



## JUDICIAL COUNCIL OF CALIFORNIA

520 Capitol Mall, Suite 600 • Sacramento, California 95814-3368  
Telephone 916-323-3121 • Fax 916-323-4347 • TDD 415-865-4272

TANI G. CANTIL-SAKAUYE  
*Chief Justice of California*  
*Chair of the Judicial Council*

MARTIN HOSHINO  
*Administrative Director*

CORY T. JASPERSON  
*Director, Governmental Affairs*

June 21, 2022

Hon. Gavin Newsom  
Governor of California  
State Capitol, First Floor  
Sacramento, California 95814

Subject: Senate Bill 1005 (Wieckowski) – Request for Signature

Dear Governor Newsom:

The Judicial Council respectfully requests your signature on SB 1005, which subjects partition of a conservatee's present or former personal residence to the same conditions as are applicable to the sale of the residence under existing law.

The council supports SB 1005 because it provides consistency in probate proceedings related to the estate, including the primary residence, of the conservatee. Current law establishes procedures for the sale of a conservatee's primary residence when the conservatee is the sole owner of the primary residence; however, current law does not address the sale of a conservatee's interest in the primary residence when the conservatee is only a partial owner.

SB 1005 seeks to harmonize the rules that apply to a conservator regarding the sale of the conservatee's primary residence, whether the ownership is shared or exclusive.

For these reasons, the Judicial Council requests your signature on SB 1005.

Hon. Gavin Newsom

June 21, 2022

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Should you have any questions or require additional information, please contact Andi Liebenbaum at 916-323-3121.

Sincerely,



Cory T. Jasperson

Director, Governmental Affairs

CTJ/AL/yc-s

cc: Hon. Bob Wieckowski, Member of the Senate

Mr. Saul Bercovitch, Director of Governmental Affairs, California Lawyers Association, for the Trusts and Estates Section Executive Committee

Ms. Jessica Devencenzi, Deputy Legislative Affairs Secretary, Office of the Governor

Mr. Martin Hoshino, Administrative Director, Judicial Council of California

Ms. Shelley Curran, Chief Policy & Research Officer, Judicial Council of California



# JUDICIAL COUNCIL OF CALIFORNIA

## GOVERNMENTAL AFFAIRS

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*Director, Governmental Affairs*

May 25, 2022

Hon. Mark Stone, Chair  
Assembly Judiciary Committee  
1020 N Street, Ste 104  
Sacramento, California 95814

Subject: Senate Bill 1005 (Wieckowski), as amended May 16, 2022 – Support  
Hearing: Assembly Judiciary Committee – June 1, 2022

Dear Assembly Member Stone:

The Judicial Council supports SB 1005, which subjects partition of a conservatee's present or former personal residence to the same conditions as are applicable to the sale of the residence under existing law.

The council supports SB 1005 because it provides consistency in probate proceedings related to the estate, including the primary residence, of the conservatee. As you know, current law establishes procedures for the sale of a conservatee's primary residence when the conservatee is the sole owner of the primary residence. However, current law does not address the sale of a conservatee's interest in the primary residence when the conservatee is only a partial owner. SB 1005 seeks to harmonize the rules that apply to a conservator regarding the sale of the conservatee's primary residence, whether the ownership is shared or exclusive.

For these reasons, the Judicial Council supports SB 1005.

Hon. Mark Stone

May 25, 2022

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Should you have any questions or require additional information, please contact Andi Liebenbaum at 916-323-3121.

Sincerely,



Cory T. Jaspersen

Director, Governmental Affairs

CTJ/AL/yc-s

cc: Members, Assembly Judiciary Committee  
Hon. Thomas J. Umberg, Member of the Senate  
Mr. Saul Bercovitch, Director of Governmental Affairs, California Lawyers Association,  
for the Trusts and Estates Section Executive Committee  
Ms. Leora Gershenzon, Deputy Chief Counsel, Assembly Judiciary Committee  
Mr. Daryl Thomas, Consultant, Assembly Republican Office of Policy  
Ms. Jessica Devencenzi, Legislative Affairs Secretary, Office of the Governor  
Mr. Martin Hoshino, Administrative Director, Judicial Council of California  
Ms. Shelley Curran, Chief Policy & Research Officer, Judicial Council of California



