

JUDICIAL COUNCIL MEETING
November 20, 1998
Administrative Office of the Courts
San Francisco, California
10:00 a.m. – 1:25 p.m.

AGENDA

10:00 – 10:05 p.m. **Judicial Council Committee Presentations**
Executive and Planning Committee
 Hon. Richard D. Huffman, Chair
Policy Coordination and Liaison Committee
 Hon. Marvin R. Baxter, Chair
Rules and Projects Committee
 Hon. Brenda Harbin-Forte, Chair
 [Council Committee Reports Tab]

Consent Agenda (Tab Nos. 1-4)

(If you wish to request that any item be moved from the Consent or Information Agenda to the Discussion Agenda, please notify Jessica Fiske Bailey at 415-396-9177 at least 24 hours before the meeting.)

**Item 1 Judicial Council’s Legislative Guidelines and Precedents
(Action Required)**

Staff: Mr. Ray LeBov

The AOC’s Office of Governmental Affairs recommends adoption of the 1998 restatement of the Judicial Council’s Legislative Guidelines and Precedents.

**Item 2 Judicial Council–Sponsored Legislation on Sections of the
Family Code (Fam. Code, §§ 126, 215, 243(b), and 6341(a))
(Action Required)**

Staff: Ms. Kate Howard

The Family and Juvenile Law Advisory Committee recommends including in the Judicial Council’s 1999 Sponsored Legislation Program a proposal to make four clarifying, noncontroversial changes to the Family Code.

Item 3

Judicial Council–Sponsored Legislation on Traffic Violators With Insufficient Evidence of Proper Identification (Pen. Code, § 853.5) (Action Required)

Staff: Ms. Terrie Wilfong

The Traffic Advisory Committee recommends including in the Judicial Council's 1999 Sponsored Legislation Program a proposal to give the court express authority to refer a traffic citation back to the issuing agency for further investigation when there is insufficient evidence to make a proper identification.

Item 4

Allocation of Court Coordination Incentive Funding (Action Required)

Staff: Mr. Jonathan Wolin

The Trial Court Budget Commission recommends deferring action on court coordination incentive funding.

Discussion Agenda (Tab Nos. 5–8)

Item 5

10:05 – 10:25 a.m.

1998 Ralph M. Kleps Awards (Action Required)

The California Judicial Administration Conference Planning Committee recommends winners of the Ralph M. Kleps Awards. The awards recognize and honor contributions made by individual courts to the administration of justice in California.

Presentation: 5 minutes

Speaker: Hon. Ernest Borunda

Staff: Ms. Tina M. Burkhart

Discussion/Council Action: 15 minutes

Item 6
10:25 – 10:45 a.m.

**Recommendations for Assessments of Trial Court
Coordination Progress in Nonunified Courts (Action
Required)**

The Trial Court Coordination Advisory Committee recommends approval of a periodic overall assessment of coordination implementation for the trial courts of Kern, Kings, Los Angeles, Modoc, Monterey, Tuolumne, and Yuba Counties.

Presentation: 10 minutes

Speaker: Hon. Edward D. Webster

Staff: Ms. Fran Jurcso

Discussion/Council Action: 10 minutes

Item 7
10:45 – 11:10 a.m.

**Fiscal Year 1998–1999 Funding for the Court Interpreters
Program (Action Required)**

The Trial Court Budget Commission recommends allocation of funding for the fiscal year 1998–1999 Court Interpreters Program.

Presentation: 10 minutes

Speaker: Hon. Ray Hart

Staff: Mr. Jonathan Wolin
Ms. Liz Vazquez-Avila

Discussion/Council Action: 15 minutes

11:10 a.m. – 12 noon **Lunch**

Item 8
12 noon – 12:55 p.m.

**Revisions to the Trial Court Budget Development Process
(Action Required)**

A restructure of the trial court budget development process is recommended.

Presentation: 15 minutes

Speaker: Hon. Ray L. Hart

Staff: Mr. Jonathan Wolin

Discussion/Council Action: 40 minutes

Item 9
12:55 – 1:25 p.m.

**Implementing Proposition 221—Discipline of Subordinate
Judicial Officers (Cal. Rules of Court, rules 205(16), 532.5,
and 2510) (Action Required)**

The Proposition 221 Working Group recommends a joint strategy for the uniform discipline of commissioners and referees statewide by the Commission on Judicial Performance (CJP) and the Judicial Council. The procedure for processing discipline matters not involving conduct under the jurisdiction of the CJP would continue to follow local procedures adopted under section 16 of the Standards of Judicial Administration.

Presentation: 20 minutes

Speakers: Hon. J. Richard Couzens
Mr. Patrick M. Kelly

Staff: Mr. Ben McClinton

Discussion/Council Action: 10 minutes

Information Agenda

**Judicial Council Appointment Orders Since Last Business
Meeting**

[Appointment Order Tab]