

# Bench-Bar Coalition Day in Sacramento

and the State of the Judiciary

Tuesday, March 18, 2025

California State Capitol, Sacramento



### BENCH-BAR COALITION DAY IN SACRAMENTO LEGISLATIVE VISITS

### Tuesday, March 18, 2025 California State Capitol First Floor, Room 112 1315 10<sup>th</sup> Street, Sacramento 95814

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### Bench-Bar Coalition (BBC) Day in Sacramento & State of the Judiciary Address Tuesday, March 18, 2025 State Capitol, Sacramento, California

### **ITINERARY**

9:00—9:30 a.m. California State Capitol First Floor, Room 112	BBC Day in Sacramento Check In Welcome/Introductions/Agenda Review  Briefing: Sponsored Legislation and Judicial Council Update
10:00 a.m. Senate Chambers, State Capitol	Chief Justice Patricia Guerrero delivers State of the Judiciary address to a joint convention of the Legislature.  Government Affairs will staff Room 112 for the duration of the speech. Briefcases, coats, etc., may be held here.
10:45 a.m. (or upon conclusion of address)	All guests from the Chamber, Gallery, and overflow viewing room adjourn.
11:00 a.m. – 11:45 a.m.	Scheduled appointments with legislators
Lunch 12:00 p.m. – 1:30 p.m.	On your own
1:30 p.m. – 3:45 p.m. Legislative Offices 1021 O Street	Scheduled appointments with legislators.
4:30 p.m.	Room 112 in the Capitol closes. Please reclaim all personal items.
4:30 p.m. – 6:00 p.m. Stanley Mosk Library & Courts Building, 914 Capitol Mall	Meet and Greet with Chief Justice Patricia Guerrero and judicial branch leaders.

3/5/2025 2:43 PM

Listed below are some Sacramento restaurants within walking distance of the legislative offices.

Listed below are some Sacram			
Restaurant	Address	Phone Number	Cuisine
Brasserie DuMonde			
http://brasseriedumonde.com	1201 K Street #100	(916) 329-8033	French
Cafeteria 15L	1116 15th Street		
http://cafeteria151.com	(near L Street)	(916) 492-1960	American
	1017 K Street		
Crest Café	(Next to the Crest		
www.crestcafeonline.com	Theatre)	(916) 444-2722	Mediterranean
Ella Dining Room and Bar			
www.elladiningroomandbar.com	1131 K Street	(916) 443-3772	Californian
Frank Fat's			
www.fatsrestaurants.com	806 L Street	(916) 442-7092	Chinese
House Kitchen & Bar			
www.houseoncapitol.com	555 Capitol Mall #155	(916) 498-9924	American
Il Fornaio			
www.ilfornaio.com/sacramento	400 Capitol Mall	(916) 446-4100	Italian
La Bou Bakery			
www.labou.com	1122 11th Street	(916) 930-0171	American
Thirtyfour Mexican Cantina			
IG: @thirtyfourmexicancantina	1331 O Street	(916) 706-1705	Mexican
Statehouse Coff P Desta	Decement		
Statehouse Café & Restaurant	Basement,	(016) 962 2155	A ma ami a am
www.stathouserestaurant.com	Capitol Building	(916) 862-3155	American



## **Background on the Bench-Bar Coalition**

The statewide Bench-Bar Coalition (BBC) was formed in 1993 under the leadership of the California Association of Local Bars (CALB), the State Bar of California, and the Judicial Council to enhance communication and coordinate activities with the state, local, and specialty bar associations on issues of common interest to the judicial branch—particularly in the legislative arena. Securing adequate, dependable, and stable funding for the trial courts has been a primary focus for the BBC. BBC membership is open to members of the bench and bar including judges and the presidents, past-presidents, presidents-elect, executive directors, or other person(s) designated by the president, of state, local, minority, or specialty bar associations; legal services organizations; or statewide organizations dedicated to improving the justice system.

The BBC is currently cochaired by Judge Audra Ibarra of the Superior Court of Santa Clara and Mr. Philip Nulud, Attorney, Los Angeles. Judge Ibarra represents the Northern/Central California region and Mr. Nulud represents the Southern California region. Members of the BBC's Executive Committee support the cochairs in carrying out leadership responsibilities on quarterly conference calls, meetings, working groups, and related coalition activities.

In addition to its quarterly conference calls, the Bench-Bar Coalition holds meetings in conjunction with the State Bar of California and the judicial branch. The statewide BBC also participates with a Day in Sacramento, in which groups of judges and bar leaders meet with their legislators to discuss issues of mutual interest, with emphasis on the judicial branch budget. Judicial Council members and leaders of special commissions and task forces also are invited to participate in this event, which is held annually in conjunction with the State of the Judiciary address by the Chief Justice of California.

The BBC has been successful in the development of strong working relationships and increased communication between the judiciary and members of the bar, as well as enhanced advocacy efforts with the legislative and executive branches. Subject areas of joint interest include the judicial branch budget and the need for stable, adequate funding; access to justice; court technology; new judgeships; and courthouse construction.

For more information about the BBC, please contact Cory Jasperson, the Judicial Council's liaison to the BBC, at (916) 323-3121 phone, or email to cory.jasperson@jud.ca.gov.



### Judicial Council of California

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PATRICIA GUERRERO Chief Justice of California Chair of the Judicial Council MICHELLE CURRAN

Administrative Director

### **JUDICIAL BRANCH LEGISLATIVE PRIORITIES FOR 2025**

The Judicial Council has <u>adopted the following legislative priorities for 2025</u> to increase access to justice for court users.

- 1. Continue to advocate for sufficient funding, including for:
  - a. Stable and reliable funding for courts to address annual cost increases in baseline operations and plan for the future; and
  - b. Sufficient resources to improve physical access to the courts by keeping courts open; expanding access by increasing the ability of court users to conduct branch business online; increasing security to safeguard personnel, the public, and court systems from physical, online, and cyber threats; strengthening programs and services; and continuing to implement innovations in programs and services;
- 2. Continue to seek funding for judgeships overall and particularly for judicial officers in counties with the greatest need;
- Continue to promote the availability of verbatim records of court proceedings by working collaboratively to address court reporter shortages and exploring innovations in technology;
- 4. Seek legislative authorization for the disposition of unused courthouses with the proceeds to be directed to the State Court Facilities Construction Fund or any other Judicial Council facilities fund authorized by the Legislature;
- Continue to sponsor or support legislation to improve judicial branch operational
  efficiencies, including cost-savings and cost-recovery measures as well as the ability to
  conduct proceedings, in whole or in part, using remote technology to expand safe and
  reliable access to justice; and
- 6. Delegate authority to the Legislation Committee to represent positions on proposed legislation, administrative rules or regulations, and proposals by other bodies or agencies.



### California Judicial Branch Budget Priorities for Fiscal Year 2025–26

The Chief Justice, the Judicial Council, and the courts support the Governor's budget proposal for fiscal year 2025–26 for the judicial branch. Chief Justice Patricia Guerrero stated at the release of the January budget:

The courts play an essential role in ensuring equal access to justice, protecting constitutional rights, and maintaining public trust in our democracy—all of which is built upon adequate and stable funding. As the budget is finalized in the coming months, we are committed to working with the Governor's administration and the Legislature to secure adequate resources for the judicial branch to fulfill its public service obligations and meet the needs of Californians.

