



JUDICIAL COUNCIL OF CALIFORNIA

TRIAL COURT BUDGET
ADVISORY COMMITTEE

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TRIAL COURT BUDGET ADVISORY COMMITTEE FUNDING METHODOLOGY SUBCOMMITTEE

MINUTES OF OPEN MEETING

June 2, 2020
1:00 p.m. - 3:00 p.m.
<http://jcc.granicus.com/player/event/925?>

Advisory Body Members Present: Judges: Hon. Daniel J. Buckley (Cochair), Hon. Patricia L. Kelly, and Hon. B. Scott Thomsen.

Executive Officers: Ms. Rebecca Fleming (Cochair), Ms. Sherri R. Carter, Ms. Nancy Eberhardt, Mr. Michael D. Planet, Mr. Neal Taniguchi, and Mr. David Yamasaki.

Advisory Body Members Absent: Hon. Mark Ashton Cope

Others Present: Hon. Jonathan B. Conklin, Mr. John Wordlaw, Mr. Zlatko Theodorovic, Ms. Fran Mueller, Ms. Brandy Sanborn, Ms. Michele Allan, Ms. Oksana Tuk, Mr. Catravel Wood, Ms. Leah Rose-Goodwin, and Ms. Kristin Greenaway.

OPEN MEETING

Call to Order and Roll Call

The cochairs called the meeting to order at 1:01 p.m. and took roll call.

Approval of Minutes

The subcommittee reviewed and approved the minutes of the February 20, 2020 Funding Methodology Subcommittee (FMS) meeting with two abstentions.

DISCUSSION AND ACTION ITEMS (ITEMS 1-4)

Item 1: Workload Formula Objectives, Principles, and Measures (Action Required)

Review the Workload Formula objectives, principles, and measures utilized in the development of the second phase of the Workload Formula which was adopted by the Judicial Council in January 2018.

Presenter(s)/Facilitator(s): Hon. Daniel J. Buckley, Cochair, Funding Methodology Subcommittee
Ms. Rebecca Fleming, Cochair, Funding Methodology Subcommittee
Hon. Jonathan B. Conklin, Chair, Trial Court Budget Advisory Committee

Action: No action taken.

Item 2: Allocation Methodology of Trial Court Funding in 2020-21 May Revision (Action Required)

Consider recommendation on methodologies to allocate one-time trial court funding for COVID-19 related case filing backlog included in the 2020-21 May Revision.

Presenter(s)/Facilitator(s): Ms. Oksana Tuk, Senior Analyst, Judicial Council Budget Services

Action: The FMS voted, with two “no” votes, to approve the following recommendation for consideration by the Trial Court Budget Advisory Committee (TCBAC) at its next meeting:

An allocation methodology for distributing the full amount of the one-time \$50 million proposed in the 2020-21 May Revision effective July 1, 2020, which is available for expenditure in fiscal year 2020-21, via a methodology consistent with the Workload Formula. Recognizing that the funding is specifically related to backlog, and that courts below the statewide average funding level have less ability to handle backlog based on their funding position, the first 50 percent of new funding would go to courts below the statewide average with the remaining funding going to all courts consistent with the Workload Formula policy. In this instance, the funding would be allocated after the reduction in the 2020-21 May Revision is applied and would treat cluster 1 courts consistent with other courts. The base funding floor courts would not be impacted by new funding based on policy determining these allocation amounts.

Item 3: Allocation Methodology of Trial Court Trust Fund (TCTF) Reduction in 2020-21 May Revision (Action Required)

Consider recommendation on methodologies to allocate a TCTF funding reduction included in the 2020-21 May Revision.

Presenter(s)/Facilitator(s): Ms. Oksana Tuk, Senior Analyst, Judicial Council Budget Services

Action: The FMS voted, with two “no” votes, to approve the following recommendation for consideration by the TCBAC at its next meeting:

A reduction methodology for the first year’s (2020-21) ongoing trial court funding reduction that is applied pro rata to all courts via the Workload Formula allocation (page 16, Table 2, second table of the materials), including cluster 1 courts and keeping base funding floor courts’ funding intact.

Item 4: Court Interpreters Program (CIP) Funding Shortfall (Action Required)

Revisit the FMS recommendation from its February 20, 2020 meeting regarding a projected 2020-21 funding shortfall in the CIP and the funding reduction included in the 2020-21 May Revision.

Presenter(s)/Facilitator(s): Mr. Catrayel Wood, Senior Analyst, Judicial Council Budget Services

Action: The FMS voted unanimously to approve the following recommendation for consideration by the TCBAC at its next meeting:

Defer actions to reduce the CIP reimbursement to trial courts until the TCBAC's August meeting to allow the Interpreter Ad Hoc Subcommittee additional time to develop an allocation reduction methodology that addresses the shortfall for 2020-21 and 2021-22 for consideration by the Judicial Council at its September 24-25, 2020 business meeting. Also, inform courts that in light of the TCTF fund condition and historical expenditure levels, reductions are imminent, and courts should prepare for a reduction in funding after the first quarter of 2020-21.

A D J O U R N M E N T

There being no further business, the meeting was adjourned at 3:00 p.m.

Approved by the advisory body on February 18, 2021.