



Judicial Council of California

ADMINISTRATIVE OFFICE OF THE COURTS

OFFICE OF GOVERNMENTAL AFFAIRS

770 L Street, Suite 700 • Sacramento, California 95814-3393
Telephone 916-323-3121 • Fax 916-323-4347 • TDD 415-865-4272

RONALD M. GEORGE
Chief Justice of California
Chair of the Judicial Council

WILLIAM C. VICKREY
Administrative Director of the Courts

RONALD G. OVERHOLT
Chief Deputy Director

KATHLEEN T. HOWARD
Director, Office of Governmental Affairs

April 2, 2007

Hon. Dick Ackerman
Member of the Senate
State Capitol, Room 305
Sacramento, California 95814

Subject: SB 340 (Ackerman), as introduced February 20, 2007 – Support if amended
Hearing: Senate Public Safety Committee – April 17, 2007

Dear Senator Ackerman:

The Judicial Council currently has a support if amended position on SB 340, which expands the list of agencies entitled to receive criminal history reports by adding an agency performing conservatorship investigations related to a proposed conservator under the Lanterman-Petris-Short Act. The Judicial Council supports SB 340, if amended to broaden the list of agencies authorized to receive criminal history reports from the Department of Justice to include court investigators in connection with investigations of proposed guardians and conservators under the probate code. This position is consistent with one of the preliminary recommendations that are being made by the Judicial Council's Probate Conservatorship Task Force.

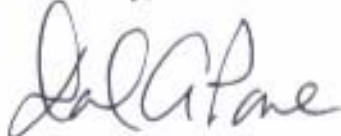
The Judicial Council believes that access to criminal history information is just as important in probate guardianship and conservatorship cases, so that the courts will know whether the proposed guardians and conservators are fit to serve in this critical role. Persons subject to guardianships and conservatorships are, by definition, unable to provide for their basic care needs and are particularly vulnerable to abuse. The courts should know if a proposed guardian

Hon. Dick Ackerman
April 2, 2007
Page 2

or conservator has a criminal background, as this is crucial information in determining whether the individual is appropriate for appointment as a fiduciary for minors and dependent adults.

Please contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "D. A. Pone". The signature is fluid and cursive, with the first name "Daniel" and last name "Pone" clearly distinguishable.

Daniel A. Pone
Senior Attorney

DP/op

cc: Ms. Kate Kalstein, Legislative Counsel, California Judges Association
Mr. Mike Belote, Lobbyist, California Judges Association
Mr. Eric Csizmar, Deputy Legislative Affairs Secretary, Office of the Governor
Mr. Brent Jamison, Acting Director of Legislation, Governor's Office of Planning and Research



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April 2, 2007

Hon. Gloria Romero, Chair
Senate Public Safety Committee
State Capitol, Room 313
Sacramento, California 95814

Subject: SB 340 (Ackerman), as introduced February 20, 2007 – Support if amended
Hearing: Senate Public Safety Committee – April 17, 2007

Dear Senator Romero:

The Judicial Council currently has a support if amended position on SB 340, which expands the list of agencies entitled to receive criminal history reports by adding an agency performing conservatorship investigations related to a proposed conservator under the Lanterman-Petris-Short Act. The Judicial Council supports SB 340, if amended to broaden the list of agencies authorized to receive criminal history reports from the Department of Justice to include court investigators in connection with investigations of proposed guardians and conservators under the probate code. This position is consistent with one of the preliminary recommendations that are being made by the Judicial Council's Probate Conservatorship Task Force.


The Judicial Council believes that access to criminal history information is just as important in probate guardianship and conservatorship cases, so that the courts will know whether the proposed guardians and conservators are fit to serve in this critical role. Persons subject to guardianships and conservatorships are, by definition, unable to provide for their basic care needs and are particularly vulnerable to abuse. The courts should know if a proposed guardian

Hon. Gloria Romero, Chair
April 2, 2007
Page 2

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Please contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Dan A Pone", written in a cursive style.

Daniel A. Pone
Senior Attorney

DP/op

cc: Members, Senate Public Safety Committee
Mr. Eric Csizmar, Deputy Legislative Affairs Secretary, Office of the Governor
Mr. Brent Jamison, Acting Director of Legislation, Governor's Office of Planning and Research
Ms. Sara Kaeni, Consultant, Senate Public Safety Committee



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KATHLEEN T. HOWARD
Director, Office of Governmental Affairs

April 10 2007

Hon. Gloria Romero, Chair
Senate Public Safety Committee
State Capitol, Room 313
Sacramento, California 95814

Subject: SB 340 (Ackerman), as amended April 9, 2007 – Support
Hearing: Senate Public Safety Committee – April 17, 2007

Dear Senator Romero:

The Judicial Council is pleased to support SB 340, as amended April 9, 2007, which expands the list of agencies entitled to receive criminal history reports from the Department of Justice by adding an agency performing conservatorship investigations related to a proposed conservator under the Lanterman-Petris-Short Act, as well as court investigators in connection with investigations of proposed guardians and conservators under the probate code. This position is consistent with one of the preliminary recommendations that are being made by the Judicial Council's Probate Conservatorship Task Force.

