

JUDICIAL COUNCIL TECHNOLOGY COMMITTEE

MINUTES OF ACTION BY EMAIL BETWEEN MEETINGS  
JANUARY 27, 2017

**Email Proposal**

The Judicial Council Technology Committee (JCTC) whether to recommend that amendments to rules related to Electronic Service and Electronic Filing proposals be circulated for public comment during the spring rules cycle. These rules amendments were also recommended by ITAC. The rules proposal makes amendments to trial court electronic filing and service rules in the California Rules of Court. The rule amendments would reduce redundancies and improve consistency between electronic filing and service provisions of California Rules of Court and the Code of Civil Procedure. The proposal also includes amendments to make limited organizational changes to the rules to improve their logical ordering. The legislative proposal makes amendments to the Civil Code and Code of Civil Procedure. The purpose of the legislative amendments is to provide clarity about and foster the use of electronic service. The proposed amendments authorize electronic service for certain demands and notices consistent with Code of Civil Procedure sections 1010.6 and 1013b (section 1013b will be a new provision of the Code of Civil Procedure and it codifies proof of electronic service provisions currently found in the Rules of Court). The proposal also clarifies that the broader term “service” is applicable rather than “mailing” in certain code sections consistent with Judicial Council-sponsored legislation related to those sections. Due to the limited availability of JCTC members and the body’s other priorities, the JCTC did not have time to consider this request at a meeting in a timely manner. Accordingly, the Chair concluded that prompt action by email was necessary.

**Notice**

On January 24, 2017 a notice was posted advising that the JCTC was proposing to act by email between meetings under California Rules of Court, rule 10.75(o)(1)(B).

**Public Comment**

Because the email proposal concerned a subject that otherwise must be discussed in an open meeting, the JCTC invited public comment on the proposal under rule 10.75(o)(2). The public comment period began at 11:00 a.m, Tuesday, January 24, 2017 and ended at 8:30 a.m., Friday, January 27, 2017. No comments were received.

**Action Taken**

After the public comment period ended, JCTC members were asked to submit their votes on the proposal by 9:00 a.m. on January 31, 2017. Ten (all) members voted to approve. The email proposal was approved.