



Bill #	Title	Area	Summary Analysis	Assigned	Tier
<u>AB 0663</u>	Legal aid: court interpreters: appearances by telephone.	Admin	A 3-part bill: (a) define “legal aid” as a common law trademark to mean legal services for the poor by a nonprofit and that misuse of this designation is unlawful subject to civil penalties; (b) authorize the Judicial Council to enter into master agreements with vendors to provide for telephone appearances in civil cases and use the revenue generated from the fees to fund a civil interpreter pilot program for up to five courts; (c) provide details of the pilot program and reporting requirements. <i>Amended three times since last meeting to expand co-authors and make non-substantive and technical changes. Most recent amendments occurred June 15th and re-referred to Com. on JUD.</i>	Reymundo/ Eral	T2/ T1
<u>AB 1123</u>	Professions and vocations: process servers: registration.	Admin	Adds process servers renewing a certificate of registration that has lapsed to the statute authorizing the presiding judge to review and revoke the registration when the applicant has been convicted of a felony that has not been expunged or pardoned. Impact: April 20 amendment deletes added language that a suspension or revocation hearing must be conducted by the presiding judge instead of an administrative law judge.	Widdows	Drop T3
<u>SB 0115</u>	Public employment.	Admin	Permits public employees and applicants from having to take the “oath of office” due to moral, ethical or religious reasons after signing a statement that speaks to that effect. Allows the supplemental oath to “uphold the Constitution of the United States.....” Impact: Would all courts need to provide alternate oaths for judges/employees?	Tozzi/ Laurel	T2 or T3
<u>SB 0319</u>	Jury service.	Admin	This bill (1) provides that, if a juror fails to respond to an initial summons, the court may issue a second summons indicating that the person failed to appear in response to a previous summons and ordering the person to appear for jury duty, and (2) provides that the second summons may be issued no earlier than 90 days after the initial failure to appear.	Tozzi/ Laurel	T3
<u>SB 0556</u>	(Committee on Judiciary) Courts.	Admin	Authorizes the clerk to collect all fees associated with the enforcement of small claims judgments and the referral of delinquent bail to FTB for collection. <i>Amended twice since last meeting to add clarifying language re: fees related to enforcement of judgments, unclaimed restitution, and to limit court’s authority to appoint an investigation in certain conservatorship proceedings and how or if the cost of the review and report may be paid.</i>	Reymundo	T2
<u>SBx4 13</u>	Courts: omnibus bill (budget)	Admin	This bill impacts all areas of the court.		T1
<u>AB 0005</u>	Civil discovery: Electronic Discovery Act.	Civil	Impacts Family and Probate Reintroduces provisions governing electronic discovery that were included in last year’s AB 926 (Evans), which was among the bills vetoed by the Governor. These provisions are based on legislation proposed by the Judicial Council earlier last year. Primary impact is on counsel - judicial impact arises from provisions establishing procedures governing a motion to compel production of ESI and	Willman	T2



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			provisions specifying how produced ESI that is subject to a claim of privilege or of work product protection is handled.		
<u>AB 0083</u>	Torts: personal liability immunity.	Civil	H&S 1799.102 is amended to clarify the Good Samaritan laws (protection from civil liability for offering aid in an emergency) following an appellate court ruling. Medical, law enforcement and emergency personnel are protected. Persons other than members of the 3 categories above are also protected so long as aid was provided without compensation, aid was at the scene of the emergency and so long as aid was performed without gross negligence or willful or wanton misconduct. Urgency Amended May 6 to include “non-medical” care at an accident scene	Gee	T3
<u>AB 0121</u>	Judgment liens: continuation.	Civil	Amends CCP § 697.510 to allow for a five year extensions of a judgment lien against specified personal property via the filing of a “continuation statement.” Establishes the time within which the judgment creditor must set aside the lien upon being paid in full and a process by which a party may seek to have the lien set aside in court. It also establishes the fees to be charged related to the new procedures and provides for the recovery of attorney fees.	Eral	T2
<u>AB 0124</u>	Cemeteries: temporary manager.	Civil	Authorizes a court to appoint a temporary manager to manage a private cemetery if the court finds that the previous manager has ceased to perform duties. Similar to last year’s AB 1816 (Galgiani, which was vetoed). Urgency. The bill does not expressly state who may institute proceedings under this section.	Willman	T3
<u>AB 0170</u>	Court reporters: rough draft transcript.	Civil	Amends CCP § 273 to provide the real time display of the testimony or proceedings cannot be certified or used, cited, distributed, or transcribed as the official certified transcript of the proceedings, and it cannot be cited or used to rebut or contradict the official certified transcript. It adds a sunset provision for these amendments of January 1, 2017.	Eral	T2 T1
<u>AB 0219</u>	Pest control: plant quarantine inspection stations.	Civil	Food & Agriculture Code § 5341.5 (failure to obtain an agriculture inspection certificate when bringing in agricultural commodity into the State) is amended to increase the civil penalty from \$1,000 to \$2,500 per violation. Informational – no action by court needed.	Gee	DROP T2 T3
<u>AB 0293</u>	Gambling regulation.	Civil	Amends gambling related sections of the B&P Codes extending effectiveness of the preliminary order from 15 to no more than 45 days, except by stipulation of the department or commission; requires regulations to prohibit gambling enterprises from cashing government issued checks and to provide criteria for processing of gambling licenses, etc.	Castro	T3
<u>AB 0331</u>	Hiring of real property	Civil	Before the execution of a tenancy agreement, this bill requires the landlord to disclose default, trustee sale, foreclosure, or forfeiture of the property. Failure to do so would result in specified penalties. Impact: notify judges.	Eral	T3



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<u>AB 0457</u>	Mechanics' Liens	Civil	Relates to enforceability of a mechanic's lien. At most it would be an advise-judges-of-change-of-law bill. Watch.	Eral/ Willman	T3
<u>AB 0499</u>	Environment: determination: dispute.	Civil			T2?
<u>AB 0524</u>	Civil fines: paparzzi: collection	Civil	This bill creates an unusual civil fine disbursement in Civil Code 1708.8(m) when an action is brought by a prosecutor or city attorney.		T2
<u>AB 0530</u>	Unlawful detainer: controlled substances and firearms.	Civil	Existing laws, which have been piloted in LA, SD, Alameda and Sacramento sunset on December 31, 2009, authorize the city prosecutor/city attorney to file an action for UD in the name of the people against any person who is in violation of the nuisance (illegal possession of drugs, weapons or ammunition). Proposed bill amends CCP 3485, adds CCP 3486 and repeals H&S 11571.1 to make the provisions statewide.	Castro	T2
<u>AB 0568</u>	Counterfeit goods: unlawful detainer.	Civil	Adds Bus. & Prof. Code §§ 17800, et seq., to make the use of a non-residential building for the manufacturing and sale of counterfeit of goods a public nuisance that may be abated, and establishes the process to be followed to bring and prosecute an action related thereto. Amends CCP § 1161 to make such activities a nuisance for purposes of unlawful detainer, allowing a landlord to terminate a non-residential lease for such actions be a tenant.	Eral	T2
<u>AB 0578</u>	Civil procedure: discovery: objections.	Civil	Amends CCP 2031.240 to authorize a party making a motion to compel a response to an inspection demand, when the responding party has objected on the basis or privilege or work product, to move for an order requiring the responding party to produce a privilege log. Further amendments to section 2031.240 provide that if the court, in its discretion, determines that a privilege log is necessary to determine the claim's validity, the court shall order a privilege log to be prepared and served as specified and upon the terms and conditions deemed appropriate by the court.	Eral	T3
<u>AB 0590</u>	Legal aid.	Civil	Adds Article 9.6 to Chapter 4 of Division 3 of the B&P Code , amends GC 70626 and adds GC Chapter 2.1 to Title 8 amending existing law to encourage the legal profession to provide pro bono legal services and financial support of nonprofit legal organizations that provide legal services to underserved communities; it prohibits a person/organization from loosely using "legal aid" or any similar name that is confusing and connotes free legal services; provides an increase of \$10.00 to services with fees, which would be deposited in the Trial Court Trust Fund.	Castro	T1



