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MEMORANDUM

TO: Honorable Ronald M. George
Members of the Policy Coordination and Liaison Committee

FROM: Ray LeBov, Director
Office of Governmental Affairs

DATE: October 28, 2003

RE: Status of 2003 legislation considered by the Policy Coordination and Liaison Committee

Following is the status report on 2003 legislation considered by the Judicial Council's Policy Coordination and Liaison Committee (PCLC) during the 2003-2004 legislative session. The bills are listed in numerical order by house (Assembly and Senate) and are indexed by subject matter. The second column, "description and updates," describes the bill on which the PCLC position was based and subsequent updates and amendments. The "Judicial Council position" column tracks the council's initial position and any subsequent change to that position.

The text of all versions of a bill, committee analyses, vote information, history, and bill status can be found on the Legislature's website (including past session information) at: http://www.leginfo.ca.gov/bilinfo.html

The Office of Governmental Affairs staff member assigned to the bill is designated below the bill number as follows: Ray LeBov (RL); Kathleen Howard (KH); June Clark (JC); Tracy Kenny (TK); Eraina Ortega (EO); Dan Pone (DP); Martin Riley (MR)

JUDICIAL COUNCIL OF CALIFORNIA
Status of 2003 Legislation Considered by the
Policy Coordination and Liaison Committee

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JUDICIAL COUNCIL OF CALIFORNIA
Status of 2003 Legislation Considered by the
Policy Coordination and Liaison Committee

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
AB 44 (TK)	AB 44 (Pacheco) – Dependency proceedings: notice requirements As amended February 6, 2003 Corrects statutory errors made last year regarding notice provisions in dependency cases.	Support	Los Angeles County	Back in Assembly for concurrence. Two-year bill
AB 155 (JC)	AB 155 (Kehoe) – Criminal procedure: continuance: pending DNA analysis As amended March 5, 2003 Provides that good cause for a continuance in a homicide or forcible sex case includes, but is not limited to, the temporary unavailability of requested forensic DNA analysis results and reports, when the DNA evidence at issue is pending analysis at a laboratory at the time a motion for continuance is made. ***UPDATE:* As amended June 10, 2003** ***Provides that good cause for a continuance in a homicide or forcible sex crime may include the temporary unavailability of requested forensic DNA analysis results and reports, when the DNA evidence at issue is pending analysis at a laboratory at the time a motion for continuance is made.***	Oppose ***As amended June 10, 2003*** ***No position***	California District Attorneys Association, San Diego District Attorney	Senate Public Safety Committee: Failed passage; reconsideration granted
AB 270 (TW)	AB 270 (Bates) – Jury service: peace officer exemption As introduced Exempts harbor and port police from criminal and civil jury duty.	Oppose	California Association of Harbor Masters and Port Captains	Senate Public Safety Committee: Failed passage; reconsideration granted

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
AB 513 (TW)	AB 513 (Matthews) – Jury exemptions As introduced Exempts parole, probation, and correctional officers from criminal and civil jury service. ***UPDATE: As amended May 5, 2003*** ***Requires the Judicial Council to adopt a rule of court by January 1, 2005 establishing procedures for jury service to give scheduling accommodations to parole, probation, and correctional officers.***	Oppose ***As amended May 5, 2003*** ***Neutral***	California Correctional Peace Officers Association	Chaptered. Chapter 353, Stats. of 2003
AB 524 (KH)	AB 524 (Haynes) – Dependent children: return of custody As introduced Requires that a child who has been removed from his or her parents' custody be returned within five working days when either of the following occurs: the parent had been charged with a crime related to child abuse, neglect, or abandonment, and the parent is later found not guilty or the charges are dismissed; and if the child was removed from his or her parents' custody because the child was found "to be a dependent of the juvenile court" and the court later "finds that the minor is not a dependent child of the juvenile court." ***UPDATE: As amended March 26, 2003*** ***Amendments address the basis of the council's opposition. Provisions related to criminal proceedings have been deleted, and the bill addresses only the timeframe in which a child must be returned to the physical custody of his or her parent if the child is not subject to dependency jurisdiction.***	Oppose ***As amended March 26, 2003*** ***No position***	Author	Chaptered. Chapter 306, Stats. of 2003
AB 623 (JC)	AB 623 (Lieber) – Hazardous chemicals: discharge: punishment As introduced Among other things, requires the judge, upon sentencing a defendant found guilty of certain hazardous chemical discharge violations without first providing warning to exposed individuals, to consider whether the defendant has expressed remorse for the acts underlying the conviction. It also requires the judge to consider whether the defendant has made an appropriate public apology that reflects the nature of the violation and the number of potential victims.	No position	Author	Assembly Environmental Safety and Toxic Materials Committee

