



JUDICIAL COUNCIL OF CALIFORNIA

EXECUTIVE AND
PLANNING COMMITTEE

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EXECUTIVE AND PLANNING COMMITTEE (E&P) RULES AND PROJECTS COMMITTEE (RUPRO)

MINUTES OF OPEN MEETING

Thursday, November 20, 2014

12:10 to 1:10 p.m.

Teleconference

Advisory Body Members Present: E&P: Justices Douglas P. Miller (Chair) and Judith Ashmann-Gerst; Judges Marla O. Anderson, Marsha G. Slough, Morris D. Jacobson, Dean T. Stout, Charles D. Wachob, James R. Brandlin; Ms. Mary Beth Todd and Ms. Donna D'Angelo Melby

RUPRO: Justice Harry E. Hull, Jr., (Chair); Judges Brian L. McCabe (Vice Chair); Brian J. Back, Martin J. Tangeman, David De Alba, David Rosenberg and Joan P. Weber; Commissioner David E. Gunn; Mr. Richard D. Feldstein and Ms. Debra Elaine Pole

Advisory Body Members Absent: E&P: Judge David M. Rubin (Vice Chair)

RUPRO: Mr. James P. Fox

Other Judicial Officers Present: Judge J. Richard Couzens (Ret.)

Committee Staff Present: E&P: Ms. Jody Patel and Ms. Nancy Carlisle

RUPRO: Mr. Patrick O'Donnell and Ms. Camilla Kieliger

Staff Present: Mr. Peter Allen, Mr. Cliff Alumno, Ms. Deborah C. Brown; Mr. Arturo Castro, Ms. Roma Cheadle, Mr. Curtis L. Child, Mr. Blaine Corren, Dr. Diane Cowdrey, Ms. Linda M. Cox, Ms. Kimberly DaSilva, Mr. Robert E. Fleshman, Ms. Cristina Foti, Mr. Bruce Greenlee, Ms. Eve Hershcopf, Ms. Donna Hershkowitz, Ms. Bonnie Rose Hough, Mr. Cory Jasperson, Mr. Greg Keil, Ms. Shelly La Botte, Ms. Abigail Madden, Mr. Patrick O'Donnell, Ms. Sharon Reilly, Ms. Leah Rose-Goodwin, Mr. Brian Simeroth, Dr. David A. Smith, Mr. Curt Soderlund, Ms. Laura Speed, Ms. Nancy Taylor, Mr. Zlatko Theodorovic, Ms. Adrienne Toomey, Mr. Michael Wright

OPEN MEETING

Call to Order and Roll Call

The committee chairs called the meeting to order at 12:10 p.m., and committee staff took roll call.

JOINT MEETING: DISCUSSION AND ACTION ITEM (ITEM 1)

Item 1

Proposed New and Amended Rules for Advisory Groups (Action Required)

E&P and RUPRO jointly reviewed a proposal that would 1) adopt California Rules of Court for the Trial Court Facility Modification Advisory Committee, the Workload Assessment Advisory Committee, and the Judicial Branch Workers' Compensation Advisory Committee and 2) amend the existing rule 10.50 for the Governing Committee of the Center for Judicial Education and Research (CJER) and rule 10.2 relating to Judicial Council membership and terms.

Action: *E&P approved the proposed new and amended rules California Rules of Court. The proposal was forwarded to RUPRO for its consideration. RUPRO approved the proposal and recommended its placement on the business agenda of the December Judicial Council meeting. E&P approved the proposal for the consent agenda for the December 12 Judicial Council meeting (see Item 4 below).*

E & P MEETING: DISCUSSION AND ACTION ITEMS (ITEMS 2–5)

Item 2

Workload Assessment Advisory Committee: Request to Form a Temporary Subcommittee (Action Required)

E&P reviewed a request from the Workload Assessment Advisory Committee to form a short-term ad hoc subcommittee to study special circumstance cases and the effect of those cases on the caseweights that are used to assess staff and judicial workload.

Action: *E&P approved the Workload Assessment Advisory Committee request.*

Item 3

Approval of Minutes (Action Required)

E&P reviewed the minutes of its October 21, 2014, meeting.

Action: *E&P approved the minutes of its October 21, 2014, meeting.*

Item 4

Agenda Setting for the December 11–12, 2014, Judicial Council Meeting (Action Required)

E&P reviewed available draft reports and set the agenda for the December Judicial Council meeting.

Action: *E&P approved the following items for placement on the December Judicial Council meeting agenda:*

- *Jury Instructions: New, Revised, Renumbered, and Revoked Civil Jury Instructions and Verdict Forms*
- *Revisions to Notification of Military Status Form (MIL-100)*
- *Criminal Justice Realignment: Imposition of Mandatory Supervision*
- *Forms: Technical Change to Response for Dissolution, Separation, and Nullity of Marriage and Domestic Partnership (Form FL-120)*

- ***Judicial Administration: Rules for Advisory Groups***
- ***Access to Visitation: Program Funding Allocation for Federal Grant Fiscal Years 2015–2016 through 2017–2018***
- ***California Parolee Reentry Court Evaluation Report***
- ***Children’s Waiting Rooms: Distribution Request Process for Children’s Waiting Rooms and Distribution Request from a Court***
- ***Court Interpreters: Revised Policy on Use of Unused Savings from Program 45.45.***
- ***Judicial Administration: Revision of the Conflict of Interest Code for the Judicial Council***
- ***Judicial Branch Report to the Legislature: Receipts and Expenditures from Local Courthouse Construction Funds***
- ***Judicial Council: 2014 Legislative Policy Summary***
- ***Judicial Council Report to the Legislature: Statewide Collection of Delinquent Court-Ordered Debt for Fiscal Year 2013–2014***
- ***Judicial Council–Sponsored Legislation: Monetary Sanctions Against Jurors***
- ***Judicial Council–Sponsored Legislation (Criminal Justice Realignment): Parole Holds***
- ***Judicial Council–Sponsored Legislation: Recalling Sentences Under Criminal Justice Realignment***
- ***Judicial Council–Sponsored Legislation: Appeals of the Imposition or Calculation of Fines and Fees***
- ***Judicial Council–Sponsored Legislation: Evidentiary Objections in Summary Judgment Proceedings***
- ***Judicial Council–Sponsored Legislation: Sentencing Report Deadlines***
- ***Judicial Council–Sponsored Legislation: State Court Facilities Construction Fund Report***
- ***Report to the Legislature: Disposition of Criminal Cases According to the Race and Ethnicity of the Defendant***
- ***Uniform Bail and Penalty Schedules, 2015 Edition***
- ***Judicial Workload Assessment: 2014 Update of Judicial Needs Assessment and Proposed Revision to Methodology Used to Prioritize New Judgeships***
- ***Judicial Council Legislative Priorities: 2015***
- ***Judicial Council: Implementation of Judicial Council Directives on Judicial Council Staff Restructuring***
- ***Trial Courts: Quarterly Investment Report for Third Quarter of 2014***
- ***Court Facilities: Lease Revenue Bond Issuances, Fall 2013–Spring 2014***

ADJOURNMENT

There being no further business, the meeting was adjourned at 12:45 p.m.

Approved by the Executive and Planning Committee on December 11, 2014.

Approved by the Rules and Projects Committee on December 10, 2014.