



JUDICIAL COUNCIL OF CALIFORNIA

EXECUTIVE AND
PLANNING COMMITTEE

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EXECUTIVE AND PLANNING COMMITTEE

MINUTES OF ACTION BY E-MAIL

Thursday, January 6, 2022

12:00 p.m.

Advisory Body Members Who Participated: Hon. Marsha G. Slough (Chair), Hon. Samuel K. Feng (Vice-chair), Hon. Marla O. Anderson, Hon. Stacy Boulware Eurie, Hon. Carin T. Fujisaki, Mr. Kevin Harrigan, Hon. Dalila C. Lyons, Hon. Ann C. Moorman, Ms. Gretchen Nelson, Hon. David M. Rubin, and Hon. Theodore C. Zayner

Advisory Body Members Who Did Not Participate: None

Committee Staff: Ms. Amber Barnett and Mr. Cliff Alumno

ACTION BY E-MAIL

As provided in the California Rules of Court, rule 10.75 (o)(1)(B), the chair concluded that prompt action was needed. This action by e-mail concerned a matter that would otherwise be discussed in an open meeting; therefore, in accordance with rule 10.75(o)(2), public notice and the proposal were posted on Wednesday, January 5, 2022, to allow at least one complete business day for public comment before the committee took action. No public comments were received.

OPEN DISCUSSION AND ACTION ITEM

Agenda Setting for January 22, 2022, Judicial Council Meeting (Action Required)

The committee reviewed two additional draft reports to consider for placement on the consent agenda of the January 21, 2022, Judicial Council business meeting contingent upon the Rules Committee's approval of the draft reports:

- 22-072 (Judicial Branch Administration | Emergency Rules on Juvenile Dependency and Juvenile Delinquency Proceedings), a proposal to amend emergency rules 6 and 7 of the California Rules of Court, effective January 21, 2022, by replacing references to emergency rule 3 and rule 5.531 with references to new Code of Civil Procedure section 367.75 and its implementing rule, rule 3.672, which would conform both rules to recent changes in the law regarding remote civil proceedings that were effective January 1, 2022; and
- 22-074 (Civil Practice and Procedure | Technical Changes to Civil Rules), a proposal to amend rules 3.722, 3.1207, and 3.2226 of the California Rules of Court, effective January 21, 2022, to make the rules consistent with recently adopted rule 3.672 and avoid confusion among court users, court staff, and judicial officers about which rule applies to civil remote appearances.

The Rules Committee conducted a simultaneous action by e-mail with the Executive Committee.

Action: The committee unanimously approved Items 22-072 and 22-074 for placement on the consent agenda of the January 21, 2022, Judicial Council business meeting. The Rules Committee, during its simultaneous e-mail action, also approved both draft reports.

CLOSURE OF ACTION

The action by e-mail concluded on Friday, January 7, 2022, at 12:00 p.m.

Approved by the committee on February 8, 2022.