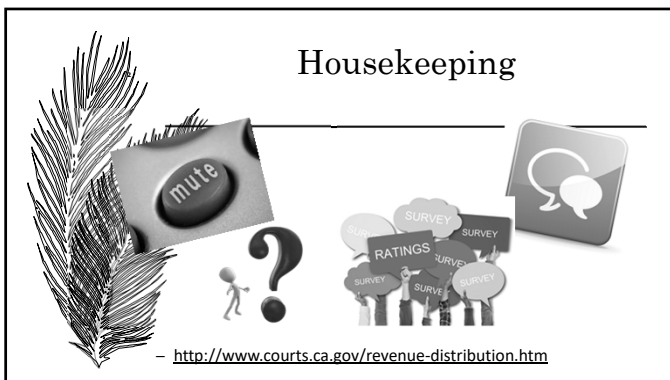
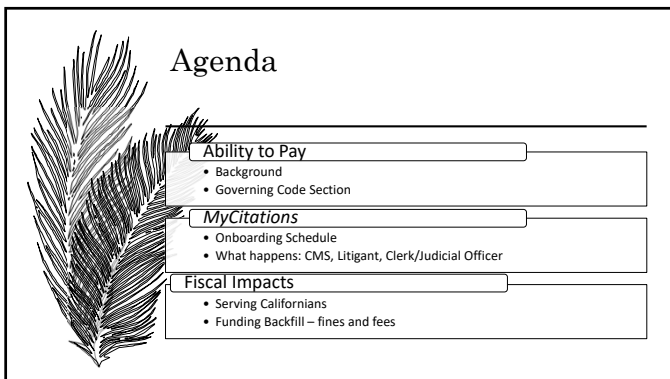


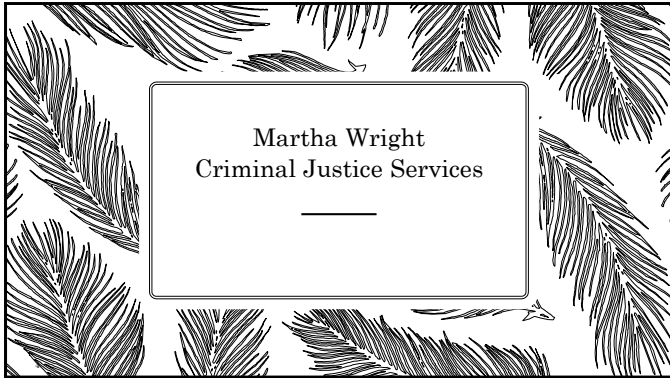
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2021-22 State Budget Bill

Budget Act of 2021 funds expansion of the ability to pay determinations pilot program and provides backfill of associated judicial branch revenue reductions.

- \$7.9 million in FY 2021-2022
- Increases over three years to \$58 million ongoing annually
- Courts onboarded quarterly in cohorts
- All 58 trial courts must offer online ability to pay by June 30, 2024

5

Gov. Code 68645

Requirements When Determining Ability to Pay

- The tool must recommend at least a 50% reduction for a defendant on benefits
- Current pilot court tool recommendations vary from 50-80% for defendants on benefits.
- If the defendant on benefits is granted an installment plan, it shall be no more than \$25 a month.
- While statute does not mandate specific reduction recommendations for defendants *not on* benefits, pilot program policy has been to treat similarly situated defendants similarly.
- Generally, litigants at poverty levels of 125-250% receive reduction and payment plan similar to those on benefits.

6

Gov. Code 68645

General Guidance

- Each court can configure their own parameters for calculator recommendations for reductions.
- In all cases, judicial officers have discretion to alter tool recommendation when necessary.

7

Gov. Code 68645



Courts may not impose administrative fees for payment plans, on nondelinquent and delinquent accounts, if a defendant makes an online or in-person ability-to-pay request.

- Determination requests are offered free of charge to individual.
- Payment plans are offered free of charge to individual.



8

Administrative Fees

Courts or counties may recover costs as part of their comprehensive collection programs, including up to \$35 per nondelinquent case.



