



Judicial Council of California

455 Golden Gate Avenue · San Francisco, California 94102-3688

courts.ca.gov/policy-administration/invitations-comment

INVITATION TO COMMENT

SPR26-06

Title

CEQA Actions: Implementation of Senate Bill 676

Action Requested

Review and submit comments by May 18, 2026, to invitations@jud.ca.gov

Proposed Rules, Forms, Standards, or Statutes

Amend Cal. Rules of Court, rules 3.2200, 3.2206, 3.2207, 3.2220, 3.2221, 3.2222, 3.2223, 3.2231, 3.2240, 8.700, 8.702, 8.703, and 8.705; repeal rules 3.2235, 3.2236, and 3.2237

Proposed Effective Date

January 1, 2027

Contact

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Proposed by

Appellate Advisory Committee
Hon. Allison M. Danner, Chair

Civil and Small Claims Advisory Committee
Hon. Samantha P. Jessner, Chair

Executive Summary and Origin

The Appellate Advisory Committee and the Civil and Small Claims Advisory Committee recommend amending seven California Rules of Court governing the expedited resolution of actions and proceedings brought under the California Environmental Quality Act (CEQA) to implement Senate Bill 676 (Stats. 2025, ch. 550), which provides streamlined CEQA review for certain projects to “maintain, repair, restore, demolish, or replace property or facilities damaged or destroyed by wildfire.” (See Pub. Res. Code, § 21168.6.2(a).) In addition, the committees recommend additional rule changes to remove outdated material related to streamlined CEQA projects, improve consistency with the governing laws, make minor clarifying edits, and facilitate the future updating of these rules.

This proposal has not been approved by the Judicial Council and is not intended to represent the views of the council, its Rules Committee, or its Legislation Committee. It is circulated for comment purposes only.

Background

The current structure of the title 3 (civil) and title 8 (appellate) rules governing proceedings for projects that are eligible for CEQA streamlining was established in 2014.¹ Since then, the streamlining rules have been amended regularly to reflect legislative changes to CEQA (e.g., when a new law expands the projects eligible for CEQA streamlining).² When a bill extends CEQA streamlining eligibility to a new project type, the necessary implementing rule changes typically require:

- Adding the new project type to the definitions for streamlined CEQA projects found in rules 3.2220 and 8.700;
- Reviewing and, as needed, updating rules that cite to multiple or a range of code sections that govern streamlined CEQA projects (rules 3.2220(b); 3.2221(b), (c)(3); 8.702(f)(4)); and
- Where the governing law imposes responsibility for costs of the proceeding, incorporating the new project type into the rules related to the responsibility to pay such costs (rules 3.2223(3), (4); 3.2240; 8.702(b)(2); 8.703(b)(2)(D); 8.705).

The Proposal

Implementation of Senate Bill 676

The committees propose the following rule changes in light of Senate Bill 676 (Link A). That bill, effective January 1, 2027, expands the projects eligible for CEQA streamlining to include certain wildfire recovery projects. This proposal would add the new project type to the rules governing streamlined CEQA projects.

In particular, the committees propose the following rule changes, effective January 1, 2027:

1. Amend rules 3.2220(a) and 8.700 to add a definition for a new project type, designated “wildfire recovery project.” The law does not specify a name for this new project type; this name is proposed because the eligible projects under SB 676 would involve work to “maintain, repair, restore, demolish, or replace property or facilities damaged or destroyed by wildfire.” To avoid restating the statutory rules governing which projects would be eligible for streamlining, this term would be defined as “a project that qualifies

¹ Judicial Council of Cal., Advisory Com. Rep., *CEQA Actions: Rules to Implement Senate Bill 743* (Mar. 1, 2014), courts.ca.gov/sites/default/files/courts/default/2024-10/jc-20140425-itemm.pdf.

