



JUDICIAL COUNCIL OF CALIFORNIA

RULES AND PROJECTS
COMMITTEE

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RULES AND PROJECTS COMMITTEE OPEN MEETING AGENDA

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

THIS MEETING IS BEING RECORDED

Date: July 26, 2017
Time: 10:30 AM – 1:30 PM
Location: Judicial Council, Redwood Room, 3rd Floor-San Francisco
Public Call-In Number 1-877-820-7831/Participant Access Code: 8083403 (Listen Only)

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

Call to Order and Roll Call

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

In accordance with California Rules of Court, rule 10.75(k)(2), members of the public may directly address the advisory body about agenda items. 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.

Note: 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 one hour prior to the meeting start time.

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 ruprometings@jud.ca.gov or mailed or delivered to Judicial Council of California, 455 Golden Gate Avenue, San Francisco, CA 94102, attention: RUPRO Committee. Only written comments received by 10:30 a.m. on July 25, 2017, will be provided to advisory body members prior to the start of the meeting.

III. PUBLIC COMMENT, DISCUSSION AND POSSIBLE ACTION ITEMS

PUBLIC COMMENTS

In accordance with California Rules of Court, rule 10.75(k)(2), members of the public may directly address the advisory body about agenda items. 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.

APPELLATE

Item 01

Appellate Procedure: Settled Statements in Unlimited Civil Cases (amend rule 8.137; revise form APP-003 and approve form APP-014) (Action required – recommend for Judicial Council action)

Presenter: Heather Anderson

Item 02

Appellate Procedure: Verification of Writ Petitions (amend rules 8.380, 8.384, 8.452, 8.456, 8.495, 8.931, and 8.972) (Action required – recommend for Judicial Council action)

Presenter: Heather Anderson

Item 03

Appellate Procedure: Designation of the Record in Limited Civil Cases (revise form APP-103) (Action required – recommend for Judicial Council action)

Presenter: Heather Anderson

Item 04

Appellate Procedure: Service of Briefs in Misdemeanor Cases (amend rule 8.882) (Action required – recommend for Judicial Council action)

Presenter: Heather Anderson

Item 05

Appellate Procedure: Payment for Partially Prepared Reporter's Transcripts (amend rules 8.866 and 8.919) (Action required – recommend for Judicial Council action)

Presenter: Heather Anderson

CIVIL AND SMALL CLAIMS

Item 06

Civil Practice and Procedure: Request for Entry of Default (revise form CIV-100 and adopt form CIV-105) (Action required – recommend Judicial Council action)

Presenter: Christy Simons

Item 07

Civil Practice and Procedure: Writ of Execution (revises EJ-130 and MC-012, adopt form MC-013-INFO) (Action required – recommend for Judicial Council action)

Presenter: Anne Ronan

Item 08

Protective Orders: Modification and Termination of Restraining Orders (approve forms CH-600, CH-610, CH-620, and CH-630, EA-600, EA-610, EA-620, EA-630, SV-600, SV-610, SV-620, SV-630, WV-600, WV-610, WV-620, WV-630) (Action required – recommend for Judicial Council action)

Presenters: Ann Ronan

Item 09

Protective Orders: Firearms Relinquishment Exemption and Technical Revisions (Revise forms CH-120, CH-130, EA-120, EA-130, GV-120, SV-120, SV-130, WV-120, and WV-130) (Action required – recommend for Judicial Council action)

Presenters: Ann Ronan

Item 10

Protective Orders: Requests for “Immediate Civil Restraining Orders” (revise forms CH-100, EA-100, GV-100, SV-100, and WV-100) (Action required – recommend for Judicial Council action)

Presenters: Ann Ronan

CRIMINAL

Item 11

Criminal Procedures: Use of Risk/Needs Assessments at Sentencing (Approve Cal. Standards of Judicial Administration, standard 4.35) (Action required – recommend for Judicial Council action)

Presenter: Tara Lundstrom

Item 12

Criminal Law: Felony Sentencing (amend rules 4.403, 4.405, 4.406, 4.408, 4.409, 4.410, 4.411, 4.411.5, 4.412, 4.413, 4.415, 4.420, 4.421, 4.423, 4.425, 4.428, 4.433, 4.435, 4.437, 4.447, 4.451, and 4.452) (Action required – recommend for Judicial Council action)

Presenter: Tara Lundstrom

Item 13

Criminal Procedure: Court-Appointed Expert's Report in Mental Competency Proceedings (amend rule 4.130) (Action required – recommend for Judicial Council action)

Presenter: Tara Lundstrom

Item 14

Criminal Procedure: Motion and Order to Vacate Conviction or Sentence (Action required – recommend for Judicial Council action)

Presenter: Eve Hershcopf

Item 15

Criminal Procedure: Felony Waiver and Plea Form (revise form CR-101) (Action required – recommend for Judicial Council action)

Presenter: Eve Hershcopf

Item 16

Criminal Procedure: Judicial Council Form under Proposition 63 (approve form CR-210) (Action required – recommend for Judicial Council action)

Presenter: Sarah Fleischer-Ihn

FAMILY and JUVENILE

Item 17

Juvenile Law: Title IV-E Findings and Orders (revise forms JV-319, JV-320, JV-421, JV-430, JV-433, JV-435, JV-438, JV-440, JV-442, JV-443, JV-445, JV-446, JV-455, JV-457, JV-462, JV-672, JV-674, and JV-678) (Action required – recommend for the Judicial Council action)

Presenter: Nicole Giacinti

Item 18

Juvenile Law: Court Appointed Special Advocates (amend rule 5.655) (Action required – recommend for the Judicial Council action)

Presenter: Daniel Richardson

Item 19

Juvenile Law: Psychotropic Medication (Action required – recommend for the Judicial Council action)

Presenter: Kerry Doyle

Item 20

Indian Child Welfare Act: Amend Rule 5.552 to Allow Indian Child’s Tribe Access to Court Records Consistent with Welfare and Institutions Code Section 827 (amend rule 5.552) (Action required – recommend for the Judicial Council action)

Presenter: Ann Gilmour

Item 21

Family and Juvenile Law: Stepparent Adoption and Postadoption Contact by Siblings (amend rule 5.451 and revise forms ADOPT-200, ADOPT-310, and ADOPT-320) (Action required – recommend for the Judicial Council action)

Presenter: Kyanna Williams and Christine Cleary

Item 22

Family Law: Transfers of Title IV-D Child Support Cases Between State and Tribal Court (amend rule 5.372) (Action required – recommend for the Judicial Council action)

Presenter: Ann Gilmour

INTERPRETERS AND LANGUAGE ACCESS PLAN

Item 23

Court Interpreters: Noncertified and Nonregistered Spoken Language Interpreter Qualifications (Repeal and adopt Cal. Rules of Court, rule 2.893; revoke and adopt form INT-100-INFO; revise form INT-110; and adopt form INT-140) (Action required – recommend for Judicial Council action)

Presenter: Anne Marx

MISCELLANEOUS

Item 24

Rules and Forms: Technical Amendments (amend) (Action required – recommend Judicial Council action)

Presenter: Susan McMullan

Item 25

Rules: Technical Changes to Title of Appellate Court Clerk (amend) (Action required – recommend Judicial Council action)

Presenter: Heather Anderson

IV. ADJOURNMENT

Adjourn