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
AB 688 (EO)	AB 688 (Nakanishi) – Amador Courthouse As introduced AB 688 requires that the Amador County courthouse and hospital transfer to the state on January 1, 2004, and relieves Amador County of its responsibility to provide court facilities pursuant to SB 1732 (Escutia), Stats. 2002, ch. 1082. ***UPDATE*: As amended April 28, 2003** ***Amendments provide that in establishing the recommended priorities for funding of projects under the California Court Facilities Construction and Renovation Bond Act of 2004, the Judicial Council shall consider all relevant factors bearing on the priority of each proposed project, including a proposal for matching funds.***	Oppose ***As amended April 28, 2003*** ***No position***	Amador County	Senate Judiciary Committee Two-year bill
AB 782 (EO)	AB 782 (Kehoe) – Trial Court Employees: employment relations As introduced Grants to the Public Employment Relations Board authority to process claims involving violations of statutes or rules relating to employment relations between trial courts and recognized employee organizations.	Oppose unless amended to delete the Public Employment Relations Board provision and to address concerns related to the improvement of the existing process for dispute resolution and unfair labor practice claims.	California Independent Public Employees Legislative Council	Senate Judiciary Committee Two-year bill
AB 865 (JC)	AB 865 (Matthews) – Criminal procedure: jury instructions: juror misconduct As introduced Requires the court to instruct the jury, after the jury has been sworn and before the people's opening address, that the integrity of a trial requires that jurors conduct themselves as required by the court's instructions, and that accordingly, if any juror refuses to deliberate, or expresses an intention to disregard the law or to decide the case based on any improper basis, the other jurors shall immediately advise the court of that fact.	No position	California District Attorneys Association	Assembly Public Safety Committee: Failed passage. Reconsideration granted.

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
AB 934 (EO)	AB 934 (Reyes) – Fresno County filing fee increase As amended March 28, 2003 In Fresno County, adds a $25 filing fee to the total fee for a petition, or notice of motion that pertains to custody or visitation, to establish a parent and child relationship, to petition for appointment of a temporary guardian, and to object to the report and recommendation of the mediator determining child custody or visitation. Funds from the Fresno County filing fee increase will be deposited in the Child Abduction Prevention Fund established in the office of the district attorney in Fresno County.	Oppose	Fresno County District Attorney	Judiciary Committee Two-year bill.
AB 1095 (DP)	AB 1095 (Corbett) – County Law Library Task Force As amended July 8, 2003 Requires the Judicial Council to establish a task force on county law libraries, which is charged with identifying the needs related to county law library operations and facilities and identifying and making recommendations for funding county law library operations, facility improvements, and expansion. Requires the task force to submit its report and recommendations to the Judicial Council and the Legislature on or before January 1, 2005.	Co-Sponsor	Judicial Council with California State Association of Counties and Council of California County Law Librarians	Chaptered. Chapter 394, Stats. of 2003.
AB 1108 (TK)	AB 1108 (Bermudez) – Child custody: drug testing As introduced Authorizes the court in a child custody proceeding to order a parent to undergo testing if the court has determined, by a preponderance of evidence, that there is "the illegal use of controlled substance."	No position, but seek technical and clarifying amendments.	Author	Back to Assembly for concurrence Two-year bill
AB 1165 (RL)	AB 1165 (Dymally) – Appellate opinions: publication As introduced Provides that all appellate opinions may be cited as precedential.	Oppose	Michael Schmier, Private Attorney	Died

