



JUDICIAL COUNCIL OF CALIFORNIA

CRIMINAL LAW
ADVISORY COMMITTEE

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CRIMINAL LAW ADVISORY COMMITTEE

CLOSED MEETING AGENDA

Closed to the Public (Cal. Rules of Court, rule 10.75(c)(3))

Date: February 3, 2017
Time: 10:00 a.m.

Meeting materials will not be posted on the advisory body web page on the California Courts website. Materials are only posted for open meetings. (Cal. Rules of Court, rule 10.75(h).)

I. CLOSED SESSION (CAL. RULES OF COURT, RULE 10.75(C)(3))

Call to Order and Roll Call

Approve Minutes

Approve minutes of October 21, 2016 Criminal Law Advisory Committee meeting.

Item 1 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Standard of Judicial Administration: Risk/Needs Assessment Information

Develop Standard of Judicial Administration to govern court use of information from risk/needs assessments.

Item 2 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Rule Amendment: Amendments to Criminal Rules of Court

Omnibus Rule Amendments: Proposal to update the criminal rules of court to reflect changes to felony sentencing laws and other necessary updates.

Item 3 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Form Development: Forms to implement SB 813

Develop new forms to implement SB 813, motion to vacate conviction or sentence based on prejudicial error regarding potential adverse immigration consequences of a plea of guilty or newly discovered evidence of actual innocence.

Item 4 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Informational Update: Gang Database appeals procedure to implement AB 2298

Update on Judicial Council adoption of civil rule and form proposals to implement AB 2298; role of advisory committees.

Item 5 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Informational Update: Proposition 64

Update on Invitation to Comment process for proposed forms and general implementation issues regarding Proposition 64.

Item 6 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Legislation: Amend Penal Code section 1237.2

Amend Penal Code section 1237.2 to address appeals on issues related to the erroneous imposition or calculation of fines, penalty assessments, surcharges, fees, or costs in cases with multiple issues on appeal.

Item 7 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Legislation: Amend Penal Code section 1526

Amend Penal Code section 1526 to address the telephonic confirmation requirement for law enforcement officers' affidavits.

Item 8 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Legislation: Amend Code of Civil Procedure section 170.6

Amend Code of Civil Procedure section 170.6 regarding its application to criminal cases.

Item 9 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Proposed Rule Amendment: Amendment to Rule 4.130

Amend rule 4.130 to identify what information must be included in the court-appointed expert report for competency evaluations.

Item 10 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Informational Update: Department of State Hospitals and Department of Developmental Services proposed regulations

Update on proposed regulations regarding Incompetency to Stand Trial and to implement Welfare and Institutions Code section 6510.5.

Item 11 Closed under rule 10.75(c)(3)(C) (Rules Committees)

Legislative Update

Discussion of criminal law-related legislation, including SB 8.

II. ADJOURNMENT

Adjourn Closed Session