



# JUDICIAL COUNCIL OF CALIFORNIA

POLICY COORDINATION  
AND LIAISON COMMITTEE

[www.courts.ca.gov/pclc.htm](http://www.courts.ca.gov/pclc.htm)

[pclc@jud.ca.gov](mailto:pclc@jud.ca.gov)

## POLICY COORDINATION AND LIAISON COMMITTEE

### OPEN MEETING WITH CLOSED SESSION AGENDA

Open to the Public Unless Indicated as Closed (Cal. Rules of Court, rule 10.75(c)(1))

OPEN PORTION OF THIS MEETING IS BEING RECORDED

---

Date: October 27, 2016  
Time: 10:30 – 11:30 AM (Open)  
11:30 AM (or upon adjournment of open meeting) – 12:00 PM (Closed)  
Location: Superior Court of California, County of San Diego  
Hall of Justice (Conference Room 363)  
330 West Broadway, 3rd Floor, San Diego, CA 92101  
Call-in Number: 1-877-820-7831, Passcode 7394322 (Open/Public-Listen Only)

---

Meeting materials for open portion of the meeting will be posted on the advisory body web page on the California Courts website at least three business days before the meeting.

Agenda items are numbered for identification purposes only and will not necessarily be considered in the indicated order.

---

#### I. CALL TO ORDER AND ROLL CALL

#### II. PUBLIC COMMENT (CAL. RULES OF COURT, RULE 10.75(K)(2))

---

##### **Public Comment**

Members of the public requesting to speak during the public comment portion of the meeting must place the speaker's name, the name of the organization that the speaker represents if any, and the agenda item that the public comment will address, on the public comment sign-up sheet. The sign-up sheet will be available at the meeting location at least half hour prior to the meeting start time. The Chair will establish speaking limits at the beginning of the public comment session. While the advisory body welcomes and encourages public comment, time may not permit all persons requesting to speak to be heard at this meeting.

##### **Written Comment**

In accordance with California Rules of Court, rule 10.75(k)(1), written comments pertaining to any agenda item of a regularly noticed open meeting can be submitted up to

one complete business day before the meeting. For this specific meeting, comments should be e-mailed to [plc@jud.ca.gov](mailto:plc@jud.ca.gov) or mailed or delivered to 770 L Street, Suite 1240, Sacramento, California 95814 attention: Yvette Casillas-Sarcos. Only written comments received by 10:30 AM on October 26, 2016, will be provided to advisory body members prior to the start of the meeting.

---

### III. CONSENT ACTION ITEM

---

#### Item 1

**a) Judicial Council Legislative Policy Summary: 2016**

Reflects actions through the 2016 legislative year.

Presenter: Mr. Cory T. Jasperson

---

### IV. DISCUSSION AND POSSIBLE ACTION ITEMS

---

#### Item 1

**PROPOSALS FOR JUDICIAL COUNCIL-SPONSORED LEGISLATION**

**a) Applying the Electronic Filing and Service Provisions of Civil Procedure section 1010.6(a) and (b) to Criminal Actions**

Provides express authority for permissive electronic filing and service in criminal proceedings by adding a statute to the Penal Code applying the electronic filing and service provisions of the Code of Civil Procedure section 1010.6 to criminal actions.

Presenters: Ms. Sharon Reilly, Ms. Kimberly DaSilva, and Ms. Tara Lundstrom

**b) Authorize Electronic Delivery of Notices of Hearing in Proceedings under the Probate Code**

Authorizes the delivery of notices and other papers in uncontested or not-yet-contested proceedings under the Probate Code to persons by electronic means if the persons to receive notice have consented to electronic notice in the proceeding before the court and have provided electronic addresses.

Presenters: Mr. Daniel Pone and Mr. Douglas C. Miller

**c) Court Records Destruction Reporting Requirement**

Eliminates the requirement that superior courts must report destroyed court records to the Judicial Council.

Presenters: Ms. Laura Speed, Mr. Patrick O'Donnell, and Ms. Josely Yangco-Fronza

**d) Criminal Procedure: Multiple County Sentencing**

Promotes uniformity and clarifies judicial sentencing authority when imposing concurrent or consecutive judgements under Penal Code section 1170(h) implicating multiple counties.

Presenters: Ms. Sharon Reilly and Ms. Adrienne Toomey

**e) Criminal Procedure: Transfer Back To Receiving Court for Limited Purpose after Intercounty Transfer**

Authorizes a receiving court to transfer a case of a person on probation or mandatory supervision back to the transferring court for a limited purpose when needed to best suit the needs of the court, the litigation at issue, or the parties.

Presenters: Ms. Sharon Reilly and Ms. Kimberly DaSilva

**f) Electronic Filing, Service, and Signatures**

Authorizes electronic signatures, promotes consistency in the requirements for electronic filing and service, codifies various provisions in the trial court rules, and clarifies the application of Code of Civil Procedure section 1010.6 electronic service provisions in other statutes.

Presenters: Mr. Daniel Pone and Ms. Tara Lundstrom

**g) Electronic Filing and Service in Juvenile Proceedings**

Authorizes electronic filing and electronic service in juvenile law proceedings and establishes parameters for e-business in the juvenile court.

Presenters: Mr. Alan Herzfeld and Ms. Diana Glick

**h) Pre-Arrestment Own Recognizance Release Under Court-Operated or Approved Pretrial Programs**

Provides courts with discretion to approve own recognizance release for arrestees with three prior failures to appear, without holding a hearing in open court, under a court-operated or court-approved pretrial program.

Presenters: Ms. Sharon Reilly and Ms. Eve Hershcopf

**i) Retention of Court Records in Gun Violence Cases**

Specifies the retention period for court records in gun violence cases. Amends Government Code section 68150(a) to remove references to the future adoption of rules of court, pursuant subdivision (c).

Presenters: Ms. Laura Speed, Ms. Josely Yangco-Fronza, and Mr. Patrick O'Donnell

**j) Subordinate Judicial Officers: Court Commissioners as Magistrates**

Includes "court commissioners" a type of subordinate judicial officer within the definition of those who may serve as a "magistrate."

Presenters: Ms. Sharon Reilly, Ms. Marlene Smith, and Ms. Eve Hershcopf

---

**V. ADJOURNMENT**

---

**Adjourn Open Session**

---

**VI. CLOSED SESSION (CAL. RULES OF COURT, RULE 10.75(C)(1)  
AND 10.75(D)(3))**

---

**Item 1**

**Approval of Minutes**

Approve minutes of the August 24, 2016, Policy Coordination and Liaison Committee meeting.

**Item 2**

**New Member Orientation**

**Adjourn Closed Session**