

0280 Commission on Judicial Performance

The California Commission on Judicial Performance is the independent state agency responsible for investigating complaints of judicial misconduct and judicial incapacity, and for disciplining judges pursuant to Article VI, Section 18 of the California Constitution. It is the only body with such authority in the state. Its jurisdiction includes all active judges and justices of California's superior courts, Courts of Appeal and Supreme Court, and former judges for conduct prior to retirement or resignation. The Commission also shares authority with the local courts for the oversight of court commissioners and referees. In addition to its disciplinary functions, the Commission is responsible for handling judges' applications for disability retirement.

The Commission's authority is limited to investigating alleged judicial misconduct and, if warranted, imposing discipline. Judicial misconduct usually involves conduct in conflict with the standards set forth in the Code of Judicial Ethics. After investigation and, in some cases a public hearing, the Commission may impose sanctions ranging from confidential discipline to removal from office.

The Commission is composed of 11 members: 3 judges appointed by the Supreme Court, 2 attorneys appointed by the Governor, and 6 lay citizens, of which 2 are appointed by the Governor, 2 are appointed by the Senate Committee on Rules, and 2 are appointed by the Speaker of the Assembly. Members are appointed to four-year terms and may serve two terms. Commission members do not receive a salary.

3-YR EXPENDITURES AND POSITIONS (Summary of Program Requirements)

	Positions			Expenditures		
	2005-06	2006-07	2007-08	2005-06*	2006-07*	2007-08*
10 Commission on Judicial Performance	21.5	27.0	27.0	\$3,895	\$4,378	\$4,400
TOTALS, POSITIONS AND EXPENDITURES (All Programs)	21.5	27.0	27.0	\$3,895	\$4,378	\$4,400
FUNDING				2005-06*	2006-07*	2007-08*
0001 General Fund				\$3,900	\$4,379	\$4,401
9728 Judicial Branch Workers' Compensation Fund				-5	-1	-1
TOTALS, EXPENDITURES, ALL FUNDS				\$3,895	\$4,378	\$4,400

LEGAL CITATIONS AND AUTHORITY

DEPARTMENT AUTHORITY

California Constitution, Article VI, Sections 8, 18, 18.1 and 18.5; Government Code, Sections 75060 et seq. and 75560 et seq.

DETAILED BUDGET ADJUSTMENTS

	2006-07*		Positions	2007-08*		Positions
	General Fund	Other Funds		General Fund	Other Funds	
Baseline Adjustment Descriptions						
• Employee Compensation Adjustment	\$259	\$-	-	\$258	\$-	-
• Retirement Rate Adjustment	26	-	-	26	-	-
• Price Increase	-	-	-	23	-	-
Totals, Baseline Adjustments	\$285	\$-	-	\$307	\$-	-
TOTALS, BUDGET ADJUSTMENTS	\$285	\$-	-	\$307	\$-	-

DETAILED EXPENDITURES BY PROGRAM (Program Budget Detail)

		2005-06*	2006-07*	2007-08*
PROGRAM REQUIREMENTS				
10	COMMISSION ON JUDICIAL PERFORMANCE			
	State Operations:			
0001	General Fund	\$3,900	\$4,379	\$4,401
9728	Judicial Branch Workers' Compensation Fund	-5	-1	-1
	Totals, State Operations	\$3,895	\$4,378	\$4,400
TOTALS, EXPENDITURES				
	State Operations	3,895	4,378	4,400
	Totals, Expenditures	\$3,895	\$4,378	\$4,400

* Dollars in thousands, except in Salary Range.

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EXPENDITURES BY CATEGORY (Summary By Object)

1 State Operations	Positions			Expenditures		
	2005-06	2006-07	2007-08	2005-06*	2006-07*	2007-08*
PERSONAL SERVICES						
Authorized Positions (Equals Sch. 7A)	21.5	27.0	27.0	\$2,033	\$2,466	\$2,493
Total Adjustments	-	-	-	-	197	186
Net Totals, Salaries and Wages	21.5	27.0	27.0	\$2,033	\$2,663	\$2,679
Staff Benefits	-	-	-	726	830	844
Totals, Personal Services	21.5	27.0	27.0	\$2,759	\$3,493	\$3,523
OPERATING EXPENSES AND EQUIPMENT				\$1,136	\$885	\$877
TOTALS, POSITIONS AND EXPENDITURES, ALL FUNDS (State Operations)				\$3,895	\$4,378	\$4,400

DETAIL OF APPROPRIATIONS AND ADJUSTMENTS (Reconciliation with Appropriations)

1 STATE OPERATIONS	2005-06*	2006-07*	2007-08*
0001 General Fund			
APPROPRIATIONS			
001 Budget Act appropriation	\$4,110	\$4,093	\$4,400
Allocation for employee compensation	-	259	-
Adjustment per Section 3.60	-17	26	-
Transfer to Item 0280-011-0001 per Provision 1	-4	-	-
011 Budget Act appropriation (transfer to Judicial Branch Workers' Compensation Fund)	1	1	1
Transfer from Item 0280-001-0001 per Provision 1	4	-	-
Totals Available	\$4,094	\$4,379	\$4,401
Unexpended balance, estimated savings	-194	-	-
TOTALS, EXPENDITURES	\$3,900	\$4,379	\$4,401
9728 Judicial Branch Workers' Compensation Fund			
APPROPRIATIONS			
TOTALS, EXPENDITURES	\$-	\$-	\$-
Less funding provided by the General Fund	-\$5	-\$1	-\$1
NET TOTALS, EXPENDITURES	-\$5	-\$1	-\$1
TOTALS, EXPENDITURES, ALL FUNDS (State Operations)	\$3,895	\$4,378	\$4,400

CHANGES IN AUTHORIZED POSITIONS

	Positions			Expenditures		
	2005-06	2006-07	2007-08	2005-06*	2006-07*	2007-08*
Totals, Authorized Positions	21.5	27.0	27.0	\$2,033	\$2,466	\$2,493
Salary Adjustments	-	-	-	-	197	186
Total Adjustments	-	-	-	\$-	\$197	\$186
TOTALS, SALARIES AND WAGES	21.5	27.0	27.0	\$2,033	\$2,663	\$2,679

* Dollars in thousands, except in Salary Range.