



JUDICIAL COUNCIL OF CALIFORNIA

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

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REPORT TO THE JUDICIAL COUNCIL

For business meeting on: January 22, 2015

Title	Agenda Item Type
Judicial Council Report to the Legislature: Fee Revenue and Expenditures for Court Reporter Services in Superior Court Civil Proceedings for Fiscal Year 2013–2014	Action Required
	Effective Date
	January 22, 2015
Rules, Forms, Standards, or Statutes Affected	Date of Report
None	January 8, 2015
Recommended by	Contact
Judicial Council Staff	Colin Simpson, 415-865-4566
Zlatko Theodorovic, Director	colin.simpson@jud.ca.gov
Finance	

Executive Summary

Judicial Council staff 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 2013–2014*. Government Code section 68086(f) requires that the Judicial Council report to the Joint Legislative Budget Committee, on an annual basis, information concerning court reporter fees collected under Government Code sections 68086(a)(1), 68086(a)(2), and 68086.1 and expenditures on court reporter services in superior court civil proceedings statewide.

Recommendation

Judicial Council staff 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 2013–2014*; and

2. Direct Judicial Council staff to submit the report to the Joint Legislative Budget Committee.

A copy of the report to the Legislature is attached.

Previous Council Action

The report on trial court reporter fees collected and expenditures for court reporter services in superior court civil proceedings has been required and submitted under Government Code section 68086(f) since fiscal year 2003–2004. These reports are posted on the California Courts website on the “Legislative Reports” web page: <http://www.courts.ca.gov/7466.htm>.

Rationale for Recommendation

Government Code section 68086(f) requires that the Judicial Council report to the Joint Legislative Budget Committee, on an annual basis, information concerning court reporter fees collected under Government Code sections 68086(a)(1), 68086(a)(2), and 68086.1 and expenditures on court reporter services in superior court civil proceedings statewide. The report must be submitted on or before February 1 after the end of each fiscal year.

Comments, Alternatives Considered, and Policy Implications

Because this report is required by the above-referenced section of the Government Code, no alternatives were considered. This report is not required to circulate for public comment.

Implementation Requirements, Costs, and Operational Impacts

Submission of this mandated report to the Legislature imposes no implementation requirements, costs, or operational impacts on the trial courts.

Attachments

1. *Report of Court Reporter Fees Collected and Expenditures for Court Reporter Services in Superior Court Civil Proceedings for Fiscal Year 2013–2014*



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Chief Justice of California
Chair of the Judicial Council

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Chair, Executive and Planning Committee

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MR. MARTIN HOSHINO
Administrative Director,
Judicial Council

January 23, 2015

Hon. Mark Leno, Chair
Joint Legislative Budget Committee
Attn: Ms. Peggy Collins
1020 N Street, Room 553
Sacramento, California 95814

Re: *Report of Court Reporter Fees Collected and Expenditures for Court Reporter Services in Superior Court Civil Proceedings for Fiscal Year 2013–2014*, as required by Government Code section 68086(f)

Dear Senator Leno:

The Judicial Council respectfully submits this report, as required by Government Code section 68086(f), concerning court reporter fees collected under Government Code sections 68086(a)(1), 68086(a)(2), and 68086.1 and expenditures on court reporter services in superior court civil proceedings statewide in fiscal year (FY) 2013–2014.

In FY 2013–2014, \$24,232,496 was remitted to the Trial Court Trust Fund as required by Government Code sections 68086(a)(1), 68086(a)(2) and 68086.1. The breakdown of the remitted funds is as follows:

- Under Government Code section 68086(a)(1), \$4,568,811 came from fees paid by parties to civil proceedings for the services of an official court reporter in each proceeding lasting one hour or less.
- Under Government Code section 68086(a)(2), \$4,513,542 came from fees paid by parties to civil proceedings for the services of an official court reporter in proceedings lasting more than one hour on the first day and each succeeding judicial day the services are provided.