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
AB 1180 (JC)	AB 1180 (Harman) – Sanctioning of jurors: failure to respond to summons As amended July 2, 2003 Clarifies that when a person is summoned but fails to appear for jury service, the court may, in lieu of using contempt procedures, impose reasonable monetary sanctions on the prospective juror following an order to show cause hearing. Sanctions shall not exceed $250 for the first violation, $750 for a second violation, and $1,500 for the third violation.	Sponsor	Judicial Council	Chaptered. Chapter 359, Stats. 2003.
AB 1249 (JC)	AB 1249 (Pacheco) – Criminal procedure: subpoenas As amended March 28, 2003 Prohibits a subpoenaing party to a criminal action from directing a witness to make subpoenaed records available for inspection or copying at the witness' business address. Further precludes a subpoenaing party to a criminal action from making an oral or written request that a custodian of records provide records directly to the person serving the subpoena.	Support	California District Attorneys Association	Senate Public Safety Committee: Failed passage; reconsideration granted
AB 1306 (JC)	AB 1306 (Leno) – Substance Abuse and Crime Prevention Act (Prop. 36): transfer of jurisdiction As amended August 18, 2003 Provides that if a person is sentenced pursuant to the Substance Abuse and Crime Prevention Act (Proposition 36), probation and jurisdiction shall be transferred to the defendant's county of permanent residence at the discretion of the sentencing judge.	Sponsor	Judicial Council	Assembly Floor for concurrence in Senate amendments. Two-year bill
AB 1346 (JC)	AB 1346 (Bermudez) – Court records: confidentiality As introduced Requires the court to make confidential any law enforcement report containing personal identifying information that is read or considered by the court.	Support in concept	Los Angeles District Attorney, Orange County District Attorney	Assembly Public Safety Committee
AB 1435 (JC)	AB 1435 (Koretz) – Criminal proceedings: sanctions As introduced Authorizes a court in a criminal case to order a party who has violated discovery disclosure requirements or any lawful court order to pay a monetary sanction.	No position	Judge Quentin Kopp, Superior Court of San Mateo County	Assembly Public Safety Committee

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
AB 1469 (TK)	AB 1469 (Negrete McLeod) – Dependency hearings: supplemental reports As amended April 23, 2003 Revises provisions requiring a social worker, in juvenile dependency hearings, to file supplemental reports with the court at least 10 calendar days prior to a hearing. Authorizes the court to grant a continuance, upon request by any party, on the ground that the supplemental report was not provided at least 10 calendar days prior to the hearing. In addition, requires the court, as a basis for granting the continuance, to find "by clear and convincing evidence that the party's ability to proceed at the hearing is not prejudiced by the lack of timely service of the report." ***UPDATE: As amended September 2, 2003*** ***Provisions apply in Los Angeles Superior Court only.***	Support	Los Angeles County	Chaptered. Chapter 516, Stats. of 2003.
AB 1641 (KH)	AB 1641 (Keene) – Emergency powers As amended April 24, 2003 Amends Government Code section 68115 to improve procedures authorizing the Chief Justice to issue orders during an emergency in a timely and efficient manner.	Sponsor	Judicial Council	Chaptered. Chapter 293, Stats. of 2003
AB 1653 (JC)	AB 1653 (Mullin) – Appeals: attorneys: contempt As introduced Allows an attorney for a party to a criminal proceeding to appeal a sanction order or finding of contempt against him or her to the court authorized to hear an appeal of the judgment in the main action. Requires the court to stay the execution of the order or imposition of punishment pending appeal, unless it finds on the record that a stay would frustrate the interests of justice.	Oppose	Los Angeles District Attorney	Senate Public Safety Committee Two-year bill