The Judicial Council believes that access to criminal history information is important in all guardianship and conservatorship cases, so that the courts will know whether the proposed guardians and conservators are fit to serve in this critical role. Persons subject to guardianships and conservatorships are, by definition, unable to provide for their basic care needs and are particularly vulnerable to abuse. The courts should know if a proposed guardian or conservator has a criminal background, as this is crucial information in determining whether the individual is appropriate for appointment as a fiduciary for minors and dependent adults.

Hon. Gloria Romero, Chair

April 10, 2007

Page 2

We appreciate the author's willingness to amend the bill to include court investigators in connection with their investigations of probate guardianships and conservatorships, which will improve the courts' oversight of these important cases. Please feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in dark ink, appearing to read "D. A. Pone", written in a cursive, flowing style.

Daniel A. Pone
Senior Attorney

DP/op

cc: Members, Senate Public Safety Committee
Hon. Dick Ackerman, Senate Minority Floor Leader
Mr. Mike Belote, Lobbyist, California Judges Association
Mr. Eric Csizmar, Deputy Legislative Affairs Secretary, Office of the Governor
Mr. Brent Jamison, Acting Director of Legislation, Governor's Office of Planning and Research
Ms. Mary Kennedy, Counsel, Senate Public Safety Committee
Ms. Kate Kalstein, Legislative Counsel, California Judges Association



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KATHLEEN T. HOWARD
Director, Office of Governmental Affairs

April 25, 2007

Hon. Tom Torlakson, Chair
Senate Appropriations Committee
State Capitol, Room 2206
Sacramento, California 95814

Subject: SB 340 (Ackerman), as amended April 9, 2007 – Support
Hearing: Senate Appropriations Committee – April 30, 2007

Dear Senator Torlakson:

The Judicial Council is pleased to support SB 340, as amended April 9, 2007, which expands the list of agencies entitled to receive criminal history reports from the Department of Justice by adding an agency performing conservatorship investigations related to a proposed conservator under the Lanterman-Petris-Short Act, as well as court investigators in connection with investigations of proposed guardians and conservators under the probate code. This position is consistent with one of the preliminary recommendations that are being made by the Judicial Council's Probate Conservatorship Task Force.

The Judicial Council believes that access to criminal history information is important in all guardianship and conservatorship cases, so that the courts will know whether the proposed guardians and conservators are fit to serve in this critical role. Persons subject to guardianships and conservatorships are, by definition, unable to provide for their basic care needs and are particularly vulnerable to abuse. The courts should know if a proposed guardian or conservator has a criminal background, as this is crucial information in determining whether the individual is appropriate for appointment as a fiduciary for minors and dependent adults.

Hon. Tom Torlakson, Chair
April 25, 2007
Page 2

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Sincerely,

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Daniel A. Pone
Senior Attorney

DP/op

cc: Members, Senate Appropriations Committee
Hon. Dick Ackerman, Senate Minority Floor Leader
Ms. Nora Lynn, Consultant, Senate Appropriations Committee
Mr. Mike Belote, Lobbyist, California Judges Association
Mr. Eric Csizmar, Deputy Legislative Affairs Secretary, Office of the Governor
Mr. Brent Jamison, Acting Director of Legislation, Governor's Office of Planning and Research
Ms. Kate Kalstein, Legislative Counsel, California Judges Association



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RONALD G. OVERHOLT
Chief Deputy Director

KATHLEEN T. HOWARD
Director, Office of Governmental Affairs

June 12, 2007

Hon. Jose Solorio, Chair
Assembly Public Safety Committee
State Capitol, Room 2196
Sacramento, California 95814

Subject: SB 340 (Ackerman), as amended April 9, 2007 – Support
Hearing: Assembly Public Safety Committee – June 19, 2007

Dear Assembly Member Solorio:

The Judicial Council is pleased to support SB 340, as amended April 9, 2007, which expands the list of agencies entitled to receive criminal history reports from the Department of Justice by adding an agency performing conservatorship investigations related to a proposed conservator under the Lanterman-Petris-Short Act, as well as court investigators in connection with investigations of proposed guardians and conservators under the probate code. This position is consistent with one of the preliminary recommendations that are being made by the Judicial Council's Probate Conservatorship Task Force.

The Judicial Council believes that access to criminal history information is important in all guardianship and conservatorship cases, so that the courts will know whether the proposed guardians and conservators are fit to serve in this critical role. Persons subject to guardianships and conservatorships are, by definition, unable to provide for their basic care needs and are particularly vulnerable to abuse. The courts should know if a proposed guardian or conservator has a criminal background, as this is crucial information in determining whether the individual is appropriate for appointment as a fiduciary for minors and dependent adults.

