. KENNETH K. SO
*Chair, Policy Coordination and
Liaison Committee*

HON. HARRY E. HULL, JR.
Chair, Rules and Projects Committee

HON. MARSHA G. SLOUGH
Chair, Technology Committee

*Hon. Marla O. Anderson
Hon. Richard Bloom
Hon. C. Todd Bottke
Hon. Stacy Bouleware Earte
Hon. Kevin C. Brazile
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Hon. Rebecca Wightman*

MR. MARTIN HOSHINO
*Administrative Director,
Judicial Council*

August 1, 2018

Hon. Holly J. Mitchell
Chair, Joint Legislative Budget Committee
State Capitol, Room 553
Sacramento, California 95814

Ms. Elaine M. Howle
California State Auditor
Bureau of State Audits
621 Capitol Mall, Suite 1200
Sacramento, California 95814

*Re: Semiannual Report on Contracts for the Judicial Branch for the
Reporting Period of January 1 through June 30, 2018, as required under
Public Contract Code section 19209*

Dear Senator Mitchell and Ms. Howle:

Attached is the report from the Judicial Council as required under Public Contract Code section 19209 on new contracts, contract payments to vendors from judicial branch entities, and amendments to those contracts during the reporting period January 1 through June 30, 2018. Judicial branch entities are the Supreme Court, Courts of Appeal, superior courts, Habeas Corpus Resource Center, and Judicial Council.

If you have any questions related to this report, please contact Mr. Doug Kauffroath, Director, Branch Accounting and Procurement, at doug.kauffroath@jud.ca.gov.

Sincerely,

Martin Hoshino
Administrative Director
Judicial Council

Hon. Holly J. Mitchell
Ms. Elaine M. Howle
August 1, 2018
Page 2

MH/ML/es
Attachment

cc: Diane F. Boyer-Vine, Legislative Counsel
Daniel Alvarez, Secretary of the Senate
E. Dotson Wilson, Chief Clerk of the Assembly
Eric Dang, Policy Consultant, Office of Senate President pro Tempore Toni Atkins
Alf Brandt, Senior Counsel, Office of Assembly Speaker Anthony Rendon
Misty Feusahrens, Special Assistant, Office of Assembly Speaker Anthony Rendon
Anita Lee, Senior Fiscal and Policy Analyst, Legislative Analyst's Office
Tina McGee, Executive Secretary, Legislative Analyst's Office
Rebecca Kirk, Program Budget Analyst, Department of Finance
Margie Estrada, Chief Counsel, Senate Judiciary Committee
Christopher Francis, Consultant, Senate Budget and Fiscal Review Committee
Shaun Naidu, Consultant, Senate Appropriations Committee
Matt Osterli, Consultant, Senate Republican Fiscal Office
Mike Petersen, Consultant, Senate Republican Policy Office
Alison Merrilees, Chief Counsel, Assembly Judiciary Committee
Jennifer Kim, Consultant, Assembly Budget Committee
Jay Dickenson, Chief Consultant, Assembly Appropriations Committee
Jessica Peters, Principal Consultant, Assembly Appropriations Committee
Daryl Thomas, Consultant, Assembly Republican Office of Policy & Budget
Paul Dress, Consultant, Assembly Republican Office of Policy & Budget
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MR. MARTIN HOSHINO
*Administrative Director,
Judicial Council*

Report Title: *Semiannual Report on Contracts for the Judicial Branch for
the Reporting Period of January 1 through June 30, 2018*