² See, e.g., Judicial Council of Cal., Advisory Com. Rep., *CEQA Actions: New Projects and Fees for Expedited Review* (Apr. 9, 2025), jcc.legistar.com/View.ashx?M=F&ID=14019449&GUID=C8EFFF45-A145-46A3-BBBD-5C3FA2F34158; Judicial Council of Cal., Advisory Com. Rep., *CEQA Actions: Initial Case Management Conferences* (Aug. 21, 2024), jcc.legistar.com/View.ashx?M=F&ID=13259734&GUID=68C78DF7-103E-4ACB-B4AB-816CE2B321E5; Judicial Council of Cal., Advisory Com. Rep., *CEQA Actions: New Projects and Fees for Expedited Review* (Oct. 26, 2023), jcc.legistar.com/View.ashx?M=F&ID=12398997&GUID=7F912B56-E0AF-4D15-B801-87FE8D7EF0C2.

for judicial streamlining under Public Resources Code section 21168.6.2(a)(2),” which is the code section added by SB 676.³

2. Amend rule 3.2220(b) to add the newly enacted Public Resources Code section 21168.6.2 to the listed code sections governing streamlined CEQA projects.
3. Amend rule 3.2223(2)(A), which relates to the required contents of a petition, to add the newly enacted Public Resources Code section 21168.6.2. With this change, the petition would need to state that the project proponent provided notice to the lead agency that the project was proceeding under that code section.⁴
4. Amend rules 3.2223, 3.2240, 8.702,⁵ 8.703, and 8.705 to incorporate the new wildfire recovery project type into the rules related to cost responsibility for streamlined CEQA proceedings.⁶ These rules specify the applicable fees and require that certain filings indicate that the responsible party has been given notice they must pay the fees.

³ Public Resources Code section 21168.6.2(a) states, in part:

On and after January 1, 2027, and subject to subdivisions (b) and (c), for a project, located in a geographic area for which the Governor declared a state of emergency pursuant to Chapter 7 (commencing with Section 8550) of Division 1 of Title 2 of the Government Code, that is to maintain, repair, restore, demolish, or replace property or facilities damaged or destroyed by wildfire, and the project is not otherwise exempt from this division by paragraph (3) of subdivision (b) of Section 21080 or by a Governor’s executive order, all of the following shall apply:

...

(2)(A) An action or proceeding brought to attack, review, set aside, void, or annul the certification of an environmental impact report, or the adoption of a negative declaration or mitigated negative declaration, for the project or the granting of any project approval, including any potential appeals to the court of appeal or the Supreme Court, shall, to the extent feasible, be resolved within 270 calendar days of the filing of the certified record of proceedings with the court.

Subdivisions (b) and (c) of this section contain other conditions for projects to be eligible for streamlining under this provision. Those conditions include: the state of emergency is active (i.e., has not been rescinded) when the project is proposed, the state of emergency was declared on or after January 1, 2023, and the project is consistent with applicable zoning and land use ordinances.

⁴ While the law does not expressly require notice to the lead agency, that notice would be needed in practice to ensure that the lead agency could prepare the record of proceedings concurrently with CEQA review as described in Public Resources Code section 21167.6.2(a). See Pub. Res. Code, § 21168.6.2(a)(1) (providing that the record of proceedings for wildfire recovery projects shall be prepared as specified in section 21167.6.2(a)).

⁵ A separate proposal concurrently circulating for comment would also amend rule 8.702. See Appellate Advisory Com., *Appellate Procedure: Required Use of Appendixes in Civil Appeals* (SPR26-01), available at courts.ca.gov/policy-administration/invitations-comment. The revisions from this other proposal only affect subdivision (d) of rule 8.702, which would not be revised by this proposal, and are, therefore, not shown in the attached rule document.

⁶ See Pub. Res. Code § 21168.6.2(a)(3) (“The applicant shall agree to pay the costs of the trial court and the court of appeal in hearing and deciding any action or proceeding brought under this section in a form and manner as provided in a rule of court, that the Judicial Council shall adopt, which shall include, but not be limited to, the costs for the appointment of a special master if deemed appropriate by the court.”).

Additional technical revisions

The committees would also recommend further revisions to remove outdated material, improve consistency with the governing laws, make minor clarifying edits, and facilitate the future updating of these rules. Those proposed changes are described briefly below.

Remove outdated material

The CEQA streamlining laws may include an expiration or automatic repeal date, limiting the time frame in which the project is eligible for streamlining. This proposal would delete material from the rules related to the following projects, which are no longer eligible for streamlining:

- Sacramento arena project (no longer eligible for streamlining as of January 1, 2023).⁷ See proposed revisions to rules 3.2222, 3.2231, and 8.702;⁸ and the advisory committee comment to rule 8.702; and the proposed repeal of the heading of title 3, division 22, article 2, chapter 2⁹ and rules 3.2235–3.2237.
- Environmental leadership transit project (no longer eligible for streamlining as of January 1, 2026).¹⁰ See proposed changes to rules 3.2220, 3.2223, 3.2240, 8.700, 8.702, 8.703, and 8.705.

