



JUDICIAL COUNCIL OF CALIFORNIA

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REPORT TO THE JUDICIAL COUNCIL

Item No.: 21-104

For business meeting on: May 21, 2021

Title

Legislation Committee Chair's Report to the
Judicial Council

Agenda Item Type

Information Only

Date of Report

May 13, 2021

Submitted by

Legislation Committee
Hon. Marla O. Anderson, Chair

Contact

Cory Jasperson, 916-323-3121
cory.jasperson@jud.ca.gov

Executive Summary

The Legislation Committee represents the Judicial Council's position with other agencies and entities, such as the Legislature, the Governor's Office, the State Bar of California, local government, local bar associations, and other court-related professional associations. The committee determines positions consistent with the council's policy goals and oversees advocacy for those positions. This report summarizes the committee's activities since the March 12, 2021 Judicial Council meeting. The Legislation Committee has met by telephone three times since then.

Overview of Committee Meetings

The Legislation Committee's primary focus during this time has been continuing to provide input and take positions on legislation.

At its April 1, 2021, meeting, the Legislation Committee voted to take "no position" on AB 282 related to misdemeanor diversion, and voted to oppose AB 1277 unless it is amended to remove the 270-day expedited review provision in CEQA cases related to student housing development projects.

Also at the April 1 meeting, the committee approved for circulation for public comment two legislative proposals from the Criminal Law Advisory Committee, one pertaining to authorization for remote appearances, and the other for expansion of defendant personal presence

provisions in criminal proceedings. The committee also approved for public comment a proposal from the Information Technology Advisory Committee related to the use of third-party vendors for the electronic storage of trial exhibits and evidence.

At its April 22, 2021, meeting, the committee took action on the following legislation:

- AB 1308 (Ting) – Arrest and conviction records (Oppose unless funded)
- SB 763 (Min) – Sentencing: members of military: trauma (Support)
- AB 621 (Rivas, Robert) – California Environmental Quality Act: streamlined environmental review: standard of review: hospitals (Oppose unless amended)
- AB 693 (Chau) – Proposition 65: enforcement (Oppose unless amended)
- AB 1245 (Cooley) – Resentencing (Neutral, if amended)
- AB 1474 (Gabriel) – Sentencing: consideration of costs (Oppose)

On May 13, 2021, the committee reviewed and voted on the following bills:

- AB 1127 (Santiago) – Serious or violent felonies: enhancements: juvenile adjudications (Neutral if amended)
- AB 1224 (Levine) – Sentencing: special circumstances (Neutral if amended)
- SB 354 (Skinner) – Foster youth: relative placement (Support)
- SB 483 (Allen) – Sentencing: resentencing to remove sentencing enhancements (Oppose)
- SB 567 (Bradford) – Criminal procedure: sentencing (Oppose unless amended)

I will keep you informed of the progress of the council-sponsored legislation and other bills of interest to the Judicial Branch throughout the remainder of this legislative session.

For further information on any of the bills the Legislation Committee has taken a position on, please refer to the Governmental Affairs Status Chart, which can be found at: www.courts.ca.gov/4121.htm#legcharts. Position and fiscal letters on legislation are available on the Governmental Affairs web page, which is a valuable resource throughout the legislative year.