	PRIORITIES ADDRESSED IN THE GOVERNOR'S BUDGET PROPOSAL									
	The proposed budget continues to protect core operations for the judicial branch to ensure access to justice is maintained for all Californians.									
1.	Partial trial court funding restoration	\$41.3M	• To restore a portion of the \$97M trial court operations reduction included in the Budget Act of 2024, starting in the current fiscal year. This restoration is intended to mitigate the impact of the reductions on access to justice.							
2.	Trial court operational costs	\$40M	To help trial courts address increases in operational costs and mitigate potential reductions to core programs and services.							
3.	Court-appointed counsel programs	\$6.3M	<ul> <li>To fund a \$10 per hour rate increase for Supreme Court and Courts of Appeal court-appointed counsel and a 7 percent increase for annual contracts.</li> <li>To assist the courts in securing experienced appointed counsel to represent appellants with death judgments and indigent defendants on appeals.</li> <li>The last increase for the appointed council program was in fiscal year 2022–23 to support legal representation.</li> </ul>							
4.	Revenue backfill	\$59M	To backfill the State Court Facilities Construction Fund to maintain existing service levels.							
5.	Enacted legislation	\$8.1M	<ul> <li>\$5.4M to continue funding the requirements of Assembly Bill 1576 (Stats. 2022, ch. 200) to provide court users with access to lactation rooms in courthouses with existing lactation rooms for court staff. This funding will provide lactation rooms for court users in 22 additional courthouses.</li> <li>\$1.7M in fiscal year 2025–26 and \$1.6M annually thereafter to implement Senate Bill 910 (Stats. 2024, ch. 641), which requires counties and courts that opt to have treatment court programs ensure they are designed and operated according to state and national guidelines.</li> <li>\$1.0M to implement Senate Bill 42 (Stats. 2024, ch. 640), which requires courts to provide ongoing notice of hearings to original petitioners who are related to or reside with the respondent</li> </ul>							

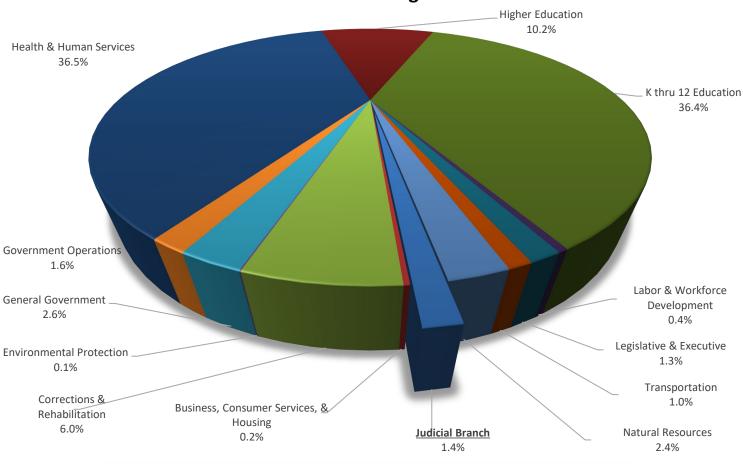
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### California Judicial Branch Budget Priorities for Fiscal Year 2025–26

			throughout Community Assistance, Recovery, and Empowerment Act proceedings.
6.	Trial court employee costs	\$28.7M	For trial court employee health benefit and retirement costs.
7.	State-level judiciary employee and judicial officer costs	\$15.9M	To reflect adjustments to retirement, salary, and benefit costs previously approved in the Budget Act of 2024.
8.	Courthouse construction	\$131.1M	<ul> <li>\$121.6M for (1) one new project, (2) ongoing funding for statewide planning studies, and (3) continuation of the next phase of six previously approved projects.</li> <li>\$9.5M for a facility modification at the San Diego Hall of Justice that is currently underway.</li> </ul>

### **Judicial Branch as Percentage of State General Fund**



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### Judicial Council of California

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### MEMORANDUM

Date

January 10, 2025

To

Judicial Officers, Court Administrators, and Employees of the Judicial Branch

From

Michelle Curran Administrative Director Judicial Council

Subject

Fiscal Year 2025-26 Judicial Branch Budget

**Action Requested** 

For Your Information

**Deadline** 

N/A

**Contact** 

Zlatko Theodorovic, Director Budget Services 916-263-1397 Zlatko.Theodorovic@jud.ca.gov

The Governor released his fiscal year 2025–26 State Budget proposal today. This memo provides a high-level summary of the proposed budget for the judicial branch of government.

The overall outlook for California's economy is stronger than it was when the Budget Act of 2024 was signed in July. General Fund revenues are now estimated to exceed previous projections, resulting in a \$16.5 billion surplus. While the revenue growth is positive, this news should be met with caution as most revenue gains are already committed to address specific budget obligations. Furthermore, Governor Newsom has expressed uncertainty regarding the impact of potential federal policy changes under the new administration that may impact state revenues and expenditures. Therefore, the proposed Governor's Budget reflects continued fiscal restraint by limiting ongoing spending commitments in fiscal year 2025–26 and beyond.

The Governor's proposal provides \$5.2 billion in total operating and facility funds for the judicial branch for fiscal year 2025–26. This includes funding that reflects the priorities of the Chief Justice and the Judicial Council to mitigate the impacts of the state's budgetary challenges to the courts and the public.

The proposed budget continues to support core operations of the judicial branch by providing funding for (1) partially restoring baseline reductions for trial court operations, (2) increased trial court operations costs, (3) increased pay rates and contract costs for Supreme Court and Courts of Appeal court-appointed counsel, and (4) courthouse construction and other facilities costs.

The breakdown of the proposed fiscal year 2025–26 budget for all judicial branch entities is detailed in the following chart.

### Judicial Branch Funding for Fiscal Year 2025-26

Judicial Branch Entity	Total Funding (\$ in millions)
Supreme Court	\$56.6 m
Courts of Appeal	\$296.9 m
Trial Courts	\$3,985.4 m
Judicial Council	\$292.0 m
Judicial Branch Facility Program	\$661.8 m
Habeas Corpus Resource Center	\$19.9 m
Subtotal, Operational Budget	\$5,312.6 m
Offset from Local Property Tax Revenue	-\$247.6 m
Adjusted Operational Budget	\$5,065.0 m
Less Nonstate Funds <sup>1</sup>	-\$185.0 m
Adjusted Operational Budget, State Funds	\$4,880.0 m
Court Construction Projects <sup>2</sup>	<u>\$121.6 m</u>
Total Funding <sup>3</sup> (Sum of Adjusted Operational Budget and Court Construction Projects) <sup>4</sup>	\$5,186.6 m

Some totals will not be exact because of rounding.

### Partial Funding Restoration from Budget Act of 2024 for Trial Courts

Despite the challenging fiscal environment, for the current fiscal year (2024–25) and ongoing, the Governor intends to restore approximately \$42 million of the \$97 million trial court operations

<sup>&</sup>lt;sup>1</sup> Includes federal funds and reimbursements.

 $<sup>^{\</sup>rm 2}$  Includes additional funding for current projects.

<sup>&</sup>lt;sup>3</sup> Includes General Fund; special, bond, federal, and nongovernmental cost funds; and reimbursements.

<sup>&</sup>lt;sup>4</sup> All amounts subject to change pending final decisions on Budget Act of 2024 Control Section 4.05 reduction.