Improve consistency with governing law

The definitions in the CEQA streamlining laws (rules 3.2220(a) and 8.700(a)) refer to the relevant Public Resources Code sections for the different project types eligible for CEQA streamlining. This proposal would make minor adjustments to the definitions to note applicable certification requirements for projects in the relevant definition, incorporate limiting conditions into the definition, ensure that the terms used in the rule match those in the law, and expressly state that applicable definitions in the code for individual types of infrastructure projects (e.g., “energy infrastructure project”) apply in the rules.

Minor clarifying edits

The proposal would also make minor clarifying edits to improve readability. In title 3, these proposed changes are found in rules 3.2206 and 3.2207.

Different CEQA streamlining laws only require the payment of “the costs” versus “any additional costs” for the streamlined proceeding. See, e.g., Pub. Res. Code, § 21168.6.6(b)(10). The rules specify different fees depending on the cost responsibility language in the law for the applicable project. See rules 3.2240 and 8.705.

⁷ See former Pub. Res. Code, § 21168.6.6, as added by Stats. 2013, ch. 386, § 7 and later repealed by Stats. 2022, ch. 38, § 4. See also Judicial Council of Cal., Advisory Com. Rep., *CEQA Actions: New Projects and Fees for Expedited Review* (Apr. 9, 2025), jcc.legistar.com/View.ashx?M=F&ID=14019449&GUID=C8EFFF45-A145-46A3-BBBD-5C3FA2F34158.

⁸ Rule 8.702(c)(1) refers to rule 3.2237, which relates to the Sacramento arena project and is proposed for repeal.

⁹ With the repeal of this heading, the following chapter heading (for title 3, division 22, article 2, chapter 3) would be renumbered (as chapter 2).

¹⁰ See former Pub. Res. Code, § 21168.6.9(i), as amended by Stats. 2024, ch. 80, § 113 (“This section shall remain in effect only until January 1, 2026, and as of that date is repealed.”).

In title 8, the current heading of division 3, chapter 1 would be revised to add “proceedings” so it would read: “Chapter 1. Review of California Environmental Quality Act Proceedings Involving Streamlined CEQA Projects.” This change is proposed for clarity and consistency with the heading of title 3, division 22, chapter 2 (“Chapter 2. California Environmental Quality Act Proceedings Involving Streamlined CEQA Projects”).

Facilitate updating rules

The CEQA streamlining rules include several provisions that list applicable sections of the Public Resources Code. These lists can require updating each time the CEQA streamlining laws change and, if the lists are not properly updated, could lead to confusion and discrepancies. Unless these section lists provide helpful guidance to the courts or litigants, this proposal would recommend replacing the lists in rules 3.2200, 3.2221, and 8.702 with generalized text.

Alternatives Considered

The committees did not consider taking no action because rule changes are necessary to implement SB 676 and ensure the CEQA streamlining rules are consistent with statutory law.

The committees considered not making further changes, beyond those required to implement SB 676, to the rules related to CEQA streamlining, but concluded that the additional changes were either needed to ensure that the rules accurately reflected the law or would improve the usability and maintenance of the rules.

Fiscal and Operational Impacts

Superior and appellate courts that consider streamlined CEQA actions under this new law may face operational impacts and costs to conduct these proceedings in an expedited fashion, as provided for in the rules. The operational impacts could affect caseflow management and the conduct of other proceedings that are not eligible for streamlining. These impacts relate to the expansion of CEQA streamlining under SB 676.

The committees anticipate that this proposal would also require courts to train court staff and judicial officers so that they will be aware of the new streamlined CEQA project type. Similarly, to the extent that training on this new project type is needed, that training relates to changes made by SB 676 and, thus, could not be avoided.

Request for Specific Comments

In addition to comments on the proposal as a whole, the advisory committees are interested in comments on the following:

- Does the proposal appropriately address the stated purpose?
- Should the lists of Public Resources Code sections found in rules 3.2200, 3.2221, and 8.702, which the committees propose to replace with generalized text, be retained in the rules? *If so, please explain why.*

The advisory committees also seek comments from *courts* on the following cost and implementation matters:

- Would the proposal provide cost savings? If so, please quantify.
- What would the implementation requirements be for courts—for example, training staff (please identify position and expected hours of training), revising processes and procedures (please describe), changing docket codes in case management systems, or modifying case management systems?
- Would two months from Judicial Council approval of this proposal until its effective date provide sufficient time for implementation?
- How well would this proposal work in courts of different sizes?