- The amount of \$15,150,144 is attributable to the fee required to be deposited in the Trial Court Trust Fund by Government Code section 68086.1 from the following: first paper filings and responses for civil proceedings, other than proceedings under the Probate Code, in the superior court where the amount demanded is more than \$10,000; family law filings and responses; and marriage dissolution filings and responses. This amount reflects the distribution to the Trial Court Trust Fund from total revenues collected for first paper, family law, and marriage dissolution filings and responses from July 1, 2013, to June 30, 2014.¹

In FY 2013–2014, the estimated amount spent for the services of court reporters in superior court civil proceedings was \$69,809,060. The expenditure amount is an estimate because most courts do not track the time court reporters spend in proceedings by case categories. The estimate of \$69,809,060 was made by taking the sum of total FY 2013–2014 budgeted salaries and benefits for all filled court reporter employee positions as of July 1, 2013 (\$195,778,307), and total FY 2013–2014 expenditures on contract court reporters (\$6,566,793), 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, which was conducted by the National Center for State Courts in September 2003 and involved nine California superior courts—Amador, Calaveras, Los Angeles, Sacramento, San Bernardino, San Joaquin, San Mateo, Shasta, and Stanislaus Counties—representing about 49 percent of statewide authorized court reporter positions.²

If you have any questions related to this report, please contact Mr. Zlatko Theodorovic, Director, Judicial Council Finance, at 415-865-7584.

Sincerely,

Martin Hoshino
Administrative Director
Judicial Council of California

¹ Of the amount collected, \$8,650,144 was available to be used for services of an official court reporter in civil proceedings, because a \$6.5 million ongoing redirection of this revenue to offset trial court funding reductions was approved by the Judicial Council at its July 22, 2011, business meeting as authorized by Government Code section 68086.1(c).

² Per FY 2013–2014 Schedule 7A, as submitted by the courts, 721 of 1,476 authorized court reporter full-time equivalent positions as of July 1, 2013.

MH/CS

cc: Members, Joint Legislative Budget Committee
Diane F. Boyer-Vine, Legislative Counsel
Danny Alvarez, Secretary of the Senate
E. Dotson Wilson, Chief Clerk of the Assembly
Margie Estrada, Policy Consultant, Office of Senate President pro Tempore Kevin de León
Fredericka McGee, Special Assistant to Assembly Speaker Toni G. Atkins
Peggy Collins, Principal Consultant, Joint Legislative Budget Committee
Benjamin Palmer, Chief Counsel, Senate Judiciary Committee
Julie Salley-Gray, Consultant, Senate Budget and Fiscal Review Committee
Jolie Onodera, Consultant, Senate Appropriations Committee
Matt Osterli, Consultant, Senate Republican Fiscal Office
Mike Petersen, Consultant, Senate Republican Policy Office
Drew Liebert, Chief Counsel, Assembly Judiciary Committee
Chuck Nicol, Principal Consultant, Assembly Appropriations Committee
Marvin Deon II, Consultant, Assembly Budget Committee
Allan Cooper, Consultant, Assembly Republican Fiscal Office
Paul Dress, Consultant, Assembly Republican Policy Office
Madelynn McClain, Program Budget Analyst, Department of Finance
Anita Lee, Senior Fiscal and Policy Analyst, Legislative Analyst's Office
Tina McGee, Executive Secretary, Legislative Analyst's Office
Cory T. Jaspersen, Director, Governmental Affairs, Judicial Council
Zlatko Theodorovic, Director, Finance, Judicial Council
Peter Allen, Senior Manager, Communications, Judicial Council
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Colin Simpson, Senior Budget Analyst, Finance, Judicial Council
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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 2013–2014*

Statutory Citation: Assem. Bill 1759 (Stats. 2003, ch. 159)
Code Section: Gov. Code, § 68086(f)

Date of Report: January 23, 2015

The Judicial Council has submitted a report to the Legislature in accordance with Government Code section 68086(f), which requires the Judicial Council to report concerning court reporter fees collected under Government Code sections 68086(a)(1), 68086(a)(2), and 68086.1 and expenditures on court reporter services in superior court civil proceedings statewide in each fiscal year.

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

This report provides information concerning court reporter fees collected under Government Code sections 68086(a)(1), 68086(a)(2), and 68086.1 and expenditures on court reporter services in superior court civil proceedings statewide in fiscal year (FY) 2013–2014. Trial courts reported collecting \$24,232,496 for the period July 1, 2013, to June 30, 2014. Because 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 2013–2014 are estimated to have been \$69,809,060.

The full report is available at <http://www.courts.ca.gov/7466.htm>. A printed copy of the report may be obtained by calling 415-865-7966.