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<u>AB 0680</u>	Local government: sheriff's fees.	Civil	Sections of the Government Code are amended to increase the fees by \$2 to \$5 a Sheriff can charge for serving notices or other process. It further repeals the section that permits the Sheriff to charge a fee for executing a bench warrant for a failure to appear. <i>Amended May 19</i> – amending sections of the CCP and Govt.C. regarding duties of a levying officer, procedures for a judgment creditor to demand payment from a levying officer and on applying the judgment proceeds and imposing a sunset dates on several Government code sections on levying officers as well as increasing fees for levying officers. CCP§ 701.820 is amended to allow a judgment creditor to bring ex parte application for a levying officer to show cause why the demand for payment had not been satisfied and the hearing can be vacated up to 3 days prior to the hearing date if the demand is satisfied (possible JC form). Repeal the \$50 execution of warrant under Govt.C. 26744.5	Gee	T1
<u>AB 0712</u>	Small claims court: equitable relief.	Civil	Amends CCP § 116.220 to provide the small claims court has injunctive and other equitable jurisdiction when a statute expressly authorizes a small claims court to award that relief. Clarifies a major jurisdictional issue.	Eral	T2
<u>AB 0793</u>	Employment: discrimination.	Civil	Modifies the definition of when a cause of action for unlawful discrimination or employment practice with respect to compensation accrues for determining when a complaint was filed within statutory deadlines.	Gee	T3
<u>AB 0839</u>	Medi-Cal service providers: judicial remedies.	Civil	Amends W&I 14104.5 allowing for a Medi-Cal provider who has complied with the provisions of the law to seek remedy on the decision of the director of Health Care Services by filing either a writ of mandate or a claim in the small claims court, if within the small claims jurisdictional limit.	Castro	T2
<u>AB 0940</u>	(Committee on Judiciary) Civil litigation: attorney's fees: public interest.	Civil	IOLTA Accounts. No direct impact on court operations. However, IOLTA accounts fund many self-help programs that provide services to low-income litigants.		T3
<u>AB 0988</u>	Human Trafficking – Civil Actions; training of case workers	Civil	Amended 4/22 taking out section on bringing civil actions and now solely addresses training of officers to handle these types of cases.	Gee	Drop
<u>AB 1046</u>	Enforcement of judgments: exemptions: homesteads.	Civil	Amends CCP § 704.730 to increase the statutory homestead exemption that is allowed to a judgment debtor and his or her spouse. Provides for the Judicial Council to report back to the legislature on three year intervals as to the amount these exemptions may be increased.	Eral	T3
<u>AB 1090</u>	Arbitration.	Civil	Amends CCP 1281.85 to add that the ethics standards for arbitrators adopted by the Judicial Council are nonnegotiable and cannot be waived.	Castro	T3
<u>AB 1185</u>	Birth certificates: new issuance:	Civil	Current law allows a petition for a new birth certificate to be filed by a	Willman	T3



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	venue.		person who has undergone surgery to change gender. The petition may be filed in a court in the petitioner's county of residence. This bill would add the county of birth as a proper venue as well.		
<u>SB 0039</u>	Torts: personal liability immunity.	Civil	As interpreted by the California Supreme Court in <i>Van Horn v. Watson</i> (2008) 45 Cal. 4th 322, H&S Code 1799.102 currently provides immunity to persons who in good faith and not for compensation provide medical care at the scene of an emergency. SB 39 expands the immunity to also include nonmedical care. See also AB 83 and AB 90.	Willman	T3
<u>SB 0120</u>	Residential tenancies.	Civil	Provisions of the Civil and Public Utilities codes are amended regarding remedies available and penalties for violations of landlord and tenants interactions. This is primarily information for judicial officers on remedies in landlord tenant actions.	Gee	T3
<u>SB 0188</u>	Temporary restraining orders: schools.	Civil	This bill creates a separate code section governing the ability of schools and postsecondary educational institutions to obtain injunctions and temporary restraining orders on behalf of students. It gives schools, colleges, universities, and technical institutes the ability to seek one temporary restraining order to restrict a person's right to enter the campus, rather than seeking a temporary restraining order on behalf of each staff and student of the school, college, university, or technical institute.		
<u>SB 0209</u>	Civil actions: disabled access.	Civil	<p>Amends Civil Code 55.54, which is part of the Construction-Related Accessibility Standards Compliance Act enacted last year. Section 55.54(a)(1) requires an attorney who causes a summons and complaint to be served in an action covered by the Act to include a specified notice and application form relating to the right of the defendant to request a stay and "early evaluation conference." Subdivision (d) requires the court to issue a specified order upon the filing of the application and request. Subdivision (d)(4) requires the order to include direction to the defendant to file any relevant CASp report under seal and subject to a protective order maintaining the confidentiality of the report.</p> <p>This bill amends subdivision (d)(4) to delete the requirement that the report be filed under seal and that it be subject to a protective order. The subdivision would instead provide that the report is confidential and available only as provided in new subdivision (d)(5) and amended subdivision (e)(4). New subdivision (d)(5) requires the court's order to direct the parties that the CASp inspection report may be disclosed only to the court, and others as specified.</p> <p>Provisions in subdivision (e)(4) of section 55.54 authorizing the court to lift the seal and protective order are deleted and replaced with provisions</p>	Willman	T2



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			maintaining the confidentiality of the CASp inspection report until conclusion of the claim. This is cleanup legislation to address problems associated with the provisions for submission under seal and a protective order. Supported by the Judicial Council.		
<u>SB 0242</u>	Civil rights: language restrictions.	Civil	Legislation to make it a violation of the Unruh Civil Rights Act for a business to limit or prohibit the use of any language in the business unless it is justified by a business necessity. – No impact on court	Gee	Drop
<u>SB 0320</u>	Judgments: foreign-country money judgments.	Civil	This bill would amends CCP § 1716 of the Uniform Foreign-Country Money Judgments Recognition Act to except from recognition a defamation judgment obtained in a jurisdiction outside the United States, if court of this state has determined that the defamation law applied by a foreign court in adjudicating a claim of defamation does not provide at least as much protection for freedom of speech and the press as provided by both the United States and California Constitutions. It also amends CCP § 1717 to allow personal jurisdiction over the parties under certain specified situations to make such determinations.	Eral	T2
<u>SB 0544</u>	(Committee on Judiciary) Civil law: omnibus bill.	Civil	For purposes of impact to the court: 1) Amends CCP 706.108 to require the person serving wage garnishment documents on an employer to provide specified documents to be filed with the levying officer within five court days instead of five calendar days. 2) Amends the law to authorize Judicial Council to establish a tax-exempt public benefit nonprofit corporation, or other tax-exempt entity for the purpose of undertaking or funding any activity authorized by Judicial Council, and it removes the limitation on the administrative and support services that can be provided by the Administrative Office of the Courts. 3) Amends Prob. Code § 2620 to remove the requirement that a guardian or conservator present all account statements showing the account balance at the beginning of the accounting period, when an accounting of the assets of the estate of the ward or conservatee is presented to the court for settlement and allowance in a specified manner at the end of one year from the time of appointment and, after that, not less frequently than once every 2 years, unless otherwise ordered by the court to be more frequent.`	Eral	T1/T2
<u>SB 0555</u>	Eminent Domain Law: conservation easement.	Civil	Adds Civ. Code § 1240.055 to establish new procedures that must be followed in order to allow land subject to a conservation easement to be taken by eminent domain, including new notice and hearing requirements.	Eral	T2
<u>SB 0782</u>	Residential tenancies: domestic	Civil	Adds CCP 1161.3 to create a defense to an unlawful detainer if the person	Eral	T2



