



Judicial Council of California

Rules Committee

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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:	Tuesday, August 22, 2023
Time:	12:10 p.m. to 1:40 p.m. (Part I) 4:30 p.m. to 6:00 p.m. (Part II)
Location:	Video Conference
Public Audio Only	https://jcc.granicus.com/player/event/2960 (Part I)
Link:	https://jcc.granicus.com/player/event/2961 (Part II)

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

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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

Approve minutes of the March 29, April 5, April 13, June 2, June 29, July 31, and August 11, Rules Committee meetings.

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. Only written comments received by 12:00 p.m. on Monday, August 21 will be provided to advisory body members prior to the start of the meeting.

III. DISCUSSION AND POSSIBLE ACTION ITEMS (ITEMS 01–33)

JUDICIAL BRANCH ADMINISTRATION (1)

Item 01

Trial Courts: Exceptional Criminal Case Reporting (amend standard 2.2) (Action required – recommend Judicial Council action)

Presenter: Leah Rose-Goodwin

APPELLATE (4)

Item 02

Appellate Procedure: Time for Electing and Filing an Appendix (amend rules 8.124 and 8.845; revise forms APP-001-INFO, APP 010, APP-101-INFO, and APP-110; revoke forms APP-011 and APP-111) (Action required – recommend Judicial Council action)

Presenter: Kendall Hannon

Item 03

Appellate Procedure: Attachment of Trial Court’s Order to Petition for Review of Summary Denial of Writ Petition (amend rule 8.504) (Action required – recommend Judicial Council action)

Presenter: Heather Anderson

Item 04

Appellate Procedure: Forms for Extension of Time (revise forms APP-006, APP-106, CR-126, JV-816, JV-817) (Action required – recommend Judicial Council action)

Presenter: Kendall Hannon

Item 05

Appellate Procedure: Notice of Appeal Forms (revise forms APP-002 and APP-102) (Action required – recommend Judicial Council action)

Presenter: Kendall Hannon

CIVIL (3)

Item 06

Rules and Forms: Opportunities for Settlement Before Trial in Unlawful Detainer Cases (adopt rule 3.2005; adopt forms UD-155) (Action required – recommend Judicial Council action)

Presenter: Eric Long

Item 07

Civil Practice and Procedure: Form Revisions to Implement Senate Bill 1200 (Revise forms EJ-190, EJ-195, JUD-100, MC-012, MC-013-INFO, SC-130, SC-200, SC-220, SC-223, SC-224; revoke SC-220-INFO) (Action required – recommend Judicial Council action)

Presenter: Jenny Grantz

Item 08

Unlawful Detainer: Forms to Reflect Existing Law and Implement Senate Bill 1017 and Assembly Bill 1726 (approve form UD 110P; revise forms SUM 130, UD 101, UD 105, UD 110, and UD 110S) (Action required – recommend Judicial Council action)

Presenter: James Barolo

CENTER FOR JUDICIAL EDUCATION AND RESEARCH (1)

Item 09

Judicial Branch Education: Delivery Methods Defined (amend rule 10.493) (Action required – recommend Judicial Council action)

Presenters: Karen Alvarado and Jason Mayo

CRIMINAL JURY INSTRUCTIONS (1)

Item 10

Criminal Jury Instructions: Revisions and Additions (Action required – recommend Judicial Council action)

Presenter: Kara Portnow

CRIMINAL LAW (4)

Item 11

Criminal Procedure: Appointment of Trial Counsel in Capital Cases (amend rule 4.117)
(Action required – recommend Judicial Council action)

Presenter: Sarah Fleischer-Ihn

Item 12

Criminal Law: Circumstances in Aggravation (CR-101) (Action required – recommend Judicial Council action)

Presenter: Sarah Fleischer-Ihn

Item 13

Criminal Procedure: Petition for Resentencing Based on Health Conditions due to Military Service (revise form CR-412/MIL-412) (Action required – recommend Judicial Council action)

Presenter: Sarah Fleischer-Ihn

Item 14

Criminal Procedure: Record Cleaning Forms (revise forms CR-180, CR-181, CR-400, CR 401, CR-402, CR-403, CR-409, CR 409 INFO, CR-430, CR-430-INFO, CR 431, and CR-432) (Action required – recommend Judicial Council action)

Presenter: Alex Bender

FAMILY AND JUVENILE LAW (5)

Item 15

Child Custody and Visitation Orders Involving Gender-Affirming Health Care (revise rule 5.151) (Action required – recommend Judicial Council action)

Presenter: Gabrielle Selden

Item 16

Family Law: Summary Dissolution Forms (revise forms FL-800 and FL-810; revoke form FL-820) (Action required – recommend Judicial Council action)

Presenter: Gabrielle Selden

Item 17

Family and Juvenile Law Implementation of Assembly Bill 2495 (amend rule 5.451; revise forms ADOPT-050-INFO, ADOPT-200, ADOPT-215, and ADOPT-310) (Action required – recommend Judicial Council action)

Presenter: Diana Glick

Item 18

Juvenile Law: Psychiatric Residential Treatment Facility Voluntary Admission (adopt Cal. Rules of Court, rule 5.519; adopt forms JV-172, JV-173, JV-174, JV-175, JV-176, and JV-177) (Action required – recommend Judicial Council action)

