



Judicial Council of California · Administrative Office of the Courts

455 Golden Gate Avenue · San Francisco, California 94102-3688

www.courts.ca.gov

REPORT TO THE JUDICIAL COUNCIL

For business meeting on: February 28, 2012

Title	Agenda Item Type
Judicial Branch Report to the Legislature: Court Reporter Fees Collected and Expenditures for Court Reporter Services in Superior Court Civil Proceedings for Fiscal Year 2010–2011	Action Required
Rules, Forms, Standards, or Statutes Affected	Effective Date
N/A	N/A
Recommended by	Date of Report
Administrative Office of the Courts	February 22, 2012
Jody Patel, Interim Administrative Director of the Courts	Contact
	Zlatko Theodorovic, 916-263-1397 zlatko.theodorovic@jud.ca.gov

Executive Summary

The Administrative Office of the Courts (AOC) recommends that the Judicial Council approve the *Report of Court Reporter Fees Collected and Expenditures for Court Reporter Services in Superior Court Civil Proceedings for Fiscal Year 2010–2011*. Government Code section 68086(c) requires that the Judicial Council report to the Legislature, on an annual basis, information concerning court reporter fees collected under Government Code sections 68086(a)(1) and 68086.1 and expenditures on court reporter services in superior court civil proceedings statewide.

Recommendation

The Administrative Office of the Courts recommends that the Judicial Council:

1. Approve the *Report of Court Reporter Fees Collected and Expenditures for Court Reporter Services in Superior Court Civil Proceedings for Fiscal Year 2010–2011*; and

2. Direct the AOC to submit the report to the Legislature.

Previous Council Action

In past years AOC staff have submitted this report to the council as an information only item. These reports were also submitted, on behalf of the council, by AOC staff to the Legislature. Previous reports can be found at <http://www.courts.ca.gov/7466.htm>.

Rationale for Recommendation

The annual submission of this report by the Judicial Council to the Legislature is required under Government Code section 68086(c).

Comments, Alternatives Considered, and Policy Implications

This report was not circulated for comment because this report is informational only in nature. No alternatives were considered because this report is required by statute and Budget Act supplemental report language.

Implementation Requirements, Costs, and Operational Impacts

There are no costs or operational impacts to implementing the recommendations in this report.

Attachments

1. Attachment A: *Report of Court Reporter Fees Collected and Expenditures for Court Reporter Services in Superior Court Civil Proceedings for Fiscal Year 2010–2011*
2. Attachment B: Legislative Report Summary



Judicial Council of California

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Interim Administrative Director of the Courts

MR. CURT SODERLUND
Interim Chief Deputy Director

February 29, 2012

Hon. Mark Leno
California State Senate
Chair, Joint Legislative Budget Committee
State Capitol, Room 5100
Sacramento, California 95814

Hon. Bob Blumenfield
California State Assembly
Vice-Chair, Joint Legislative Budget Committee
State Capitol, Room 6026
Sacramento, California 95814

Re: Report of Court Reporter Fees Collected and Expenditures for Court Reporter Services in Superior Court Civil Proceedings for Fiscal Year 2010–2011, as required by Government Code section 68086(c)

Dear Senator Leno and Assembly Member Blumenfield:

The Judicial Council respectfully submits this report, as required by Government Code section 68086(c), concerning court reporter fees collected under Government Code sections 68086(a)(1) and 68086.1 and expenditures on court reporter services in superior court civil proceedings statewide in FY 2010–2011.

In FY 2010–2011, \$34,040,630 was remitted to the Trial Court Trust Fund as directed under Government Code sections 68086(a)(1) and 68086.1. The breakdown of the funds remitted is as follows:

- \$12,485,932 came from fees paid by parties to civil proceedings pursuant to Government Code section 68086 for the services of an official court reporter in proceedings lasting more than one hour on the first day and each succeeding judicial day.