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
AB 1710 (TK)	AB 1710 (Assm. Jud. Comm.) – Court operations As introduced Makes technical and clarifying amendments in the areas of family and juvenile law. ***UPDATE:* As amended June 25, 2003** ***Makes substantive and technical changes pertaining to court operations that will provide for clearer and more efficient use of court resources including: makes technical and clarifying amendments in the areas of family and juvenile law; allows Court Appointed Special Advocate programs to seek criminal background information on prospective volunteers directly from the Department of Justice, instead of working through the court; clarifies that the 10 percent surcharge does not apply to fees that were incorrectly listed in the 2002 budget trailer bill (AB 3000); provides that the 20 percent surcharge established in budget trailer bill AB 3000 is not remitted to the county as part of the traffic violator school fee but instead is remitted to the state General Fund; allows the jury instruction royalties to be deposited in the Trial Court Improvement Fund to fund continued improvement of the jury system.***	Sponsor	Judicial Council	Chaptered. Chapter 365, Stats. of 2003
AB 1712 (DP)	AB 1712 (Assm. Jud. Comm.) – Civil omnibus As amended July 22, 2003 Conforms various statutory provisions of law to the abolition of municipal courts and their unification within the superior courts. Makes technical and clarifying changes with respect to judicial arbitration proceedings, jury lists, service of process, small claims court, and witness fees.	Sponsor	Judicial Council	Chaptered. Chapter 449, Stats. of 2003
SB 58 (JC)	SB 58 (Johnson) – Court records: confidentiality As introduced Requires the court to seal a police report, arrest report, or investigative report, and any item attached to it, submitted to the court by a prosecutor in support of a criminal complaint, indictment, or information, or by a prosecutor or law enforcement officer in support of a search warrant or an arrest warrant.	Support in concept	Orange County District Attorney	Senate Public Safety Committee: Failed passage; reconsideration granted

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
SB 59 (KH)	SB 59 (Escutia) – Expedited appellate review in juvenile dependency cases As amended March 18, 2003 Provides expedited appellate review of disputed placement orders in juvenile dependency cases. ***UPDATE: As amended April 8, 2003*** ***Provides for expedited appellate review of disputed placement orders in juvenile dependency cases by establishing a writ process analogous to the one set forth in Welfare and Institutions Code section 366.26 (l) and Rule 39.1B of the California Rules of Court. The bill applies only to specific placement orders made after parental rights have been terminated.*** ***UPDATE: As amended June 11, 2003*** ***Amendments more closely conform the writ process to the one established in Welfare and Institutions Code section 366.26(l). Applies only to specific placement orders made after parental rights have been terminated, and specifies that bill does not affect the right of a parent, a legal guardian, or the child to appeal any order that is otherwise appealable and that is issued at a hearing held pursuant to Section 366.26.***	No position, but seek amendments to clarify that the bill applies to post-termination orders for specific placements. ***As amended April 8, 2003*** ***No position, but seek further clarifying amendments.*** ***As amended June 11, 2003*** ***No position***	Los Angeles County	Chaptered. Chapter 247, Stats. of 2003
SB 129 (EO)	SB 129 (Escutia) – Trial Court Budget Process As amended April 17, 2003 Requires the Administrative Office of the Courts (AOC) to submit approval or denial within 30 days, to the affected court in writing with copies provided to the Department of Finance, Legislative Analyst Office, the Legislature's budget committees, and the court's affected labor organizations. Requires Judicial Council to circulate for comment and adopt at a public meeting any amendments proposed to the Budget Monitoring and Reporting section of the Trial Court Policies and Procedures.	No position	Service Employees International Union	Chaptered. Chapter 336, Stats. of 2003

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
SB 131 (JC)	SB 131 (Sher) – Marijuana possession: penalty As amended March 27, 2003 Reclassifies as an infraction the possession of not more than 28.5 grams of marijuana for the first offense and as infraction or misdemeanor for subsequent offenses. Provides that if the defendant has been previously convicted two or more times of similar offense during the two-year period immediately preceding the date of commission of the violation to be charged, the previous convictions shall also be charged in the accusatory pleading.	Support	Judge Quentin Kopp, Superior Court of California, County of San Mateo	Assembly Floor
SB 254 (EO)	SB 254 (Dunn) – Court security As introduced Prohibits the use of court attendants in civil courtrooms.	Oppose unless amended to clarify only that court attendants can be used in civil courtrooms.	California State Sheriffs' Association; Association of Orange County Deputy Sheriffs	Senate Appropriations Committee Two-year bill

