



JUDICIAL COUNCIL OF CALIFORNIA

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REPORT TO THE JUDICIAL COUNCIL

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Administrative Director's Report

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Executive Summary

The following information outlines some of the many activities staff is engaged in to further the Judicial Council's goals and priorities for the judicial branch. The report focuses on action since the council's June meeting and is exclusive of issues on the August business meeting agenda.

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Fines and Fees Structure: Staff is working with the Legislative Analyst’s Office to identify the universe of distributions for all criminal fines, fees, and penalty assessments. The analysis includes identifying how much is distributed statewide and the beneficiary of the funds such as state, county, court, or city government. The Superior Court of Ventura County is assisting with the initial data gathering effort.

Audits:

- Audits are in process for the Superior Courts of Contra Costa, Kings, Tulare, and Yolo Counties.
- The California State Auditor began its contract and procurement audit of the Judicial Council that includes a general systems control review and a business application review of Phoenix Financials and Oracle Financial Systems.
- The six-month response to the California State Auditor’s January report on Judicial Council fiscal and operations decisions was submitted to the State Auditor in July. In addition to the six recommendations reported completed in March, a further four recommendations were reported as closed for the July report (supervisor work location, cost benefit analysis on fleet vehicles, meal and travel reimbursement, and the review of Strategic Evaluation Committee recommendations/Judicial Council directives), leaving eight long-term recommendations to be addressed.

Assigned Judges Program: At the close of the fiscal year, staff reported that in 2014–2015, the Assigned Judges Program, operating within budget, provided 33,080 days of judicial assistance to the trial courts, the Courts of Appeal, and the Supreme Court—the equivalent of 132 full time judgeships. This information was released to the trial courts in August, along with a report of each court’s past year usage and an estimate of available days of assignment in the new fiscal year. Estimates for fiscal year 2015–2016 are based on criteria that include court size, judicial position need statistics, assigned judge past usage, and special circumstances reported by the courts.

Legislative Advocacy: The current status report on 2015 legislation considered by the Judicial Council’s Policy Coordination and Liaison Committee during the 2015–2016 legislative session can be found at: <http://www.courts.ca.gov/documents/legislative-status-chart-2015.pdf>.

Judicial Council-Sponsored Legislation: Governmental Affairs continues to navigate Judicial Council-sponsored legislation through the legislative process. Three Judicial Council-sponsored bills were signed by the Governor.

- SB 517 (Monning) – Supervised persons: release: Provides courts with discretion to order the release of supervised persons from custody, unless otherwise serving a period of flash incarceration, regardless of whether a petition has been filed or a parole hold has been issued. Chaptered by Sec. of State on July 6 (Stats. 2015, Ch. 61).
- SB 470 (Jackson) – Civil actions: summary judgment: Provides that granting or denying a motion for summary judgment or summary adjudication, the court need only rule on objections to evidence that it deems material to its disposition of the motion, and

objections to evidence that are not ruled on for purposes of the motion are preserved for appellate review. (Stats. 2015, Ch. 161).

- AB 249 (Oberholte) – Criminal Courts: appeals: fees: Contains statutory exceptions to the appellate procedure set forth in Penal Code section 1237.2. (Signed by Governor 8/13/15, Enrolled).

Bench-Bar Coalition: Judge James Mize (Sacramento) and Judge Harold Hopp (Riverside), Bench-Bar Coalition cochairs, hosted the third quarter membership conference call for approximately 40 members to provide an update on fiscal year 2015–2016 budget actions, and outline the nomination process for election of a Northern/Central Region cochair and two members at large. Legal community updates were provided by representatives of the State Bar, the California Commission on Access to Justice, the California Judges Association, and the American Bar Association.

Proposition 47: Staff surveyed the courts on the impact of Proposition 47 and found that over 160,000 petitions for resentencing and reclassification were filed with the courts between November 4, 2014 and June 30, 2015.

Reentry Courts: Staff presented the results of the parolee reentry court evaluation at the National Association of Drug Court Professionals Conference in Washington, D.C. Findings from the study indicate that reentry courts result in fewer revocations, less time in prison, and state savings. The analyses suggest that reentry court participants are arrested more, but may be convicted less than parolees that do not go through the reentry court; however, additional research is needed. Upon invitation by the National Drug Court Institute, staff participated in a national meeting of statewide drug court coordinators that focused on implementing national drug court best practices and developing sustainable funding models for drug courts.

Foster Care Cases Review: The Administration for Children and Families, the federal agency with oversight of federal foster care funding, conducted a Title IV-E federal review of California’s foster care cases. The review was comprised of examining the department files—child welfare or probation—from a statewide sample of 80 department files from 28 counties. A Judicial Council attorney participated in the review to provide the reviewers with expertise on California’s juvenile court laws and procedures and help ensure that the court’s findings and orders are not mischaracterized as judicial determination errors.

