



## JUDICIAL COUNCIL OF CALIFORNIA

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# REPORT TO THE JUDICIAL COUNCIL

For business meeting on: October 27–28, 2014

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Title	Agenda Item Type
Executive and Planning Committee Chair's Report	Information Only
Submitted by	Date of Report
Justice Douglas P. Miller, Chair Executive and Planning Committee	October 17, 2014
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### **Executive Summary**

As outlined in the California Rules of Court, rule 10.11, the Executive and Planning Committee (E&P) oversees the council's meeting process and operating procedures, including agenda setting for council meetings, development of the council's long-range strategic plan for the judicial branch, and development of policies and procedures related to court facilities and communications with the branch. The committee is also charged with directing the nominations process for vacancies on the council and its advisory bodies and overseeing specific advisory bodies. This report summarizes the committee's activities since the last Judicial Council internal committee presentations during the council's August business meeting.

### **Overview of Committee Meetings**

Since the August 21–22, 2014, council meeting, the committee has met twice by conference call, jointly with the Rules and Projects Committee (RUPRO) on October 9 and for urgent circumstances on October 21. The committee also had one action by e-mail, which commenced

on September 18 and concluded on October 7. Additionally, the committee met in person on October 27 prior to the council's business meeting to complete unfinished business.

### **Agenda Setting and Other Business**

During its meetings on October 9 and 21, the committee set the consent, discussion, and informational agendas for the council's October business meeting. Two council members confirmed liaison reports to deliver to the council for the October business meeting agenda.

- Judge Morris D. Jacobson will report on the Superior Court of California, County of Contra Costa.
- Hon. David Rosenberg will report on the Superior Court of California, County of Solano.

The committee also conducted additional business as summarized below during its two conference calls and one action by e-mail.

### **Advisory Committee Nominations**

The committee reviewed nominations and determined its recommendations to the Chief Justice for out-of-cycle vacancies on the Advisory Committee on Civil Jury Instructions, the Executive Committee of the Court Executives Advisory Committee, the Court Security Advisory Committee, and the Family and Juvenile Law Advisory Committee. The committee also determined recommendations on the appointment of a branch representative to the California Interagency Council on Veterans.

### **Trial Court Budget Advisory Committee (TCBAC): Rule Amendments**

E&P and RUPRO reviewed and approved a proposal amending California Rules of Court, rule 10.64, the rule governing TCBAC to make a change to the membership category for presiding judges. The proposal also included a recommendation that the rule be amended to eliminate a provision concerning the appointment of cochairs and to make minor technical changes. The item appears as Item A14 on the consent agenda of the council's October business meeting.

### **Trial Court Budget Advisory Committee (TCBAC): Term Extensions**

The committee reviewed and approved a request from the TCBAC chair to extend the terms of all existing members through December 31, 2014, in order to continue addressing critical budget challenges facing the trial courts, pending completion of the 2014–2015 appointments to the committee.

### **Subordinate Judicial Officer (SJO) Positions**

The committee reviewed and approved requests from the following superior courts to update the number of SJO positions in those courts:

- Superior Court of California, County of Kings: Increased the FTE associated with one commissioner position by 0.1 FTE.
- Superior Court of California, County of Lake: Reduced the workload of an SJO position by 0.2 FTE.

- Superior Court of California, County of Marin: Reduced the SJO positions authorized by 1.8 FTE.
- Superior Court of California, County of San Francisco: Reduced the SJO positions authorized by 9.1 FTE.

**Proposal for Invitation to Comment**

The committee reviewed and approved a proposal from the Judicial Council's Human Resources staff to circulate for comment proposed revisions to the Conflict of Interest Code for the Judicial Council and its staff, which would consolidate and clarify the Judicial Council's and former AOC's Conflict of Interest Codes. Prompt action by e-mail was necessary due to the need to circulate the proposal for comment in time for placement on the Judicial Council's December business meeting agenda.