Summary Citation: Public Contract Code section 19209

Date of Report: August 1, 2018

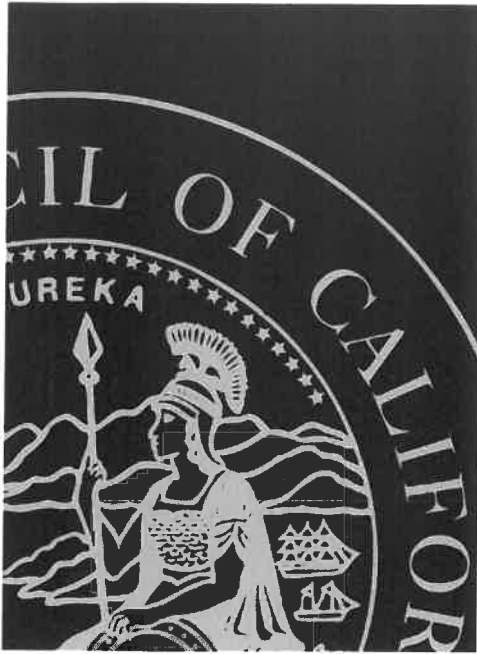
The Judicial Council has submitted a report to the Legislature in accordance with Public Contract Code section 19209. The following summary of the report is provided under the requirements of Government Code section 9795.

The Judicial Branch Contract Law (JBCL), enacted March 24, 2011, requires judicial branch entities to comply with the provisions of the Public Contract Code applicable to state agencies and departments related to the procurement of goods and services. The JBCL applies to all contracts entered into or amended by judicial branch entities on or after October 1, 2011.

The JBCL also requires the Judicial Council, beginning in 2012, to report to the Joint Legislative Budget Committee and the State Auditor semiannually on contracting activities by judicial branch entities. The reports must contain specific information, including details about payments received by vendors and contractors and their associated contracts, contract amendments entered into by judicial branch entities with vendors or contractors, and the nature of the services or goods provided under the reported contracts and amendments. The reports exclude payments and contract amendment information that are statutorily restricted or excluded from reporting, information subject to any statutory restrictions on disclosure to third parties, and information on capital cases in active litigation.

This report covers the period of January 1 through June 30, 2018. Approximately \$250 million in payments was made by the superior courts, and approximately \$267 million was made by the other judicial branch entities during the reporting period. The report lists 10,535 contracts associated with these payments, as well as 1,814 contracts with amendments.

The full report can be accessed at www.courts.ca.gov/7466.htm. A printed copy of the report may be obtained by contacting Mr. Doug Kauffroath, Director, Branch Accounting and Procurement, Judicial Council, at doug.kauffroath@jud.ca.gov.



Semiannual Report on Contracts for the Judicial Branch for the Reporting Period of January 1 through June 30, 2018

REPORT TO THE JOINT LEGISLATIVE
BUDGET COMMITTEE AND THE STATE
AUDITOR AS REQUIRED BY PUBLIC
CONTRACT CODE SECTION 19209

August 1, 2018



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Doug Kauffroath
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Mona Lawson
*Supervisor and
Primary Author of Report*

**Semiannual Report on Contracts for the Judicial Branch
for the Reporting Period of January 1 through June 30, 2018:
Report to the Joint Legislative Budget Committee and
the State Auditor as Required by
Public Contract Code Section 19209**

August 1, 2018

Introduction

The Judicial Council submits this report to the Joint Legislative Budget Committee and the California State Auditor under Public Contract Code section 19209 to provide information related to procurement of contracts for the judicial branch. The report includes a list of vendors and contractors as required by Public Contract Code section 19209(b). The report further identifies the amounts of payments to the contractors and vendors, the types of services and goods provided, and the judicial branch entity or entities with which the contractors and vendors contracted to provide those goods and services. The report summary also includes a list of all amended contracts as required by Public Contract Code section 19209(c), identifying the vendors, contractors, and types of services and goods provided under the contract, including any changes to the contract value, type of services or goods, or contract. Judicial branch entities include the Supreme Court, the Courts of Appeal, the superior courts, the Habeas Corpus Resource Center (HCRC), and the Judicial Council.

Because the operative date of the Judicial Branch Contract Law (JBCL) was October 1, 2011, only contracts entered into or amended after that date are included in this report. Generally, the report is developed on a semiannual basis, covering the six-month periods from January 1 through June 30 and July 1 through December 31. This report covers the period from January 1 through June 30, 2018.