Judicial Resources and Technical Assistance Program:

- Program attorneys visited the juvenile courts in San Bernardino, Yolo, Yuba, Sacramento, and Santa Cruz Counties to conduct courtesy file reviews, performing a legal analysis of court case files and identifying legal issues and training needs on practices and procedures required by federal and California law to protect children from abuse and neglect and prevent the loss of federal foster care funding.
- A staff attorney also provided technical assistance training for the Marin court’s presiding juvenile judge, key individuals from social services, and attorneys on the topics of continuances and timelines.

State Interagency Team on Child Welfare: The State Interagency Team, composed of the state-level governmental bodies that oversee aspects of the child welfare system, and includes the Judicial Council, the state Department of Social Services, and the state Department of Health Care Services, met to coordinate projects including data sharing and participation in federal reviews of child welfare in California.

Multistate Study of Subsequent Offending: The National Center for Juvenile Justice, in partnership with the Pew Charitable Trust Public Safety Performance Project and the Council of Juvenile Correctional Administrators selected California to participate in a study of juvenile recidivism. Other participating states are South Carolina, Massachusetts, Washington, and Utah. The project aims to enhance existing processes for measuring juvenile justice system outcomes in California and develop a model for other states. A Judicial Council attorney participated in the initial meeting for the project.

Tribal/State Court Programs:

- *Tribal Consultation Policy Committee:* Staff, at the request of the California Department of Social Services (CDSS), participated in a meeting of this committee to finalize the tribal consultation policy between CDSS and California Tribal communities prior to implementation. Participants included tribal council members, designees, state agency partners, and representatives from urban Indian communities/consortiums. The policy is part of the larger tribal consultation policy being developed by Health and Human Services within California, per the directive of the Governor.
- *Indian Child Welfare Act:* Staff participated in the bi-monthly meeting of a statewide workgroup comprised of tribal social workers, state agency representatives, county representatives, attorneys, service providers and elders throughout California, addressing statewide and local issues within the court system and child welfare, in relation to the Act and tribal communities.

Keeping Kids in School and Out of Court Initiative: The quarterly meeting of the Chief Justice's Keeping Kids in School and Out of Court Initiative Steering Committee focused on the best ways that it can engage and support the 32 counties that formed multidisciplinary teams after the December 2013 summit to improve educational outcomes for children and youth in their counties. The steering committee continued work on a communications plan for public education and awareness of school discipline, school climate, and truancy/chronic absenteeism issues that can be adapted for use in each county.

Commission on the Future of California's Court System: The four working groups of the Futures Commission (Criminal/Traffic, Family/Juvenile, Civil, and Fiscal/Court Administration), have met regularly by conference call as full working groups and subgroups to identify and analyze initial ideas and concepts for consideration and identify necessary research and analysis.

Facilities

Capital Projects: There are 25 active capital projects totaling \$3.0 billion and a total of 8 projects in construction totaling over \$1.4 billion.

New Courthouse Dedication: A dedication ceremony was held for the new Madera County Courthouse. Hon. Brian L. McCabe represented the Judicial Council. The 10-courtroom facility will open for business in September 2015.

Facility Modifications

<i>Status</i>	<i>Number of Modifications</i>	<i>Total Estimated Cost</i>
In Progress	469	\$78.0 million
Awaiting Shared Cost Approval	27	\$26.4 million
<i>Total</i>	496	\$104.4 million

Real Estate Transactions

During this period, 37 real estate transactions were completed including new leases, lease renewals and terminations, new revenue licenses, and event licenses, as follows:

New Leases: Storage, Glenn County

New Revenue Licenses: Superior Court of Santa Clara County: Court Café, downtown courthouse in San Jose

Lease/License Renewals:

- Rooftop telecommunications equipment revenue license, Hayward Hall of Justice, Alameda County
- Juror Parking, Fresno County
- Superior Court 2 and Department 4, Inyo County
- Missions Building, Madera County
- Adobe Building – West Wing, Merced County
- North Justice Center, Orange County
- 4075 Cincinnati Avenue, Placer County
- Probate Investigators and Superior Court Administration (two leases), Santa Clara County
- 1100 Main Street, Yolo County
- Richard A. Schoenig Annex, Yuba County
- Parking management contract: 21 locations in Los Angeles County; one in Sacramento County; and one in Santa Barbara County
- 2601 Skyway Drive Facilities Management Unit lease, Santa Barbara County
- 2400 Washington Avenue, Facilities Management Unit lease, Shasta County

Lease/License Terminations:

- Superior Court of Los Angeles County: PFD Café, Inc. revenue licenses in Inglewood, Torrance, and Downey; Long Beach Courthouse lease and revenue lease for parking.

- Superior Court of San Diego County: Food service revenue license at Kearny Mesa Courthouse.
- Judicial Council San Francisco Office: Interagency agreement for California Public Utilities Commission occupancy of the 7th floor.
- Facilities Management Unit: lease for Bakersfield office.

Event Licenses: 12 short-term event licenses were executed.

