



JUDICIAL COUNCIL OF CALIFORNIA

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MEMORANDUM

Date

August 10, 2017

Action Requested

For Your Information

To

Associate Justices of the Supreme Court
Associate Justices of the Courts of Appeal
Judges of the Superior Courts

Deadline

N/A

From

Martin Hoshino
Administrative Director, Judicial Council

Contact

Evelyn Ramos, Human Resources Supervisor
415-865-4296 phone
evelyn.ramos@jud.ca.gov

Subject

Fiscal Year 2016–17 Judicial Salary Increase
and
Fiscal Year 2017–18 Judicial Salary Increase

As a follow up to my memorandum distributed to you on July 25, 2017, Judicial Council staff have now verified the mathematical information relied upon by the California Department of Human Resources (CalHR) to calculate the adjusted and new salary increase amounts contained in this year's *Exempt Pay Letter* notice for fiscal years 2016–17 and 2017–18, dated July 21, 2017 (attached). Consistent with the salaries indicated in this *Exempt Pay Letter*, we have verified that the increases result in the following base monthly and annual salary rates:

- **Effective July 1, 2016**, as noted in the *Exempt Pay Letter*, justices' and judges' salary increases will be adjusted from 1.36 percent to 1.52 percent, to reflect additional general salary increases provided to two executive branch bargaining units retroactive to July 1, 2016. This salary increase adjustment will result in the following base monthly and annual salary rates:

Title	Monthly Rate	Annual Rate
Chief Justice	\$20,471.33	\$245,656.00
Associate Justice, Supreme Court	\$19,521.41	\$234,257.00
Justice, Court of Appeal	\$18,301.50	\$219,618.00
Judge, Superior Court	\$15,992.83	\$191,914.00

The State Controller’s Office (SCO) has informed us that it will issue a separate check for the retroactive pay adjustments for July 2016 through June 2017 by the end of September.

- **Effective July 1, 2017**, as noted in the *Exempt Pay Letter*, justices’ and judges’ salary will increase to reflect both:
 - a compounding correction to the judicial salary increases previously provided for fiscal years 2008–09 to 2013–14. In its Exempt Pay Letter, CalHR indicates that the declaratory judgment in *Mallano v. Chiang et al.* (Los Angeles County Superior Court No. BC 533770) determined judicial salary increases in fiscal years 2008–09 to 2013–14 pursuant to Government Code section 68203. CalHR added that those salary increases were included in a previous 1.4 percent judicial salary increase, effective July 1, 2013, but were not compounded at that time; and
 - a 4.23 percent increase based on the average percentage salary increase provided to employees of the executive branch.

These salary adjustments will result in the following base monthly and annual salary rates:

Title	Monthly Rate	Annual Rate
Chief Justice	\$21,338.25	\$256,059.00
Associate Justice, Supreme Court	\$20,348.25	\$244,179.00
Justice, Court of Appeal	\$19,076.05	\$228,918.00
Judge, Superior Court	\$16,670.16	\$200,042.00

The new July 1, 2017 salary rates will be reflected in the September payroll checks with an issue date of October 1, 2017. The SCO has informed us that by the end of September 2017, it will issue another separate check for the retroactive payment covering the period of July 1, 2017, through August 31, 2017.

Please note that Administrative Presiding Justices and Presiding Judges will also continue to receive additional pay differentials to their compensation.

Upon receipt of the *Exempt Pay Letter* from the CalHR dated July 21, 2017, many judicial officers inquired about retroactive pay amounts related to *Mallano v Chiang et al.* As of this date, the CalHR and the SCO have not provided additional information relating to the retroactive payment.

MH/fnk

cc: Hon. Tani G. Cantil-Sakauye, Chief Justice of California
Jorge Navarrete, Clerk/Executive Officer of the Supreme Court
Clerk/Executive Officers of the Courts of Appeal
Executive Officers of the Superior Courts
Human Resources Liaisons of the Courts of Appeal
Human Resources Liaisons of the Superior Courts
Jody Patel, Chief of Staff, Judicial Council
John Wordlaw, Chief Administrative Officer, Judicial Council
Millicent Tidwell, Chief Operating Officer, Judicial Council



Exempt Pay Letter

DATE: July 21, 2017

TO: State Controller's Office
300 Capitol Mall
Sacramento, CA 95814

FROM: California Department of Human Resources
Exempt Program

SUBJ: Exempt Pay Letter

Judicial Salary Adjustments Effective July 1, 2016

Per Government Code section 68203, this is to notify you that the Department of Human Resources (CalHR) has adjusted the following statutory judicial salaries, effective July 1, 2016.