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CORY T. JASPERSON  
*Director, Governmental Affairs*

March 25, 2022

Hon. Thomas J. Umberg, Chair  
Senate Judiciary Committee  
1021 O Street, Ste 6730  
Sacramento, California 95814

Subject: Senate Bill 1005 (Wieckowski), as introduced – Support  
Hearing: Senate Judiciary Committee – March 29, 2022

Dear Senator Umberg:

The Judicial Council supports SB 1005, which subjects partition of a conservatee's present or former personal residence to the same conditions as are applicable to the sale of the residence under existing law.

The council supports SB 1005 because it provides consistency in probate proceedings related to the estate, including the primary residence, of the conservatee. As you know, current law establishes procedures for the sale of a conservatee's primary residence when the conservatee is the sole owner of the primary residence. However, current law does not address the sale of a conservatee's interest in the primary residence when the conservatee is only a partial owner. SB 1005 seeks to harmonize the rules that apply to a conservator regarding the sale of the conservatee's primary residence, whether the ownership is shared or exclusive.

For these reasons, the Judicial Council supports SB 1005.

Should you have any questions or require additional information, please contact Andi Liebenbaum at 916-323-3121.

Hon. Thomas J. Umberg

March 25, 2022

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Sincerely,



Cory T. Jaspersen

Director, Governmental Affairs

CTJ/AL/yc-s

cc: Members, Senate Judiciary Committee  
Hon. Thomas J. Umberg, Member of the Senate  
Mr. Saul Bercovitch, Director of Governmental Affairs, California Lawyers Association,  
for the Trusts and Estates Section Executive Committee  
Ms. Allison Meredith, Counsel, Senate Judiciary Committee  
Ms. Morgan Branch, Consultant, Senate Republican Office of Policy  
Ms. Jessica Devencenzi, Legislative Affairs Secretary, Office of the Governor  
Mr. Martin Hoshino, Administrative Director, Judicial Council of California  
Ms. Shelley Curran, Chief Policy & Research Officer, Judicial Council of California



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MARTIN HOSHINO  
*Administrative Director*

CORY T. JASPERSON  
*Director, Governmental Affairs*

March 25, 2022

Hon. Bob Wieckowski  
Member of the Senate, District 10  
1021 O Street, Ste 6530  
Sacramento, California 95814

Subject: Senate Bill 1005 (Wieckowski), as introduced – Support  
Hearing: Senate Judiciary Committee – March 29, 2022

Dear Senator Wieckowski:

The Judicial Council supports SB 1005, which revises the provisions authorizing the sale of a conservatee's present or former personal residence, or the sale of other real or personal property of the estate, to specifically include the power to consent and agree to partition the personal residence, and the power to bring an action for partition of the personal residence or other real or personal property of the estate. Stated another way, SB 1005 subjects partition of the conservatee's present or former personal residence to the same conditions as are applicable to the sale of the residence under existing law.

The council supports SB 1005 because it provides consistency in probate proceedings related to the estate, including the primary residence, of the conservatee. As you know, current law establishes procedures for the sale of a conservatee's primary residence when the conservatee is the sole owner of the primary residence. However, current law does not address the sale of a conservatee's interest in the primary residence when the conservatee is only a partial owner. SB 1005 seeks to harmonize the rules that apply to a conservator regarding the sale of the conservatee's primary residence, whether the ownership is shared or exclusive.

For these reasons, the Judicial Council supports SB 1005.

Hon. Bob Wieckowski

March 25, 2022

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Should you have any questions or require additional information, please contact me at 916-323-3121.

Sincerely,

A handwritten signature in blue ink that reads "Andi Liebenbaum". The signature is written in a cursive, flowing style.

Andi Liebenbaum

Attorney

AL/yc-s

cc: Saul Bercovitch, Director of Governmental Affairs, California Lawyers Association, for the Trusts and Estates Section Executive Committee  
Jessica Devencenzi, Deputy Legislative Secretary, Office of the Governor  
Martin Hoshino, Administrative Director, Judicial Council of California  
Shelley Curran, Chief Policy & Research Officer, Judicial Council of California