

# ANNUAL COURT UPDATES EVENT

JANUARY 18, 2024  
HILTON ARDEN WEST  
SACRAMENTO, CALIFORNIA



# LPI

*Educating California's  
Legal Support Professionals*

**LEGAL PROFESSIONALS, INCORPORATED**

[www.legalprofessionalsinc.org](http://www.legalprofessionalsinc.org)

*Speakers Invited by  
Sacramento Legal  
Secretaries Association*



**[www.slsa.org](http://www.slsa.org)**

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This Annual Court Updates presentation is approved for California Minimum Continuing Legal Education (MCLE) credit in the amount of 1.5 credit hours.

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## **Code of Ethics of Legal Professionals, Incorporated**

It shall be the duty of each member of Legal Professionals, Incorporated, to observe all laws, rules and regulations now or hereafter in effect relating to confidentiality and privileged communication, acting with loyalty, integrity, competence and diplomacy, in accordance with the highest standards of professional conduct.

*Dedicated in memory of Joan M. Moore,  
PLS, CCLS, LSI President 1980-1982*



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# WELCOME!

Welcome to the January 2024 Annual Court Updates event. We are fortunate once again to have such a distinguished panel of speakers from the Sacramento, Placer, and Yolo County Superior Courts, the Third District Court of Appeals, and the U.S. District Court, Eastern District.

Among the highlights of this evening's presentation will be information from the Sacramento County Superior Court on its long-awaited Civil Division e-filing program. This is the most anticipated development from the Sacramento Court in several years, and we are happy to present you with this opportunity to hear directly from the Court and have your questions answered in person.

Our vendor partners are excited to be with us this evening, and are ready to greet you with the latest information on their services, as well as sharing some great gifts to fill your "swag bag!" Please be sure to visit them in the Exhibitor Gallery and let them know how much you appreciate them.

Thank you for being here and for your continued support. We hope you enjoy the event!



**Terry Olson**  
**Co-Chair**  
**Annual Court Updates Event**



**Brenda Johnson, CCLS**  
**Co-Chair**  
**Annual Court Updates Event**



# SCHEDULE

|         |   |
|---------|---|
| 5:00 PM | Exhibitor Gallery and No-Host Bar Opens |
| 6:15 PM | Dinner Served                           |
| 6:30 PM | Annual Court Updates Program            |
| 8:30 PM | Adjourn                                 |

# AGENDA

- I. CALL TO ORDER
- II. WELCOME AND INTRODUCTIONS
- III. INDUCTION OF NEW MEMBERS
- IV. ANNUAL COURT UPDATES PROGRAM
- V. EXHIBITOR PRIZE DRAWINGS
- VI. ANNOUNCEMENTS
- VII. ADJOURN



Sacramento Legal Secretaries Association Presents its

## Beginning Legal Professionals Online Training Course

February 20 – April 23, 2024 (Every Tuesday), 6:00 PM to 8:00 PM

**LIVE VIA ZOOM**

Registration and Payment Must be Received by: February 8, 2024

[REGISTER -- Online at www.slsa.org/events](http://www.slsa.org/events)

**NO REFUNDS AFTER FEBRUARY 20, 2024**

This is a ten-week course covering California state court practice and procedures. It is designed for beginning-level students or for those who feel they could use a refresher in basic legal procedure training. Previous work experience in an office setting is strongly recommended.