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	violence.		sought to be evicted has been a victim of an act or acts that constitute domestic violence, sexual assault, or stalking, and the basis of the eviction is the noise etc... that occurred during the domestic violence, sexual assault, or stalking. It creates confidentiality requirements for information presented to the landlord related to the domestic violence, sexual assault and/or stalking.		
<u>AB 0091</u>	Vehicles: DUI: ignition interlock device.	Criminal	Creates a pilot program in Alameda, LA and Sacramento requiring a first offender VC23152 and VC23153 to install an IID for a specified period of time. Will not go forward if non-state funds for programming costs are not obtained.	Leveque	T2
<u>AB 0169</u>	Communicable disease: involuntary testing.	Criminal	Adds custodial officers, custody assistants and non-sworn uniformed employees of a law enforcement agency, to list of persons who may seek to have an arrestee's blood tested. Impact: Update procedure to add employees to the list.	Maldonado	T2
<u>AB 0170</u>	Court reporters: rough draft transcript.	Criminal	Provides until 1/1/17 that court reporter instant visual display cannot be certified, cited or used as the official transcript of proceedings. Prohibits its use to rebut or contradict testimony. Impact: Notify judicial officers and clerks.	Maldonado	T2
<u>AB 0250</u>	Criminal procedure: trials: timing.	Criminal	Requires withdrawal of a time waiver be done in open court. In the absence of a time waiver or upon the withdrawal of one, the court must set trial date as specified by statute and notify all parties.	Rusk	T1
<u>AB 0258</u>	Domestic violence: restraining or protective order: aggressor.	Criminal	This bill amends PC 836, concerning arrests in situations where mutual protective orders have been issued, to change the phrase "primary aggressor" to "dominant aggressor."	Leveque	T3
<u>AB 0265</u>	Office holding: forfeiture.	Criminal	Adds state elected officials to the list of elected local officers required to forfeit their office if convicted of a crime under the Stolen Valor Act of 2005.	Rigby	T3
<u>AB 0316</u>	Wrongful convictions.	Criminal	Requires a judge, upon motion of party, to order records in a case sealed if a person is convicted of a charge and the conviction is set aside due to a determination that the person was factually innocent. Allows a person erroneously convicted and imprisoned to file a claim with CA Victim Compensation within 2 yrs rather than 6 mos.	Rusk	T-3
<u>AB 0358</u>	Criminal procedure: narcotics and drug abuse cases.	Criminal	If prosecuting attorney finds defendant ineligible for deferred entry of judgment, defendant can request the court to review the prosecuting attorney's determination of ineligibility and allow the court to make determination. Impact: Notify judicial officers and clerks.	Maldonado	T2
<u>AB 0383</u>	Criminal procedure: DNA evidence.	Criminal	Extends limitation for analyzing biological evidence from 2 years to 5 years. No impact on court operations.	Maldonado	T3
<u>AB 0438</u>	Persons with developmental disabilities: criminal proceedings: diversion.	Criminal	Would allow diversion for those with developmental disabilities whose crime is an offense that is charged or reduced to a nonviolent felony or is a serious felony. Deletes the exclusion for those previously diverted.	Rusk	T-2



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<u>AB 0458</u>	Criminal procedure: witness testimony.	Criminal	Would provide a procedure for the district attorney to request the court and for the court to hold a hearing to compel a person to answer questions or produce evidence in misdemeanor proceedings if that person refused to cooperate on the grounds that he may incriminate himself.	Rusk	T-3
<u>AB 0532</u>	Search warrants: firearms.	Criminal	Additionally authorizes the issuance of a search warrant for firearms or other deadly weapons from person who has been detained for a mental condition examination. No impact on court operations.	Maldonado	DROP T3
<u>AB 0564</u>	Speed traps: local street or road.	Criminal	TRAFFIC	Leveque	DROP
<u>AB 0576</u>	Vandalism: graffiti: recovery of costs.	Criminal	Amend PC 1202.4 & WI 730.6 Pertains to victim restitution. Adds to the definition of "victim", any governmental entity responsible for repairing, replacing, or restoring public or privately owned property that has been defaced with graffiti or other inscribed material that has sustained an economic loss as the result of specified violations.	Rusk	T-3
<u>AB 0688</u>	Misdemeanors.	Criminal	This bill clarifies that a peace officer may not release a person on his/her own recognizance, as specified, when arrested for a misdemeanor violation of a DV protective order.	Leveque	T3
<u>AB 0742</u>	Elections: felony conviction statements.	Criminal	Requires the clerk of the court of each county to furnish to the chief elections official of the county, not less frequently than the first day of April and the first day of September of each year, a statement showing the name, address, and date of birth of each person who has been convicted of a felony <i>and sentenced to state prison since the clerk's last report.</i>	Rigby	T1
<u>AB 0750</u>	Deferred entry of judgment.	Criminal	Provides that a superior court, with the concurrence of the prosecuting attorney of the county, may create a "Back on Track" DEJ reentry program aimed at preventing recidivism among first-time non-violent felony drug offenders.	Brown	T2/3
<u>AB 0789</u>	Search warrants.	Criminal	Additionally authorizes issuance of a search warrant for a firearm that owned or possessed by a person who is subject to firearm prohibitions of a protective order. Impact: None on court operations.	Maldonado	DROP T3
<u>AB 0806</u>	Criminal procedure: pleas.	Criminal	Requires the court to advise the deft when a guilty plea is taken that if deported, and the deft returns illegally, the deft could be charged with a federal offense. Impact: judicial officer and courtroom training; update guilty plea forms to include new advisement.	Rigby	T2
<u>AB 1003</u>	Domestic violence grants.	Criminal	This bill allows the number of grants awarded in the Equality in Prevention and Services for Domestic Abuse Program, which focuses on the Lesbian, Gay, Bisexual and Transgender community, to be increased beyond the four currently permitted, changes the process by which these grants are awarded, and provides standards for domestic violence programs staff who provide services using these grant awards. [Notify Family Law]	Brown	T3
<u>AB 1376</u>	Sentencing.	Criminal	Establishes an independent, multi-jurisdictional body to provide a non-partisan forum for statewide policy development, information development, research and	Brown	T1



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			planning concerning criminal sentences and their effect. Also see ABx3 14 .		
<u>AB 1385</u>	Arson. (I-02/27/2009 html pdf)	Criminal	Amended: 3/31/09: Authorized Emergency Vehicles: Blue Warning Lights - DROP	Maldonado	DROP
<u>AB 1403</u>	Vehicles: traffic violator school.	Criminal	DROP	Leveque	DROP
<u>AB 1439</u>	Gang violence: prevention.	Criminal	DROP – no court impact Requires Office of Gang & Youth Violence to consolidate and streamline existing gang violence grant programs.	Rigby	DROP
<u>AB 1515</u>	Vehicles: traffic violator schools.	Criminal	DROP	Leveque	DROP
<u>AB 1516</u>	Criminal procedure: discovery.	Criminal	Amend PC 1054.3 Requires the court to order a defendant (in a criminal action) or a minor (in a juvenile delinquency action) to submit to examination by a prosecution-retained mental health expert whenever a defendant or minor places in issue his or her mental state at any phase of the criminal action or juvenile action through the proposed testimony of any mental health expert. (Amends Prop 115 provisions)	Rusk	T-3
<u>ABx3 14</u>	Corrections	Criminal			
<u>SB 0150</u>	Sentencing.	Criminal	Deletes the requirement to impose a middle term on specified crimes related to street gangs, firearms, and general sentencing unless there are circumstances in aggravation or mitigation. Impact: Notify judicial officers and courtroom staff of the changes; requires changes to sentencing rules. 4/16/09: added language that the court shall impose the sentence which, in the court's discretion, best serves the interests of justice. Sunsets Jan. 1, 2011	Rigby	T2
<u>SB 0154</u>	Vehicles: Operation of Vessels	Criminal	Requires as a condition of probation that a person convicted of boating under the influence complete a DUI program.	Leveque	T1
<u>SB 0174</u>	Public safety.	Criminal	Omnibus Senate Safety bill makes a lengthy series of technical corrective changes to various code sections. VC 40519 will now clarify that a deposit of bail does not constitute an entry of a plea or court appearance and that the plea must be made in court at the time of arraignment. IMPACT: Notify clerk's office. Update written notice to appear to include this clarification.	Maldonado	T2
<u>SB 0175</u>	Firearms.	Criminal	Pertains to delivery of firearms to gunsmiths for service.	Maldonado	DROP
<u>SB 0197</u>	DV proceedings: conditional examination of witnesses.	Criminal	Authorizes the use of conditional examinations by the People or the defendant in specific cases of domestic violence	Brown	T2
<u>SB 0282</u>	Criminal street gangs: injunction: duration.	Criminal	Extends gang injunction from 3 to 5 years & makes provisions for a noticed hearing to extend the injunction if violated. Impact: inform judicial officers and court staff of new time limit; create procedures for the ex parte request and hearing for injunction violations. Who to give notice of the hearing?	Rigby	T1 T2