Hon. Jose Solorio, Chair

June 12, 2007

Page 2

We appreciate the author's willingness to amend the bill to include court investigators in connection with their investigations of probate guardianships and conservatorships, which will improve the courts' oversight of these important cases. Please feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Dan A Pone", written in a cursive style.

Daniel A. Pone
Senior Attorney

DP/op

cc: Members, Assembly Public Safety Committee
Mr. Gary Olson, Public Safety Policy Consultant, Assembly Republican Caucus
Mr. Mike Belote, Lobbyist, California Judges Association
Mr. Eric Csizmar, Deputy Legislative Affairs Secretary, Office of the Governor
Mr. Brent Jamison, Acting Director of Legislation, Governor's Office of Planning and Research
Mr. Greg Pagan, Chief Counsel, Assembly Public Safety Committee
Ms. Kate Kalstein, Legislative Counsel, California Judges Association



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RONALD G. OVERHOLT
Chief Deputy Director

KATHLEEN T. HOWARD
Director, Office of Governmental Affairs

June 21, 2007

Hon. Dave Jones, Chair
Assembly Judiciary Committee
State Capitol, Room 3146
Sacramento, California 95814

Subject: SB 340 (Ackerman), as amended April 9, 2007 – Support
Hearing: Assembly Judiciary Committee – June 26, 2007

Dear Assembly Member Jones:

The Judicial Council is pleased to support SB 340, as amended April 9, 2007, which expands the list of agencies entitled to receive criminal history reports from the Department of Justice by adding an agency performing conservatorship investigations related to a proposed conservator under the Lanterman-Petris-Short Act, as well as court investigators in connection with investigations of proposed guardians and conservators under the probate code. This position is consistent with one of the preliminary recommendations that are being made by the Judicial Council's Probate Conservatorship Task Force.

The Judicial Council believes that access to criminal history information is important in all guardianship and conservatorship cases, so that the courts will know whether the proposed guardians and conservators are fit to serve in this critical role. Persons subject to guardianships and conservatorships are, by definition, unable to provide for their basic care needs and are particularly vulnerable to abuse. The courts should know if a proposed guardian or conservator has a criminal background, as this is crucial information in determining whether the individual is appropriate for appointment as a fiduciary for minors and dependent adults.

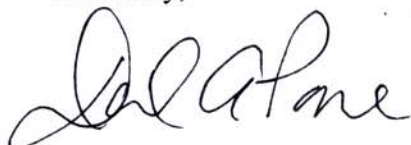
Hon. Dave Jones, Chair

June 21, 2007

Page 2

We appreciate the author's willingness to amend the bill to include court investigators in connection with their investigations of probate guardianships and conservatorships, which will improve the courts' oversight of these important cases. Please feel free to contact me if you have any questions.

Sincerely,

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Daniel A. Pone
Senior Attorney

DP/op

cc: Members, Assembly Judiciary Committee
Hon. Dick Ackerman, Senate Minority Floor Leader
Mr. Drew Liebert, Chief Counsel, Assembly Judiciary Committee
Mr. Mike Belote, Lobbyist, California Judges Association
Mr. Eric Csizmar, Deputy Legislative Affairs Secretary, Office of the Governor
Mr. Brent Jamison, Acting Director of Legislation, Governor's Office of Planning and Research
Ms. Fredericka McGee, Counsel, Speaker Fabian Núñez



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Administrative Director of the Courts

RONALD G. OVERHOLT
Chief Deputy Director

KATHLEEN T. HOWARD
Director, Office of Governmental Affairs

September 13, 2007

Hon. Arnold Schwarzenegger
Governor of California
State Capitol, First Floor
Sacramento, California 95814

Subject: SB 340 (Ackerman) – Request for Signature

Dear Governor Schwarzenegger:

The Judicial Council supports SB 340, which expands the list of agencies entitled to receive criminal history reports from the Department of Justice by adding an agency performing conservatorship investigations related to a proposed conservator under the Lanterman-Petris-Short Act, as well as court investigators in connection with investigations of proposed guardians and conservators under the probate code.

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Hon. Arnold Schwarzenegger
September 13, 2007
Page 2

For these reasons, the Judicial Council respectfully requests your signature on SB 340.

Sincerely,

A handwritten signature in black ink, appearing to read "Dan A. Pone". The signature is fluid and cursive, with the first name "Dan" and last name "Pone" clearly distinguishable.

Daniel A. Pone
Senior Attorney

DP/op

cc: Hon. Dick Ackerman, Senate Minority Floor Leader
Mr. Mike Belote, Lobbyist, California Judges Association
Mr. Chris Ryan, Deputy Legislative Affairs Secretary, Office of the Governor
Mr. Brent Jamison, Acting Director of Legislation, Governor's Office of Planning and Research