Judicial Officers, Court Administrators, and Employees of the Judicial Branch January 10, 2025 Page 3

reduction included in the Budget Act of 2024. In the current year, this will be accomplished using unrestricted reserve funding in the Trial Court Trust Fund.

Information regarding reductions included in the Budget Act of 2024 to state-level entities, including the judicial branch, is forthcoming.

### **New Operational Changes**

**Trial Court Operations Costs:** \$40 million ongoing General Fund to help trial courts address increases in operational costs and mitigate potential reductions to core programs and services.

**Court-Appointed Counsel Programs:** \$6.3 million ongoing General Fund for a \$10 per hour rate increase for Supreme Court and Courts of Appeal court-appointed counsel and a 7 percent increase for annual contracts. This funding is intended to assist the courts in securing experienced appointed counsel to represent appellants with death judgments and indigent defendants on appeals. The last increase for the appointed council program was in fiscal year 2022–23.

**Lactation Rooms (AB 1576):** \$5.4 million one-time General Fund to continue funding the requirements of AB 1576 (Stats. 2022, ch. 200) to provide court users with access to lactation rooms in courthouses with existing lactation rooms for court staff. This funding will provide lactation rooms for court users in 22 additional courthouses.

**Treatment Court Program Standards (SB 910):** \$1.7 million General Fund and 3.0 positions in fiscal year 2025–26, and \$1.6 million annually thereafter to implement SB 910 (Stats. 2024, ch. 641), which requires counties and courts that opt to have treatment court programs ensure they are designed and operated according to state and national guidelines. These resources will provide trainings for treatment court teams on these guidelines and monitoring to ensure program compliance.

Community Assistance, Recovery, and Empowerment (CARE) Act Process and Proceedings (SB 42): \$1.0 million ongoing General Fund in fiscal year 2025–26 to implement SB 42 (Stats. 2024, ch. 640), which requires courts to provide ongoing notice of hearings to original petitioners who are related to or reside with the respondent throughout the CARE Act proceedings, and to support other related proceedings.

### **Funding for Trial Courts and State-Level Judicial Entities**

**Trial Court Operations Funding Restoration:** \$42 million ongoing General Fund to partially restore the \$97 million reduction to trial court operations included in the Budget Act of 2024, beginning in fiscal year 2024–25.

**Trial Court Trust Fund Revenue Backfill:** Civil fee and criminal fine and penalty revenues are sufficient to address current funding needs, therefore, the revenue backfill has been reduced. However, the budget includes budget bill language to request additional resources as needed.

**Trial Court Employee Costs:** \$28.7 million ongoing General Fund for increased trial court employee health benefits and retirement costs.

Trial Court Judicial Officer Costs: \$16.6 million for compensation of superior court judges.

**State-Level Judiciary Employee and Judicial Officer Costs:** \$669,000 reduction/adjustment for updated retirement, salary, and benefit costs for employees of the Supreme Court (-\$121,000), Courts of Appeal (\$270,000), Judicial Council (-\$681,000), and Habeas Corpus Resource Center (-\$137,000).

**Rent Costs:** \$248,000 to various branch funds for increased rent costs in facilities occupied by the Supreme Court, Courts of Appeal, Judicial Council, and Habeas Corpus Resource Center.

### **Facilities Changes**

**State Court Facilities Construction Fund Backfill:** \$59 million General Fund backfill to address the structural deficit in the State Court Facilities Construction Fund, maintain existing service levels for trial court facilities projects, and ensure an adequate fund balance.

**San Diego Hall of Justice:** \$9.5 million General Fund to provide additional support for a facility modification at the San Diego Hall of Justice that is currently underway.

**Court Construction:** \$121.6 million General Fund in fiscal year 2025–26 for (1) one new project, (2) ongoing funding for statewide planning studies for court construction projects, and (3) continuation of the next phase for six previously approved projects:

- Butte County: \$5.2 million for the Juvenile Hall Addition and Renovation—Working Drawings and Construction (new project)
- Statewide Advance Planning and Studies: \$500,000 ongoing General Fund for statewide planning studies that will inform and validate scope, schedule, and budget for capital outlay projects
- Los Angeles County: \$34.2 million for the New Santa Clarita Courthouse—reappropriation for Acquisition

Judicial Officers, Court Administrators, and Employees of the Judicial Branch January 10, 2025 Page 5

- Plumas County: \$1.5 million for the New Quincy Courthouse—reappropriation for Acquisition
- San Joaquin County: \$2.9 million for the New Tracy Courthouse—Performance Criteria
- Solano County: \$17.3 million for the New Solano Hall of Justice—reappropriation for Acquisition and Performance Criteria
- Fresno County: \$29.3 million for the New Fresno Courthouse—reappropriation for Acquisition and Performance Criteria
- San Luis Obispo County: \$30.7 million for the New San Luis Obispo Courthouse—reappropriation for Acquisition and Performance Criteria

### **Next Steps on Judicial Branch Budget**

This proposed budget sets the stage for the next phase of the state's budget development process for the new fiscal year that begins on July 1, 2025. For the judicial branch, this will include ongoing discussions with the administration on branch needs and priorities, related legislative advocacy and hearings with testimony by Judicial Council and court leaders, the May Revision to the Governor's Budget, and a further intensive period of legislative activity to pass a balanced budget by the June 15 constitutional deadline.

The proposed fiscal year 2025–26 Governor's Budget may be reviewed in its entirety at <a href="https://www.ebudget.ca.gov">www.ebudget.ca.gov</a>.

MC/ZT/AC



### Judicial Council of California

455 Golden Gate Avenue · San Francisco, California 94102-3688 Telephone 415-865-4200 · Fax 415-865-4205

### MEMORANDUM

Date

October 11, 2024

To

Mr. Cory Jasperson, Director Governmental Affairs

#### From

Deborah C. Brown, Chief Counsel Charles E. Perkins, Supervising Attorney Dawn Payne, Attorney Legal Services

### Subject

Ethical Principles Applicable to Judicial Officers Engaged in Legislative Activities

Action Requested

Please Review

Deadline

N/A

You asked Legal Services to provide an information sheet addressing the ethical principles that pertain to judicial officers who participate in legislative activities that can be distributed to judicial officers who engage in Bench-Bar Coalition legislative outreach activities. To assist judicial officers, this memorandum provides the following information: (1) the applicable canons from the California Code of Judicial Ethics; (2) an analysis of the Supreme Court's Committee on Judicial Ethics Opinions' (CJEO's) formal opinion addressing this issue; (3) relevant excerpts from the *California Judicial Conduct Handbook*; and (4) a brief discussion of potential disqualification and disclosure implications. It replaces the prior memorandum on this subject dated October 24, 2014, and it is not intended to be legal advice.

Mr. Cory Jasperson October 11, 2024 Page 2

#### Relevant Canons<sup>1</sup>

### **Governmental activities**

Canon 4C(1) is the canon most directly on point for judges who wish to participate in legislative activity.<sup>2</sup> It prohibits a judge from appearing at a public hearing or consulting with an executive or legislative body or a public official except on matters concerning the law, the legal system, and the administration of justice. In deciding whether to engage in such activities, a judge must also consider whether that conduct would violate any other provision of the Code of Judicial Ethics. For example, the activity must uphold the integrity, impartiality, and independence of the judiciary (canons 1 and 2A), and it must not cause the judge to be frequently disqualified (canon 4A(4)).