Contracts excluded from the report

Public Contract Code section 19204(c) provides that the JBCL “does not apply to procurement and contracting by judicial branch entities that are related to trial court construction, including, but not limited to, the planning, design, construction, rehabilitation, renovation, replacement, lease, or acquisition of trial court facilities.” This section also states that the JBCL “shall apply to contracts for maintenance of all judicial branch facilities that are not under the operation and management of the Department of General Services.” Appropriate exclusions and inclusions based on the above subsections have been made in this report.

Also excluded from the report are the following contracts that are unique to the superior courts and are not subject to the JBCL:

- Contracts (often referred to as memoranda of understanding, or MOUs) between a superior court and the sheriff for court security services;
- Contracts between a court and a court reporter, when the court reporter provides services as an independent contractor; and
- Contracts between a court and a court interpreter, when the court interpreter provides services as an independent contractor.

Other reporting features

The *Trial Court Contract Report* provides a summary of contract activity during the reporting period for each contract on a single line.

Format of the report

The Judicial Council’s Branch Accounting and Procurement office is responsible for preparing this report. The portion of the report that relates to the Supreme Court, the Courts of Appeal, the Habeas Corpus Resource Center, and the Judicial Council is extracted from the Oracle Financial System. The information that relates to the superior courts is extracted from the Phoenix Financial System. Because two different information management systems are used, the format and data elements of various portions of the report differ. The four portions of the report are listed below.

- Superior courts:
 - *Trial Court Contract Report*
 - *Trial Court Payment Report*
- Supreme Court, Courts of Appeal, Habeas Corpus Resource Center, and Judicial Council:
 - *Contract Amendment Report*
 - *Payment Report*

Table 1 explains the differences in the format of the reports and describes the data elements.

Table 1. Judicial Branch Contract Reports: Comparison of Required Data Elements with Actual Reports to Report Under Public Contract Code Section 19209

Report	Required to Be Reported by Statute	Data Element Column Heading	
		Superior Court Reports	Supreme Court, COA,* HCRC,* and JC* Reports
Payment Report	<ul style="list-style-type: none"> • Vendors and contractors receiving any payment. • Report each distinct contract between the vendor or contractor and a judicial branch entity. Identify the: <ol style="list-style-type: none"> 1. Amount of payment to the contractor or vendor; 2. Type of service or good provided; and 3. Judicial branch entity (JBE) or entities with which the vendor or contractor was contracted to provide that service or good. 	<ul style="list-style-type: none"> • Vendor Name Vendor ID • Contract Number • Total Payments Goods/ Services • JBE 	<ul style="list-style-type: none"> • Vendor Name PO/Contract • Amount Payment Summary • Entity Name
Contract and Contract Amendment Report	For all contract amendments made, identify: <ol style="list-style-type: none"> 1. Vendor or contractor; 2. Type of service or good provided under the contract; 3. Nature of the amendment; 4. Duration of the amendment; and 5. Cost of the amendment. 	<ul style="list-style-type: none"> • Court Contract Vendor ID • Vendor Name • Last Reported Contract Value • Contract Value (New) • Contract Value (Changed) • Goods/Services (New) • Goods/Services (Changed) • Contract Duration (New) • Contract Duration (Changed) • Total Contract Duration 	<ul style="list-style-type: none"> • Entity • Amendment Number • Contract Number • Vendor Name • Type of Goods/ Service Description • Nature of Amendment • Duration (months) • Cost of Amendment

* COA = Court of Appeal; HCRC = Habeas Corpus Resource Center; JC = Judicial Council.

This semiannual report includes all the information required by statute. Portions of the report related to the superior courts contain items of information (vendor ID), as listed above, that are not required for the Supreme Court, the Courts of Appeal, the Habeas Corpus Resource Center, and the Judicial Council.

The superior court information also includes contracts and contract amendments that were entered into during the reporting period, even if no payments were made. This is additional information not required by the JBCL. The portion of the report related to the Supreme Court, the Courts of Appeal, the Habeas Corpus Resource Center, and the Judicial Council does not include contracts for which no payment was made during the reporting period. The superior court report consolidates all payments to a vendor or contractor under one contract as one payment for the reporting period.