Technology

Enterprise Methodology and Process: This program presents standards, terminology, and guidelines for information technology projects and activities and can be applied to other business areas. The principal focus in the last two quarters has been to execute elements of this year's projects while sustaining and improving the overall program. These include advanced training for IT project managers; optimizing the capabilities of the project portfolio management tool; solidifying the foundation of a project performance management system; refining project oversight and governance, and strengthening the relationship with CalTech.

Telecommunications Infrastructure and Security: Forty-eight courts require equipment replacement in this fiscal year. Refresh projects have commenced for 18 courts, with the remaining courts to be scheduled as resources are available. The program follows a 14-month cycle, therefore, there is some overlap between program years.

Case Management Systems:

- *Criminal and Traffic (V2) Case Management System:* Decommissioning of all CMS V2 equipment was completed in July and operational costs ended July 31.
- *Civil, Small Claims, Probate and Mental Health Case Management System:* This system is used by the Superior Courts of Orange, Sacramento, San Diego, San Joaquin, and Ventura counties, and processes approximately 25 percent of civil cases statewide. Release 13.01 went live for the California Courts Technology Center in July, delivering bug fixes and functional improvements as prioritized by the V3 courts.
- *Sustain Justice Edition:* Maintenance activities included production support updates, system patching, license and security certificate renewals for this case management system hosted for eight courts at the California Courts Technology Center. Staff continues to meet with the courts to discuss the path forward for case management system needs.
- *Appellate Court Case Management System:* E-filing was successfully implemented for the First and Fifth Appellate Districts of the Court of Appeal. Implementation activities are underway for the Third Appellate District, with a go-live for all case types on a voluntary basis in August, becoming mandatory in September. Rollout to the Sixth Appellate District is targeted to be completed by the end of the year, with the Second and Fourth Appellate Districts to deploy in 2016.

California Courts Protective Order Registry: Forty-three courts and their respective law enforcement agencies and 13 tribal courts use the registry. With project grant savings, the

Superior Courts of Sonoma, Monterey, and Mariposa Counties were successfully on-boarded in June and July.

Computer-Aided Facilities Management System: This system is used to manage more than 500 judicial branch facilities. During this reporting period, the team deployed new system functionality to enable service providers to differentiate labor rates based on localization factors, and implemented a performance improvement enhancement.

Oracle Financial System: This system manages financial, accounting, and procurement transactions for the Judicial Council, Supreme Court, appellate courts, Habeas Corpus Resource Center, and Commission on Judicial Performance. In this period, the team upgraded the application to support current password security requirements.

Supreme Court – Court Appointed Counsel System: This system processes compensation claims from counsel appointed by the Supreme Court to represent indigent parties for capital cases, processing court-appointed counsel payments totaling over \$5.9 million annually. During this period, the technical platform was upgraded to current vendor-supported versions, ensuring continued technical viability, improving performance, and providing compliance to current enterprise architecture standards.

Courts of Appeal – Court Appointed Counsel System: This system is used to review project invoices and approve compensation claims from counsel appointed by the Courts of Appeal to represent indigent parties with appeals. The system annually processes over 12,000 court-appointed counsel payments, totaling over \$44 million. In this period, 13 new reports were developed to replace manually-produced panel composition reports and improve the quality of reported data.

Human Resources

Recruitment: HR is assisting with court executive officer recruitments for the Superior Courts of Alpine and Humboldt Counties.

Labor Relations/Negotiations: Staff has been assisting 14 trial courts with labor negotiations (covering 20 bargaining units), including impact bargaining issues and proposed policy revisions. Between June 20 and August 13, one successor Memorandum of Understanding has been ratified (a ratification vote at one court, involving three separate agreements is still pending). Support is being provided to 15 trial courts in responding to labor matters (e.g., assisting with a grievance, responding to the Public Employee Relations Board, or advising on contract interpretation).

Trial Court Employee Relations: Support is being provided to 13 trial courts involving employee investigations, discipline matters, and leaves of absence.

Advisory Committees/Task Forces/Working Groups

The following committees met in person or by phone since the council's June meeting:

1. Administrative Presiding Justices Advisory Committee
2. Advisory Committee on Financial Accountability and Efficiency for the Judicial Branch
3. Collaborative Justice Courts Advisory Committee
4. Court Executives Advisory Committee
5. Court Facilities Advisory Committee
6. Court Technology Advisory Committee
7. Criminal Law Advisory Committee
8. Mental Health Issues Implementation Task Force
9. Traffic Advisory Committee
10. Trial Court Budget Advisory Committee
11. Trial Court Presiding Judges Advisory Committee
12. Joint Meeting of the Trial Court Presiding Judges and Court Executives Advisory Committees
13. Tribal Court-State Court Forum

Meeting Details

Administrative Presiding Justices Advisory Committee

- Discussed recommendations to the council on budget concept proposals for fiscal year 2016–2017.

Advisory Committee on Financial Accountability and Efficiency for the Judicial Branch

- Recommended that the Judicial Council approve submission of the Fiscal Year 2016–2017 Budget Change Proposals (BCPs). Upon approval by the council, placeholder BCPs will be submitted as Finance Letters in the spring, if it is determined that a proposal is required.