### **Political activity**

Canon 5 provides that judges may not be involved in political activity that is inconsistent with the independence, integrity, or impartiality of the judiciary, or that creates the appearance of political bias or impropriety. Canon 5D states that a judge is not permitted to engage in political activity unless it is related to the law, the legal system, or the administration of justice and consistent with the Code of Judicial Ethics.

### Extrajudicial activities, appearance of impropriety, lending the prestige of office

There are several other canons that judges must consider when engaged in legislative activity. Canon 4A requires judges to conduct any extrajudicial activity so that such activity does not (1) reasonably cast doubt on a judge's impartiality, (2) demean the judicial office, (3) interfere with judicial duties, or (4) lead to frequent disqualification. Canon 2 provides that a judge must not engage in conduct that creates the appearance of impropriety. Canon 2A prohibits a judge from making any statement that commits the judge with respect to cases, controversies, or issues that are likely to come before the court. Finally, canon 2B(2) states that a judge must not lend the prestige of judicial office to advance the pecuniary or personal interests of the judge or others.

### **CJEO Formal Opinion No. 2014-006**

In 2014, the Supreme Court's Committee on Judicial Ethics Opinions issued a formal opinion entitled "Judicial Comment at Public Hearings and Consultation with Public Officials and Other

<sup>&</sup>lt;sup>1</sup> The text of the canons discussed in this section is provided in the attachment at the end of this memorandum.

<sup>&</sup>lt;sup>2</sup> Canon 6A explains that the term "judge" applies to "[a]nyone who is an officer of the state judicial system and who performs judicial functions" and thus encompasses subordinate judicial officers. All the canons cited in this memorandum apply to judges and subordinate judicial officers, and we use the term "judge" to refer to justices, judges, and subordinate judicial officers.

Mr. Cory Jasperson October 11, 2024 Page 3

Branches of Government."<sup>3</sup> The opinion addressed the circumstances under which a judge may appear at a public hearing or officially consult with executive or legislative bodies on "matters concerning the law, the legal system, or the administration of justice." (See canon 4C(1).) The committee concluded that canon 4C(1) allows comment and consultation concerning the court system or matters of judicial administration. The canon permits a judge to appear before or consult with representatives of the other two branches of government "when the subject of the appearance or consultation is one with respect to which the judge's experience and perspective as a judge gives him or her unique qualifications to assist the other branches of the government in fulfilling their responsibilities to the public." (CJEO Formal Opn. 2014-006 (2014), *Judicial Comment at Public Hearings and Consultation with Public Officials and Other Branches of Government*, California Supreme Court Committee on Judicial Ethics Opinions, p. 2, emphasis in original.)

The committee stated judges may testify or advocate at public hearings "only on behalf of the legal system—focusing on court users, the courts, or the administration of justice." (CJEO Formal Opn. 2014-006, *supra*, at p. 7.) A judge may comment about substantive legal issues where the purpose is to benefit the law and legal system itself rather than any particular cause or group and when the comment or consultation is made from a judicial perspective. (*Ibid.*) Thus, any comments from a *legal* knowledge/experience perspective should be provided by attorneys, not judges. (*Ibid.*) Where a judge has both judicial and attorney experience in a particular area of law, the judge's comments or consultation should be presented "from a purely judicial perspective." (*Ibid.*)

The committee noted that, even if the exception in canon 4C(1) applies, the judge must ensure that the appearance or consultation does not violate any other canons, such as those listed in the attachment to this memorandum.

The opinion provides the following examples:

- A judge may comment or consult about "the judicial branch's budget, or a bond measure for court construction, or a bill proposing to replace court reporters with electronic recording, as these matters clearly relate to the administration of justice."
- Regarding a proposed constitutional amendment to replace the death penalty with life without parole, "a judge may comment on the dysfunction of the present system from a judicial perspective," but advocacy for or against the death penalty as a policy matter would violate canon 4C(1).

<sup>&</sup>lt;sup>3</sup> The full opinion can be found on the CJEO website at <u>www.judicialethicsopinions.ca.gov/wp-content/uploads/cjeo formal opinion 2014-006.pdf</u>.

- A judge who was an environmental attorney may express their views in support of a new California Environmental Quality Act (CEQA) settlement process, but only from the viewpoint of a judge who is, for example, "seeking to unburden the court's docket by resolving CEQA cases earlier in the judicial process."
- A judge who was a prosecutor but has no criminal judicial experience may express
  support for proposed legislation to reduce the number of peremptory challenges in
  misdemeanor cases, but those views "should be expressed in terms of how the law would
  affect the legal system or the administration of justice (for example) by improving juror
  satisfaction, enhancing jury diversity, and saving court costs, while still providing the full
  panoply of due process."
- A judge may not appear at a public hearing of a legislative committee to advocate for longer sentences for certain drug offenders because, even though such comments are about a matter "concerning the law," advocacy for longer sentences for only a particular type of offender could undermine public confidence in the impartiality of the judiciary, thus violating canons 1 (upholding the integrity and independence of the judiciary), 2A (promoting public confidence in the integrity and impartiality of the judiciary), 3B(9) (commenting publicly on pending cases), and 4A(1) (casting doubt on the judge's capacity to act impartially). The judge could, however, discuss the impact of such sentences on the courts or the adjudicatory process.
- A judge may advocate for improvements in the administration of justice that would seek
  to reduce recidivism by providing information about collaborative court programs the
  judge had presided over or administered that employ alternative sentencing or probation
  periods for drug offenders.
- A judge may advocate for statewide use of alternative programs based on the judge's experience but must not comment on the outcome of cases involving particular offenders and must not imply that the judge will be ruling a particular way in a class of cases.
- Judicial advocacy for specific legislation on proposed death penalty or collective bargaining measures could violate the prohibition in canon 2A against making statements that commit a judge with respect to cases, controversies, or issues that are likely to come before the court or that are inconsistent with the impartial performance of duties. But a judge may appear before a public body to explain, from a judicial perspective, the effects of proposed laws on the judicial process or judicial administration.

### California Judicial Conduct Handbook

The *California Judicial Conduct Handbook*, also known as the Rothman treatise, addresses judicial involvement in executive and legislative matters:

### § 11.3 Appearances at public hearings and participation in executive or legislative matters

Ethics rules on the subject. A judge . . . must . . . draw the distinction between inappropriate involvement with the legislative and executive branch in what could be called "political" matters as opposed to appropriate involvement in matters that concern the law, legal system, and administration of justice. Thus, for example, a judge may endorse legislation that would provide the court with facilities and services, because such matters deal with the administration of justice.

\* \* \*

Recognition of the separation of powers—urging moderation in advocacy by judges. Judges are frequently active in advocating positions before the legislative and executive branches on a variety of subjects. The Code of Judicial Ethics does not prohibit this activity so long as the activity is limited to issues related to the law, the legal system, or the administration of justice and the activity complies with other canons. The boundary of this limitation should not be stretched.

Judges should consider limiting advocacy of issues before the legislative and executive branches to only the clearest and most urgent of circumstances. When judges frequently engage in such advocacy, they may be perceived as encroaching on legislative and executive prerogatives. Separation of powers and preservation of the independence of the judiciary require judges to ration their advocacy.