Cost: \$325.00 SLSA Members

\$350.00 Non-Members

Forms of Payment Accepted: Check,

Money Order/Cashier's Check, or Credit Card

(Convenience fee applies to credit card payments)

*Includes course fee, Law Office Procedures Manual, and all training materials.*

### **Class Schedule** (Subject to Change)

*Legal Terminology Will be Included as Part of Each Class*

|                            |   |
|----------------------------|---|
| Week 1 - February 20, 2024 | Role of the Legal Professional, Best Practices, and Ethics  |
| Week 2 – February 27, 2024 | Court Structure, Rules of Court, Local Rules, and Legal Calendaring/Docketing                           |
| Week 3 – March 5, 2024     | Legal Document Preparation: Pleadings, Judicial Council Forms, Citations, Tables, and Proofs of Service |
| Week 4 – March 12, 2024    | Civil Litigation  |
| Week 5 – March 19, 2024    | Discovery and Depositions   |
| Week 6 – March 26, 2024    | Family Law  |
| Week 7 – April 2, 2024     | Criminal Law  |
| Week 8 – April 9, 2024     | Probate Law and Estate Planning   |
| Week 9 – April 16, 2024    | Unlawful Detainer (Landlord-Tenant Law)   |
| Week 10 – April 23, 2024   | Transactional Law (Corporate and Real Estate)   |

*\*Because of the demand for access to this class, as well as the amount of material presented and the broad spectrum of practice areas being covered in just ten weeks, attendance at each class is critical. Students are permitted one excused absence. Missing more than one class may result in dismissal from the course.*

For more information, please contact:

**Lynne Prescott, CCLS**  
[SLPrescott7@gmail.com](mailto:SLPrescott7@gmail.com)

or **Brenda Johnson, CCLS**  
[brendajohnsonccls@yahoo.com](mailto:brendajohnsonccls@yahoo.com)

Visit our website: [www.slsa.org](http://www.slsa.org)





Sacramento Legal Secretaries Association

Beginning Legal Professionals Training Course

**Registration Form**

(Please type or print clearly)

Each individual must complete and submit a registration form. Group registrations will not be accepted.

*\*Indicates Required Information*

\*Name: \_\_\_\_\_ \*E-Mail Address: \_\_\_\_\_

\*Preferred Mailing Address: \_\_\_\_\_

\*Business Telephone: \_\_\_\_\_ \*Personal Telephone: \_\_\_\_\_

Do you have experience as a legal professional? Please briefly describe below:

\_\_\_\_\_  
\_\_\_\_\_

\*Method of Payment:

\_\_\_\_\_ Check/M.O./Cashier's Check (\$325 SLSA Member; \$350 Non-Member)

\_\_\_\_\_ Credit Card (*Convenience Fee Included in Price Below*) – Visa, MasterCard, Discover, AmEx

Name on Credit Card: \_\_\_\_\_ Exp. Date: \_\_\_\_\_

Card Number: \_\_\_\_\_ Zip Code Associated with Card: \_\_\_\_\_

Signature of Cardholder: \_\_\_\_\_ CVC Number: \_\_\_\_\_

Amount authorized to charge: \_\_\_\_\_ \$333.35 (SLSA Member) \_\_\_\_\_ \$359.20 (Non-Member)

Registration with payment MUST BE RECEIVED BY FEBRUARY 8, 2024, so that the textbooks may be ordered and shipped in a timely manner. **No refunds after FEBRUARY 20, 2024.**