Presenter: Kerry Doyle

Item 19

Juvenile Dependency Law: Counsel Collections Program Guidelines (amend Appendix F) (Action required – recommend Judicial Council action)

Presenter: Daniel Richardson

Item 20

Child Support: Amendments to Family Code Section 4007.5 (revise forms FL-192, FL-490, FL-676, and FL-676-INFO) (Action required – recommend Judicial Council action)

Presenter: John Henzl

Item 21

Juvenile Law: Family Finding & Engagement (amend rules 5.637, 5.695, 5.790, and 5.810; JV-672) (Action required – recommend Judicial Council action)

Presenter: Stephanie Lacambra

PROBATE (4)

Item 22

Jointly with the Civil and Small Claims Advisory Committee and Family and Juvenile Law Advisory Committee

Civil Practice and Procedure: Appointment of Guardian ad Litem (adopt form CIV-010/FL-935; revise forms DE-350/GC-100 and DE-351/GC-101; revise form CIV-010 and renumber as CIV 010/FL 935; revoke form FL-935) (Action required – recommend Judicial Council action)

Presenter: Corby Sturges

Item 23

Probate Conservatorship: Less Restrictive Alternatives (amend rules 7.1103, 10.468, and 10.478; revise form GC-312) (Action required – recommend Judicial Council action)

Presenter: Corby Sturges

Item 24

Jointly with the Criminal Law Advisory Committee

Trial Courts: Reports of Determinations Affecting Voting Rights (AB 2841) (adopt rule 10.970; adopt form MC-600; approve form MC 600A) (Action required – recommend Judicial Council action)

Presenters: Corby Sturges and Sarah Fleischer-Ihn

Item 25

Probate Conservatorship and Guardianship: Eligibility for County Payment of Cost of Appointed Counsel (amend Appendix E) (Action required – recommend Judicial Council action)

Presenter: Corby Sturges

PROTECTIVE ORDER (4)

Item 26

Jointly with the Civil and Small Claims Advisory

Protective Orders: Updated Law Enforcement Information Form and New Request Forms for Continuances (adopt forms CH 715, CH-716, EA-715, EA 716, SV-715, SV-716, WV-715, and WV-716; revise form CLETS-001) (Action required – recommend Judicial Council action)

Presenters: Frances Ho and James Barolo

Item 27

Protective Orders: Revisions to Gun Violence Restraining Order Forms (adopt forms GV-715 and GV-716; revise forms EPO-002, GV-020, GV-020-INFO, GV-030, GV-100, GV-100-INFO, GV-109, GV-110, GV-115, GV-120, GV-120-INFO, GV-125, GV-130, GV-620, GV-700, GV 710, GV-730, GV-800, and GV 800 INFO) (Action required – recommend Judicial Council action)

Presenter: James Barolo

Item 28

Domestic Violence: Form Changes to Implement New Laws (adopt forms DV-715 and DV-716; revise forms DV-100, DV-109, DV-110, DV-120, DV-120-INFO, DV-130, DV-700, DV-700-INFO, DV-710, DV-720, DV-730, DV-800-INFO/JV-270-INFO, DV-840/FL-840, EPO 001) (Action required – recommend Judicial Council action)

Presenter: Frances Ho

Item 29

Jointly with the Civil and Small Claims Advisory Committee

Protective Orders: Service Requirements after Remote Appearances (adopt rules 3.1162 and 5.496; revise forms CH-109, CH-130, EA 109, EA-130, EA-309, EA-330, SV-109, SV-130, WV-109, and WV-130) (Action required – recommend Judicial Council action)

Presenters: James Barolo and Frances Ho

~~Item 30~~ (Pulled- the committee will address separately)

Invitation to Comment–Recommend Recirculation for Comment on Special Cycle

~~Jointly with the Civil and Small Claims Advisory Committee~~

~~Rules and Forms: Service Forms to Implement Assembly Bill 2791~~ (adopt forms SER-001 and SER-001A) (Required Action: recommend circulation for comment)

~~Presenter: James Barolo and Frances Ho~~

TRAFFIC (2)

Item 31

Traffic and Criminal Law: Notice to Appear Forms (amend rule 4.103; revise forms TR-130, TR 140, and TR INST; revoke forms TR-135 and TR-145) (Action required – recommend Judicial Council action)

Presenter: Jamie Schechter

Item 32

Rules and Forms: Miscellaneous Technical Changes to Traffic Rules and Forms– (amend rule 4.107; revise forms TR-235, TR-300, TR-300o, TR-310, TR-310o) (Action required recommend Judicial Council action)

Presenter: Jamie Schechter

TRIBAL COURT (1)

Item 33

Indian Child Welfare Act (ICWA): Discretionary Tribal Participation (amend rules 5.482 and 5.530; adopt form ICWA-042) (Action required – recommend Judicial Council action)

Presenter: Ann Gilmour

MISCHELLANEOUS

Item 34

Rules and Forms: Miscellaneous Technical Amendment (amend rule 8.13, and Appendix B; revise form DV-105, DV-140, DV-500-INFO, DV-505-INFO, and JV-240.) (Action required – recommend Judicial Council action)

Presenter: Anne Ronan

IV. INFORMATION ONLY ITEMS (NO ACTION REQUIRED)

August 22 Rules Committee Meeting (PART 2)

4:30 – 6:00 p.m.

V. ADJOURNMENT

Adjourn