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			4/13/09 Amendments: changes the process the prosecuting attorney advises the court of a violation of the injunction or the commitment of a new crime. 5/5/09: Injunction may be extended if the individual subject to the injunction has been convicted of a new felony or misdemeanor (excludes infractions.)		
<u>SB 0318</u>	Dogfighting forfeitures.	Criminal	Provides for forfeiture of proceeds and property used in dog fights upon conviction of dog fighting. Sets up procedures for filing, service, and hearings including temporary restraining orders to preserve the property. Impact: new procedures required. May require new forms for filing, notice, and to file a claim against forfeiture, information sheets for claimants. Filing fee for claim? 5/28/09 Amendments: Prosecutor <u>may</u> pursue forfeiture (rather than shall) proceedings.	Rigby	T1
<u>SB 0324</u>	Counterfeit marks.	Criminal	For convictions of counterfeit trademarks, would authorize the court, upon law enforcement request and consent from specified registrants, to consider a motion to have the goods donated to a non-profit organization. Impact: Notify judicial officers.	Maldonado	T3
<u>SB 0325</u>	Sex offenders: assessments.	Criminal	Amends PC sections 290.05, 290.06, 290.07 & 1203; Amends WI section 706 SARATSO - Provide a protocol for scoring; requires CDCR and DMH to maintain a database to record the scores and to provide them to DOJ; require probation officers to include SARATSO in their reports on persons they are recommending for registration per PC 290.006 (including juveniles)	Rusk	T3
<u>SB 0399</u>	Sentencing.	Criminal	Sets forth procedure to recall the prison sentences for minors who are serving life without parole terms in CDCR after serving at least 10 yrs of their sentence. Retroactive.	Rusk	T2
<u>SB 0431</u>	Probation: transfers.	Criminal	Would provide that probation transfers be mandatory unless a determination on record that it would be inappropriate. Requires a noticed motion for transfer of certain cases and requires Judicial Council to promulgate rules regarding motion procedures. Impact: Judicial Officers would have to be made aware of this.	Maldonado	T1
<u>SB 0432</u>	Crime victims: restitution.	Criminal	Provides the court or county may provide victim contact information, if available, to CDCR when a defendant is ordered to make victim restitution and is sentenced to state prison. Impact: development of means to submit contact information to CDCR so it remains confidential. 5/5/09 Amendments: requires the probation officer to provide victim information to CDCR. Victim information to remain out of the court file. 5/21/09 Amendments: allows the probation officer to provide victim information if victim authorizes the release of information.	Rigby	T2 DROP No Court Interes t
<u>SB 0447</u>	Criminal records: custodian.	Criminal	Requires DOJ as of 1/1/11, to implement program to process fingerprint criminal background clearances on agencies' designated persons as "custodians of records." Impact: Some court custodians may have to undergo a state and federal criminal background check. Courts would have to designate a custodian of records	Maldonado	DROP T2



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			and annually notify DOJ with the custodian's name.		
<u>SB 0557</u>	Human trafficking: property: seizure.	Criminal	Would authorize real property used to facilitate the commission of human trafficking to be declared and treated as a nuisance.	Rusk	Drop?
<u>SB 0598</u>	Vehicles: driving under the influence (DUI): ignition interlock device.	Criminal	Requires DMV to advise a defendant convicted of DUI under specified circumstances that he/she may apply for a restricted license after a specified period of time.	Leveque	T3
<u>SB 0625</u>	Crimes: bail: release on own recognizance.	Criminal	This bill provides that in setting bail or determining whether or not to release a defendant on his/her own recognizance, the court shall consider a consistent list of factors, including his or her prior history of appearing at court hearings, the sentence that can be imposed in the case, the defendant's ties to the community, public safety and whether or not bail or the terms of own recognizance release would provide reasonable assurance that the defendant would return to court for future proceedings.	Brown	T2
<u>SB 0669</u>	Sexually violent predators.	Criminal	At a hearing to determine if an SVP should be discharged or conditionally released and the person's failure to participate in a treatment program is relied on as proof that their condition has not changed, the jury shall be instructed that, if proved, it can be considered evidence that his condition has not changed.	Rusk	T-3
<u>SB 0676</u>	Court-appointed counsel: defendant registration fees. Amended 4/13/09 & 5/12/09: Local Fees that May be Charged	Criminal	Increases or eliminates various fees. Increases the registration fee for a defendant, when represented by appointed counsel from \$25 to a maximum of \$50. IMPACT: If clerk's notices include this fee, they will have to be updated. Increases the maximum fee for administrative costs of collection from 10% to 15%. Also establishes a fee to process installment payments which is not to exceed the administrative and clerical costs and shall not exceed \$75. Also, increases the maximum fee for changing a plea or setting aside a verdict from \$120 to \$150. IMPACT: Notify Fiscal office re costs of collections. This could require reprogramming. Notify judicial officers and clerks re increased fee for changing a plea or setting aside a verdict. Update forms to show increased costs. This could require reprogramming. Increases the cost of reimbursement for the actual cost of services rendered for a petition to seal or expunge a criminal record to a limit of \$150. IMPACT: Notify Fiscal office, judicial officers. Update forms to reflect increased costs. Could require reprogramming.	Maldonado	T2 T3 T4
<u>SB 0678</u>	Criminal recidivism.	Criminal	Creates the California Community Corrections Performance Incentives Act of 2009 which would establish a system of performance-based funding to support evidence-based practices relating to the supervision of adult felony probationers. No direct workload impact on the court, but this bill creates new county program using a different approach.	Brown	T1



Bill #	Title	Area	Summary Analysis	Assigned	Tier
SB3x 18	Corrections	Criminal	Amended on the Assembly floor 8/31/09.	Brown	T1
<u>AB 0375</u>	Child custody: child sexual abuse.	Family	Amends FC 3064. The court is prohibited from granting a request to modify custody on an ex parte basis on a showing of immediate danger to the health and safety of the child or of immediate risk that the child will be removed from California if 1) there is evidence or sexual abuse or domestic violence; 2) of recent origin (within the last 5 years); 3) made by the perpetrator and it alleged that the person seeking modification is doing so to gain greater access to the child. If all of these conditions exist, however, the court SHALL grant a hearing. (Amendment clarified prohibition and changed “immediate harm” to “immediate danger to health and safety” of child. (In Senate Rules Comm).	Shambaugh	T2
<u>AB 0459</u>	Dissolution: disclosure.	Family	Statutes of 2009, Chapter 110 Parties are required to file preliminary and final declarations of disclosure of assets in a dissolution or legal separation (unless the final disclosure is waived). While existing law allows the complying party to file a motion to compel a further response or an order preventing the noncomplying party from presenting evidence on issues that should have been covered in the declaration of disclosure; this bill would add, as an additional option, that a complying party may pursue the option to file a motion showing good cause to grant the complying party's voluntary waiver of receipt of the noncomplying party's disclosure, as specified. If that motion is granted, the bill would require the court to set aside a judgment only at the request of the complying party, unless the motion is based on actual fraud or perjury, as specified.	Shambaugh	T2 T3
<u>AB 1050</u>	Child custody: preferences of child.	Family	Amends FC 3042. Requires the family court to consider and give due weight to wishes of a child in making a custody order. Removed presumption that child to be of a sufficient age at 10 years old in latest amendment.	Shambaugh	T3
<u>SB 0040</u>	Personal information: social security numbers.	Family	Amends civil code to amend FC 4506. Repeals and adds new Civil Code 1798.89. Unless otherwise authorized by state/fed law, a document containing more than the last 4 digits of a SSN is not entitled for recording. Only last 4 digits only of SSN to be displayed on judgment ordering a party to pay spousal, child or family support. Does not apply to documents created prior to 1/1/2010. (Asm. Judiciary Comm. Hrg 6/23/09)	Shambaugh	T2
<u>SB 0285</u>	Support judgments: interest accrual and incarcerated persons.	Family	Family Law portion of bill gutted by 4/22/09 amendment. Turned into a bill only addressing disabled veterans.	Shambaugh	DROP