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
SB 265 (TK/KH)	SB 265 (Kuehl) – Child custody: domestic violence As introduced Changes the operation of the rebuttable presumption against custody to a person who has perpetrated domestic violence. Requires the court to consider specified factors to determine which party is the "dominant aggressor." ***UPDATE:*** ***As amended May 5, 2003*** ***Prohibits a parent from rebutting the statutory presumption against custody for perpetrators of domestic violence by citing the general statutory preference for children of divorce to have frequent and continuing contact with both parents. Other provisions would require a court to (1) invoke the presumption against custody when a parent has been convicted of domestic violence, or when another court has made findings that domestic violence occurred; (2) try to determine who was the "dominant aggressor" when both parents have allegedly engaged in domestic violence; and (3) inform both parents about the presumption against custody when one of them alleges that the other has committed domestic violence.*** ***UPDATE:*** ***As amended May 13, 2003*** ***Deletes the requirement that the court determine who is the "dominant aggressor" where it is found that both parents have perpetrated domestic violence.*** ***UPDATE: As amended June 12, 2003*** ***Deletes provision granting court discretion to find that a party is a perpetrator of domestic violence based solely upon a restraining order that was issued against the party.***	Oppose unless amended to delete the requirement that the mediator provide a copy of Family Code section 3044 to the parties. ***As amended May 5, 2003*** ***Amendments address the basis of the council's opposition.*** ***No position***	California Alliance Against Domestic Violence	Chaptered. Chapter 243, Stats. of 2003
SB 324 (EO)	SB 324 (Florez) – Tulare County: remittance of court revenues As introduced Validates the incorrect distribution of fines, fees, forfeitures, and penalties made by the County of Tulare to the State Treasurer for deposit in the Trial Court Improvement Fund in the 1996-97 to 1999-2000 fiscal years.	Oppose unless amended to include a General Fund appropriation.	Tulare County	Senate Judiciary Committee Two-year bill

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
SB 328 (EO)	SB 328 (Senate Jud. Comm.) – Trial Court Facilities Act: clean-up As introduced Makes technical changes to the Trial Court Facilities Act. ***UPDATE: As amended September 9, 2003*** ***Addresses another subject.***	Co-Sponsor ***As amended September 9, 2003*** ***No position***	Judicial Council and California State Association of Counties	Vetoed by Governor
SB 345 (DP)	SB 345 (Kuehl) – Tenancy As introduced Requires the clerk of the court to deny access to unlawful detainer records until 60 days following the date final judgment has been entered in favor of the landlord after a trial or summary judgment motion. The bill also revises the notice the clerk is required to send to defendants in eviction cases. In addition, the bill does not allow a court to exempt itself from these provisions. ***UPDATE: As amended July 10, 2003*** ***Provides that, if a tenant prevails in an unlawful detainer action within 60 days after the complaint is filed, the clerk of the court may not allow access at any time to the court file, index, register of actions, or other court records.***	Oppose unless amended; no position if amended. ***As amended July 10, 2003*** ***Neutral***	Western Center on Law and Poverty	Chaptered. Chapter 787, Stats. of 2003
SB 599 (JC)	SB 599 (Perata) – Drug diversion: sealed records As amended March 28, 2003 Provides that whenever a person successfully completes a drug diversion program, the judge may order the arrest, detention, or other records in the case be sealed on the motion of either party or the court's own motion, with notice to all parties in the case if it appears to the judge that the interests of justice would be served. Also authorizes the expansion of pretrial diversion programs and of pre-guilty plea drug court programs to include offenses involving possession for sale and transport of controlled substances. ***UPDATE: As amended April 30, 2003.*** ***Amended to narrow sealing provision to apply only to existing drug court and deferred entry of judgment programs, and to eliminate program expansion provisions.***	Oppose unless amended to narrow sealing provision to apply only to existing drug court and deferred entry of judgment programs, and to eliminate program expansion provisions. ***As amended April 30, 2003.*** ***No Position***	Alameda County District Attorney	Chaptered. Chapter 792, Stats. of 2003

