JUDICIAL COUNCIL MEETING Administrative Office of the Courts Malcolm M. Lucas Board Room 455 Golden Gate Avenue San Francisco, California February 24, 2006 8:30–11:10 a.m. Open to the Public

### AGENDA

8:30–8:40 a.m.	Public Comment Related to Trial Court Budget Issues* [Subject to requests] *This time is reserved for public comment on discussion agenda items relating to trial court budgets.
8:40–8:45 a.m.	Approval of Minutes November 4, 2005, and December 2, 2005, business meetings [Minutes Tab]
8:45–9:00 a.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. Suzanne N. Kingsbury, Chair [Council Reports Tab]
9:00–9:10 a.m.	Administrative Director's Report Mr. William C. Vickrey Administrative Director of the Courts
9:10–9:15 a.m.	<b>Chief Justice's Report</b> Chief Justice Ronald M. George will report on activities in which he has been involved since the last Judicial Council meeting.

#### Consent Agenda (Items 1–6)

(A council member who wishes to request that any item be moved from the Consent Agenda to the Discussion Agenda is asked to please notify Sonya Smith at 415-865-7653 at least 48 hours before the meeting.)

Item 1	Child Support Commissioner and Family Law Facilitator
	<b>Program: Midyear Funding Reallocation for Fiscal Year 2005</b> –
	2006 (Action Required)
	The Family and Juvenile Law Advisory Committee recommends that the council approve the reallocation of non-trial court funding to local courts for the child support commissioner and family law facilitator program. The funds for this program are provided by a cooperative agreement between the California Department of Child Support Services (DCSS) and the Judicial Council. Two-thirds of these funds are federal funds and the remaining one-third are state General Funds (non-trial court funding).
	Staff: Mr. Michael L. Wright Center for Families, Children & the Courts
Item 2	A Review of California's Statewide Uniform Child Support Guideline 2005 (Action Required)
	The Family and Juvenile Law Advisory Committee recommends that the council approve the attached report entitled "Review of Statewide Uniform Child Support Guideline 2005" and direct staff to forward it to the Legislature
	The review of California's statewide uniform child support guideline is legislatively mandated. Family Code section 4054 mandates that any recommendations for revision to the guideline must be made to ensure that the guideline results in appropriate child support orders, limit deviations from the guideline, or otherwise help to ensure that the guideline is in compliance with federal law.
	Staff: Mr. Michael L. Wright Center for Families, Children & the Courts
Item 3	Juvenile Law: Correction of Rule 38.3(g) Regarding Stay of a Posttermination Placement Order Pending Appeal of Placement Order After Termination of Parental Rights (Welf. & Inst. Code. § 366.28); Clarification of Notice on Form JV-820 (Welf. & Inst. Code, § 366.26(1); Rule 38) (amend Cal. Rules of Court, rule 38.3(g); revise form JV-820) (Action Required)
	The Family and Juvenile Law Advisory Committee recommends adoption of an amended rule and a revised form. The rule

amendment would revise rule 38.3 regarding stays of posttermination placement orders to correct a clerical error from the

Spring 2005 Rules and Projects Committee (RUPRO) cycle, which resulted in the wrong language being inserted into the rule. The form amendment would revise language on form JV-820 to assure consistency between the current rule and the form.

Staff: Ms. Audrey Fancy Center for Families, Children & the Courts

## Item 4Annual Report of Fiscal Year 2004–2005 Trial CourtExpenditures (Action Required)

AOC staff recommends that the council approve the annual report of fiscal year 2004–2005 Quarterly Financial Statement expenditures.

Staff: Mr. Stephen Nash Finance Division

## Item 5Court Facilities Planning: Five-Year Infrastructure Plan for<br/>Fiscal Year 2007–2008 (Action Required)

AOC staff recommends adoption of the updated Five-Year Infrastructure Plan for Fiscal Year 2007–2008 for AOC and court facilities and submission of the updated plan to the Department of Finance, pursuant to Government Code section 70391. AOC staff also recommends delegation of authority to the Administrative Director of the Courts to make technical corrections to the Five-Year Infrastructure Plan, as necessary. Annual submission of an updated Five-Year Infrastructure Plan complements the state budget process for appropriating state funds for infrastructure.

Staff: Ms. Kelly Quinn Popejoy Office of Court Construction and Management

# Item 6Update of the Information Sheet on Waiver of Court Fees and<br/>Costs (revise form 982(a)(17)(A)) (Action Required)

AOC staff recommends that the Judicial Council revise the *Information Sheet on Waiver of Court Fees and Costs* to reflect 2006 increases in the federal poverty guidelines. The information sheet provides monthly income figures on which a court may base a decision to grant in forma pauperis status.

Staff: Ms. Cara Vonk Office of the General Counsel

### Discussion Agenda (Items 7–10)

Item 7	Judicial Branch Education: Recommendation for Judicial
9:15–9:35 a.m.	<b>Education on Science and Technology (Action Required)</b>
	The Science and the Law Steering Committee recommends approval of guidelines for judicial education on science and technology. The recommendation directs the Science and the Law Education Committee, appointed by the Governing Committee of the Center for Judicial Education and Research (CJER), to administer a statewide judicial education plan.
	Presentation (10 minutes)
	Speaker: Mr. Roderic Cathcart
	Education Division
	Discussion/Council Action (10 minutes)
Item 8	Judicial Council Advisory Committee Short-term Response
9:35–10:10 a.m.	Plans and Recommendations for Improving Public Trust and
	Confidence in the California Courts (No Action Required)
	AOC staff will report on specific advisory committee projects, tasks, initiatives, endorsements, and recommendations for addressing the issues raised by the Judicial Council's 2005 Public Trust and Confidence Survey.
	Presentation (20 minutes)
	Speakers: Mr. Ronald G. Overholt
	Chief Deputy Director
	Ms. Dianne Bolotte
	Executive Office Programs
	Mr. Jack Urquhart
	Executive Office Programs Discussion/Council Action (15 minutes)
	Discussion Council Action (15 minutes)
10:10–10:25 a.m.	Break
Item 9	Funding to Plan, Implement and Improve Self-Help Assistance
10:25–10:40 a.m.	(No Action Required)

AOC staff will report on initiatives to support the trial courts in planning, implementing, and improving assistance to self-represented litigants.

Presentation (10 minutes)Speakers:Ms. Diane Nunn<br/>Center for Families, Children & the Courts

#### Mr. Stephen Nash Finance Division Ms. Kathleen T. Howard Office of Governmental Affairs Discussion/Council Action (5 minutes)

Item 10Update and Discussion of Pending Council Initiatives10:40–11:10 a.m.(No Action Required)

AOC staff will report on new and ongoing council initiatives in the following areas:

- Interpreters in Civil Cases
- Probate Conservatorships
- Domestic Violence Cases
- Foster Care
- Infrastructure Review

Presentation (10 minutes)Speakers:Mr. Ronald G. Overholt<br/>Chief Deputy DirectorMs. Christine Patton<br/>Bay Area/Northern Coastal Regional OfficeMs. Kathleen T. Howard<br/>Office of Governmental AffairsMr. Stephen Nash<br/>Finance DivisionMs. Diane Nunn<br/>Center for Families, Children & the CourtsDiscussion/Council Action (20 minutes)

**Circulating Orders Since the Last Business Meeting.** [Circulating Orders Tab]

Judicial Council Appointment Orders Since the Last Business Meeting [Appointment Orders Tab]

Annual Report of Fiscal Year 2004–2005 Court Reporter Fees Collected (Mandated Legislative Report for Information Only) [Mandated Report Tab]