



Judicial Council of California

Please visit
courts website:
www.courts.ca.gov
to view live meeting on
May 17, 2024

Subject Details (With Text)

Meeting materials
are available through

File #:	21-183	Version:	1
Type:	Rule/Form Proposal	Status:	Passed
File created:	10/28/2021	In control:	Judicial Council
On agenda:	11/19/2021	Final action:	11/19/2021
Title:	Rules and Forms Judicial Branch Administration: Emergency Rule on Use of Technology for Remote Appearances (Action Required)		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	1. 20211119-21-183		

Date	Ver.	Action By	Action	Result
11/19/2021	1	Judicial Council	approved	Pass

Title

Rules and Forms | Judicial Branch Administration: Emergency Rule on Use of Technology for Remote Appearances (Action Required)

Summary

The chairs of the Judicial Council's six internal committees recommend that the Judicial Council amend emergency rule 3 effective January 1, 2022, to remove civil proceedings from the scope of the rule and to affirm that the rule continues to apply to criminal proceedings. The amendment would make the rule consistent with new Code of Civil Procedure section 367.75, enacted in Senate Bill 241 (Stats. 2021, ch. 214), which will govern remote proceedings in civil cases beginning January 1, 2022. Courts may continue to rely on the authority in emergency rule 3, however, to conduct criminal proceedings remotely as they continue to address the impact of the COVID-19 pandemic and the backlog it created.

Recommendation

The chairs of the Judicial Council's six internal committees recommend that the Judicial Council, effective January 1, 2022, amend emergency rule 3 to remove civil proceedings from the scope of the rule and to confirm that the rule will continue to apply to criminal proceedings.