Special position of juvenile and family court judges. The special demands of juvenile and family court assignments frequently involve judges in proactive efforts to improve the law. These judges are expected to regularly make recommendations concerning civil procedure and the development of programs to help children. For example, the presiding judge of a juvenile court, when asked by a local service-provider agency, may cosign a letter to the local Board of Supervisors requesting that it impose a moratorium on collection of, and subsequently eliminate, fines and fees levied against children and families appearing in juvenile court.

**Examples of appropriate advocacy.** Is it proper for a judge to be involved in writing a statute that increases or reduces child support, or deals with the length of sentences in juvenile or criminal cases? Judges regularly advocate for additional judicial officers, but would it be improper for them to advocate for additional police officers?

Judges do not agree on the answers to these questions. Some believe that such activity is part of the judicial function and is permissible. Others, however, believe that the test is whether such advocacy could "cast reasonable doubt on the judge's capacity to act impartially."

It would be proper for a judge to endorse a bond measure that increases county revenues, which would increase funding for judicial-related activities as well as increasing revenues for non-legal system county projects, provided the endorsement was carefully phrased to focus on judicial needs, while avoiding endorsement of nonjudicial issues. Because of the Trial Court Funding Act, local judicial-related funding advocacy would be very limited, if any, at the local level.

A judge may write a letter to the Legislature regarding a bill proposing to replace court reporters with electronic recording as this plainly concerns the administration of justice. Although the Trial Court Funding Act centralized funding of courts, local courts and judges throughout the state have an important role in advocating for adequate funding to assure access to justice. Absent adequate funding, fairness, justice and the rule of law will decline. The conduct of judges meeting with lawyers who practice before the courts in order to seek their assistance in securing public and legislative support for adequate funding for the courts was found to be ethical conduct under canon 5D in Formal Opinion No. 2013-2001 of the California Supreme Court CJEO. Although the opinion determined that such activity was proper, it discussed in detail the ethical issues judges must keep in mind in such meetings and advocacy.

A judge may write a letter to the Legislature regarding a bill proposing to replace court reporters with electronic recording as this plainly concerns the administration of justice. A judge, acting in a private capacity, may write a letter on private stationery to elected officials to express concern about the increase in the number of mentally ill people coming onto the grounds of the judge's church and the need for more mental health services.

A judge, who was formerly a member of the Legislature, should not be further involved in legislation or consult with legislators or others except on legislation

Mr. Cory Jasperson October 11, 2024 Page 7

and other matters concerning the law, the legal system or the administration of justice.

(David M. Rothman et al., *California Judicial Conduct Handbook*, 4th ed. (Thomson Reuters, 2017), pp. 736–739.)

The California Judicial Conduct Handbook also discusses judicial support of or opposition to ballot measures:

### § 11.24 Supporting or opposing ballot measures

\* \* \*

"A judge or candidate for office may engage in activity in relation to measures concerning improvement of the law, the legal system or the administration of justice, only if the conduct is consistent with [the] code." The Terminology section of the California Code of Judicial Ethics explains the phrase "[1]aw, the legal system, or the administration of justice."

Measures not related to improvement of the law, legal system or administration of justice. Although one might argue that anything on the ballot relates to the improvement of the law, such is not the case. For example, it would be improper for a judge to draft, promote, or be listed publicly as supporting a school bond ballot proposal as such a proposal is not related to improvement of the law, the legal system or the administration of justice. A commissioner may not publicly take a position on a ballot proposal regarding public funding of a sports stadium.

Proper and improper comment by judges on ballot measures. Appropriate judicial activity related to ballot measures includes public support of a tax measure or other ballot proposition that would provide revenue for court operations or jail construction because the objects of the funding pertain to the administration of justice. A court and its judges may also take a public position on a ballot proposition that affects judicial funding and the administration of justice.

### A judge may:

 speak and take a public stance against a ballot measure that would take away the power to appoint and retain the chief probation officer from the courts and place it in the hands of the board of supervisors;

- act in support of political goals that directly relate to improvement of the judicial system such as jail construction or renovation of a juvenile detention facility;
- use his or her name in a newspaper advertisement concerning a ballot measure that concerns the improvement of the law, the legal system, or the administration of justice.

### A judge may not:

- sign a ballot statement, essentially a public endorsement, for an ordinance advocating criminal penalties for violation of a law/ordinance;
- make public comments with regard to an initiative where the judge's comments appeared to be indulgent of a certain kind of criminal activity.

This conduct implicates canons 1 and 2A because it affects the integrity, impartiality and independence of the judiciary.

(Rothman et al., *supra*, at pp. 748–749, citations omitted.)

### **Disqualification and Disclosure**

Judges who are involved in legislative activity must be aware of the disqualification and disclosure implications if it appears that the judge cannot be impartial in ruling on a matter concerning the issue with which the judge was involved. Code of Civil Procedure section 170.1(a)(6)(A)(iii) provides that a judge is disqualified if "[a] person aware of the facts might reasonably entertain a doubt that the judge would be able to be impartial." A judge is *not* disqualified, however, if the judge "[h]as as a lawyer or public official participated in the drafting of laws or in the effort to pass or defeat laws, the meaning, effect or application of which is in issue in the proceeding unless the judge believes that his or her prior involvement was so well known as to raise a reasonable doubt in the public mind as to his or her capacity to be impartial." (Code Civ. Proc., § 170.2(c).)

The California Judicial Conduct Handbook addresses this issue:

A judge's expression of opinions outside of the context of judicial decision may raise disqualification and disclosure issues.

\* \* \*

**Drafting or advocating concerning laws.** Code of Civil Procedure section 170.2, subdivision (c), provides that a judge is not disqualified if he or she, "[h]as as a lawyer or public official participated in the drafting of laws or in the effort to pass or defeat laws, the meaning, effect or application of which is in issue in the proceeding unless the judge believes that his or her prior involvement was so well known as to raise a reasonable doubt in the public mind as to his or her capacity to be impartial." Code of Judicial Ethics, canon 3E(6), applies this rule to appellate justices.

Although there can be an argument that the use of the term "public official" is not intended to encompass a judge, subdivision (c) of Code of Civil Procedure section 170.2 appears to allow a judge to preside over a case in which he or she may be required to apply or interpret a law that the judge participated in drafting or in advocating for its passage or defeat. Judges have been involved on many occasions in such activities although, as noted in the concluding language of subdivision (c), such involvement has the potential of requiring disqualification.

(Rothman et al., *supra*, at pp. 479–480.)

Judges must also keep in mind canon 4A(4), which states that a judge must conduct all of the judge's extrajudicial activities so that they do not lead to frequent disqualification of the judge.

### **Contact Information for Questions**

If judicial officers have questions about whether their own conduct would violate any provision of the Code of Judicial Ethics, they may contact the Supreme Court's Committee on Judicial Ethics Opinions at <u>judicial.ethics@jud.ca.gov</u> or 855-854-5366, or the California Judges Association's Ethics Hotline at 866-432-1252.

DCB/CEP/DP/zb

Attachment

cc: Michelle Curran, Administrative Director Robert Oyung, Chief Deputy Director

### **Relevant Canons and Commentary**

### Canon 1

A judge shall uphold the integrity and independence of the judiciary.

### Canon 2

A judge shall avoid impropriety and the appearance of impropriety in all of the judge's activities.

### Canon 2A

A judge shall respect and comply with the law and shall act at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary. A judge shall not make statements, whether public or nonpublic, that commit the judge with respect to cases, controversies, or issues that are likely to come before the courts or that are inconsistent with the impartial performance of the adjudicative duties of judicial office.