Attachments and Links

1. Cal. Rules of Court, rules 3.2200, 3.2206, 3.2207, 3.2220, 3.2221, 3.2222, 3.2223, 3.2231, 3.2235, 3.2236, 3.2237, 3.2240, 8.700, 8.702, 8.703, and 8.705, at pages 7–17
2. Link A: Senate Bill 676 (Stats. 2025, ch. 550),
[leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202520260SB676](https://leginfo.ca.gov/faces/billNavClient.xhtml?bill_id=202520260SB676)

Rules 3.2200, 3.2206, 3.2207, 3.2220, 3.2221, 3.2222, 3.2223, 3.2231, 3.2240, 8.700, 8.702, 8.703, and 8.705 of the California Rules of Court would be amended; and rules 3.2235, 3.2236, and 3.2237 would be repealed; effective January 1, 2027, to read:

1 **Title 3. Civil Rules**

2
3 **Division 22. Petitions Under the California Environmental Quality Act**

4
5 **Chapter 1. General Provisions**

6
7 **Rule 3.2200. Application**

8
9 Except as otherwise provided in chapter 2 of the rules in this division, which govern
10 actions ~~under Public Resources Code sections 21168.6.6–21168.6.9, 21178–21189.3,~~
11 ~~21189.70–21189.70.10, and 21189.80–21189.91,~~ involving streamlined CEQA
12 (California Environmental Quality Act) projects, as defined in rule 3.2220, the rules in
13 this chapter apply to all actions brought under ~~the California Environmental Quality Act~~
14 ~~(CEQA)~~ CEQA as stated in division 13 of the Public Resources Code.

15
16 **Rule 3.2206. Lodging and service**

17
18 The party preparing the administrative record must lodge it with the court and serve it on
19 each party. A record in electronic format must comply with rule 3.2207. A record in
20 paper format must comply with rule 3.2208. If the party preparing the administrative
21 record ~~elects, is required by law, or is ordered to~~ will prepare an electronic version of the
22 record, (1) a court may require the party to lodge one copy of the record in paper format,
23 and (2) a party may request the record in paper format and pay the reasonable cost or
24 show good cause for a court order requiring the party preparing the administrative record
25 to serve the requesting party with one copy of the record in paper format.

26
27 **Rule 3.2207. Electronic format**

28
29 (a) * * *

30
31 (b) **Documents not included**

32
33 Unless otherwise required by law, any document that is part of the administrative
34 record and for which it is not feasible to create an electronic version may be
35 provided in paper format only. ~~Not feasible means that it~~ For the purpose of this
36 rule, it is not feasible to create an electronic version if the document would be
37 reduced in size or otherwise altered to such an extent that it would not be easily
38 readable.

1 Chapter 2. California Environmental Quality Act Proceedings Involving
2 Streamlined CEQA Projects

3
4 Article 1. General Provisions

5
6 Rule 3.2220. Definitions and application

7
8 (a) Definitions

9
10 As used in this chapter:

- 11
12 (1) A “streamlined CEQA project” means any project within the definitions
13 stated in (2) through (8).
14
15 (2) An “environmental leadership development project” or “leadership project”
16 means a project certified by the Governor under Public Resources Code
17 sections 21182–21184.
18
19 (3) A “wildfire recovery project” means a project that qualifies for judicial
20 streamlining under Public Resources Code section 21168.6.2(a)(2).
21
22 (4) An “environmental leadership media campus project” means a project as
23 defined in Public Resources Code section 21168.6.6 and certified by the lead
24 agency under that section.
25
26 (4) (5) An “Oakland sports and mixed-use project” or “Oakland ballpark
27 project” means a project as defined in Public Resources Code section
28 21168.6.7 and certified by the Governor under that section.
29
30 (5) (6) An “Inglewood arena project” means a project as defined in Public
31 Resources Code section 21168.6.8 ~~and~~ certified by the Governor under that
32 section, and for which the lead agency certified an environmental impact
33 report before January 1, 2025.
34
35 (6) (7) An “Old Town Center transit and transportation facilities project” or
36 “Old Town Center project” means a project for transit and transportation
37 facilities as defined in Public Resources Code section 21189.70 and for
38 which the lead agency certified an environmental impact report before
39 January 1, 2025.
40
41 (7) ~~An “environmental leadership transit project” means a project as defined in~~
42 ~~Public Resources Code section 21168.6.9.~~
43
44 (8) An “infrastructure project” means an “energy infrastructure project,” a
45 “semiconductor or microelectronic project,” a “transportation-related
46 project,” or a “water-related project.” ~~as defined in Public Resources Code~~