Collaborative Justice Courts Advisory Committee

- Discussed the reentry courts funding allocation methodology proposed by Criminal Justice Court Services Office staff.
- Discussed juvenile competency; considered proposals for legislation and Rules of Court following the May 18, 2015, filing of the Supreme Court decision *In re. R.V.* (juvenile competence).

Court Executives Advisory Committee

- Reviewed and approved the Records Management Subcommittee's proposed updates to the Trial Court Records Manual concerning electronic signatures and proposed amendments to rule 10.855, and Government Code section 68153.
- Received an update on proposed changes to state and local agreements for AB 1058 funding and discussed new contract provisions between the Judicial Council and State Department of Child Support Services.

- Received an update from the Language Access Plan Implementation Task Force on implementation of the *Strategic Plan for Language Access in the California Courts*.
- Reviewed the Informal Collections Working Group draft guidelines for the 2015 Traffic Tickets/Infractions Amnesty Program planning and implementation and received an update on resources developed to assist courts with the program rollout.
- Reviewed and approved the new Tribal/State/Federal Court Clerk and Administrators Toolkit designed to promote collaboration and cross-jurisdictional education among tribal, state, and federal courts.

Court Facilities Advisory Committee

- Reviewed proposed fiscal year 2016–2017 Senate Bill 1407 project funding requests; the draft *Judicial Branch AB 1473 Five-Year Infrastructure Plan*; a request to transfer the name of the existing Merced – Los Banos Courthouse to the new Los Banos Courthouse now under construction. Also reviewed a draft Judicial Council Policy on Art Acquisition for Court Facilities for further consideration by other committees.

Courthouse Cost Reduction Subcommittee

- Reviewed and approved the 50 percent design development documents of the new Redding courthouse project in Shasta County.
- Received an update on the status of the plan to reuse the site of the Hollywood Courthouse for the Los Angeles Mental Health Court and confirmed next steps in the review and approval process.
- Reviewed information about alternative ways to meet the facility needs of the Superior Court of Sacramento County and determined that due to the scale of the project and potential increase to its budget, the project should be referred to the full advisory committee.

Court Technology Advisory Committee

- Approved a recommendation that the Judicial Council adopt proposed rule amendments and form revisions to convert rule 4.220 authorizing remote video proceedings in traffic infraction cases to a standing rule of court, and implement new rule 4.105, governing the deposit of bail in traffic infraction cases.
- Considered public comments on three rule proposals: 1) a comprehensive set of proposed amendments to titles 2, 3, 4, 5, 7, and 8 to modernize the rules to facilitate e-filing, e-service, and e-business; 2) proposed amendments to rules 2.251 and 8.71 to authorize electronic service on the courts that consent to such service; and 3) proposed new rules 8.80 - 8.85 regarding public access to electronic appellate court records.
- Chairs approved a new procedural guide for committee members to ensure a consistent, transparent approach to proposing and initiating projects/workstreams.
- Projects Subcommittee surveyed the courts to assess disaster recovery and next generation hosting solution needs. Research findings will be presented at the October committee meeting.
- Data exchange workstream designated court leads to facilitate one-on-one sessions between justice partners and each partnering vendor to capture current state and technical solutions in development with the goal of developing a central repository for system-wide information sharing.

- The E-filing workstream is meeting bi-weekly to discuss policy, cost, and return on investment for potential e-filing models.

Criminal Law Advisory Committee

- Developed recommended positions on pending criminal law legislation, including bills to expand habeas corpus procedures and criminal justice realignment procedures.
- Developing legislative proposals to enhance judicial discretion to transfer particular matters to the original sentencing court for limited purposes and empower judges to impose sentences on probation cases when defendants have received county jail sentences under Penal Code section 1170(h).
- Finalizing various rule and form recommendations for the October council meeting.

Mental Health Issues Implementation Task Force

- Discussed local models and protocols for cases involving misdemeanants and felons deemed incompetent to stand trial; mental health education recommendations for judicial officers and court personnel; and future collaboration with Chief Probation Officers of California.
- Received updates regarding mental health related legislation and the Los Angeles County District Attorney's Mental Health Collaboration.

Traffic Advisory Committee

- With the Criminal Law Advisory Committee, finalizing a proposal to expand the new rule of court regarding traffic bail to apply to non-traffic infractions and further explain the scope of the current rule.
- Ongoing development of additional rules, forms, and other proposals to facilitate access to justice in infraction proceedings.

Trial Court Budget Advisory Committee

- Established a working group to develop recommendations regarding maintaining court reserves in the Trial Court Trust Fund.
- Established a second working group to develop definitions for state operations and local assistance and implement guidelines for approving and validating expenditures from the Trial Court Trust Fund and State Trial Court Improvement and Modernization Fund.

Trial Court Presiding Judges Advisory Committee

- Discussed and approved future collaboration with the Criminal Law Advisory Committee to amend Penal Code 808 to add court commissioners to the definition of magistrate.
- Heard an update on the status of the Court Executives Advisory Committee Records Management Subcommittee's proposed changes to the Trial Court Records Manual concerning electronic signatures.
- Had further discussion on the proposed Judicial Council Art Policy for courthouses.

