

## 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		
	2006-07	2007-08	2008-09	2006-07*	2007-08*	2008-09*
10 Commission on Judicial Performance	21.0	27.0	27.0	\$4,022	\$4,495	\$4,526
<b>TOTALS, POSITIONS AND EXPENDITURES (All Programs)</b>	<b>21.0</b>	<b>27.0</b>	<b>27.0</b>	<b>\$4,022</b>	<b>\$4,495</b>	<b>\$4,526</b>
<b>FUNDING</b>				<b>2006-07*</b>	<b>2007-08*</b>	<b>2008-09*</b>
0001 General Fund				\$4,027	\$4,496	\$4,527
9728 Judicial Branch Workers' Compensation Fund				-5	-1	-1
<b>TOTALS, EXPENDITURES, ALL FUNDS</b>				<b>\$4,022</b>	<b>\$4,495</b>	<b>\$4,526</b>

### 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.

### BUDGET-BALANCING REDUCTIONS

- The Budget includes an unallocated General Fund reduction of \$453,000 in 2008-09.

### DETAILED BUDGET ADJUSTMENTS

	2007-08*			2008-09*		
	General Fund	Other Funds	Positions	General Fund	Other Funds	Positions
<b>Baseline Adjustment Descriptions</b>						
• Employee Compensation Adjustments	\$104	\$-	-	\$114	\$-	-
• Price Increase	-	-	-	21	-	-
• Retirement Rate Adjustment	-9	-	-	-9	-	-
<b>Totals, Baseline Adjustments</b>	<b>\$95</b>	<b>\$-</b>	<b>-</b>	<b>\$126</b>	<b>\$-</b>	<b>-</b>
<b>TOTALS, BUDGET ADJUSTMENTS</b>	<b>\$95</b>	<b>\$-</b>	<b>-</b>	<b>\$126</b>	<b>\$-</b>	<b>-</b>
<b>Other Adjustments <sup>1/</sup></b>						
• Budget-Balancing Reductions	-	-	-	-453	-	-
<b>REVISED TOTALS, BUDGET ADJUSTMENTS</b>	<b>\$95</b>	<b>\$-</b>	<b>-</b>	<b>-\$327</b>	<b>\$-</b>	<b>-</b>

<sup>1/</sup> These dollars and PYs are included in the General Government agency, therefore not included in the other fiscal statements for this department. These totals are also not included in the applicable Summary Schedules for this department.

### DETAILED EXPENDITURES BY PROGRAM (Program Budget Detail)

	2006-07*	2007-08*	2008-09*
<b>PROGRAM REQUIREMENTS</b>			

\* Dollars in thousands, except in Salary Range.

**0280 Commission on Judicial Performance - Continued**

		2006-07*	2007-08*	2008-09*
<b>10 COMMISSION ON JUDICIAL PERFORMANCE</b>				
State Operations:				
0001 General Fund		\$4,027	\$4,496	\$4,527
9728 Judicial Branch Workers' Compensation Fund		-5	-1	-1
<b>Totals, State Operations</b>		<b>\$4,022</b>	<b>\$4,495</b>	<b>\$4,526</b>
<b>TOTALS, EXPENDITURES</b>				
State Operations		4,022	4,495	4,526
<b>Totals, Expenditures</b>		<b>\$4,022</b>	<b>\$4,495</b>	<b>\$4,526</b>

**EXPENDITURES BY CATEGORY (Summary By Object)**

1 State Operations	Positions			Expenditures		
	2006-07	2007-08	2008-09	2006-07*	2007-08*	2008-09*
PERSONAL SERVICES						
Authorized Positions (Equals Sch. 7A)	21.0	27.0	27.0	\$2,146	\$2,656	\$2,703
Total Adjustments	-	-	-	-	69	69
<b>Net Totals, Salaries and Wages</b>	<b>21.0</b>	<b>27.0</b>	<b>27.0</b>	<b>\$2,146</b>	<b>\$2,725</b>	<b>\$2,772</b>
Staff Benefits	-	-	-	727	856	880
<b>Totals, Personal Services</b>	<b>21.0</b>	<b>27.0</b>	<b>27.0</b>	<b>\$2,873</b>	<b>\$3,581</b>	<b>\$3,652</b>
OPERATING EXPENSES AND EQUIPMENT				\$1,149	\$914	\$874
<b>TOTALS, POSITIONS AND EXPENDITURES, ALL FUNDS (State Operations)</b>				<b>\$4,022</b>	<b>\$4,495</b>	<b>\$4,526</b>

**DETAIL OF APPROPRIATIONS AND ADJUSTMENTS (Reconciliation with Appropriations)**

1 STATE OPERATIONS	2006-07*	2007-08*	2008-09*
0001 General Fund			
APPROPRIATIONS			
001 Budget Act appropriation	\$4,093	\$4,400	\$4,526
Allocation for employee compensation	259	104	-
Adjustment per Section 3.60	26	-9	-
Transfer to 0280-011-0001 per Provision 1	-4	-	-
011 Budget Act appropriation (transfer to Judicial Branch Workers' Compensation Fund)	1	1	1
Transfer from 0280-001-0001 per Provision 1	4	-	-
<b>Totals Available</b>	<b>\$4,379</b>	<b>\$4,496</b>	<b>\$4,527</b>
Unexpended balance, estimated savings	-352	-	-
<b>TOTALS, EXPENDITURES</b>	<b>\$4,027</b>	<b>\$4,496</b>	<b>\$4,527</b>
9728 Judicial Branch Workers' Compensation Fund			
APPROPRIATIONS			
<b>TOTALS, EXPENDITURES</b>	<b>\$-</b>	<b>\$-</b>	<b>\$-</b>
Less funding provided by the General Fund	-5	-1	-1
<b>NET TOTALS, EXPENDITURES</b>	<b>\$-5</b>	<b>\$-1</b>	<b>\$-1</b>
<b>TOTALS, EXPENDITURES, ALL FUNDS (State Operations)</b>	<b>\$4,022</b>	<b>\$4,495</b>	<b>\$4,526</b>

**CHANGES IN AUTHORIZED POSITIONS**

	Positions			Expenditures		
	2006-07	2007-08	2008-09	2006-07*	2007-08*	2008-09*
Totals, Authorized Positions	21.0	27.0	27.0	\$2,146	\$2,656	\$2,703
Salary Adjustments	-	-	-	-	69	69
<b>Total Adjustments</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>\$-</b>	<b>\$69</b>	<b>\$69</b>

\* Dollars in thousands, except in Salary Range.

0280 Commission on Judicial Performance - Continued

	Positions			Expenditures		
	2006-07	2007-08	2008-09	2006-07*	2007-08*	2008-09*
TOTALS, SALARIES AND WAGES	21.0	27.0	27.0	\$2,146	\$2,725	\$2,772

---

\* Dollars in thousands, except in Salary Range.