




Judicial Council of California · Administrative Office of the Courts

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

www.courts.ca.gov

CIRCULATING ORDER MEMORANDUM
TO THE JUDICIAL COUNCIL

Circulating Order Number: -CO-12-03

Title	Action Requested
Special Funds Allocation for Fiscal Year 2011–2012: Shift Allocated Funds from Juvenile Law Assignment Education to Cow County Institute	VOTING MEMBERS ONLY: Vote and return by fax. Additionally, return original signature page.
Rules, Forms, Standards, or Statutes Affected	Please Respond By
None	Immediately
Recommended by	Date of Report
Hon. Ronald B. Robie, Chair	March 29, 2012
Governing Committee of the Center for Judicial Education and Research (CJER)	Contact
	Diane Cowdrey Education Division/CJER 415-865-7795 phone diane.cowdrey@jud.ca.gov

Executive Summary

In the 2010–2012 Education Plan approved by the CJER Governing Committee, the Cow County Institute was planned to be held only in fiscal year 2010–2011. In FY 2011–2012, the plan was to have regional programs in the off year as an alternative. Due to changes enacted by the Legislature this year, the Criminal Law Curriculum Committee and CJER staff believed that a statewide program was needed to adequately provide education on criminal justice realignment and other topics rather than a one-day regional program for rural judges. The idea was brought to the Governing Committee for their approval as it was a change in the approved Education Plan. The Governing Committee approved the change from a regional to a statewide program on November 8, 2011.

Funding for the Cow County Institute comes from the Modernization Fund, which the Judicial Council allocates by project or program (see Previous Council Action, below). The Education Division/CJER projects and programs list did not include funds for a statewide Cow County Institute during FY 2011–2012, and therefore, regional programs were planned instead. Funds were allocated for Juvenile Law Assignment Education and were not fully expended, and the CJER Governing Committee recommends shifting these allocated funds and using them for a statewide Cow County Institute. There is a difference in cost between the regional programs originally contemplated and the statewide institute; however, there are sufficient funds allocated for Juvenile Law Assignment Education to offset those costs.

Recommendation

The Chair of the Governing Committee of the Center for Judicial Education and Research recommends that the Judicial Council approve the adjustment of the special funds allocations, approved by the council on July 29, 2011, as follows: Shift \$25,000 from Juvenile Law Assignment Education to the Cow County Institute.

Previous Council Action

The Judicial Council has statutory authority to allocate funding from statewide special funds for projects and programs that support the trial courts. The Trial Court Budget Working Group presented recommendations related to FY 2011–2012 allocations for specific projects and programs funded from special funds, including the Judicial Administration Efficiency and Modernization Fund at the July 22, 2011 council meeting: <http://www.courts.ca.gov/4565.htm>.

The council approved an allocation of \$28.351 million for projects and programs from the Modernization Fund (\$6.204 million) and the Improvement Fund (\$22.147 million). These allocations included Education Division/CJER programs and projects listed in Attachment A.

Rationale for Recommendation

Decisions regarding content and delivery of education programs properly rests with the CJER Governing Committee and its nine curriculum committees. These committees have determined that given the new legislative mandates and changes resulting from criminal justice realignment, a statewide program, rather than three smaller regional programs, was needed to provide this information to the rural court judges.

Comments, Alternatives Considered, and Policy Implications

- Return to the previous model of regional education. The regional model is more staff time intensive and may not be possible.
- Cancel the Cow County Institute. This option means that CJER would not be able to provide programming to this significant group of judges.

Implementation Requirements, Costs, and Operational Impacts

The contract for this program is pending in the AOC Finance Division and needs to be submitted to the conference site as soon as possible.