Joint Meeting of the Trial Court Presiding Judges and Court Executives Advisory Committees

- Received a presentation on the Resource Assessment Study model update and discussed how it interacts with workload-based trial court funding levels.

- Heard an overview of the recommended method to prioritize subordinate judicial officer conversions being presented to the Judicial Council at its August business meeting.
- Discussed implementation of Rule of Court, rule 4.105 (Appearance without Deposit of Bail in Traffic Infraction Cases) at the local level and development of the 2015 Mandatory Traffic Violator Amnesty Program.
- Heard an update from the Joint Court Facilities Subcommittee on the review of the draft council policies on art acquisition for court facilities and public parking management.
- Justice James Humes provided a presentation on state budgeting, the Chief's Workgroup on Audit Recommendations, and the Commission on the Future of California's Court System.

Tribal Court-State Court Forum

- Discussed the rule and form proposal relating to the transfer of Indian Child Welfare Act cases from state to tribal court. Members focused on the public comments received, draft responses, proposed revisions to forms and rules in response to the comments, and the draft council report reflecting those changes.
- Directed staff to communicate proposed revisions to the Family and Juvenile Law Advisory Committee and prepare recommendations for the Judicial Council.

Judicial Branch Education and Training

Summary

Judicial Education

1. B.E. Witkin Judicial College (for new judicial officers)

Judicial Officer, Court Employee, and Justice System Stakeholder Education

2. Default Family Law Judgments (for family law clerks)
3. Family Dispute Resolution (for the Superior Court of Marin County)
4. Microsoft Office Excel (for the Superior Court of Stanislaus County)
5. Overview of Family Law Judgments (for family law clerks and examiners)
6. Psychological Evaluations in Dependency Cases (for juvenile dependency attorneys and social workers)
7. Statewide Collections (for court and county collections employees)
8. Supervised Visitation (for statewide professional providers of supervised visitation)
9. Worker's Compensation Program (for participating courts)

Judicial Publications

10. 2015 update to the California Judges Benchbook: *Search and Seizure*

Distance Education

Broadcasts

11. Adapting Your Leadership Style (for court managers and supervisors)
12. Confidentiality in Probate (for probate clerks)

13. Continuing the Dialogue: A Legacy of Civil Wrongs and Rights: The Fred T. Korematsu Story
14. Leading Change (for managers and supervisors)

Video Production

15. Video Recordings from the 2015 Appellate Judicial Attorneys Institute:
 - Gangs 101
 - Admissibility of Gang Testimony
 - Appellate Aftermath—Civil Dispositions
 - Constitutional Law Update
 - Evidence—Selected Issues
 - Hot Topics in Criminal Law
 - Improving Forensic Science in Criminal Justice
 - Rap on Trial
 - Sentencing and Proposition 47 Rollout
 - Sexually Violent Predators and Mentally Disordered Commitments
16. Decoding the Judicial Ethics Committees and Commission
17. Ten-Minute Mentor: Family Law Calendar Management

Webinars

18. Interactive Training—Law & Motion (for judges)

Online Course Updates

19. Interactive Judicial Articles—Objections to the Forms of Questions; Basic Issues in Business Litigation
20. Tutorial—Processing Creditors' Claims in Probate

Details

B. E. Witkin Judicial College: The 49th college was offered for 96 judicial officers; including judges, subordinate judicial officers, and an appellate justice. Faculty from the Supreme Court, Courts of Appeal, and Superior Courts provided rich education in a variety of areas including judicial ethics, trial management, evidence, experts, working with self-represented litigants, mental health in the courts, and substantive areas of the law.

Confidentiality in Probate: This broadcast provided probate clerks with an overview of the requirements and procedures for confidentiality and the importance of confidentiality to parties.

Default Family Law Judgments: This full day course in two locations focused on preparing family law clerks to review and process default family law judgments.

Family Dispute Resolution: In the first of three scheduled court visits, Center for Families, Children & the Courts staff met with the Marin Superior Court's Family Court Services director and court staff to 1) conduct an in-depth assessment of family dispute resolution trainings

provided to court staff and management in fulfillment of their continuing education needs pursuant to requirements in applicable California Rules of Court, and 2) gather court input on proposed future training topics, faculty, delivery modes, and instructional methodologies.

Overview of Family Law Judgments: This full day course in two locations focused on preparing family law clerks and examiners to receive, process, and review all types of family law judgments from counter to courtroom, and recognize issues requiring correction.

Psychological Evaluations in Dependency Cases: This training at the Sonoma County Social Services in Santa Rosa was also available via webinar. The intended audience included juvenile dependency attorneys and social workers.

Statewide Collections: Finance staff delivered annual web-based training to approximately 175 court and county contacts on collections reporting. The primary focus of the training is to walk-through the reporting requirements and template regarding the statewide collection of delinquent court-ordered debt. This is the second year this training has been offered.

