



JUDICIAL COUNCIL OF CALIFORNIA

CRIMINAL LAW
ADVISORY COMMITTEE

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CRIMINAL LAW ADVISORY COMMITTEE

CLOSED MEETING AGENDA

Closed to the Public (Cal. Rules of Court, rule 10.75(c)(3))

Date: September 9, 2016
Time: 10:00 a.m.

Meeting materials will not be posted on the advisory body web page on the California Courts website. Materials are only posted for open meetings. (Cal. Rules of Court, rule 10.75(h).)

I. CLOSED SESSION (CAL. RULES OF COURT, RULE 10.75(C)(3))

Call to Order and Roll Call

Approve Minutes

Approve minutes of August 15, 2016 Criminal Law Advisory Committee meeting.

Item 1 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Legislation: Multi-County Sentences

Review public comments received on proposal to amend Penal Code sections 1170(h) and 1170.3 regarding multi-county sentences.

Item 2 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Legislation and Rule Amendments: Intercounty Transfer Procedures

Review public comments received on proposal to amend Penal Code section 1203.9; review recent case law developments to consider impact on that legislative proposal and/or proposal to amend rule 4.530.

Item 3 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Legislative Proposal: OR Release under Penal Code section 1319.5

Review public comments received on proposal to amend Penal Code section 1319.5 to allow for pre-arraignment OR release when the arrestee is released under a court-operated or court-approved pretrial release program.

Item 4 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Rule Proposal: Amendments to Criminal Rules of Court

Consideration of proposal to update all criminal rules of court to reflect changes to felony sentencing laws and other necessary updates.

Item 5 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Rule Proposals: Traffic and Infraction Procedure

Consideration of public comments received on proposed amendments to Rule 4.105, new proposed rules Rule 4.106, 4.107, and 4.335 and related proposals necessary to promote access to justice in infraction cases. Discussion of related legislative developments.

Item 6 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Legislation and Rule Proposals: Mental Health Issues

Consideration of proposals to develop rule of court and/or legislative proposals relating to competency to stand trial procedure and other mental health-related matters, including potential amendments to rule 4.130 and Penal Code section 1370. Discussion of related legislative developments.

Item 7 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Form Revision: CR 101 Plea Form

Consideration of proposal to revise form CR-101 including in response to recent case law developments, and regarding advisement of plea consequences and waiver of appellate rights.

Item 8 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Legislation and Rule Proposals: Technology and Rules Modernization

Consideration of proposals to develop rule of court and/or legislative proposals relating to use of technology to improve criminal case processing and procedure, including potential amendments to rule 2.257, and statutory provisions to facilitate e-service and promote e-business practices. Discussion of related legislative developments.

Item 9 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Legislative Update

Discussion of criminal law-related legislation.

II. ADJOURNMENT

Adjourn Closed Session