AOC staff recommends that the Judicial Council delegate authority to the Executive and Planning Committee to approve payments for awards proposed by the Legal Services Trust Fund Commission for Partnership Grants for this program year and for subsequent years.

Item 4 **A Review of California's Statewide Uniform Child Support Guideline 2001 (Action Required)**

Staff: Mr. Michael Wright

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, limits deviations from the guideline, or otherwise helps to ensure that the guideline is in compliance with federal law.

Item 5 **Revision of Rule 6.50 regarding the Governing Committee of the Center for Judicial Education and Research (amend Cal. Rules of Court, rule 6.50) (Action Required)**

Staff: Mr. James Vesper

The Executive and Planning Committee recommends that the council approve amending a rule on the Governing Committee of the Center for Judicial Education and Research to make it consistent with the rules for other advisory committees in all significant provisions.

Item 6 **Conflict-of-Interest Codes for the Administrative Office of the Courts and the Habeas Corpus Resource Center (Action Required)**

Staff: Mr. Mark Jacobson

AOC staff recommends that the Judicial Council adopt amended conflict of interest codes for the Administrative Office of the Courts and the Habeas Corpus Resource Center that will reflect the addition of new job classifications in both agencies over the past year. The proposed amended code for the AOC also reflects the reorganization of certain divisions.

Discussion Agenda (Tabs 7A–C, 8–15)

ITEM 7 **JUDICIAL COUNCIL–SPONSORED LEGISLATION**

Item 7A
9:15–9:25 a.m.

Requirements for Presenting and Resolving Claims Against the Trial and Appellate Courts, the Judicial Council, and the Administrative Office of the Courts (Gov. Code, §§ 810–996.6) (Action Required)

The Policy Coordination and Liaison Committee and the Litigation Management Committee recommend sponsoring legislation to amend the Tort Claims Act to describe explicitly the requirements for presenting and resolving claims and litigation against the trial courts, appellate courts, judges, the Judicial Council, the AOC, and employees of those entities; approve as an interim approach that each trial court be treated as a "local public entity," with the Judicial Council identified as the "board" of each court; and approve the filing of the information necessary to have the trial courts included in the Roster of Public Agencies.

Presentation (5 minutes)
Speaker: Ms. Sue Hansen
Discussion/Council Action (5 minutes)

Item 7B
9:25–9:35 a.m.

Family Court Improvement Pilot Project (Action Required)

The Policy Coordination and Liaison Committee recommends sponsoring legislation to authorize the Judicial Council to make rules to govern the operation of pilot projects to foster innovation and improve access to the courts for families and children pursuant to the objectives of the Judicial Council's Operational Plan.

Presentation (5 minutes)
Speakers: Ms. Diane Nunn
Ms. Tracy Kenny
Discussion/Council Action (5 minutes)

Item 7C
9:35–9:45 a.m.

Jury Waiver (Code Civ. Proc., § 631) (Action Required)

The Policy Coordination and Liaison Committee recommends sponsoring legislation to simplify the process of demanding a jury in civil cases and clarify the circumstances under which the right to a jury trial may be waived.

Presentation (5 minutes)
Speaker: Hon. Douglas P. Miller
Mr. Patrick O'Donnell
Mr. Dan Pone
Discussion/Council Action (5 minutes)

Item 8
9:45–10:05 a.m.

Collaborative Justice Courts Advisory Committee Report Approval (amend Cal. Rules of Court, rule 6.56(d))(Action Required)

The Collaborative Justice Courts Advisory Committee recommends that the council approve the continued existence of the advisory committee and amend a rule by removing language that required the committee to submit a report to council regarding its activities by November 1, 2001.

Presentation (10 minutes)
Speaker: Hon. Darrell W. Stevens

Discussion/Council Action (10 minutes)

10:05–10:20 a.m. **BREAK**

Item 9
10:20–10:30 a.m.

Court-Appointed Child Custody Investigators and Evaluators: Education, Experience, and Training Standards (adopt Cal. Rules of Court, rule 1257.4; approve forms FL-326 and FL-327) (Action Required)

The Family and Juvenile Law Advisory Committee recommends adopting new rule 1257.4 to conform to statutory requirements and to provide standards for the education, experience, and training required of all court-appointed child custody evaluators. The proposed forms would enable the custody evaluator to declare under penalty of perjury (as required by Fam. Code, § 3110.5) that he or she meets the requirements contained in the new rule, and would enable the court to set forth the scope of the child custody evaluation being performed.

Presentation (5 minutes)
Speakers: Ms. Susan Hanks
Ms. Diane Nunn

Discussion/Council Action (5 minutes)

Item 10
10:30–10:55 a.m.

Case Management: (repeal Cal. Rules of Court, rules 209–211, 215–221, 223, 224, 1590, 1590.2, and 1590.3; amend and renumber rules 208, 982.2, 1590.1, and 2101–2106; amend rules 212, 213, 222, 225, 226, 298, and 1580; adopt rules 201.7, 204.1, and 214; adopt form CM-110; and revoke form CM-100) (Action Required)

The Civil and Small Claims Advisory Committee recommends revising rules and forms to reflect modern case management practices.

Presentation (10 minutes)
Speakers: Hon. Douglas P. Miller
Hon. Arthur E. Wallace
Mr. Patrick O'Donnell

Discussion/Council Action (15 minutes)

Item 11
10:55–11:25 a.m.

Update on Fiscal Year 2001–2002 and 2002–2003 Budgets (Action Required)

Ms Hansen will make an oral presentation concerning this topic.

Presentation (10 minutes)
Speaker: Ms. Tina Hansen

Discussion/Council Action (20 minutes)

Item 12
11:25–11:55 a.m.

Public Access to Electronic Trial Court Records (Action Required)

The Court Technology Advisory Committee recommends adopting rules to set forth statewide policies on vendor contracts, privacy, and public access to trial courts' electronic records.

Presentation (10 minutes)
Speaker: Hon. Joanne C. Parrilli
Hon. Terence L. Bruiniers

Discussion/Council Action (20 minutes)

Item 13
11:55–12:05 p.m.

Judicial Council Distinguished Service Awards for 2001 (Action Required)

The chairs of the council's internal committees recommend approval of the winners of the 2001 Distinguished Service Awards for significant and positive contributions to court administration in California.

Presentation (5 minutes)
Speaker: Hon. Marvin R. Baxter

Discussion/Council Action (5 minutes)

Item 14
12:05–12:15 p.m.

Ralph N. Kleps Awards for 2001 (Action Required)

The California Judicial Administration Conference Planning Committee recommends approval of the winners of the 2000 Ralph N. Kleps Awards to recognize and honor the innovative contributions made by individual courts in California to the administration of justice.

Presentation (5 minutes)
Speaker: Hon. Jon M. Mayeda

Discussion/Council Action (5 minutes)

Item 15
12:15–12:35 p.m.

Authority and Duties of the Administrative Presiding Justices and Appellate Clerk/Administrators (amend Cal. Rules of Court, rule 76; adopt rule 76.1) (Action Required)

The Appellate Presiding Justices Advisory Committee recommends amending a rule to clarify the responsibilities and authority of the administrative presiding justice, and adopting a rule to specify the authority and duties of the appellate clerk/administrator.

Presentation (10 minutes)
Speaker: Ms. Marcia Taylor

Discussion/Council Action (10 minutes)

Circulating Orders Approved Since Last Business Meeting
[Circulating Order Tab]

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