



JUDICIAL COUNCIL OF CALIFORNIA

RULES COMMITTEE

www.courts.ca.gov/rulescomm.htm
rulesmeetings@jud.ca.gov

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RULES COMMITTEE

NOTICE AND AGENDA OF OPEN VIDEOCONFERENCE MEETING

Open to the Public (Cal. Rules of Court, rule 10.75(c)(1) and (e))

THIS MEETING IS BEING RECORDED

Date:	Thursday, February 16, 2023
Time:	12:10 - 1:10 p.m.
Location:	Videoconference
Public Listen Only Link	https://jcc.granicus.com/player/event/2226

Meeting materials for open portions 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.

Members of the public seeking to make an audio recording of the open meeting portion of the meeting must submit a written request at least two business days before the meeting. Requests can be e-mailed to rulesmeetings@jud.ca.gov.

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

I. OPEN MEETING (CAL. RULES OF COURT, RULE 10.75(C)(1))

Call to Order and Roll Call

Approval of Minutes

- Open session of the December 8, 2022 and December 13, 2022

II. PUBLIC COMMENT (CAL. RULES OF COURT, RULE 10.75(K)(1)-(2))

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 rulesmeetings@jud.ca.gov. Only written comments received by 12:00 pm on February 15 will be provided to advisory body members prior to the start of the meeting.

III. DISCUSSION AND POSSIBLE ACTION ITEMS (ITEMS 01–06)

CALIFORNIA CRIMINAL JURY INSTRUCTIONS (CALCRIM)

Judicial Council Report–Recommend Council Action

Item 01

Jury Instructions: Criminal Jury Instructions (2023 Edition) (Action required – recommend Judicial Council action)

Presenters: Kara Portnow

CIVIL

Judicial Council Report–Recommend Council Action

Item 02

Rules and Forms: Technical Form Changes to Reflect Federal Poverty Guidelines (revise forms FW-001, FW-001-GC, APP-015/FW-015-INFO, and JV-132) (Action required – recommend Judicial Council action)

Presenter: James Barolo and Daniel Richardson

CRIMINAL

ANNUAL AGENDA

Rules Committee–Action Only

Item 03

The Criminal Law Advisory Committee requests approval to add two projects to its annual agenda: 1) developing forms to implement the Racial Justice Act (RJA) (Assembly Bill 2542; Stats. 2020, ch. 317) and Assembly Bill 256 (Stats. 2022, ch. 739, and 2) revising the felony plea form to incorporate a waiver of the right to a trial on aggravating factors that can be used to sentence the defendant to the upper term of a criminal offense or enhancement. Because these projects would incorporate current law, the committee would like to add them to its 2023 annual agenda. (Action required – Rules Committee action only)

Presenter: Sarah Fleischer-Ihn

FAMILY AND JUVENILE LAW

Judicial Council Report–Recommend Council Action

Item 04

Juvenile Law: Secure Youth Treatment Facility Offense-Based Classification Matrix (adopt rule 5.806) (Action required – recommend Judicial Council action)

Presenter: Hon. Stephanie E. Hulseley and Tracy Kenny

JUDICIAL COUNCIL STAFF

Judicial Council Report–Recommend Council Action

Item 05

Miscellaneous: Technical Amendment Report: (amend rules 8.137, 8.406, 8.416, 8.730, 8.805, and 8.837; and revise forms AT-138/EJ-125, CR-290, CR-292, and JV-469) (Action required – recommend Judicial Council action)

Presenter: Anne M. Ronan

RULES COMMITTEE

Judicial Council Report–Recommend Council Action

Item 06

Jury Instructions: Public Access and Publication (revise rule 2.1050) (Action required – recommend Judicial Council action)

Presenters: Eric Long

IV. ADJOURNMENT

Adjourn