1 ~~section 21189.81 and certified by the Governor under Public Resources Code~~
2 ~~sections 21189.82 and 21189.83. An “energy infrastructure project,”~~
3 ~~“semiconductor or microelectronic project,” “transportation-related project,”~~
4 ~~or “water-related project” means the respective project type as defined in~~
5 ~~Public Resources Code section 21189.81 and certified by the Governor under~~
6 ~~Public Resources Code section 21189.82 and, as applicable, 21189.83.~~

7
8 **(b) Proceedings governed**

9
10 The rules in this chapter govern actions or proceedings brought to attack, review,
11 set aside, void, or annul the certification of the environmental impact report or the
12 grant of any project approvals for a streamlined CEQA project. Except as otherwise
13 provided in Public Resources Code sections ~~21168.6.2–21168.6.8~~ ~~21168.6.6–~~
14 ~~21168.6.9~~, 21178–21189.3, 21189.70–21189.70.10, and 21189.80–21189.91 and
15 these rules, the provisions of the Public Resources Code and the CEQA Guidelines
16 adopted by the Natural Resources Agency (Cal. Code Regs., tit. 14, § 15000 et
17 seq.) governing judicial actions or proceedings to attack, review, set aside, void, or
18 annul acts or decisions of a public agency on the grounds of noncompliance with
19 the California Environmental Quality Act and the rules of court generally apply in
20 proceedings governed by this rule.

21
22 **(c) * * ***

23
24 **Rule 3.2221. Time**

25
26 **(a) * * ***

27
28 **(b) Extensions of time by parties**

29
30 If the parties stipulate to extend the time for performing any acts in actions
31 governed by these rules, they are deemed to have agreed that the statutorily
32 prescribed time for resolving the action may be extended by the stipulated number
33 of days of the extension, and to that extent to have waived any objection to
34 noncompliance with the deadlines for completing review stated in the applicable
35 ~~Public Resources Code sections 21168.6.6–21168.6.9, 21185, 21189.70.3, and~~
36 ~~21189.85; section.~~ Any such stipulation must be approved by the court.

37
38 **(c) Sanctions for failure to comply with rules**

39
40 If a party fails to comply with any time requirements provided in these rules or
41 ordered by the court, the court may issue an order to show cause as to why one of
42 the following sanctions should not be imposed:

- 43
44 (1) Reduction of time otherwise permitted under these rules for the performance
45 of other acts by that party;

- 1 (2) If the failure to comply is by petitioner or plaintiff, dismissal of the petition;
2
3 (3) If the failure to comply is by respondent or a real party in interest, removal of
4 the action from the expedited procedures provided under the applicable
5 Public Resources Code sections ~~21168.6.6 21168.6.9, 21185, 21189.70.3,~~
6 ~~and 21189.85~~, and these rules; or
7
8 (4) Any other sanction that the court finds appropriate.
9

10 **Rule 3.2222. Filing and service**

11
12 ~~(a)–(b)~~ * * *

13
14 ~~(c) Service of petition in action regarding Sacramento arena project~~

15
16 ~~Service of the petition or complaint in an action governed by these rules and~~
17 ~~relating to a Sacramento arena project must be made according to the rules in~~
18 ~~article 2.~~

19
20 ~~(d) Service of petition in action regarding streamlined CEQA project other than~~
21 ~~the Sacramento arena project~~

22
23 If the petition or complaint in an action governed by these rules ~~and relating to a~~
24 ~~streamlined CEQA project other than the Sacramento arena project~~ is not
25 personally served on any respondent public agency, any real party in interest, and
26 the Attorney General within three court days following filing of the petition, the
27 time for filing petitioner’s briefs on the merits provided in rule 3.2227(a) and rule
28 8.702(f) will be decreased by one day for every additional two court days in which
29 service is not completed, unless otherwise ordered by the court for good cause
30 shown.
31