Bill #	Title	Area	Summary Analysis	Assigned	Tier
<u>SB 0578</u>	Child support: interest.	Family	Amends Section 17433.5 of the Family Code relating to child support. Additionally provide that no interest would accrue on an obligation for that support in a given month in which the obligor has paid the current month's court-ordered payments of current support and arrears. Would require DCSS to implement this provision by letters or similar instructions.	Talbot	T3
<u>AB 0061</u>	Juvenile crime: deferred entry of judgment.	Juvenile	Current Status: 6/23/09 In committee: Set first hearing. Failed passage. Reconsideration granted. Current Location: 6/23/09 S-PUB. S. Lists additional sexual offenses (Section 647.6 of the penal code) for which a minor charged the commission thereof would be ineligible for a deferred entry of judgment.	Stewart	T3 New crime?
<u>AB 0082</u>	Dependent children: psychotropic medications.	Juvenile	Summary: Establishes a pilot project in 3 selected counties and ending 1/1/13 to do the following - Provides Court with ability to authorize medication after removal but prior to adjudication; Requires explanation & notification to minor regarding medication as well as right to be present at hearing; Requires plan for monitoring minor; Allows court to inquire about child's progress and effectiveness of medication. Analysis: Places additional requirements on health care professionals submitting the request; Requires Court to make specific findings regarding notice and explanation to the minor as well as find "plan" is in place for regular monitoring of the minor. Impact on court staff somewhat unclear; possible increase in hearings as a result of improved education of child or notice issues. Bill does not specify whether plan to monitor the minor will require reports or documentation to the court, nor does it specify that additional hearings must be set in order to monitor the plan. Provision allowing Court to inquire as to the child's progress in any subsequent hearing likewise does not specify that such information is required in report, only that Court "may" inquire as to effectiveness, progress, side effects, concerns, etc.	Coffey	T2
<u>AB 0114</u>	Juvenile court law: purpose.	Juvenile	Current Status: 8/27/09 To inactive file on motion of Senator Wright. Current Location: 8/27/09 S-INACTIVE FILE Counties may adopt a restorative justice program to address the needs of minors, victims and the community. If such a program is adopted, then a restorative justice protocol must be developed by the juvenile court in conjunction with the prosecutor, public defender, probation department, representatives from victims' groups, law enforcement, community organizations and service providers, restorative justice groups, and clinicians with expertise in adolescent development. The bill is not intended to restrict the ability of courts or counties to develop or maintain existing programs or strategies for juvenile offenders that incorporate restorative justice principles. Impacts: May impact future restorative	Stewart	T3 T2



Bill #	Title	Area	Summary Analysis	Assigned	Tier
			justice efforts by requiring the development of a protocol, which is required to contain specific elements. Impact to courts is dependent upon the nature of the program that is developed and how the requirements are met.		
<u>AB 0131</u>	Juvenile proceedings: costs.	Juvenile	Summary: Requires Judicial Council to establish program for parents/persons liable for support who have ability to do so are required to reimburse for costs of court appointed counsel; directs Judicial Council to develop statewide repayment standard based on ability to pay; Directs money collected be used to reduce dependency council caseloads; allows court to either designate financial evaluation officer or develop protocol with county to continue use of county financial evaluation officer to make financial evaluations of liability for reimbursement. Analysis: Courts will need to develop protocol for notifying parents of responsibility to pay fees and to report for financial evaluation (if not already doing so). Questions arise as to the amount of fees parents will be charged –is it a set amount per hearing, hourly rate, etc.? How will ability to pay be determined? Will payment of fees be accepted at clerk’s office or only through designated financial officer? Protocols will also need to be in place to prevent overpayment of minor’s attorney fees (receiving payment from both parents).	Coffey	T1
<u>AB 0337</u>	Juvenile court records: sealing and destruction.	Juvenile	Summary: Adds language requiring court & probation depts. to provide information regarding eligibility and procedures to request sealing & destruction of juvenile records <i>on petitions filed on or after 01/01/11 at time of jurisdiction termination</i> . Analysis: Minimal impact on Court operations. Notice to be sent to minors when jurisdiction is terminated or case is dismissed on forms created by Judicial Council. Only determination for courts will be whether information is who will provide information to minor (court or probation dept.).	Coffey	T2
<u>AB 0706</u>	Dependent children.	Juvenile	Urgency clause, 2/3 vote required Summary: Adds WI 361.49 establishing date child is deemed to have entered foster care; clarifies time frames for review hearings based on that date; technical, conforming changes to related WI codes. Analysis: Clean-up bill to AB 2341 - education of judicial officers and social workers re: mandatory time frames for setting of review hearings	Coffey	T2
<u>AB 0787</u>	State Commission on Juvenile Justice: report.	Juvenile	Amended to pertain to vote by mail.	Stewart	DROP T3
<u>AB 0921</u>	Dual status children: access to services.	Juvenile	Adds W&I 607.5 – requires probation or parole, when court terminates jurisdiction due to age or minor is released from non-foster care facility, to provide specific information to the minor regarding eligibility for services and benefits. Applies to any ward previously adjudged dependent under W&I 300 or placed in foster care under W&I 727. Analysis: Burden on probation department, no specific burden placed on court or court staff.	Coffey	T3
<u>AB 0938</u>	Dependent children: relative	Juvenile	Current Status: 8/27/09 From APPR. SUSPENSE FILE: Not heard.	Stewart	T2



Bill #	Title	Area	Summary Analysis	Assigned	Tier
	caregivers and foster parents.		<p>Current Location: 8/27/09 S-APPR. SUSPENSE FILE</p> <p>Requires the Judicial Council, in consultation with the State Department of Social Services and the County Welfare Directors Association, to develop a relative information form. The form will be provided to qualifying adult relatives by the social worker in order to provide information to the social worker and the court regarding the needs of the child information. The form shall contain a provision whereby the relative may request the permission of the court to address the court.</p> <p>Impacts:</p> <ul style="list-style-type: none"> • Form development effort by the Judicial Council in consultation with the State Department of Social Services and the County Welfare Directors Association. • Additional court staff time required to process the form and any requests to address the court that are received. • Additional in-court time required for those relatives that address the court. • Additional judicial time required to review information on the submitted forms. 		
<u>AB 1053</u>	Juveniles.	Juvenile	<p><u>Completely re-written from original introduction</u></p> <p>Summary: Adds WI 1766.2 authorizing CDCR-Division of Juvenile Facilities to place eligible wards on supervised parole 90 to 120 days prior to date of discharge or completion of maximum period of confinement, whichever comes first. Also adds and repeals “Interstate Compact for Juvenile” dealing with out-of-state placement of wards on probation or parole.</p> <p>Analysis: No significant impact on Court. Any reentry disposition hearings would simply be held 90 to 120 earlier than before (no increase in number of hearings or filings). Interstate Compact changes would impact probation/parole departments, not Court.</p>	Coffey	T3
<u>SB 0179</u>	Juvenile law: referee.	Juvenile	<p>Summary: Allows for service in court of Referee’s findings and orders if party present at hearing; Requires mailing of findings to include explanation of rights to review; Clarifies time for filing of appeal from Referee’s order</p> <p>Analysis: Burden will be on courtroom staff for those courts choosing to provide copies of findings & orders to those present in court. If findings are mailed, clarifies procedure for doing so but does not appear to impact workload</p>	Coffey	T2
<u>SB 0543</u>	Minors: consent to mental health treatment.	Juvenile	<p>Amends Section 6924 of the Family Code, relating to minors. Authorizes a minor who is 12 years of age or older to consent to mental health treatment or counseling if either circumstance described is satisfied. Deletes the requirement that a professional person make his or her best efforts to notify the parent or guardian. Revises the provision to require that the mental health treatment or counseling of a minor include the involvement of the minor’s parent or guardian if appropriate, as determined by the professional person or treatment facility treating the minor.</p>	Talbot	T2