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
SB 655 (EO)	SB 655 (Escutia) – California Court Facilities Construction & Renovation Bond Act of 2004 As introduced Authorizes the issuance, pursuant to the State General Obligation Bond Law, of up to $1,850,000,000 in bonds, the proceeds of which would be deposited in the State Court Facilities Construction Fund for the purposes specified in existing law.	Sponsor	Judicial Council	Senate Appropriations Committee Two-year bill
SB 718 (JC)	SB 718 (Dunn) – Criminal procedure: motion to suppress As introduced Limits the evidentiary hearing concerning a motion alleging unlawful search or seizure to the law enforcement or other governmental conduct that has been precisely identified in the defendant's motion.	Support if amended to clarify that the motion must describe the "challenged conduct" rather than "precise conduct."	California District Attorneys Association	Senate Public Safety Committee Two-year bill
SB 734 (TK/KH)	SB 734 (Ortiz) – Child custody: supervised visitation As amended April 30, 2003 Prohibits a court from granting unsupervised visitation to a parent who has perpetrated domestic violence, except as specified; prohibits a court from imposing supervised visitation on a parent who is deemed a flight risk if that parent was attempting to protect himself or herself or his or her child from harm perpetrated by the other parent; requires a court to impose supervised visitation, notwithstanding a stipulation to the contrary by the parties or recommendations by the mediator, when the court has determined that supervised visitation is necessary to protect the child from abuse.	Oppose	Legislative Coalition to Prevent Child Abuse	Assembly Judiciary Committee Two-year bill
SB 761 (JC)	SB 761 (McPherson) – Insurance: bail services As introduced Among other provisions, prohibits a court, magistrate, or jail from accepting an undertaking of bail from a bail agent or bail agency if any summary judgment entered against an undertaking issued by the bail agent or agency remains unpaid for the period applicable to sureties. ***UPDATE: As amended April 30, 2003*** ***Amended to eliminate requirement that court determine solvency of bail agency.***	Oppose unless amended to eliminate requirement that court determine solvency of bail surety. ***As amended April 30, 2003*** ***No Position***	California Bail Agents Association	Assembly Public Safety Committee Two-year bill

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Judicial Council Position	Sponsor	Status As of 10/28/03
SB 818 (EO)	SB 818 (Escutia) – Trial Court Interpreter Employment and Labor Relations Act: clean up As introduced Revises a number of the implementation dates set forth in the Trial Court Interpreter Employment and Labor Relations Act. Extends the ending date of the regional transition period for the program from January 1, 2005, to July 1, 2005. Makes other revisions to the act, including technical nonsubstantive changes.	Sponsor	Judicial Council	Chaptered. Chapter 257, Stats. of 2003.
SB 877 (JC)	SB 877 (Hollingsworth) – Criminal procedure: discovery As introduced Permits the court, for good cause, to deny, restrict, or defer discovery or inspection of evidence, or to grant other appropriate relief. Provides that there is no obligation to comply with a discovery request for reproduction of contraband, as long as the prosecution makes the evidence reasonably available to the defense.	Oppose unless amended to clarify the scope of applicability.	Author	Chaptered. Chapter 238, Stats. of 2003
SB 940 (EO)	SB 940 (Escutia) – Enhanced collections program As amended June 16, 2003 States the intent of the Legislature that court-imposed fines, fees, penalties, surcharges, and assessments be promptly and expeditiously collected. ***UPDATE*: *As amended July 3, 2003*** ***Requires the Judicial Council to adopt guidelines for a comprehensive collection program, establish a collaborative court-county working group on collections, and report on the effectiveness of collection programs. Authorizes the Judicial Council to establish a program providing for the suspension and non-renewal of business and professional licenses and an amnesty program involving the collection of outstanding fees, fines, penalties, and assessments.***	Sponsor	Judicial Council	Chaptered. Chapter 275, Stats. of 2003

APPENDIX
A
JUDICIAL COUNCIL-SPONSORED LEGISLATION
2003

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Sponsor	Status As of 10/28/03
AB 1095	AB 1095 (Corbett) – County Law Library Task Force As amended July 8, 2003 Requires the Judicial Council to establish a task force on county law libraries, which is charged with identifying the needs related to county law library operations and facilities and identifying and making recommendations for funding county law library operations, facility improvements, and expansion. Requires the taskforce to submit its report and recommendations to the Judicial Council and the Legislature on or before January 1, 2005.	Judicial Council with California State Association of Counties and Council of California County Law Librarians	Chaptered. Chapter 394, Stats. of 2003.
AB 1180 (JC)	AB 1180 (Harman) – Sanctioning of jurors: failure to respond to summons As amended July 2, 2003 Clarifies that when an individual is summoned but fails to appear for jury service, the court may, in lieu of using contempt procedures, impose reasonable monetary sanctions on the prospective juror following an order to show cause hearing. Sanctions shall not exceed $250 for the first violation, $750 for a second violation, and $1,500 for the third violation.	Judicial Council	Chaptered. Chapter 369, Stats. of 2003.
AB 1306 (JC)	AB 1306 (Leno) – Substance Abuse and Crime Prevention Act (Prop 36): transfer of jurisdiction As amended August 18, 2003 Provides that if a person is sentenced pursuant to the Substance Abuse and Crime Prevention Act (Proposition 36), probation and jurisdiction shall be transferred to the defendant's county of permanent residence at the discretion of the sentencing judge.	Judicial Council	Assembly Floor for concurrence in Senate amendments. Two-year bill
AB 1641 (KH)	AB 1641 (Keene) – Emergency powers As amended April 24, 2003 Amends Government Code section 68115 to improve procedures authorizing the Chief Justice to issue orders during an emergency in a timely and efficient manner.	Judicial Council	Chaptered. Chapter 293, Stats. of 2003