32 ~~(e)~~ (d) **Exemption from extension of time**

33
34 The extension of time provided in Code of Civil Procedure section 1010.6 for
35 service completed by electronic means does not apply to any service in actions
36 governed by these rules.
37

38 **Rule 3.2223. Petition**

39
40 In addition to any other applicable requirements, the petition must:

- 41
42 (1) On the first page, directly below the case number, indicate that the matter is a
43 “Streamlined CEQA Project”;
44
45 (2) State one of the following:
46

- 1 (A) The proponent of the project at issue provided notice to the lead agency
 2 that it was proceeding under Public Resources Code section 21168.6.2,
 3 21168.6.6, 21168.6.7, or 21168.6.8, ~~or 21168.6.9~~ (whichever is
 4 applicable) and is subject to this rule; or
 5
- 6 (B) The proponent of the project at issue provided notice to the lead agency
 7 that it was proceeding under Public Resources Code sections
 8 21189.80–21189.91 and is subject to this rule; or
 9
- 10 (C) The project at issue was certified by the Governor as an environmental
 11 leadership development project under Public Resources Code sections
 12 21182–21184 and is subject to this rule; or
 13
- 14 (D) The project at issue is an Old Town Center project as defined by Public
 15 Resources Code section 21189.70 and is subject to this rule;
 16
- 17 (3) If an environmental leadership media campus project, environmental
 18 leadership development project, Oakland ballpark project, Inglewood arena
 19 project, energy infrastructure project, semiconductor or microelectronic
 20 project, or water-related project, provide notice that the person or entity that
 21 applied for certification of the project as such a project must make the
 22 payments required by rule 3.2240 and, if the matter goes to the Court of
 23 Appeal, the payments required by rule 8.705;
 24
- 25 (4) ~~If an environmental leadership transit~~ a wildfire recovery project, provide
 26 notice that the project-applicant must make the payments required by rule
 27 3.2240 and, if the matter goes to the Court of Appeal, the payments required
 28 by rule 8.705; and
 29
- 30 (5) Be verified.
 31

32 **Rule 3.2231. Postjudgment motions**
 33

34 **(a) Exemption from statutory provisions**
 35

36 In any actions governed by the rules in this article, any postjudgment motion except
 37 for a motion for attorney’s fees and costs is governed by this rule. Such motions are
 38 exempt from the timing requirements otherwise applicable to postjudgment
 39 motions under Code of Civil Procedure section 1005. ~~Motions in Sacramento arena~~
 40 ~~project cases are also exempt from the timing and procedural requirements of Code~~
 41 ~~of Civil Procedure sections 659 and 663.~~
 42

43 **(b) Time for ~~postjudgment~~ motions under Code of Civil Procedure section 473**
 44

45 ~~(1) Time for motions under Code of Civil Procedure section 473~~
 46

1 Moving party must serve and file any motion under Code of Civil Procedure
2 section 473 before the earlier of:

3
4 (A)(1) Five days after the court clerk mails to the moving party a document
5 entitled “Notice of Entry” of judgment or a file-stamped copy of the
6 judgment, showing the date either was served; or

7
8 (B)(2) Five days after the moving party is served by any party with a written
9 notice of judgment or a file-stamped copy of the judgment, accompanied by a
10 proof of service.

11
12 (2) ~~Time for motions for new trial or motions to vacate judgment~~

13
14 ~~Moving party in Sacramento arena project cases must serve and file motion~~
15 ~~before the earlier of:~~

16
17 (A) ~~Five days after the court clerk mails to the moving party a document~~
18 ~~entitled “Notice of Entry” of judgment or a file-stamped copy of the~~
19 ~~judgment, showing the date either was served; or~~

20
21 (B) ~~Five days after the moving party is served by any party with a written~~
22 ~~notice of judgment or a file-stamped copy of the judgment,~~
23 ~~accompanied by a proof of service.~~

24
25 (c)-(f) * * *

26
27 **Article 2. CEQA Challenges to Approval of Sacramento Arena Project**

28
29 **Rule 3.2235. Application**

30
31 ~~This article governs any action or proceeding brought to attack, review, set aside, void, or~~
32 ~~annul the certification of the environmental impact report or any project approvals for the~~
33 ~~Sacramento arena project.~~

34
35 **Rule 3.2236. Service of Petition**

36
37 (a) **Respondent**

38
39 ~~Unless the respondent public agency has agreed to accept service of summons~~
40 ~~electronically, the petitioner or plaintiff must personally serve the petition or~~
41 ~~complaint on the respondent public agency within three court days after the date of~~
42 ~~filing.~~

43
44 (b) **Real parties in interest**

1 The petitioner or plaintiff must serve the petition or complaint on any real party in
2 interest named in the pleading within three court days after the date of filing.

