

DEPARTMENT: Administration BY: John W. McCamman PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No x)
Resolution Electing to Become Subject to the Provisions of the Trial Court Program for the Fiscal Year July 1, 1992 through June 30, 1993

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board opted into the Trial Court Funding Program for 1991/92 by Resolution No. 90-490. In order to opt to participate in fiscal year 1992/93 in the funding established under the Brown-Presley Trial Court Funding Act, the County must agree by resolution to be bound by the provisions of the program and certify that the majority of Board and judges of the courts request State funding.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1. Approve the resolution and the Trial Court Funding program will continue.
2. Do not approve the resolution. The County will not qualify for the appropriated State funding for trial courts.

COSTS: () Not Applicable
 A. Budgeted current FY _____
 B. Total anticipated costs _____
 C. Required Add'l funding _____
 D. Source: _____

SPECIAL INSTRUCTIONS:
 List the attachments and number the pages consecutively:
 1. Resolution
 2. Memorandum of Gray Davis, Controller

SOURCE: () 4/5ths Vote Required
 A. Internal transfers \$ _____
 B. Unanticipated revenues \$ _____
 C. Reserve for contingency \$ _____
 D. Description: _____
 Balance in Reserve for Contingencies, if approved: \$ _____

CLERK'S USE ONLY:

Res. No.: 92-89
 Ord. No.: _____
 Vote - Ayes: 5 Noes: _____
 Absent: _____ Abstained: _____
 () Approved () Denied
 () Minute Order Attached

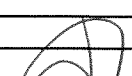
ADMINISTRATIVE OFFICER'S RECOMMENDATION:

This item on agenda as:
 Recommended
 Not Recommended
 For Policy Determination
 Submitted with Comment
 Returned for Further Action

The foregoing instrument is a correct copy of the original on file in this office.

Date: _____
 ATTEST: MARGIE WILLIAMS
 Clerk of the Board of Supervisors
 County of Mariposa, State of CA
 By: _____
 Deputy

Comment: _____

 A.O. Initials: 

MARIPOSA COUNTY RESOLUTION NO. 92-89

**RESOLUTION
ELECTING TO BECOME SUBJECT TO THE PROVISIONS OF
THE TRIAL COURT PROGRAM
FOR THE FISCAL YEAR JULY 1, 1992 THROUGH JUNE 30, 1993**

WHEREAS, the passage of SB 612, Chapter 945 Statutes of 1988 which repealed and added Chapter 13 commencing with Section 77000 to Title 8 of the Government Code, known as the Brown-Presley Trial Court Funding Act, and with the passage of AB 1197, Chapter 1944 Statutes of 1988, allows an option county to receive from the State quarterly block grants based on sums specified pursuant to Government Code Section 77200; and

WHEREAS, the Brown-Presley Trial Court Funding Act establishes a program of State funding of trial courts as specified in Government Code Section 77300 provided that sufficient monies have been appropriated in the State Budget Act for the fiscal year to adequately fund the program; and

WHEREAS, the decision by the County of Mariposa to opt into the program pursuant to Government Code Section 77300 shall result in the option county agreeing to perform all duties and provide services required by the Brown-Presley Trial Court Funding Act and all other provisions of law;

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Board of Supervisors, the presiding Judge of the Superior Court, and the presiding Judge of the Justice Court of Mariposa County hereby elect, pursuant to Government Code Section 77301 to opt into the Trial Court Funding Program for the 1992-93 fiscal year beginning July 1, 1992, and agree to be bound by the provisions of this program in consideration for State funding of trial courts; and certify that a majority of each of the Board of Supervisors, the Judge of the Superior Court and the Judge of the Justice Court in the County request State funding;

BE IT FURTHER RESOLVED, that the Clerk of the Board is directed to notify the Secretary of State and the State Controller forthwith of this election.

This Resolution shall take effect upon its adoption.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors, a political subdivision of the State of


California, this 25th day of February, 1992 by the following vote:

AYES: BAGGETT, PUNTE, ERICKSON, RADANOVICH, TABER

NOES: NONE

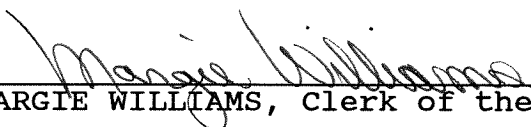
ABSENT: NONE

ABSTAINED: NONE




SALLY S. PUNTE, Chairperson
Mariposa County Board of Supervisors

ATTEST:




MARGIE WILLIAMS, Clerk of the Board




RICHARD L. McMECHAN, Presiding Judge
Mariposa County Superior Court

ATTEST:

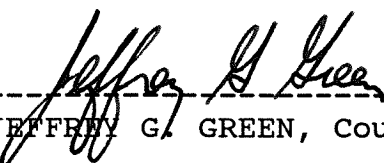


LYNNE ROBINSON, County Clerk



CARLOS LA ROCHE, Presiding Judge
Mariposa County Justice Court

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



JEFFREY G. GREEN, County Counsel