### Canon 2B(2)

A judge shall not lend the prestige of judicial office or use the judicial title in any manner, including any oral or written communication, to advance the pecuniary or personal interests of the judge or others.

### Canon 4A

A judge shall conduct all of the judge's extrajudicial activities so that they do not

- (1) cast reasonable doubt on the judge's capacity to act impartially,
- (2) demean the judicial office,
- (3) interfere with the proper performance of judicial duties, or
- (4) lead to frequent disqualification of the judge.

### **Canon 4C(1)**

A judge shall not appear at a public hearing or officially consult with an executive or legislative body or public official except on matters concerning the law, the legal system, or the administration of justice, or in matters involving the judge's private economic or personal interests.

*Advisory Committee Commentary: Canon 4C(1)* 

When deciding whether to appear at a public hearing or whether to consult with an executive or legislative body or public official on matters concerning the law, the legal system, or the administration of justice, a judge should consider whether that conduct would violate any other provisions of this code. For a list of factors to consider, see the explanation of "law, the legal system, or the administration of justice" in the Terminology section. See also Canon 2B regarding the obligation to avoid improper influence.

### Canon 5

A judge or candidate for judicial office shall not engage in political or campaign activity that is inconsistent with the independence, integrity, or impartiality of the judiciary.

Judges and candidates for judicial office are entitled to entertain their personal views on political questions. They are not required to surrender their rights or opinions as citizens. They shall, however, not engage in political activity that may create the appearance of political bias or impropriety. Judicial independence, impartiality, and integrity shall dictate the conduct of judges and candidates for judicial office.

### Canon 5D

A judge or candidate for judicial office may engage in activity in relation to measures concerning the improvement of the law, the legal system, or the administration of justice, only if the conduct is consistent with this code.

Advisory Committee Commentary: Canon 5D

When deciding whether to engage in activity relating to measures concerning the law, the legal system, or the administration of justice, such as commenting publicly on ballot measures, a judge must consider whether the conduct would violate any other provisions of this code. See the explanation of "law, the legal system, or the administration of justice" in the Terminology section.

### Explanation of "law, the legal system, or the administration of justice" from the Terminology section

When a judge engages in an activity that relates to the law, the legal system, or the administration of justice, the judge should also consider factors such as whether the activity upholds the integrity, impartiality, and independence of the judiciary (Canons 1 and 2A), whether the activity impairs public confidence in the judiciary (Canon 2), whether the judge is allowing the activity to take precedence over judicial duties (Canon 3A), and whether engaging in the activity would cause the judge to be disqualified (Canon 4A(4)). See Canons 4B (Commentary), 4C(1), 4C(1) (Commentary), 4C(2), 4C(2) (Commentary), 4C(3)(a), 4C(3)(b)

(Commentary), 4C(3)(d)(ii), 4C(3)(d) (Commentary), 4D(6)(d), 4D(6)(e), 5A (Commentary), 5D, and 5D (Commentary).

Last Name	First Name	House	Suite	Phone	District	Counties Represented	Party
Addis	Dawn	А	5350	916 319 2030	30	Monterey, San Luis Obispo, Santa Cruz	D
Aguiar-Curry	Cecilia	А	8210	916 319 2004	4	Colusa, Lake, Napa, Solano, Sonoma, Yolo	D
Ahrens	Patrick	Α	6110	916 319 2026	26	Santa Clara	D
Alanis	Juan	Α	4640	916 319 2022	22	Merced, Stanislaus	D
Alvarez	David	Α	5320	916 319 2080	80	San Diego	D
Arambula	Joaquin	Α	6130	916 319 2031	31	Fresno	D
Avila Farias	Anamarie	Α	6140	916 319 2015	15	Contra Costa	D
Bains	Jasmeet Kaur	Α	5730	916 319 2035	35	Kern	D
Bauer-Kahan	Rebecca	Α	5210	916 319 2016	16	Alameda, Contra Costa	D
Bennett	Steven	Α	4710	916 319 2038	38	Ventura	D
Berman	Marc	Α	8130	916 319 2023	23	San Mateo, Santa Clara	D
Boerner	Tasha	Α	4150	916 319 2076	77	San Diego	D
Bonta	Mia	Α	390 LOB	916 319 2018	18	Alameda	D
Bryan	Isaac	Α	5630	916 319 2055	55	Los Angeles	D
Calderon	Lisa	Α	4650	916 319 2056	56	Los Angeles	D
Caloza	Jessica	А	5620	916 319 2052	52	Los Angeles	D
Carrillo	Juan	А	5610	916 319 2039	39	Los Angeles, San Bernardino	D
Castillo	Leticia	Α	4240	916 319 2058	58	Riverside, San Bernardino	R

Last Name	First Name	House	Suite	Phone	District	Counties Represented	Party
Chen	Phillip	Α	4620	916 319 2059	59	Orange, San Bernardino	R
Connolly	Damon	Α	5240	916 319 2012	12	Marin, Sonoma	D
Davies	Laurie	Α	4720	916 319 2074	74	Orange, San Diego	R
DeMaio	Carl	Α	4630	916 319 2075	75	San Diego	R
Dixon	Diane	Α	5330	916 319 2072	72	Orange	R
Elhawary	Sade	Α	6320	916 319 2057	57	Los Angeles	D
Essayli	Bill	Α	4520	916 319 2063	63	Riverside	R
Flora	Heath	А	4730	916 319 2009	9	Amador, Calaveras, Sacramento, San Joaquin, Stanislaus	R
Fong	Mike	Α	5650	916 319 2049	49	Los Angeles	D
Gabriel	Jesse	Α	8230	916 319 2046	46	Los Angeles, Ventura	D
Gallagher	James	Α	4740	916 319 2003	3	Butte, Colusa, Glenn, Sutter, Tehama, Yuba	R
Garcia	Robert	Α	6240	916 319 2050	50	San Bernardino	D
Gipson	Mike	Α	6210	916 319 2065	65	Los Angeles	D
Gonzalez	Jeff	Α	4230	916 319 2036	36	Imperial, Riverside, San Bernardino	R
Gonzalez	Mark	Α	6150	916 319 2054	54	Los Angeles	D
Hadwick	Heather	A	5710	916 319 2001	1	Alpine, Amador, El Dorado, Lassen, Modoc, Nevada, Placer, Plumas, Shasta, Sierra, Siskiyou	R
Haney	Matt	Α	5740	916 319 2017	17	San Francisco	D