Administrative costs recovered:

Nondelinquent: Cost recovered up to \$35 (PC 1463/007(d)) per approved payment plan.	Delinquent: cost recovered, up to actual, per normal collections practices.
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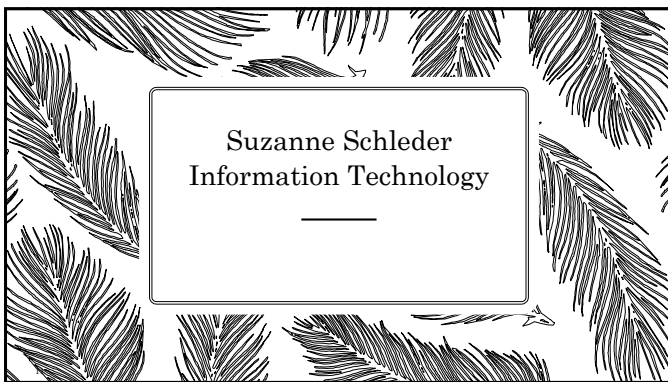
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Backfill Funding for Amounts Reduced

- Courts that have adopted the use of *MyCitations* will receive backfill funding for fines and fees reduced under the ability to pay program for both electronic and paper submissions.

10



Suzanne Schleder

Information Technology

11

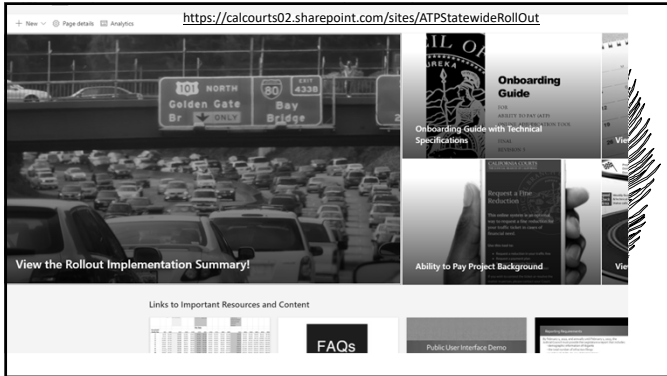
Cohort Schedule

FY 21-22				
July-Sept	Oct-Dec	Jan-Mar (Est. Go-Live April 2022)	Apr-June (Est. Go-Live July 2022)	
Note: 5 PMAs, Full-time Staff PMA Training and Finalize Court Implementation Schedule				
		Cohort 1	Cohort 2	
		Fresno	Monterey	
		Orange	San Benito	
		Modoc	San Luis Obispo	
		Diablo		
		Santa Cruz		

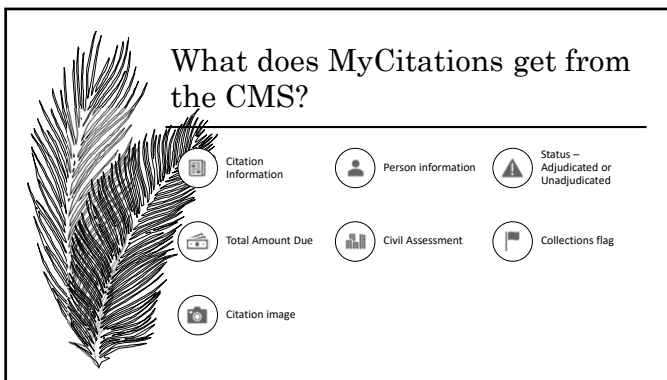
FY 22-23				
July-Sept (Est. Go-Live Oct 2022)	Oct-Dec (Est. Go-Live Jan 2023)	Jan-Mar (Est. Go-Live April 2023)	Apr-June (Est. Go-Live July 2023)	
Cohort 4	Cohort 5	Cohort 6	Cohort 7	
Merced/Stanislaus*	Amador	Butte	Colusa	
Mariposa	Madison	Colusa	Colusa	
San Diego*	Yuba	Del Norte	Nevada	
San Joaquin	Yuba	San Mateo	Stanislaus	
Yuba	Fresno	Colusa	Yuba	
*All New users to e-court implementation of 2.0.0.0.				