Supervised Visitation: Staff from the Judicial Council's Center for Families, Children & the Courts and the Access to Visitation Grant Program provided 22.5 hours of education to statewide professional providers of supervised visitation on implementation of Family Code section 3200.5 and Standard 5.20 of the California Standards of Judicial Administration (Uniform Standards of Practice for Providers of Supervised Visitation).

Workers' Compensation: Risk management consultant, Bickmore Risk Services, provided training regarding strategic claims closure and on court-specific ergonomics to attendees from 18 courts and 23 courts, respectively.

Staffing Report as of July 30, 2015

See definition of terms on the following page.

STAFFING	Leadership Services Division								Operations and Programs Division					Administrative Division							Judicial Council
	Executive Office	Governmental Affairs	Audit Services	Legal Services	Judicial Council Support	Communications	Special Projects	Trial Court Liaison	Center for Families, Child. & Courts	Court Operations Services	Criminal Justice Services	Center for Judiciary Education & Research	Appellate Court Services	Capital Programs	Finance	Human Resources	Information Technology	Admin Support	Real Estate & Facilities Mgmt	Trial Court Admin Services	
Authorized Position (FTE)	7.00	12.00	14.00	58.00	11.80	7.00	7.00	8.00	67.00	44.60	14.00	48.50	7.00	56.00	84.00	40.00	124.00	30.00	88.00	88.00	815.90
Filled Authorized Position (FTE)	6.00	10.00	12.00	40.70	11.60	6.00	7.00	8.00	54.35	36.80	12.10	43.30	5.00	47.00	72.00	38.00	102.88	28.80	76.60	81.88	700.01
Headcount - Employees	6	10	12	41	12	6	7	8	55	37	13	44	5	47	72	38	103	29	77	82	704.00
Vacancy (FTE)	1.00	2.00	2.00	17.30	0.20	1.00	0.00	0.00	12.65	7.80	1.90	5.20	2.00	9.00	12.00	2.00	21.13	1.20	11.40	6.13	115.91
Vacancy Rate (FTE)	14.3%	16.7%	14.3%	29.8%	1.7%	14.3%	0.0%	0.0%	18.9%	17.5%	13.6%	10.7%	28.6%	16.1%	14.3%	5.0%	17.0%	4.0%	13.0%	7.0%	14.2%
Temporary Employee (909)	1	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	1	0	3.00
*Employment Agency Temporary Worker (FTE)	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	4.0	0.0	1.0	0.0	0.0	0.0	6.00
Contractors (FTE)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	1.0	0.0	0.0	1.0	6.6	0.0	0.0	48.2	0.0	1.0	0.0	58.75
TOTAL WORKFORCE (based on FTE, 909s, Agency Temps & Contractors)	7.00	10.00	12.00	41.70	11.60	6.00	7.00	9.00	54.35	37.80	13.10	43.30	6.00	53.60	76.00	38.00	152.03	28.80	78.60	81.88	767.76

Definitions:	
Authorized Position (FTE)	Authorized positions include all regular ongoing positions approved in the Budget Act for that year. The number is based on the position's approved full time equivalency.
Filled Authorized Position (FTE)	Filled authorized positions are the number of authorized positions filled based on the employee's full time equivalency.
Headcount	The actual count of persons employed, regardless of FTE. This number could be more than the FTE count due to part-time employees being counted as "1". It does not include Temporary Employees (909) or Employment Agency Temporary Workers.
Vacancy (FTE)	The number of vacancies is the number of authorized positions minus the number of filled authorized positions.
Vacancy Rate (FTE)	Vacancy Rate is calculated by dividing the number of authorized positions by the number of vacant authorized positions. This number excludes temporary employees ("909" funded employees). See definition of temporary employees below.
Temporary Employees (909)	The 909 category is the State Controller code used to reference a temporary position or temporary employee. A 909 position may not be funded through the Budget Act. It is categorized as a temporary position in the absence of an authorized position. 909 positions may be occupied by reg full-time employees due to the unavailability of an authorized vacant position and may receive benefits if employed at least half-time for more th months. Types of "909" Employees include: Retired Annuitants: A retiree hired by a former employer or other employer that participates in the retirement system as the former employer. This includes a former participant in a state retirement system who previously retired and currently receives retirement benefits. Temporary Employees: Employed on a temporary basis - they do not receive full benefits (but do receive Calpers retirement service credit).
Employment Agency Temp. Worker (FTE)	These are workers from an employment agency who provide short-term support for workload.
Contractor (FTE)	Individuals augmenting the work of the organization and providing services for a limited period of time or on a specific project, where a particular skill set is required that is either (1) not within an existing classification and/or job description or (2) where recruitment issues require the use of a contractor.
Full Time Equivalency (FTE)	Full Time Equivalency is the number of total maximum compensable hours designated in a year divided by actual hours worked in a year. For example, the work year is defined as 2,080 hours; one employee occupying a paid full time job all year would consume one FTE. One employee working for 1,040 hours each would consume .5 FTE.
Time Base	Full time: Employee is scheduled to work 40 hours per week. Receives full benefits. Part time: Employee is scheduled to work less than 40 hours per week. Employees that work more than 20 hours per week receive full benefits. Intermittent: Employees have no established work schedule and work on an as-needed basis that varies from one pay period to the next. Eligibility for certain benefits may be limited for these employees.
Regular Employee	Commonly referred to as "permanent employees" – They receive full benefits.
Limited Term	Limited Term Position – A position funded through the Budget Act with a specific end date and counted as an authorized position. Employee in limited term positions may be regular or temporary.