Last Name	First Name	House	Suite	Phone	District	Counties Represented	Party
Harabedian	John	Α	4350	916 319 2041	41	Los Angeles, San Bernardino	D
Hart	Gregg	А	6230	916 319 2037	37	Santa Barbara, San Luis Obispo	D
Hoover	Josh	Α	4540	916 319 2007	7	Sacramento	R
Irwin	Jacqui	Α	6220	916 319 2042	42	Los Angeles, Ventura	D
Jackson	Cory	Α	6120	916-319-2060	60	Riverside	D
Kalra	Ash	Α	4610	916 319 2025	25	Santa Clara	D
Krell	Maggy	Α	5230	916 319 2006	6	Sacramento	D
Lackey	Tom	А	5340	916 319 2034	34	Kern, Los Angeles, San Bernardino	R
Lee	Alex	Α	6330	916 319 2024	24	Alameda, Santa Clara	D
Lowenthal	Josh	Α	8320	916 319 2069	69	Los Angeles	D
Macedo	Alexandra	Α	5530	916 319 2033	33	Fresno, Kings, Tulare	R
McKinnor	Tina	Α	5520	916 319 2061	61	Los Angeles	D
Muratsuchi	Al	Α	5310	916 319 2066	66	Los Angeles	D
Nguyen	Stephanie	Α	5720	916 319 2010	10	Sacramento	D
Ortega	Liz	Α	5120	916 319 2020	20	Alameda	D
Pacheco	Blanca	Α	4510	916 319 2064	64	Los Angeles	D
Papan	Diane	Α	4220	916 319 2021	21	San Mateo	D
Patel	Darshana	Α	5140	916 319 2076	76	San Diego	D

Last Name	First Name	House	Suite	Phone	District	Counties Represented	Party
Patterson	Joe	Α	4530	916 319 2005	5	El Dorado, Placer	R
Pellerin	Gail	Α	6310	916 319 2028	28	Santa Clara, Santa Cruz	D
Petrie-Norris	Cottie	Α	8120	916 319 2073	73	Orange	D
Quirk-Silva	Sharon	Α	4210	916 319 2067	67	Orange	D
Ramos	James	Α	8310	916 319 2045	45	San Bernardino	D
Ransom	Rhodesia	Α	6340	916 319 2013	13	San Joaquin	D
Rivas	Robert	А	8330	916 319 2029	29	Monterey, San Benito, Santa Clara, Santa Cruz	D
Rodriguez	Celeste	Α	4320	916 319 2043	43	Los Angeles	D
Rodriguez	Michelle	Α	5640	916 319 2053	53	Los Angeles, San Bernardino	D
Rogers	Chris	Α	5130	916 319 2002	2	Del Norte, Humboldt, Mendocino, Sonoma, Trinity	D
Rubio	Blanca	Α	5250	916 319 2048	48	Los Angeles	D
Sanchez	Kate	Α	4340	916 319 2071	71	Orange, Riverside	R
Schiavo	Pilar	Α	4140	916 319 2040	40	Los Angeles	D
Schultz	Nick	Α	5150	916 319 2044	44	Los Angeles	D
Sharp-Collins	LaShae	Α	4130	916 319 2079	79	San Diego	D
Solache, Jr.	Jose Luis	Α	5110	916 319 2062	62	Los Angeles	D
Soria	Esmeralda	Α	4110	916 319 2027	27	Fresno, Madera, Merced	D
Stefani	Catherine	А	5220	916 319 2019	19	San Francisco, San Mateo	D

Last Name	First Name	House	Suite	Phone	District	Counties Represented	Party
Та	Tri	Α	5540	916 319 2070	70	Orange	R
Tangipa	David	А	4310	916 319 2008	8	Calavaras, Fresno, Inyo, Madera, Mariposa, Mono, Tuolumne	R
Valencia	Avelino	Α	4120	916 319 2068	68	Orange	D
Wallis	Greg	Α	4330	916 319 2047	47	Riverside, San Bernardino	R
Ward	Christopher	Α	6350	916 319 2078	78	San Diego	D
Wicks	Buffy	А	8140	916 319 2014	14	Alameda, Contra Costa	D
Wilson	Lori	А	8110	916-319-2111	11	Contra Costa, Sacramento, Solano	D
Zbur	Rick Chavez	Α	4250	916 319 2051	51	Los Angeles	D

### SENATORS 2025 - 2026 Legislative Session

Last Name	First Name	House	Room	Phone	District	Counties Represented	Party
Allen	Ben	S	6610	916 651 4024	24	Los Angeles	D
Alvarado-Gil	Marie	S	7240	916 651 4004	4	Alpine, Amador, Calaveras, El Dorado, Inyo, Madera, Mariposa, Merced, Mono, Nevada, Placer, Stanislaus, Tuolumne	О
Archuleta	Bob	S	6620	916 651 4030	30	Los Angeles, Orange	D
Arreguin	Jesse	S	6710	916 651 4007	7	Alameda, Contra Costa, San Francisco	D
Ashby	Angelique	S	8630	916 651 4008	8	Sacramento	D
Becker	Josh	S	6520	916 651 4013	13	San Mateo, Santa Clara	D
Blakespear	Catherine	S	7720	916 651 4038	38	Orange, San Diego	D
Cabaldon	Christopher	S	7320	916 651 4003	3	Contra Costa, Napa, Sacramento, Solano, Sonoma, Yolo	D
Caballero	Anna	S	7620	916 651 4014	14	Fresno, Madera, Monterey, San Benito, Stanislaus	D
Cervantes	Sabrina	Ø	7330	916 651 4031	31	Riverside, San Bernardino	D
Choi	Steven	S	7130	916 651 4037	37	Orange	R
Cortese	Dave	S	7520	916 651 4015	15	Santa Clara	D
Dahle	Megan	S	7230	916 651 4001	1	Alpine, El Dorado, Lassen, Modoc, Nevada, Placer, Plumas, Sacramento, Shasta, Sierra, Siskiyou	R
Durazo	Maria Elena	S	7530	916 651 4026	26	Los Angeles	D

### SENATORS 2025 - 2026 Legislative Session

Last Name	First Name	House	Room	Phone	District	Counties Represented	Party
Gonzalez	Lena	S	8610	916 651 4033	33	Los Angeles	D
Grayson	Tim	Ø	7250	916 651 4009	9	Alameda, Contra Costa	D
Grove	Shannon	S	7150	916 651 4012	12	Kern, San Bernardino, Tulare	R
Hurtado	Melissa	Ø	6510	916 651 4016	16	Fresno, Kern, Kings, Tulare	D
Jones	Brian	S	7640	916 651 4040	40	San Diego	R
Laird	John	S	8720	916 651 4017	17	Monterey, San Luis Obispo, Santa Clara, Santa Cruz	D
Limon	Monique	S	7610	916 651 4019	19	Santa Barbara, Ventura	D
McGuire	Mike	S	8518	916 651 4002	2	Del Norte, Humboldt, Lake, Marin, Mendocino, Sonoma, Trinity	D
McNerney	Jerry	S	6640	916 651 4005	5	Alameda, San Joaquin	D
Menjivar	Caroline	S	6630	916 651 4020	20	Los Angeles	D
Niello	Roger	S	7110	916 651 4006	6	Placer, Sacramento	R
Ochoa Bogh	Rosilicie	S	7220	916 651 4023	23	Riverside, San Bernardino	R
Padilla	Stephen	S	7630	916 651 4018	18	Imperial, Riverside, San Bernardino, San Diego	D
Perez	Sasha	S	6720	916 651 4025	25	Los Angeles,San Bernardino	D