Attachments

1. Modernization Fund FY 2011-2012 Allocations to Education Division Programs and Projects
2. Voting instructions
3. Vote and signature pages

Modernization Fund
FY 2011-2012 Approved Allocation by Project/Program
(amount in dollars)

Education Division

				JC Approval on 7/22/2011	
PCC	Project and Program Description	Term of Funding	Previously Approved Allocation	Adjustment	Total Allocation
		Column A	Column B	Column C	Column D
	<i>I. Mandated state judicial education programs</i>				
45055071	Orientation for New Trial Court Judges	Ongoing	105,000	(30,000)	75,000
45055072	B.E. Witkin Judicial College of California	Ongoing	264,000	(74,000)	190,000
45055073	Family Law Assignment Education	Ongoing	65,000	(40,000)	25,000
45055074	Juvenile Law Assignment Education	Ongoing	33,000	(8,000)	25,000
	Subtotal		467,000	(152,000)	315,000
	<i>II. Other recommended judicial education programs</i>				
45055076	Advanced Education for Experienced Judges	Ongoing	30,000	(30,000)	-
45055077	Criminal Law and Procedure Institute	Ongoing	25,000	-	25,000
45055084	Cow County Judges Institute	Ongoing	25,000	(25,000)	-
45055085	Statewide Fairness Conference	Ongoing	30,000	(30,000)	-
45055086	Winter Continuing Judicial Studies Program	Ongoing	115,000	(74,000)	41,000
45055087	Probate and Mental Health Institute	Ongoing	41,000	(41,000)	-
45055092	Civil Law and Procedure Institute	Ongoing	25,000	(25,000)	-
45055100	Traffic Law Institute	Every other year	25,000	(25,000)	-
45055102	Overview Courses	Ongoing	192,500	62,500	255,000
	Subtotal		508,500	(187,500)	321,000
	<i>III. Programs related to court administration</i>				
45055078	Court Management Courses	Ongoing	140,000	(62,000)	78,000
45055079	California Judicial Administration Conference	Every other year	38,042	(38,042)	-
45055089	Technical Assistance to Local Courts	Ongoing	200,000	(200,000)	-
45055090	Train the Trainers - Faculty Development	Ongoing	120,000	(40,000)	80,000
45055095	Trial Court Faculty (Statewide Education Programs)	Ongoing	300,000	(10,000)	290,000
45055099	Fall Leadership Summit	Every other year	80,000	(80,000)	-
	Subtotal		878,042	(430,042)	448,000
	<i>IV. Programs for trial court staff</i>				
45055081	Mid-level Management Conferences	Ongoing	35,000	(11,000)	24,000
45055082	Court Clerk Training Institute	Ongoing	168,000	(63,000)	105,000
45055091	Distance Learning (Satellite Broadcast)	Ongoing	275,000	(55,000)	220,000
45055096	Trial Court Judicial Attorney Institute	Every other year	-	50,000	50,000
	Subtotal		478,000	(79,000)	399,000
	Total, Education Division		2,331,542	(848,542)	1,483,000

Instructions for Review and Action by Circulating Order

Voting members

- Please indicate your **vote, sign, and return by 4pm, April 4, 2012**, if possible by one of these methods:
 1. Fax the signature pages to the attention of Secretariat Unit, Office of the General Counsel at 415-865-4317
 2. Reply to the e-mail message with “I approve,” “I disapprove,” or “I abstain.”
- If you are unable to reply by April 4, 2012, please do so as soon as possible thereafter.
- Additionally, **return the original** signature page to the Secretariat Unit, Administrative Office of the Courts, 455 Golden Gate Avenue, San Francisco, California, 94102-3688. **Please keep a copy for your records.**

Advisory members

The circulating order is being faxed to you for your information only. There is no need to sign or return any documents.

**CIRCULATING ORDER
Judicial Council of California
Voting and Signature Pages**

Effective immediately, the Judicial Council approves the Special Funds Allocation for Fiscal Year 2011–2012: Shift Allocated Funds from Juvenile Law Assignment Education to Cow County Institute.

My vote is as follows:

Approve

Disapprove

Abstain

Tani Cantil-Sakauye, Chair

/s/
Judith Ashmann-Gerst

/s/
Stephen H. Baker

/s/
Marvin R. Baxter

Angela J. Davis

/s/
Emilie H. Elias

Noreen Evans

Mike Feuer

/s/
James E. Herman

Harry E. Hull, Jr.

/s/
Teri L. Jackson

/s/
Ira R. Kaufman

/s/
Miriam A. Krinsky

/s/
Edith R. Matthai