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- \$21,554,698 is attributable to the \$30 fee required to be deposited in the Trial Court Trust Fund by Government Code section 68086.1 from first paper filings and responses for civil proceedings in the superior court where the amount demanded is over \$10,000. This amount reflects total revenues collected for first paper filings from July 1, 2010, to June 30, 2011.¹

In FY 2010–2011, the estimated amount spent for the services of court reporters in superior court civil proceedings was \$82,770,473.

The expenditure amount is an estimate because most courts do not track by case categories the amount of time court reporters spend in proceedings. The estimate of \$82,770,473 was made by taking the sum of total FY 2010–2011 budgeted salaries and benefits for all filled court reporter employee positions as of July 1, 2010 (\$233,928,261), plus total FY 2010–2011 expenditures on contract court reporters (\$5,986,153) and multiplying by the estimated proportion of time court reporters spend on civil cases (civil, probate, mental health, guardianship, and family) versus all cases, 34.5 percent. The time percentage estimate is based on the most recent time study survey conducted by the National Center for State Courts (September 2003), which involved nine superior courts—those of Amador, Calaveras, Los Angeles, Sacramento, San Bernardino, San Joaquin, San Mateo, Shasta, and Stanislaus Counties—representing about 47 percent of statewide authorized court reporter positions.

If you have any questions related to this report, please contact Zlatko Theodorovic, Director, Finance Division, Administrative Office of the Courts (AOC), at 916-263-1397.

Sincerely,

Jody Patel
Interim Administrative Director of the Courts

JP/CS

¹ Of the amount collected, \$15,054,698 was available to be used for services of an official court reporter in civil proceedings, as \$6.5 million was redirected by the Judicial Council at its July 22, 2011, business meeting to offset trial court funding reductions as authorized by Government Code section 68086.1(c).

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cc: Members of the Judicial Council

Mr. Gregory P. Schmidt, Secretary of the Senate

Ms. Diane F. Boyer-Vine, Legislative Counsel

Mr. E. Dotson Wilson, Chief Clerk of the Assembly

Ms. Margie Estrada, Policy Consultant, Office of Senate President pro Tempore Darrell S. Steinberg

Ms. Fredericka McGee, General Counsel, Office of Assembly Speaker John A. Pérez

Ms. Jody Martin, Principal Consultant, Joint Legislative Budget Committee

Mr. Matt Osterli, Consultant, Senate Republican Fiscal Office

Mr. Allan Cooper, Consultant, Assembly Republican Fiscal Office

Ms. Anita Lee, Fiscal and Policy Analyst, Legislative Analyst's Office

Mr. Michael Miyao, Budget Analyst, Department of Finance

Mr. Curt Soderlund, Interim Chief Deputy Director, Administrative Office of the Courts
(AOC)

Ms. Christine Patton, Regional Administrative Director, AOC Regional Office

Mr. Curtis L. Child, Director, AOC Office of Governmental Affairs

Mr. Zlatko Theodorovic, Director, AOC Finance Division



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Report Title: *Report of Court Reporter Fees Collected and Expenditures for Court Reporter Services in Superior Court Civil Proceedings for Fiscal Year 2010–2011*

Statutory Citation: Government Code section 68086(c)

Date of Report: February 2012

The Judicial Council has submitted a report to the Legislature in accordance with Government Code section 68086(c).

The following summary of the report is provided under the requirements of Government Code section 9795.

This report provides information concerning court reporter fees collected under Government Code sections 68086(a)(1) and 68086.1 and expenditures on court reporter services in superior court civil proceedings statewide in fiscal year 2010–2011. Trial courts reported collecting \$34,040,630 for the period July 1, 2010, to June 30, 2011. As most courts do not track the amount of time court reporters spend in proceedings by case categories, statewide expenditures related to civil proceedings must be estimated. Expenditures on court reporter services in civil proceedings in FY 2010–2011 are estimated to have been \$82,770,473.

The full report is available at: <http://www.courts.ca.gov/7466.htm>.

A printed copy of the report may be obtained by calling 415-865-7542.