Statistics

On the following pages, a series of tables provides statistical information for the January 1 through June 30, 2018, reporting period. Note that some tables may include totals that may not equal 100 percent, due to rounding.

- **Table 2.** Overall Contract and Payment Statistics
- **Table 3.** Supreme Court, Courts of Appeal, Habeas Corpus Resource Center, and Judicial Council Payment Statistics Summary
- **Table 4.** Trial Court Payment Statistics, Goods, and Services Detail Summary

Because of their size, the detailed reports, including any explanatory footnotes, are posted online separately for access and review. They are:

- Superior Court reports, from January 1 through June 30, 2018
 - *Trial Court Contract Report*
 - *Trial Court Payment Report*
- Supreme Court, Courts of Appeal, Habeas Corpus Resource Center, and Judicial Council reports, from January 1 through June 30, 2018
 - *Contract Amendment Report*
 - *Payment Report*

Table 2 provides an overall summary of contracts and payments for the reporting period.

Table 2. Overall Contract and Payment Statistics, January 1 through June 30, 2018

	Superior Courts	Supreme Court, Courts of Appeal, Habeas Corpus Resource Center, and Judicial Council
Payments:		
Number	17,869	2,758
Dollar amount	\$ 249,776,523	\$ 267,030,951
Number of associated contracts	8,634	1,901
Contracts:		
Original contracts	5,108	*
Value of original contracts	\$ 112,588,433	*
Contracts with amendments	1,459	355
Cost of amendments	\$ 35,475,532**	\$ 16,220,206
* Includes only contracts with amendments as required by statute.		
** Includes increases and decreases in contract value, such as changes in contract scope.		

As described below in table 3, a total of \$267,030,951 was paid to vendors by the Supreme Court, the Courts of Appeal, the Habeas Corpus Resource Center, and the Judicial Council.

Table 3. Supreme Court, Courts of Appeal, Habeas Corpus Resource Center, and Judicial Council Payment Statistics Summary, January 1 through June 30, 2018

	Payments
Supreme Court	\$ 2,094,500
Courts of Appeal:	
1st District	1,365,556
2nd District	3,954,961
3rd District	1,385,728
4th District	4,771,617
5th District	1,542,453
6th District	1,732,923
Judicial Council	249,975,440
Habeas Corpus Resource Center	207,773
TOTAL	\$ 267,030,951

Table 4, below, provides a summary of all payments for goods and services by the trial courts during this reporting period. The table shows 17,869 payments representing nearly \$250 million associated with more than 8,634 contracts.

Table 4. Trial Court Payment Statistics, Goods, and Services Detail Summary, January 1 through June 30, 2018

Goods/Services	Payments	Value	Contracts
ADVERTISING	110	\$ 265,414.41	38
BANKING AND INVESTMENT SERV	12	36,979.59	3
COLLECTION SERVICES	97	9,807,058.07	44
CONSULTING SERVICES - TEMP	57	902,355.90	50
CONSULTING/PROFESSIONAL SVCS	5	1,114,816.98	4
CONTRACTED SERVICES	79	1,317,973.39	66
COUNTY-PROVIDED SERVICES	152	18,735,334.04	128
COURT APPOINTED COUNSEL CHA	419	29,273,975.07	135
COURT INTERPRETER SERVICES	2857	15,590,685.70	330
COURT ORDERED PROFESSIONAL	1153	6,629,095.54	727
COURT REPORTER SERVICES	291	2,804,644.07	6
COURT TRANSCRIPTS	1937	9,175,085.26	23
DUES AND MEMBERSHIPS	167	229,587.20	18
EMPLOYEE RELOCATION	1	17,488.00	1