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2003

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Sponsor	Status As of 10/28/03
AB 1710 (TK)	AB 1710 (Assm. Jud. Comm.) – Court operations As introduced Makes technical and clarifying amendments in the areas of family and juvenile law. ***UPDATE:* As amended June 25, 2003** ***Makes substantive and technical changes pertaining to court operations that will provide for clearer and more efficient use of court resources including: makes technical and clarifying amendments in the areas of family and juvenile law; allows Court Appointed Special Advocate programs to seek criminal background information on prospective volunteers directly from the Department of Justice, instead of working through the court; clarifies that the 10 percent surcharge does not apply to fees that were incorrectly listed in the 2002 budget trailer bill (AB 3000); provides that the 20 percent surcharge established in budget trailer bill AB 3000 is not remitted to the county as part of the traffic violator school fee but instead is remitted to the state General Fund; allows the jury instruction royalties to be deposited in the Trial Court Improvement Fund to fund continued improvement of the jury system.***	Judicial Council	Chaptered. Chapter 365, Stats. of 2003
AB 1712 (DP)	AB 1712 (Assm. Jud. Comm.) – Civil omnibus As amended July 22, 2003 Conforms various statutory provisions of law to the abolition of municipal courts and their unification within the superior courts. Makes other technical and clarifying changes with respect to judicial arbitration proceedings, jury lists, service of process, small claims court, and witness fees.	Judicial Council	Chaptered. Chapter 449, Stats. of 2003
SB 328 (EO)	SB 328 (Senate Jud. Comm.) – Court facilities clean-up As introduced Makes technical changes to the Trial Court Facilities Act. ***UPDATE:* As amended September 9, 2003** ***Addresses another subject.*** *As amended September 9, 2003 No position*	Judicial Council	Vetoed by Governor

APPENDIX
A
JUDICIAL COUNCIL-SPONSORED LEGISLATION
2003

Bill No. (Advocate)	Bill No. (Author) Description and Updates	Sponsor	Status As of 10/28/03
SB 655 (EO)	SB 655 (Escutia) – California Court Facilities Constr. & Renovation Bond Act of 2004 As introduced Authorizes the issuance, pursuant to the State General Obligation Bond Law, of up to $1,850,000,000 in bonds, the proceeds of which would be deposited in the State Court Facilities Construction Fund for the purposes specified in existing law.	Judicial Council	Senate Appropriations Committee Two-year bill
SB 818 (EO)	SB 818 (Escutia) – Trial Court Interpreter & Labor Relations Act: clean-up As introduced Revises a number of the implementation dates set forth in the Trial Court Interpreter and Labor Relations Act. Extends the ending date of the regional transition period for the program from January 1, 2005, to July 1, 2005. Makes other revisions to the act, including technical nonsubstantive changes.	Judicial Council	Chaptered. Chapter 257, Stats. of 2003.
SB 940 (EO)	SB 940 (Escutia) – Enhanced collections program As amended June 16, 2003 States the intent of the Legislature that court-imposed fines, fees, penalties, surcharges, and assessments be promptly and expeditiously collected. ***UPDATE*: *As amended July 3, 2003*** ***Requires the Judicial Council to adopt guidelines for a comprehensive collection program, establish a collaborative court-county working group on collections, and report on the effectiveness of collection programs. Authorizes the Judicial Council to establish a program providing for the suspension and non-renewal of business and professional licenses and an amnesty program involving the collection of outstanding fees, fines, penalties, and assessments.***	Judicial Council	Chaptered. Chapter 275, Stats. of 2003