3
4 ~~(e) — Attorney General~~

5
6 The petitioner or plaintiff must serve the petition or complaint on the Attorney
7 General within three court days after the date of filing

8
9 ~~(d) — Responsible agencies~~

10
11 The petitioner or plaintiff must serve the petition or complaint on any responsible
12 agencies or public agencies with jurisdiction over a natural resource affected by the
13 project within two court days of receipt of a list of such agencies from respondent
14 public agency.

15
16 ~~(e) — Proof of service~~

17
18 The petitioner or plaintiff must file proof of service on each respondent, real party
19 in interest, or agency within one court day of completion of service.

20
21 ~~Rule 3.2237. List of responsible parties~~

22
23 Respondent public agency must provide the petitioner or plaintiff, not later than three
24 court days following service of the petition or complaint on the public agency, with a list
25 of responsible agencies and any public agency having jurisdiction over a natural resource
26 affected by the project.

27
28 **Article 3. 2. Trial Court Costs**

29
30 **Rule 3.2240. Trial court costs in certain streamlined CEQA projects**

31
32 In fulfillment of the provisions in Public Resources Code sections 21168.6.2, 21168.6.6,
33 21168.6.7, 21168.6.8, ~~21168.6.9~~, 21183, and 21189.82 regarding payment of trial court
34 costs with respect to cases concerning wildfire recovery, environmental leadership media
35 campus, environmental leadership development, ~~environmental leadership transit~~,
36 Oakland ballpark, Inglewood arena, energy infrastructure, semiconductor or
37 microelectronic, or water-related projects:

38
39 (1)–(2) * * *

40
41 (3) Within 10 days after service of the petition or complaint in a case concerning ~~an~~
42 environmental leadership transit a wildfire recovery project, the project applicant
43 must pay a fee of \$180,000 to the court.

44
45 (4)–(8) * * *

1 Title 8. Appellate Rules

2
3 Division 3. Rules Relating to Miscellaneous Appeals and Writ Proceedings

4
5 Chapter 1. Review of California Environmental Quality Act Proceedings Involving
6 Streamlined CEQA Projects

7
8 Rule 8.700. Definitions and application

9
10 (a) Definitions

11 As used in this chapter:

- 12
13
14 (1) A “streamlined CEQA project” means any project within the definitions
15 stated in (2) through (8).
16
17 (2) An “environmental leadership development project” or “leadership project”
18 means a project certified by the Governor under Public Resources Code
19 sections 21182–21184.
20
21 (3) A “wildfire recovery project” means a project that qualifies for judicial
22 streamlining under Public Resources Code section 21168.6.2(a)(2).
23
24 ~~(3)~~ (4) An “environmental leadership media campus project” means a project
25 as defined in Public Resources Code section 21168.6.6 and certified by the
26 lead agency under that section.
27
28 (4) (5) An “Oakland sports and mixed-use project” or “Oakland ballpark
29 project” means a project as defined in Public Resources Code section
30 21168.6.7 and certified by the Governor under that section.
31
32 (5) (6) An “Inglewood arena project” means a project as defined in Public
33 Resources Code section 21168.6.8 and certified by the Governor under that
34 section, and for which the lead agency certified an environmental impact
35 report before January 1, 2025.
36
37 (6) (7) An “Old Town Center transit and transportation facilities project” or
38 “Old Town Center project” means a project for transit and transportation
39 facilities as defined in Public Resources Code section 21189.70 and for
40 which the lead agency certified an environmental impact report before
41 January 1, 2025.
42
43 (7) ~~An “environmental leadership transit project” means a project as defined in~~
44 ~~Public Resources Code section 21168.6.9.~~
45

1 (8) An “infrastructure project” means an “energy infrastructure project,” a
2 “semiconductor or microelectronic project,” a “transportation-related
3 project,” or a “water-related project,” ~~as defined in Public Resources Code~~
4 ~~section 21189.81 and certified by the Governor under Public Resources Code~~
5 ~~sections 21189.82 and 21189.83.~~ An “energy infrastructure project,”
6 “semiconductor or microelectronic project,” “transportation-related project,”
7 or “water-related project” means the respective project type as defined in
8 Public Resources Code section 21189.81 and certified by the Governor under
9 Public Resources Code section 21189.82 and, as applicable, 21189.83.