Goods/Services	Payments	Value	Contracts
EQUIPMENT MAINTENANCE	235	969,641.60	197
EQUIPMENT RENTAL/LEASE	195	2,979,713.16	141
EQUIPMENT REPAIRS	134	1,067,684.75	107
FEES/PERMITS	125	2,499,408.07	45
FREIGHT AND DRAYAGE	20	1,372.25	12
GENERAL CONSULTANT AND PROF	712	21,556,042.25	366
GENERAL EXPENSE	14	58,162.80	3
GENERAL EXPENSE - SERVICE	360	3,247,516.76	236
GROUNDS	29	164,516.18	23
INFORMATION TECHNOLOGY	3	507,690.98	2
INSURANCE	60	769,610.91	11
INVESTIGATIVE SERVICES	126	292,209.89	45
IT COMMERCIAL CONTRACT	194	14,636,901.20	174
IT INTER-JURISDICTIONAL CON	17	921,586.35	10
IT MAINTENANCE	380	9,176,905.59	320
IT OTHER	42	1,576,089.03	25
IT REPAIRS/SUPPLIES/LICENSE	502	7,941,386.45	398
JANITORIAL	153	8,062,449.21	97
JUROR COSTS	23	32,849.53	2
LABORATORY EXPENSE	37	47,576.66	11
LEGAL	130	2,259,441.36	82
LIBRARY PURCHASES AND SUBSC	494	6,456,017.08	263
MAINTENANCE AND SUPPLIES	274	3,670,931.70	223
MAJOR EQUIPMENT	137	6,508,067.35	127
MEDIATORS/ARBITRATORS	238	1,304,105.94	46
MEETINGS, CONFERENCES, EXHI	155	230,824.05	38
MINOR EQUIPMENT - UNDER \$5K	1022	17,229,684.65	928
OFFICE EXPENSE	1994	4,969,585.04	1686
OTHER CONTRACT SERVICES	41	998,079.18	29
OTHER FACILITY COSTS - GOODS	124	188,443.25	97
OTHER FACILITY COSTS - SERV	66	590,813.54	49
OTHER ITEMS OF EXPENSE	13	59,454.05	10
OTHER TRAVEL EXPENSE	14	2,769.02	1
OTHER-SPECIAL ITEMS OF EXPENSE	1	1,800.00	1
PHOTOGRAPHY	13	47,236.97	7
POSTAGE	25	1,007,144.59	10
POSTAGE METER	63	4,048,631.39	31
PRINTING	545	2,780,940.22	444
RENT/LEASE	78	2,418,041.78	50
SECURITY	119	8,410,887.49	81
SHERIFF	441	1,149,066.24	11
STAMPS, STAMPED ENVELOPES	186	2,858,885.69	76

Goods/Services	Payments	Value	Contracts
TELECOMMUNICATIONS	610	8,946,904.40	416
TRAINING	263	681,815.08	78
UNIFORM ALLOWANCE	5	7,990.00	5
VEHICLE OPERATIONS	120	539,156.26	47
Grand Total	17,869	\$ 249,776,523.16	8,634

Report Information

Superior courts

Trial Court Contract Report

The Phoenix Financial System is not configured to collect information about contracts in a manner that precisely matches the statutory reporting requirements. Below are some key factors to consider when reviewing the contract data related to the superior courts.

- The *Trial Court Contract Report* includes all contracts and amendments completed within the reporting period because including all contracts is more cost-effective than developing a report that includes distinct contracts for only the vendors who received more than one payment in the reporting period. “Vendor” is used synonymously with “contractor” in the report.
- Goods/Services descriptions are determined by the general ledger account(s) entered in the system.
- The only amendment descriptions that can be reported are changes in the overall value or duration of an agreement, or changes in the goods/services provided.
- The Phoenix Financial System cannot distinguish between a true amendment and an error correction. Screens were built to allow superior courts to review transactions included in the report and exclude changes that were error corrections. This design feature affects the accuracy of the data based on a court’s ability/availability to review its transactions.

Table 5 contains a list of the report fields and their descriptions.