Bill #	Title	Area	Summary Analysis	Assigned	Tier
<u>AB 0355</u>	Decedent's estates: sister state personal representatives.	Probate	This bill allows a sister-state Personal Representative to collect personal property belonging to the decedent where administration has been initiated in a sister-state but there are assets in California. The action would require an affidavit to marshal personal property over \$100,000 and does not include real property. The assets are subject to creditor's claims under the administration pending in the sister-state. Sen Judiciary hrg 06/16/09.	Middleton	T3
<u>AB 0724</u>	Nonprobate transfers: revocable transfer upon death deeds.	Probate	The bill would create a revocable transfer on death deed until January 1, 2015, which would transfer real property without the need for a probate administration. The deed would not affect ownership rights during the owner's lifetime and specifically would not affect Medi-Cal eligibility. The deed would be void if at the time of death, the property was held in joint tenancy or as community property with right of survivorship.	Middleton	T3
<u>AB 1163</u>	Decedent's estates.	Probate	This bill makes technical changes to Probate Code Section 11640 to clarify a cross reference to Probate Code 21135 and 6409. Approved by Governor and Chaptered 06/29/09.	Middleton	T3
<u>SB 0105</u>	Donative transfers: restrictions.	Probate	This bill revises current law which prohibits an instrument from making a donative transfer to a person who drafted or transcribed an instrument by establishing express presumption of fraud or undue influence. It removes the language at Probate Code Section 6112 regarding an interested witness signature and moves it to new Section 21380. Held under submission	Middleton	T2
<u>SB 0367</u>	Trusts.	Probate	This bill amends the Probate code to clarify when trustees must give notification to beneficiaries, the settlor's heirs, and the attorney general. It also clarifies the trustee's duty to provide beneficiaries with information regarding administration of the trust and gives the beneficiaries opportunity to inspect records. Asm Judiciary hrg 06/23/09.	Middleton	T3
<u>SB 0556</u>	Proposed transactions:	Probate	Section 3 of this bill amends Section 3140 of the Probate Code to add the wording <i>if necessary</i> to be considered in the appointment of a court investigator to review and report to the court on the advisability of a proposed transaction. Allows payment for investigation from transaction if court determines it will not pose a hardship. Redefines method to count number of clients for Private Professional Fiduciaries; contains definition of degrees of relationship and list of appealable orders.	Middleton	T2



2-Year Bills Sorted by Area

Bill #	Title	Area	Summary Analysis	Assigned	Tier
<u>AB 0615</u>	Workers' compensation.	2-YR Admin	Increases events/occurrences that require the employer to give a notice of potential eligibility for benefits under Workers' Comp. Also gives the administrative director the authority to adopt regulations "that reasonably define the terms." (In regards to the above events). No position.	Tozzi/ Laurel	T2
<u>AB 0849</u>	Family and medical leave.	2-YR Admin	Eliminates age and dependency requirements that define a qualifying "child" adds domestic partners, grandparents, grandchildren, parents-in-law and siblings as qualified relatives for FMLA. Could impact operations.	Tozzi/ Laurel	T1
<u>AB 0996</u>	Courts: continuous hours of operation.	2-YR Admin	Permits the P.J. to order the court to operated 24/7.	Reymundo	T3
<u>AB 1001</u>	Employment: familial status protection.	2-YR Admin	Non-exclusive; "Examples of activities that constitute care for the serious health condition of another" FMLA leave. "Providing supervision, transportation, psychological comfort, or emotional comfort. Addressing medical, educational, nutritional, hygienic, or safety needs. Attending to an illness, injury, mental disability, or physical disability." Familial Status protected. Will impact operations. Seek amendment.	Tozzi/ Laurel	T1
<u>AB 1461</u>	Shorthand reporting.	2-YR Admin	Refines the definition of entities providing shorthand reporting services as it pertains to unprofessional conduct by that entity under any statute, rule or regulation. Impact: Could theoretically bound the court to professional conduct rules that govern shorthand reporters. 2-year bill.	Widdows	T3
<u>SB 0377</u>	Courts: judgeships.	2-YR Admin	Authorizes 50 additional judgeships, should the Legislature appropriate funding in the Budget.	Tozzi/ Laurel	T1
<u>SCA 14</u>	Initiative measures: funding source.	2-YR Admin	Requires any initiative measure that would result in a net increase in government costs to provide the revenues necessary to meet or exceed those costs. Requires the state Legislative Analyst and Director of Finance to jointly determine if the initiative meets this requirement before it can be submitted to the voters or take effect. No court impact.	Widdows	T3
<u>AB 0090</u>	Torts: personal liability immunity.	2-YR Civil	Amends H&S Code 1799.02 to include non-liability for civil damages to the person, who in good faith, and not for compensation, renders non-medical care at the scene of the accident; no clerical impact.	Willman	T3
<u>AB 0298</u>	Appeals: class action certification.	2-YR Civil	Amends CCP 904.1 to include an appeal from an order granting or denying class certification for an action under	Castro	T2



2-Year Bills Sorted by Area

Bill #	Title	Area	Summary Analysis	Assigned	Tier
			Section 382, which allows a party to enjoin another party (ies) for the benefit of all; minor impact requiring revision to clerical procedures.		
<u>AB 0353</u>	Civil actions: statute of limitations.	2-YR Civil	This bill would provide that a civil action for relief on the ground of libel or slander shall be commenced within 3 years.		
<u>AB 0520</u>	Public records.	2-YR Civil	<p>A public agency can now seek a protective order against a requestor of public records, who makes requests under the Public Records Act, to limit the number and scope of requests for documents when the agency proves to a court that the requestor is using the documents for improper purposes, which includes harassing the agency and/or its employees. (Govt.C. § 6256 is added).</p> <p>Will need clarification on where the agency’s petition can be brought if the requestor is out-of-state. Current provision states that the petition for the order can be brought in the county where the requestor resides or has its primary place of business. [2 year bill- hearing never held in ASM Judiciary Committee]</p>	Gee	2-year T2
<u>AB 0582</u>	Courts: complex case fees.	2-YR Civil	Makes technical amendments to Gov. Code § 70616 related to complex fees.	Eral	T2
<u>AB 0850</u>	Conflicts of interest: contracts.	2-YR Civil	<p>Govt.C. § 1090 is expanded to add provisions where persons can be charged with violation of the conflict of interest code as conspirators and not just as principal participants or decision makers involved in the transaction.</p> <p>Amended on May 5 to add language to include a person who “knowingly induces” someone to violate this code. [did not make it out of Committee]</p>	Gee	T3 or Drop
<u>AB 0968</u>	Eminent domain.	2-YR Civil	Amends CCP 1240.010 allowing non-substantive technical changes that if the Legislature provides by statute that a use, purpose, object, or function is one for which the power of eminent domain may be exercised, that is deemed to be a declaration that the use, purpose, object, or function is a public use.	Castro	T3
<u>AB 1040</u>	Appeals: notice: class action settlements.	2-YR	Appellant must now state on their Notice of Appeal if the	Gee	T3 or



2-Year Bills Sorted by Area

Bill #	Title	Area	Summary Analysis	Assigned	Tier
		Civil	appeal is from a lower court's approval of a class action settlement. This would entitle them to an expedited briefing schedule. [CCP 905]. The impact on the trial courts is only to update their materials regarding appeals. 2 year bill - Hearing cancelled in Judiciary Committee.		Drop
<u>AB 1263</u>	Unlawful detainer: service of notice.	2-YR Civil	CCP 1162 is rewritten so that methods of service of notice to quit in unlawful detainer actions, if the person cannot be personally served, are revised to allow for alternative means of service on the tenant. The impact on the courts will be to revise court forms and all information materials associated with unlawful detainer actions.	Gee	T2
<u>AB 1264</u>	Attorney's fees: objectors.	2-YR Civil	Amends CCP § 1021 to provide that require that any award of attorney's fees paid in settlement of a class action lawsuit to a professional objector or an objector's counsel shall be approved by the court prior to payment.	Eral	T3
<u>AB 1485</u>	Civil actions: enforcement of judgments.	2-YR Civil	It is the intent of the Legislature to amend provisions of the Code of Civil Procedure relating to enforcement of judgments.	Eral	T2
<u>SB 0189</u>	Mechanics liens.	2-YR Civil	Amends and adds several sections to the B&P codes, both substantive and technical changes to efficiently enforce mechanics liens via electronic communications; it also sets forth the security required for large projects.	Castro	T3
<u>SB 0269</u>	Attorney's fees.	2-YR Civil	Amend CCP 1021.5 allowing the court to award attorney's fees only if judgment has been entered in favor of the successful party against one or more opposing parties in the action that has resulted in an important right affecting the public interest.	Castro	T3
<u>SB 0393</u>	Judgments: interest.	2-YR Civil	Methods of calculating interest on judgments are revised for both actions for a money judgment and personal injury actions. Provides for use of the 10% per annum or prime plus 2% which ever is less and is calculated from the date specified in the amendments. Applies only to cases that are <u>filed</u> on or after January 1, 2010. [Failed passage in Senate Judiciary Committee on 5/12]	Gee	Drop T2
<u>SB 0480</u>	Shopping carts: electronic tags.	2-YR Civil	Amends B&P 22435.5 defining an electronic tag affixed on a shopping cart to establish a rebuttable presumption	Castro	T3