10
11 (b) * * *

12
13
14 **Rule 8.702. Appeals**

15
16 (a) * * *

17
18 (b) **Notice of appeal**

19
20 (1) * * *

21
22 (2) *Contents of notice of appeal*

23
24 The notice of appeal must:

25
26 (A)–(C) * * *

27
28 (D) If the judgment or order being appealed pertains to ~~an environmental~~
29 ~~leadership transit~~ a wildfire recovery project, provide notice that the
30 project applicant must make the payments required by rule 8.705.

31
32 (c) **Extending the time to appeal**

33
34 (1) *Motion for new trial*

35
36 If any party serves and files a valid notice of intention to move for a new trial
37 ~~or, under rule 3.2237, a valid motion for a new trial and that the motion for a~~
38 new trial is denied, the time to appeal from the judgment is extended for all
39 parties until the earlier of:

40
41 (A) Five court days after the superior court clerk or a party serves an order
42 denying the motion or a notice of entry of that order; or

43
44 (B) Five court days after denial of the motion by operation of law.

45
46 (2)–(4) * * *

1
2 (d)–(e) * * *

3
4 (f) **Briefing**

5
6 (1)–(3) * * *

7
8 (4) *Extensions of time to file briefs*

9
10 If the parties stipulate to extend the time to file a brief under rule 8.212(b),
11 they are deemed to have agreed that the statutorily prescribed time for
12 resolving the action may be extended by the stipulated number of days of the
13 extension for filing the brief and, to that extent, to have waived any objection
14 to noncompliance with the deadlines for completing review stated in the
15 applicable Public Resources Code sections 21168.6.6–21168.6.9, 21185,
16 21189.51, 21189.70.3, and 21189.85 section for the duration of the stipulated
17 extension.

18
19 (5) * * *

20
21 (g) * * *

22
23 **Advisory Committee Comment**

24
25 **Subdivision (b).** It is very important to note ~~that the time period to file a notice of appeal~~
26 ~~under this rule is the same time period for filing most postjudgment motions in a case~~
27 ~~regarding the Sacramento arena project, and that, in a case regarding any other a~~
28 ~~streamlined CEQA project, the deadline for filing a notice of appeal may be earlier than~~
29 ~~the deadline for filing a motion for a new trial, a motion for reconsideration, or a motion~~
30 ~~to vacate the judgment.~~

31
32 **Rule 8.703. Writ proceedings**

33
34 (a) * * *

35
36 (b) **Petition**

37
38 (1) * * *

39
40 (2) *Contents of petition*

41
42 In addition to any other applicable requirements, the petition must:

43
44 (A)–(C) * * *

1 (D) If the judgment or order pertains to ~~an environmental leadership transit~~
2 a wildfire recovery project, provide notice that the project applicant
3 must make the payments required by rule 8.705.
4
5

6 **Rule 8.705. Court of Appeal costs in certain streamlined CEQA projects**
7

8 In fulfillment of the provisions in Public Resources Code sections 21168.6.2, 21168.6.6,
9 21168.6.7, 21168.6.8, ~~21168.6.9~~, 21183, and 21189.82 regarding payment of the Court of
10 Appeal's costs with respect to cases concerning wildfire recovery, environmental
11 leadership media campus, environmental leadership development, ~~environmental~~
12 ~~leadership transit~~, Oakland ballpark, Inglewood arena, energy infrastructure,
13 semiconductor or microelectronic, or water-related projects:
14

15 (1)–(2) * * *

16
17 (3) Within 10 days after service of the notice of appeal or petition in a case concerning
18 ~~an environmental leadership transit~~ a wildfire recovery project, the project
19 applicant must pay a fee of \$215,000 to the Court of Appeal.
20

21 (4)–(8) * * *
22