New Judgeships and Vacancies Report

Judicial Appointments: Since the June 26 Judicial Council meeting, the Governor has made 20 judicial appointments: one to the Court of Appeal, Second Appellate District, Division Three, and 19 to the Superior Courts (Alameda (2), Los Angeles (8), Orange (2), Riverside (2), San Bernardino (2), San Mateo (1), Tuolumne (1), and Yolo (1)).

Number of Judgeships Authorized, Filled, and Vacant as of July 31, 2015.

TYPE OF COURT	NUMBER OF COURTS	NUMBER OF JUDGESHIPS					
		Authorized	Filled	Vacant	Vacant (AB 159 positions)	<i>Filled(Last Month)</i>	<i>Vacant(Last Month)</i>
Supreme Court	1	7	7	0	0	7	0
Courts of Appeal	6	105	101	4	0	101	4
Superior Courts	58	1715	1609	56	50*	1597	118
All Courts	65	1827	1717	110		1705	122

*Authorized January 1, 2008, 50 new (AB 159) judgeships are added. However, funding for the 50 positions has not been provided.

Below: New Vacancies that occurred in July 2015

JUDICIAL VACANCIES: APPELLATE COURTS

Appellate District	Vacancies	Reason for Vacancy	Justice to be Replaced	Last Day In Office
Second Appellate District, Division Six	2	Retirement	Hon. Paul H. Coffee	01/31/12
Second Appellate District, Division Seven		Retirement	Hon. Fred Woods	03/31/15
Fourth Appellate District, Division Two	1	Retirement	Hon. Betty Ann Richli	03/31/15
Fifth Appellate District	1	Retirement	Hon. Dennis A. Cornell	06/30/15
TOTAL VACANCIES	4			

JUDICIAL VACANCIES: SUPERIOR COURTS

County	Vacancies	Reason for Vacancy	Judge to be Replaced	Last Day In Office
Alameda	3	Retirement	Hon. Cecilia P. Castellanos	07/31/15
Alameda		Retirement	Hon. David M. Krashna	06/05/15
Alameda		Retirement	Hon. John M. True III	01/22/15
Amador	1	Retirement	Hon. Susan C. Harlan	01/16/15
Butte	1	Deceased	Hon. Denny R. Forland	12/20/14
Contra Costa	1	Retirement	Hon. David B. Flinn	04/30/14
Fresno	2	Retirement	Hon. Wayne R. Ellison	04/12/15
Fresno		Elevated	Hon. M. Bruce Smith	12/09/14
Los Angeles	19	Retirement	Hon. Tia G. Fisher	07/31/15
Los Angeles		Retirement	Hon. Allan J. Goodman	07/30/15
Los Angeles		Elevated	Hon. John L. Segal	07/22/15
Los Angeles		Elevated	Hon. Luis A. Lavin	07/22/15
Los Angeles		Retirement	Hon. Leland B. Harris	05/08/15
Los Angeles		Retirement	Hon. Arthur Jean	04/30/15
Los Angeles		Retirement	Hon. Ronald V. Skyers	04/30/15
Los Angeles		Retirement	Hon. Owen Lee Kwong	04/30/15
Los Angeles		Retirement	Hon. Patrick J. Hegarty	03/31/15
Los Angeles		Retirement	Hon. Patricia M. Schnegg	03/31/15
Los Angeles		Retirement	Hon. Ronald H. Rose	03/19/15
Los Angeles		Retirement	Hon. Rand Steven Rubin	02/27/15
Los Angeles		Retirement	Hon. Thomas R. White	02/19/15
Los Angeles		Elevated	Hon. Lee Smalley Edmon	01/04/15
Los Angeles		Retirement	Hon. Leslie A. Dunn	11/07/14
Los Angeles		Retirement	Hon. James A. Steele	09/30/14
Los Angeles		Retirement	Hon. Steven D. Ogden	09/24/14
Los Angeles		Retirement	Hon. Cesar C. Sarmiento	09/16/14
Los Angeles		Retirement	Hon. Antonio Barreto, Jr.	09/05/14
Marin	1	Retirement	Hon. Lynn Duryee	02/28/14