FY 23-24				
July-Sept (Est. Go-Live Oct 2023)	Oct-Dec (Est. Go-Live Jan 2024)	Jan-Mar (Est. Go-Live April 2024)	Apr-June (Est. Go-Live July 2024)	
Cohort 8	Cohort 9	Cohort 10	Cohort 11	
Calaveras	Alameda	Alpine	El Dorado	
Lassen	Los Angeles	Contra Costa	El Dorado	
Marin	Mariposa	Rivers	Yuba	
Plumas	Santa Barbara	San Bernardino	Orange	
Sutter	Yuba	Sonoma	Sacramento	
			Butte	

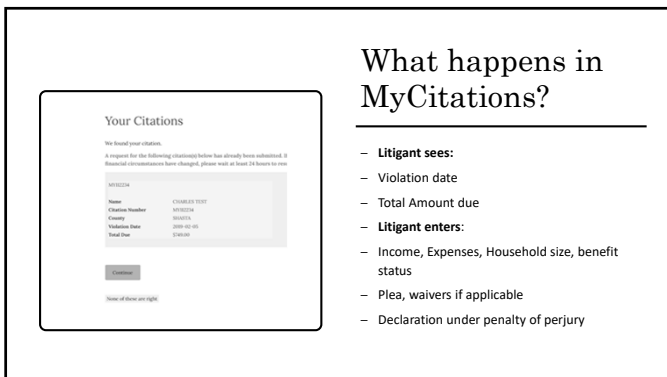
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15

What the clerk/judicial officer sees:

- Litigants Submission
- Indigency Level Comparison
- Citation
- Past Petitions
- Clerk's comments

16

Judgment/Order

- Calculator Recommendation
- Judgment/Order
- Reduced Amount
- Payment Plan
- Community Service
- More time to pay

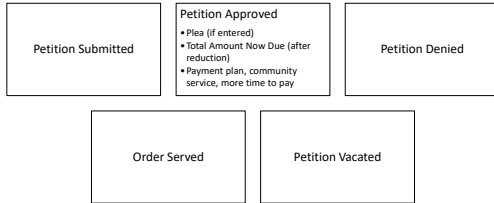
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What the litigant gets back

- Email
- Judgment/Order

18

What goes back to the CMS?



19

Case Management System Vendors



- JTI – Requires upgrade to 2021.17
- Tyler- Full 2-way interface requires CATS2019
- Other – Specifications available online

20

How does this impact Business Process?



- Sentencing
- Applying adjustment/credit type
- Tracking online and in-court (paper) requests
- Collections
 - Current total due/applied payments
 - Modified payment terms - \$25.00 per month max

21



22


MyCitations System Data

AtP Pilot Program 4/19-6/21


- 16,000+ requests received
- 84% of requests approved for a reduction

16,000+ litigants


- 48% of litigants were on benefits
- 91 % of litigants below CA Poverty level




Income assistance:
Medi-Cal, and tax
credits



Food programs:
SNAP, WIC, and
child nutrition



Housing and subsidized
housing, public housing,
and vouchers



Health Insurance:
Medicaid and CHIP


23

AtP System Data

ATP Pilot Program 4/19-6/21

	Before AtP Reduction	After AtP Reduction
Total Amount Owed	\$17,485,898	\$9,154,800
Average Amount Owed Per Ticket	\$693	\$362


24



Judicial Branch Fines/Fees Reduced

Fund	Revenue/Object Code	Code Section	Description
159	164602	GC 668090.8	Trial Court Improvement Fund - 2% Automation
932	16743	PC 51465.8	Court Operations Assessment
932	164400	PC 51224.1	Trial Court Trust Fund - Civil Assessment
3037	164801	GC 570372(a)	State Court Facilities Construction Fund - Penalty on Criminal Fines
3037	164803	GC 570373	State Court Facilities Construction Fund - Assessment on Infraction Convictions
3066	131707	VC 542006	Court Facilities Trust Fund - Night Court Assessment & VC 42006(h)(1) - Night Court Fund Transfer

25




What do we need for Backfill Funding?