SENATORS 2025 - 2026 Legislative Session

Last Name	First Name	House	Room	Phone	District	Counties Represented	Party
Reyes	Eloise	S	7210	916 651 4029	29	San Bernadino	D
Richardson	Laura	S	7340	916 651 4035	35	Los Angeles	D
Rubio	Susan	S	8710	916 651 4022	22	Los Angeles	D
Seyarto	Kelly	S	7120	916 651 4032	32	Orange, Riverside, San Bernardino, San Diego	R
Smallwood-Cuevas	Lola	S	6530	916 651 4028	28	Los Angeles	D
Stern	Henry	S	7710	916 651 4027	27	Los Angeles, Ventura	D
Umberg	Thomas	S	6530	916 651 4034	34	Los Angeles, Orange	D
Valladares	Suzette	S	7140	916 651 4023	23	Los Angeles, San Bernardino	R
Wahab	Aisha	S	7730	916 651 4010	10	Alamenda, Santa Clara	D
Weber Pierson	Akilah	S	7310	916 651 4039	39	San Diego	D
Wiener	Scott	S	8620	916 651 4011	11	San Francisco, San Mateo	D

### 2025 TENTATIVE LEGISLATIVE CALENDAR

COMPILED BY THE OFFICE OF THE ASSEMBLY CHIEF CLERK AND THE OFFICE OF THE SECRETARY OF THE SENATE Revised 10-16-24

### **DEADLINES**

JANUARY										
	S	M	T	W	TH	F	S			
				1	2	3	4			
Wk. 1	5	6	7	8	9	10	11			
Wk. 2	12	13	14	15	16	17	18			
Wk. 3	19	20	21	22	23	24	25			
Wk. 4	26	27	28	29	30	31				

FEBRUARY										
	S	M	T	W	TH	F	S			
Wk. 4							1			
Wk. 1	2	3	4	5	6	7	8			
Wk. 2	9	10	11	12	13	14	15			
Wk. 3	16	17	18	19	20	21	22			
Wk. 4	23	24	25	26	27	28				

	MARCH										
	S	M	T	W	TH	F	S				
Wk. 4							1				
Wk. 1	2	3	4	5	6	7	8				
Wk. 2	9	10	11	12	13	14	15				
Wk. 3	16	17	18	19	20	21	22				
Wk. 4	23	24	25	26	27	28	29				
Wk. 1	30	31									

APRIL										
	S	M	T	W	TH	F	S			
Wk. 1			1	2	3	4	5			
Wk. 2	6	7	8	9	10	11	12			
Spring Recess	13	14	15	16	17	18	19			
Wk. 3	20	21	22	23	24	25	26			
Wk. 4	27	28	29	30						

MAY								
	S	M	T	W	TH	F	S	
Wk. 4					1	2	3	
Wk. 1	4	5	6	7	8	9	10	
Wk. 2	11	12	13	14	15	16	17	
Wk. 3	18	19	20	21	22	23	24	
Wk. 4.	25	26	27	28	29	30	31	

- ( , :())
- Jan. 6 Legislature reconvenes (J.R. 51(a)(1)).
- Jan. 10 Budget bill must be submitted by Governor (Art. IV, Sec. 12(a)).
- Jan. 20 Martin Luther King, Jr. Day observed.
- Jan. 24 Last day to submit bill requests to the Office of Legislative Counsel.

- Feb. 17 Presidents' Day observed.
- Feb. 21 Last day for bills to be introduced (J.R. 61(a)(1), J.R. 54(a)).

Mar. 31 Cesar Chavez Day observed.

- Apr. 10 Spring Recess begins upon adjournment (J.R. 51(a)(2)).
- Apr. 21 Legislature reconvenes from Spring Recess (J.R. 51(a)(2)).
- May 2 Last day for **policy committees** to hear and report to fiscal committees **fiscal bills** introduced in their house (J.R. 61(a)(2)).
- May 9 Last day for **policy committees** to hear and report to the Floor **nonfiscal** bills introduced in their house (J.R. 61(a)(3)).
- May 16 Last day for policy committees to meet prior to June 9 (J.R. 61(a)(4)).
- May 23 Last day for **fiscal committees** to hear and report to the **Floor** bills introduced in their house (J.R. 61(a)(5)).

Last day for **fiscal committees** to meet prior to June 9 (J.R. 61(a)(6)).

May 26 Memorial Day observed.

Page 1 of 2

Jan. 1 Statutes take effect (Art. IV, Sec. 8(c)).

<sup>\*</sup>Holiday schedule subject to final approval by Rules Committee.

### 2025 TENTATIVE LEGISLATIVE CALENDAR

COMPILED BY THE OFFICE OF THE ASSEMBLY CHIEF CLERK AND THE OFFICE OF THE SECRETARY OF THE SENATE Revised 10-16-24

JUNE										
	S	M	T	W	TH	F	S			
No Hrgs.	1	2	3	4	5	6	7			
Wk. 1	8	9	10	11	12	13	14			
Wk. 2	15	16	17	18	19	20	21			
Wk. 3	22	23	24	25	26	27	28			
Wk. 4	29	30								

JULY									
	S	M	T	W	TH	F	S		
Wk. 4			1	2	3	4	5		
Wk. 1	6	7	8	9	10	11	12		
Wk. 2	13	14	15	16	17	18	19		
Summer Recess	20	21	22	23	24	25	26		
Summer Recess	27	28	29	30	31				

AUGUST										
	S	M	T	W	TH	F	S			
Summer Recess						1	2			
Summer Recess	3	4	5	6	7	8	9			
Summer Recess	10	11	12	13	14	15	16			
Wk. 3	17	18	19	20	21	22	23			
Wk. 4	24	25	26	27	28	29	30			
No Hrgs.	31									

SEPTEMBER									
	S	M	Т	W	TH	F	S		
No Hrgs.		1	2	3	4	5	6		
No Hrgs.	7	8	9	10	11	12	13		
Interim Recess	14	15	16	17	18	19	20		
Interim Recess	21	22	23	24	25	26	27		
Interim Recess	28	29	30						

- **June 2-6 Floor Session only**. No committee may meet for any purpose except Rules Committee, bills referred pursuant to A.R. 77.2, and Conference Committees (J.R. 61(a)(7)).
- June 6 Last day for each house to pass bills introduced in that house (J.R. 61(a)(8)).
- **June 9** Committee meetings may resume (J.R. 61(a)(9)).
- **June 15** Budget bill must be passed by midnight (Art. IV, Sec. 12(c)(3)).
- July 4 Independence Day observed.
- **July 18** Last day for **policy committees** to hear and report bills (J.R. 61(a)(10)).

**Summer Recess** begins upon adjournment, provided Budget Bill has been passed (J.R. 51(a)(3)).

- Aug. 18 Legislature reconvenes from Summer Recess (J.R. 51(a)(3)).
- **Aug. 29** Last day for **fiscal committees** to hear and report bills to the Floor (J.R. 61(a)(11)).
- Sept. 1 Labor Day observed.
- **Sept. 2-12 Floor session only**. No committees may meet for any purpose, except Rules Committee, bills referred pursuant to Assembly Rule 77.2, and Conference Committees (J.R. 61(a)(12)).
- Sept. 5 Last day to amend on the Floor (J.R. 61(a)(13)).
- Sept. 12 Last day for each house to pass bills. (J.R. 61(a)(14)).

Interim Recess begins upon adjournment (J.R. 51(a)(4)).

### IMPORTANT DATES OCCURRING DURING FINAL RECESS

### <u>2025</u>

Oct 12 Last day for Governor to sign or veto bills passed by the Legislature before Sept. 12 and in the Governor's possession on or after Sept. 12 (Art. IV, Sec. 10(b)(1)).

### <u>2026</u>

Jan. 1 Statutes take effect (Art. IV, Sec. 8(c)).

Jan. 5 Legislature reconvenes (J.R. 51(a)(4)).