Pursuant to recently enacted legislation (SB 96) that amended Government Code section 68203 (Chapter 28, Statutes of 2017), CalHR has adjusted judicial salaries by 0.1576% to 0.1578%. The statute now requires CalHR to determine salary increases, occurring on or after July 1 of any fiscal year, effective July 1 of that fiscal year.

After CalHR calculated the 2016 Judicial Salary Increase of 1.36% on July 1, 2016, two bargaining units (7 and 18) received a general salary increase retroactive to July 1, 2016. With the inclusion of the Bargaining Unit 7 and 18 general salary increases, the 2016 calculation yields a 1.52% average percentage salary increase. To account for the difference between the previously provided 1.36% and the newly calculated 1.52%, CalHR has adjusted the judicial salaries by 0.1576% to 0.1578% as reflected in the chart below:

<u>Class Code</u>	<u>Class Title</u>	<u>Monthly Salary</u>	<u>Annual Salary</u>	<u>New Monthly Salary</u>	<u>New Annual Salary</u>
L5987	Chief Justice	\$20,439.08	\$245,269.00	\$20,471.33	\$245,656.00
L5988	Associate Justice	\$19,490.66	\$233,888.00	\$19,521.41	\$234,257.00
L5991	Justice, Court of Appeal	\$18,272.66	\$219,272.00	\$18,301.50	\$219,618.00
L9999	Judge, Superior Court	\$15,967.66	\$191,612.00	\$15,992.83	\$191,914.00



Exempt Pay Letter

Judicial Salary Adjustments Effective July 1, 2017

Per Government Code section 68203, this is to notify you that the Department of Human Resources (CalHR) has adjusted the following statutory judicial salaries, effective July 1, 2017.

CalHR has been informed of a final judgment in *Mallano v. Chiang et al.* (Los Angeles County Superior Court No. BC 533770). That declaratory judgment determined judicial salary increases in fiscal years 2008-09 to 2013-14 pursuant to Government Code section 68203. All these increases were included in the November 2013, 1.4% judicial salary adjustment, effective July 1, 2013, but were not compounded at that time. Accordingly, CalHR has adjusted judicial salaries to reflect the compounding of these increases, resulting in an increase to the annual salary for the Chief Justice of \$11; Associate Justice of \$12; Justice, Court of Appeal of \$10; and Judge, Superior Court of \$10:

<u>Class Code</u>	<u>Class Title</u>	<u>Monthly Salary</u>	<u>Annual Salary</u>	<u>New Monthly Salary</u>	<u>New Annual Salary</u>
L5987	Chief Justice	\$20,471.33	\$245,656.00	\$20,472.25	\$245,667.00
L5988	Associate Justice	\$19,521.41	\$234,257.00	\$19,522.41	\$234,269.00
L5991	Justice, Court of Appeal	\$18,301.50	\$219,618.00	\$18,302.33	\$219,628.00
L9999	Judge, Superior Court	\$15,992.83	\$191,914.00	\$15,993.66	\$191,924.00

Additionally, CalHR has adjusted judicial salaries by 4.23% based on the figures of the average percentage salary increase provided to state employees in 2017. As a result of these adjustments, effective July 1, 2017, the judicial salaries will be as follows:

<u>Class Code</u>	<u>Class Title</u>	<u>Monthly Salary</u>	<u>Annual Salary</u>	<u>New Monthly Salary</u>	<u>New Annual Salary</u>
L5987	Chief Justice	\$20,472.25	\$245,667.00	\$21,338.25	\$256,059.00
L5988	Associate Justice	\$19,522.41	\$234,269.00	\$20,348.25	\$244,179.00
L5991	Justice, Court of Appeal	\$18,302.33	\$219,628.00	\$19,076.50	\$228,918.00
L9999	Judge, Superior Court	\$15,993.66	\$191,924.00	\$16,670.16	\$200,042.00

Exempt Pay Letter

Please note that the monthly rate may be rounded down so that the total for the twelve months does not exceed the annual amount. If you have any questions, please contact Raquel Belmontes at (916) 324-0881 or Raquel.Belmontes@calhr.ca.gov.



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cc: Evelyn Ramos, Human Resources Supervisor
Aurora Rezapour, Director, Human Resources Office
Martin Hoshino, Administrative Director
Jody Patel, Chief of Staff
John Wordlaw, Chief Administrative Officer