2-Year Bills Sorted by Area

Bill #	Title	Area	Summary Analysis	Assigned	Tier
			that the cart belongs to the person or business named on the sign or the electronic tag.		
<u>AB 0273</u>	Collections: amounts imposed by a court.	2-YR Criminal	Deletes the \$100 limit on debt that can be sent to FTB for collection. Impact: could expand the number of cases sent to FTB. Update local policies & procedures. OGA: Requires chapter out clause for SB 556 which also amends RT 19280.	ERIN	T2
<u>AB 0373</u>	Firearms.	2-YR Criminal	DROP	LAURA	Drop
<u>AB 0390</u>	Marijuana Control, Regulation, and Education Act.	2-YR Criminal	Legalizes marijuana for persons 21 years of age and older. Would set up wholesale and retain marijuana sales regulation program, including fees to fund drug abuse programs. Would provide specified infraction penalties for violations of new marijuana laws. Impact: Would amend, repeal and add to various code sections; change to bail schedules.	YOLANDA	T1
<u>AB 0447</u>	Criminal procedure: trial counsel: defendant: inability to pay.	2-YR Criminal	Requires the court to have a person requesting counsel who cannot pay, fill out a form and the court would hold a hearing to determine defendant's ability to pay for assigned counsel. Impact: Courts would have to provide defendant with form and hold hearings to determine if defendant has ability to pay for assigned counsel.	YOLANDA	T1
<u>AB 0505</u>	Criminal procedure: electronic monitoring devices.	2-YR Criminal	DROP	LAURA	DROP
<u>AB 0614</u>	Driving under the influence (DUI): refusal to submit to chemical tests.	2-YR Criminal	Creates a crime against any person who refuses to submit to a chemical test as requested by an officer upon reasonable suspicion that he or she is driving a motor vehicle whilst under the influence (DUI) of drugs and or alcohol.	JODI	
<u>AB 0621</u>	Vehicles: wireless telephones.	2-YR Criminal	Names as the "County Budget Act" the act that prescribes the procedures that county officials are required to follow when adopting their annual budgets and clarifies statutory definitions and their consistent uses for purposes of that act.	SCOTT	
<u>AB 0633</u>	Death penalty.	2-YR Criminal	DROP	LAURA	Drop
<u>AB 0674</u>	Criminal procedure: veterans.	2-YR Criminal	Establishes a deferred entry of judgment and preconviction drug diversion program for veterans who suffer from post-traumatic stress disorder or brain injury. Impact: The court would have to hold a hearing to determine if defendant should be granted deferred entry of judgment.	YOLANDA	T2



2-Year Bills Sorted by Area

Bill #	Title	Area	Summary Analysis	Assigned	Tier
<u>AB 0740</u>	Bail.	2-YR Criminal	Allows the superior court judges to temporarily reduce or modify the county's approved bail schedule to prevent the early release of prisoners who have not posted bail. Applies to counties in which its inmate population has reached 80% of its mandated capacity. Creates confusion on which "bail schedule" would be in effect at a specific time for jail staff releasing inmates, detention release officers setting bail, and court staff updating inmate records. Could cause disparity on equal access to justice if one city's jail is at capacity and uses the modified schedule while across the county another jail isn't at capacity and an inmate is charged a different bail amount for the same crime.	ERIN	T1
<u>AB 0862</u>	Sexual assault.	2-YR Criminal	DROP	LAURA	Drop
<u>AB 0884</u>	Probation and parole.	2-YR Criminal	SPOT	ERIN	
<u>AB 0891</u>	Real property: gang abatement.	2-YR Criminal	Allows for abatement actions against real property owners where street gangs gather. Allows for civil penalties for violations. Allows prosecuting attorney to petition the court for seizure and forfeiture of the real property on subsequent violations. Impact: develop new procedures, train court staff and judicial officers.	ERIN	T1
<u>AB 0908</u>	Probation.	2-YR Criminal	Currently, Probation determines defendant's ability to pay probation costs. This would require the court order the payment of probation costs as a condition of probation. Impact: Notify judicial officers and clerks.	YOLANDA	T2
<u>AB 1055</u>	Substance abuse: treatment facilities.	2-YR Criminal	This bill expands the Department of Alcohol and Drug Programs (DADP) licensure authority for alcohol and drug treatment facilities to include 24-hour facilities that do not require a health facility license.	SCOTT	T3
<u>AB 1081</u>	Electronic monitoring: criminal offenders.	2-YR Criminal	Will require court to order probation to administer a risk assessment evaluation when defendant violates a restraining order or convicted of specified DV charges. If results merit an order, court to order continuous electronic surveillance through GPS.	JODI	T1
<u>AB 1153</u>	Emergency air medical transportation providers: penalty levy: reimbursement augmentation	2-YR Criminal	Creates the Emergency Air Medical Transportation Act Fund. Adds an additional \$3 to every fine, penalty, or forfeiture imposed and collected on vehicle violations. County treasury to hold fund and disburse to state fund yearly. Does not	ERIN	T1



2-Year Bills Sorted by Area

Bill #	Title	Area	Summary Analysis	Assigned	Tier
			include restitution fines, PC 1464 penalties, parking offenses, or PC 1465.7 state surcharge. Impact: setting up new assessment in case management systems, creating new fund for distribution; minute order entries for new penalty assessment.		
<u>AB 1220</u>	Vehicles: supervised driving: young drivers.	2-YR Criminal	TRAFFIC	JODI	
<u>AB 1248</u>	Domestic violence: refusal to testify.	2-YR Criminal	This bill would authorize the court to require a victim of a domestic violence crime who refuses to testify to attend one session of counseling and schedule a hearing to take place after the counseling session to determine whether the victim's decision not to testify was made freely and voluntarily and without coercion.	SCOTT	T2
<u>AB 1256</u>	Prisoners: sentencing.	2-YR Criminal	DROP	LAURA	Drop
<u>AB 1308</u>	Elections: registration.	2-YR Criminal	Clarifies voter registration qualifications to exclude convicted felons on probation. Impact: change list of convicted offenders sent to Registrar of Voters to include probationers. See also AB 1415, SB 370, SB 631	MELISSA	T2
<u>AB 1338</u>	Arraignment courts.	2-YR Criminal	Authorizes the presiding judge of a superior court, or a judge designated by the presiding judge, together with the district attorney and the public defender, to agree in writing to establish and conduct an arraignment court program. The presiding judge of the superior court may establish extended hours for the operation of an arraignment court program.	JODI	T2
<u>AB 1392</u>	Sex offenders: mentally disordered offenders.	2-YR Criminal	DROP	LAURA	DROP
<u>AB 1415</u>	Elections: voting procedures.	2-YR Criminal	Clarifies voter registration to exclude convicted felons on probation. Impact: change list of convicted offenders sent to Registrar of Voters to include probationers. See also AB1308, SB 370, SB 631	MELISSA	T2
<u>AB 1417</u>	Vandalism.	2-YR Criminal	Increases the fines to be paid upon conviction of vandalism under PC 595, 640.5, or 640.6 on a highway or freeway. The court may impose a condition of probation for 480 hrs. of community service if damages were over \$5000.	ERIN	T2
<u>AB 1537</u>	Bail.	2-YR Criminal	SPOT	ERIN	
<u>SB 0046</u>	Sex offenders: commencing trial: time.	2-YR Criminal	DROP	LAURA	DROP