Table 5. Trial Court Contract Report Field Names and Descriptions

Field Name	Field Description
Court	Judicial Branch Entity, specifically the name of the superior court with the associated contract.
Contract	Unique identifier for the contract; can be system generated or a court-specific number.
Vendor ID	Unique identifier for the vendor; can be system generated or a court-specific vendor identifier.
Vendor Name	Name of the vendor.
Last Reported Contract Value	The most recently reported contract value, when the transaction record is for a contract that has been previously reported. Only contracts created or amended after January 1, 2012, have been reported.
Contract Value (New)	Known or estimated original contract value, when the transaction record is for a new contract.
Contract Value (Changed)	The increase or decrease to the contract value, if the contract value changed within the reporting period, which may occur in the same reporting period as a new contract.
Goods/Services (New)	A description of the goods/services based on the general ledger accounts associated with the contract, when the transaction record is for an original contract. The goods/services are rolled up from subaccounts, so descriptions may appear to be duplicates but are actually separate subaccounts in the rolled-up category.
Goods/Services (Changed)	A description of the changed goods/services based on the general ledger accounts associated with the contract, when the transaction record refers to an amendment to the goods/services. The goods/services are rolled up from subaccounts, so descriptions may appear to be duplicates but are actually separate subaccounts in the rolled-up category.
Contract Duration (New)	When the transaction record is for an original contract, the original contract duration, represented in months or a fraction thereof.
Contract Duration (Changed)	When the transaction record refers to an amendment to the current contract duration, the increase or decrease to the contract duration, represented in months or a fraction thereof.
Total Contract Duration	The total contract duration, including cumulative changes to the original contract duration, represented in months or a fraction thereof.

Trial Court Payment Report

Below are some key factors to consider when reviewing the payment data.

- Goods/Services descriptions are determined by the general ledger account(s) entered in the system.
- A single payment may have multiple lines of data in the file if the payment is for multiple goods/services. Simple sorting by contract number keeps these records together. They can also be sorted by court (JBE) or by vendor.

Table 6 contains a list of the report fields and their descriptions.

Table 6. Trial Court Payment Report Field Names and Descriptions

Field Name	Field Description
JBE	Name of the superior court making the payment.
Contract Number	Unique identifier for the contract under which the payment was made. If the payment was not associated with a contract, this field will be blank.
Goods/Services	Description of the goods/services based on the general ledger account associated with the payment. The goods/services are rolled up from subaccounts, so descriptions may appear to be duplicates but are actually separate subaccounts in the rolled-up category.
Vendor ID	Unique identifier for the vendor.
Vendor Name	Name of the vendor.
Total Payments	Total payments to a vendor, reported by court, contract, and goods/services under the contract. Data can be sorted in various ways to obtain totals by court, vendor, contract, goods/services, etc.

Supreme Court, Courts of Appeal, Habeas Corpus Resource Center, and Judicial Council Contract and payment information concerning active litigation on capital cases is not reported at the request of the Habeas Corpus Resource Center under statutory and work-product principles.

Contract Amendment Report

Exclusions and explanations in the *Contract Amendment Report* follow:

- Schedule changes that constitute amendments to a contract indicate the cost of amendment as “0.00,” “n/a,” or “not applicable” because no additional cost was involved.
- “Change of cost and schedule of the work” has an associated cost. Cost changes result from any number of reasons, and there is no specificity for this data element in the Oracle Financial System. Further details related to the basis for the cost change require review of the individual contract.

Payment Report

Payments extracted from the Oracle Financial System were reviewed to determine whether they were contractual payments. Any payment types considered “noncontractual items” are excluded from the reporting, including:

- Payroll and other payments to state employees and judicial officers, and the related benefits payments;
- Assigned judges’ compensation;
- Appellate court-appointed counsel panel attorney compensation claims (paid on court order);
- Most utilities;
- Postage;
- Travel reimbursements;

- Settlement charges; and
- Trial court allocations.

Some of the above payment types, such as utilities, postage, and travel reimbursements, may be included in the superior court reports.

Attachments and Links

1. Link A: Because of their size, the following reports are posted separately for access and review at <http://www.courts.ca.gov/7466.htm> rather than as attachments.
 - Superior Court reports, from January 1 through June 30, 2018:
 - *Trial Court Contract Report*
 - *Trial Court Payment Report*
 - Supreme Court, Courts of Appeal, Habeas Corpus Resource Center, and Judicial Council reports, from January 1 through June 30, 2018:
 - *Contract Amendment Report*
 - *Payment Report*