REPORT TO JUDICIAL COUNCIL FOR ABILITY TO PAY BACKFILL - ONLINE

County Name/Number	Month	Year	NUMBER OF CASES
159	200	164602	2% Automation
932	200	16743	Court Operations Assessment
932	200	164400	Trial Court Trust Fund - Civil Assessment
3037	200	164801	State Court Facilities Construction Fund - Penalty on Criminal Fines
3037	200	164803	State Court Facilities Construction Fund - Assessment on Infraction Convictions
3066	200	131707	Court Facilities Trust Fund - Night Court Assessment & VC 42006(h)(1) - Night Court Fund Transfer
Other State Funds			
County Funds			
Other Local Entities			
Totals:			


26



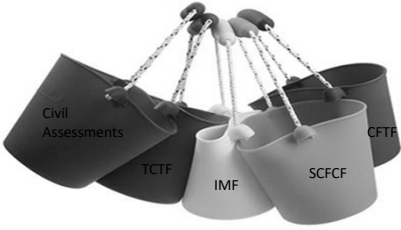
Definitions

- Amount Due:** The sum of the base fine, penalty assessments, civil assessments, and fees, including mandatory fees, owed and unpaid by the defendant at the time the ATP determination was applied.
- New Balance:** Amount owed after ATP reduction applied
- Reduction Amount:** Total revenue loss for ATP reductions; "Total Amount Due" - "New Balance" = "Reduction Amount".
- Backfill Requested:** The total revenue loss due to ATP reductions, eligible for backfill.

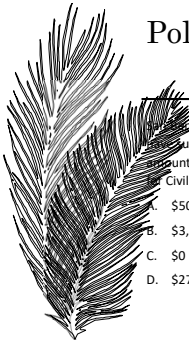
27



Revenue Distribution—JCC Funds



28




Poll

San Benito court is scheduled to onboard the MyCitations tool in July 2022. They submitted monthly ATP Backfill Templates for Fiscal Year (FY) 2021-22 in the amount of \$50,675 - Civil Assessments in the amount of \$3500. How much backfill for Civil Assessments will San Benito receive for FY 2021-22?

- A. \$50,675
- B. \$3,500
- C. \$0
- D. \$27,088

29

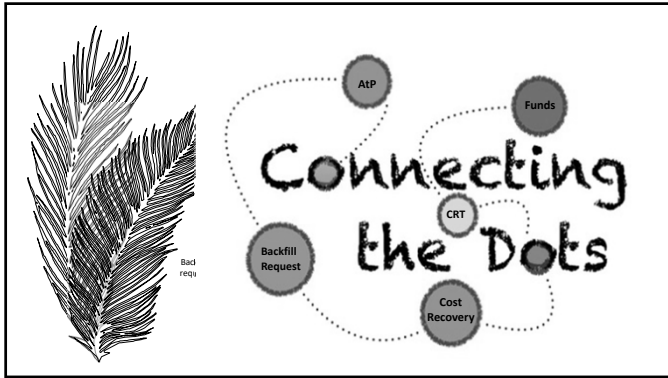


Cost Recovery Reporting Template

CITY TO PAY DETERMINATION REQUESTS (ATP)	Number of non-delinquent installment payment plans ordered	Fee (up to \$35.00) charged and waived by
Approved ATP Installment Plans	0000	\$ 35.00
All Revenue should be recorded in Phoenix as follows: 64 821205 Enhanced Collections - Cost Recovery for Installment Fees for Ad-It-to-Pay Fund 110001		
		Phoenix General Fund 110001 Total: \$ -
		Phoenix Enhanced Collections Fund 120007 Total: \$ -
Total Costs subject to recovery prior to any revenue Distribution		\$ -

<http://www.courts.ca.gov/partners/documents/Cost-Recovery-Report-Template-2022.xlsx>

30



31



32

Resources

- **Statewide Rollout Portal SharePoint site**
<https://judcourts02.sharepoint.com/sites/ATPStatewideRollOut>
- **ATP Annual Report**
- **Judicial Council ATP Contacts**
 - *LaFatima Jones, Budget Services – LaFatima.Jones@jud.ca.gov*
 - *Suzanne Schleder, Information Technology – Suzanne.Schleder@jud.ca.gov*
 - *Martha Wright, Criminal Justice Services – Martha.Wright@jud.ca.gov*

33



Questions?

34

- Training Evaluation

- SurveyMonkey:
<https://www.surveymonkey.com/r/2022SpringSessionD>

- Training certificate:
revenue@jud.ca.gov

35



36