2-Year Bills Sorted by Area

Bill #	Title	Area	Summary Analysis	Assigned	Tier
SB 0059	Criminal Procedures: Trials: Continuances	2-YR Criminal	Expands continuance of trials for good cause to include cases involving a violation of the California Street Terrorism Enforcement and Prevention Act when assigned procecutor has another case in progress. Impact: Notify judicial officers.	YOLANDA	T2
SB 0110	People with disabilities: victims of crime.	2-YR Criminal	Strongly encourages law enforcement agencies and district attorneys to develop and adopt training, etc., relevant to victims with disabilities. The bill also adds responsibilities for other agencies. Impact: None on court operations.	YOLANDA	T3
SB 0151	Reentry courts: pilot program.	2-YR Criminal	**ASB SALAS	SCOTT	
SB 0185	Punishment: enhancements.	2-YR Criminal	DROP	LAURA	DROP
SB 0203	Child pornography: separate offense per child: Internet distribution.	2-YR Criminal	DROP	LAURA	DROP
SB 210	Vehicles: traffic violations: driving instruction: program	2-YR Criminal		Rigby	T2
SB 0284	Trespass.	2-YR Criminal	Amended: 4/22/09: Safety in Employment – Ski Resorts DROP	YOLANDA	Drop
SB 0330	Grand theft.	2-YR Criminal	SPOT	JODI	
SB 0332	Vehicles: motor vehicle speed contests.	2-YR Criminal	SPOT	JODI	
SB 0370	Elections: voting.	2-YR Criminal	Clarifies voter registration qualifications to exclude convicted felons on probation. Impact: change list of convicted offenders sent to Registrar of Voters to include probationers. See also AB1308, AB 1415, SB 631	MELISSA	T2
SB 0440	Sentencing.	2-YR Criminal	Adds specified crimes to the list of violent felonies in PC 667.5. Adds specified crimes to the list of serious felonies in PC 1192.7.	ERIN	T2
SB 0564	Sexually violent predators.	2-YR Criminal	DROP	LAURA	DROP
SB 0570	Prima facie speed limits: suburban streets.	2-YR Criminal	TRAFFIC	SCOTT	
SB 0631	Voting: felons.	2-YR Criminal	Clarifies voter registration qualifications to exclude convicted felons on probation. Impact: change list of convicted offenders sent to Registrar of Voters to include probationers. See also AB1308, AB 1415, SB 370	MELISSA	T2
SB 0731	Probation.	2-YR	Authorizes team members engaged in prevention,	YOLANDA	T3



2-Year Bills Sorted by Area

Bill #	Title	Area	Summary Analysis	Assigned	Tier
		Criminal	identification and control of adult crime to share certain information with each other. Impact: None on court operations.		
<u>AB 0939</u>	Family Law Access to Justice Act.	2-YR Family	Enacts the FL Access to Justice Act authorizing case management plans be developed and services be provided at the request of the party or on the court's own motion without a stip by the parties. Jud Council to adopt a rule before 1/1/2011. Fiscal impact. Hearing postponed by committee.	Shambaugh	DROP
<u>AB 1261</u>	Child custody and visitation: registered sex offenders.	2-YR Family	This bill would delete the court's discretion, thereby prohibiting the court from granting a person physical or legal custody, of, or unsupervised visitation with, a child if the person is a registered sex offender or has been convicted of specified criminal offenses, and prohibiting the court from placing the child in a home in which that person resides. The bill would also make conforming changes. Some implementation impact on current courtroom procedure.	Alice	T2
<u>SB 0580</u>	Child support: health insurance.	2-YR Family	If not covered by group insurance, parent must provide private health insurance if the cost does not exceed 5% of gross income or DCSS determined standard of accessibility. If private coverage not available, court to determine cash in lieu of insurance. 1/1/2011 effective date.	Shambaugh	T3
<u>SB 0768</u>	Family law.	2-YR Family	Technical change. DROP	Shambaugh	DROP
<u>AB 0168</u>	Juvenile case files: sexually violent predator proceedings.	2-YR Juvenile	An act to amend Sections 781 and 827 of the Welfare and Institutional Code, relating to juveniles. Would authorize, in any investigation, action, or proceeding based on the sexually violent predator laws, a court, upon a showing of good cause, to permit the Dept of Corrections & Rehab, State Dept of Mental Health, and the atty petitioning for commitment, or their agents, to obtain and use records that have been sealed, that are relevant to the civil commitment proceeding as determined by the court, in camera, and pertaining to sustained petitions for specified sexually violent offenses committed when the person had attained 14 years of age	Talbot	T2



2-Year Bills Sorted by Area

Bill #	Title	Area	Summary Analysis	Assigned	Tier
			or older. Also allows the court, counsel for the parties, any jury, and any other person authorized by the court, to obtain and use the records.		
<u>AB 0270</u>	Dependent children.	2-YR Juvenile	<p>Summary: Adds requirement for county welfare department to provide specific information to the Court at hearing closest to dependent child's 18th birthday in addition to providing same information at termination hearing; Clarifies language regarding information to be provided to dependent child upon termination of jurisdiction; Requires welfare department to screen child for SSI eligibility and file application if eligible as well as provide child with copy of credit report, voter registration form and Selective Service registration form; Requires court to continue jurisdiction if burden not met by department unless otherwise requested by the child</p> <p>Analysis: Minimal impact on court other than additional findings required at hearing prior to termination. Burden is on welfare departments to provide required documentation to minors and provide documentation of such to the court</p>	Coffey	T3
<u>AB 0372</u>	Adoption records.	2-YR Juvenile	An act to add Section 102705.2 to the Health and Safety Code, relating to vital records. This bill would require in the case of medical necessity regarding a serious health condition, as defined, of an adopted person, that the superior court, upon petition, order the State Registrar to provide a copy of the original and unredacted birth certificate of the adoptee to the adoptee, or his or her parent or guardian. On or after 1-1-2010, the State Registrar would be required to provide a copy of the original and unredacted birth certificate upon request from an adoptee. Some impact on court for possible revision of procedures for acceptance of requests	Alice	T3
<u>AB 0743</u>	Foster care: sibling placement.	2-YR Juvenile	States the Legislature's intent to enact legislation that requires foster children to be placed with, and remain placed with, their siblings absent a legal finding that keeping the sibling group together would be detrimental to one or more of the children. Impact: Education of Judicial Officers	Stewart	DROP T3
<u>AB 0973</u>	Minors: temporary custody.	2-YR Juvenile	Amends Sections 305.6 of the Welfare and Institutions Code. Would prohibit a peace officer from taking into custody, without a warrant, a newborn who is the subject	Talbot	T3



2-Year Bills Sorted by Area

Bill #	Title	Area	Summary Analysis	Assigned	Tier
			of a proposed adoption, before an adoption petition has been signed. Allows the Health Facility Minor Release Report to be signed by the adoptive parent's attorney or authorized representative, or by a licensed adoption agency, and allows the release of the minor to the adoptive parent's attorney when it does not pose a danger to the minor. Allows a statement, signed by prospective adoptive parent(s) or an authorized representative, that the minor is the subject of a proposed adoption in lieu of a copy of the petition for adoption. Requires a copy of a written statement from the prospective or adoption agency personnel agreeing to immediately notify local CPS if the adoption plan is terminated. Require prospective adoptive parents to submit a written statement of their intent to adopt the minor. Allows letter from a licensed adoption agency stating the minor is placed with the prospective adoptive parent(s) for the purposes of adoption in place of the Health Facility Minor Release Report.		
<u>SB 0134</u>	Juveniles: communications with children.	2-YR Juvenile	Amends Section 1712.1 of the Welfare and Institutions Code relating to juveniles. This bill would, if the ward has a child, authorize the ward to communicate, both over the phone and in writing, with specified person, including the ward's child, in order to aid in the attachment and involvement of the ward in his or her child's life, to increase the ward's ability to parent the child, and to reduce the detrimental impact on the ward's child as a result of having an incarcerated parent.	Alice	T3
<u>SB 0698</u>	Juvenile court schools: funding.	2-YR Juvenile	States the Legislature's intent to enact legislation that would develop an adequate funding formula to address the specific educational needs of the state's wards who receive educational services pursuant to Article 2.5 (commencing with Section 48645) of the Education Code.	Stewart	DROP T2