Merced	1	Retirement	Hon. Marc A. Garcia	05/15/15
Orange	6	Retirement	Hon. William Michael Monroe	06/01/15
Orange		Retirement	Hon. Caryl A. Lee	05/16/15
Orange		Retirement	Hon. Linda Lancet Miller	02/28/15
Orange		Retirement	Hon. Francisco P. Briseño	09/02/14
Orange		Retirement	Hon. Ronald P. Kreber	05/05/14
Orange		Retirement	Hon. Luis A. Rodriguez	04/30/14
Riverside	1	Retirement	Hon. Christian F. Thierbach	05/29/15
Sacramento	1	Retirement	Hon. Roland L. Candee	05/15/13
San Bernardino	3	Retirement	Hon. Joseph R. Brisco	06/07/15
San Bernardino		Retirement	Hon. Kenneth Barr	11/03/14
San Bernardino		Retirement	Hon. Jules E. Fleuret	11/01/14
San Diego	5	Dis Retirement	Hon. Marshall Y. Hockett	07/17/15
San Diego		Retirement	Hon. Carol Isackson	05/06/15
San Diego		Retirement	Hon. Thomas P. Nugent	01/11/15
San Diego		Retirement	Hon. Christine K. Goldsmith	10/10/14
San Diego		Retirement	Hon. William J. McGrath, Jr.	08/15/14
San Francisco	1	Retirement	Hon. James J. McBride	02/15/15
San Joaquin	1	Retirement	Hon. Bobby W. McNatt	05/31/15
San Luis Obispo	1	Retirement	Hon. Earle Jeffrey Burke	12/31/14
Santa Barbara	1	Retirement	Hon. Frank J. Ochoa	01/03/15
Santa Clara	4	Retirement	Hon. Susan Bernardini	07/31/15
Santa Clara		Retirement	Hon. Raymond J. Davilla, Jr.	04/18/15
Santa Clara		Dis Retirement	Hon. Kurt E. Kumli	06/26/14
Santa Clara		Retirement	Hon. James P. Kleinberg	04/15/14
Solano	1	Retirement	Hon. Ramona Joyce Garrett	05/27/15
Tulare	2	Converted	New Position	06/15/15
Tulare		Retirement	Hon. Paul Anthony Vortmann	08/01/14
TOTAL VACANCIES	56			

**Authorized December 11, 2014, 50 new (AB 159) judgeships.
 Funding for the 50 positions has not been provided.**

Fresno	2
Humboldt	1
Imperial	1
Kern	3
Kings	1
Lassen	1
Los Angeles	3
Merced	2
Orange	1
Placer	2
Riverside	9
Sacramento	2
San Bernardino	9
San Joaquin	2
San Luis Obispo	1
Shasta	2
Sonoma	1
Stanislaus	2
Sutter	1
Tehama	1
Tulare	1
Ventura	2
TOTAL VACANCIES:	50

**Number of Judgeships Authorized, Filled and Vacant as of the End of Each Month:
From July 2013 through July 2015 (two years)***

Month	Superior Courts				Courts of Appeal			
	Authorized	Filled	Vacancy	Vacancy Rate	Authorized	Filled	Vacancy	Vacancy Rate
Jul-13	1,695	1,579	116	6.8%	105	98	7	6.7%
Aug-13	1,703	1,582	121	7.1%	105	98	7	6.7%
Sep-13	1,703	1,579	124	7.3%	105	98	7	6.7%
Oct-13	1,704	1,575	129	7.6%	105	97	8	7.6%
Nov-13	1,705	1,570	135	7.9%	105	97	8	7.6%
Dec-13	1,705	1,601	104	6.1%	105	97	8	7.6%
Jan-14	1,705	1,601	104	6.1%	105	97	8	7.6%
Feb-14	1,706	1,591	115	6.7%	105	95	10	9.5%
Mar-14	1,706	1,580	126	7.4%	105	95	10	9.5%
Apr-14	1,706	1,572	134	7.9%	105	95	10	9.5%
May-14	1,706	1,568	138	8.1%	105	95	10	9.5%
Jun-14	1,706	1,579	127	7.4%	105	94	11	10.5%
Jul-14	1,713	1,586	127	7.4%	105	96	9	8.6%
Aug-14	1,713	1,582	131	7.6%	105	96	9	8.6%
Sep-14	1,713	1,577	136	7.9%	105	96	9	8.6%
Oct-14	1,713	1,572	141	8.2%	105	96	9	8.6%
Nov-14	1,713	1,578	135	7.9%	105	96	9	8.6%
Dec-14	1,713	1,590	123	7.2%	105	99	6	5.7%
Jan-15	1,713	1,607	106	6.2%	105	100	5	4.8%
Feb-15	1,713	1,603	110	6.4%	105	100	5	4.8%
Mar-15	1,713	1,612	101	5.9%	105	98	7	6.7%
Apr-15	1,713	1,610	103	6.0%	105	98	7	6.7%
May-15	1,713	1,612	101	5.9%	105	98	7	6.7%
Jun-15	1,714	1,597	117	6.8%	105	101	4	3.8%
Jul-15	1,715	1,609	106	6.2%	105	101	4	3.8%

* As of July 31, 2015

Authorized Judgeships and Vacancies in the Superior Courts