**IF PAYING BY CHECK**

**Mail this completed form with payment to:**

Lynne Prescott, CCLS  
1847 Andross Avenue  
Yuba City, CA 95993

**Make checks payable to: "SLSA"**

**IF PAYING WITH CREDIT CARD**

**Register and pay online at [www.slsa.org/events](http://www.slsa.org/events) (convenience fee applies).**

PLEASE ALLOW 24-48 HOURS FOR REGISTRATION CONFIRMATION RECEIPT

# FEATURED SPEAKERS

## **THE HONORABLE DANIEL CALABRETTA DISTRICT COURT JUDGE U.S.D.C., EASTERN DISTRICT**

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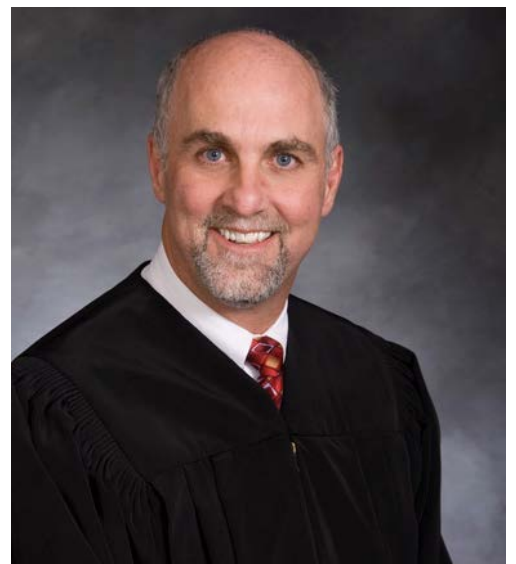
Judge Calabretta was nominated to the U.S. District Court, Eastern District of California by President Biden on August 1, 2022, and was confirmed by the U.S. Senate on February 16, 2023. Prior to his service as a District Judge, Judge Calabretta served as a Superior Court Judge in Sacramento County, where he was assigned to the Juvenile Court, including as Presiding Judge of the Juvenile Court from 2022–2023. Prior to his appointment to the state bench, Judge Calabretta served as a Deputy Legal Affairs Secretary for Governor Brown from 2013 to 2019. Before joining the Governor’s office, he was Deputy Attorney General for the California Department of Justice from 2008 to 2013. Judge Calabretta was in private practice as an associate at Munger, Tolles & Olson LLP in San Francisco from 2005 to 2008. Born in Tennessee and raised in New Jersey, Judge Calabretta graduated with his B.A. from Princeton University in 2000, and earned his J.D. from the University of Chicago Law School in 2003. Following law school, he clerked for Circuit Judge William A. Fletcher of the U.S. Court of Appeals for the Ninth Circuit, from 2003 to 2004, and for Associate Justice John Paul Stevens of the U.S. Supreme Court from 2004 to 2005.

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## **THE HONORABLE KENDALL J. NEWMAN CHIEF MAGISTRATE JUDGE U.S.D.C., EASTERN DISTRICT**

Kendall J. Newman is a recently retired federal magistrate judge for the United States District Court for the Eastern District of California. Newman joined the court in February of 2010. Newman earned his B.S from Cornell University in 1980 and his J.D. from the College of William and Mary in 1984. Prior to joining the U.S.D.C. Eastern District, he was an attorney with the U.S. Attorney's Office, Southern District of California, and a private practice attorney with Gibson, Dunn & Crutcher in San Diego. Judge Newman was appointed to the United States District Court for the Eastern District of California in February of 2010.





# FEATURED SPEAKERS

## **COLETTE BRUGGMAN CLERK EXECUTIVE OFFICER THIRD DISTRICT COURT OF APPEALS**

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Colette received her Bachelor of Business Administration from the University of North Dakota in 1984 with a degree in accounting and her Juris Doctor from the University of North Dakota School of Law in 1987. Colette was admitted to the North Dakota bar in October 1987. In January 2023, Colette was appointed as the Clerk Executive Officer for the Court of Appeal, Third Appellate District, in Sacramento after serving as the Assistant Clerk Executive Officer since February 2009. Previously, Colette was Chief Deputy Clerk for the North Dakota Supreme Court from July 1992 through February 2009. Prior to joining the North Dakota Supreme Court, Colette practiced law with the Vogel Law Firm in Mandan, North Dakota, and Legal Assistance of North Dakota in Bismarck. Colette is a member of the National Conference of Appellate Court Clerks (NCACC), the State Bar Association of North Dakota, and the California Appellate Court Clerk Executive Officers, currently serving as its President.

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## **CATHY WALTZ ADMINISTRATOR AND COURTROOM SERVICES MANAGER U.S.D.C., EASTERN DISTRICT BANKRUPTCY COURT**

Cathy is the Administrative and Courtroom Services Manager for the Bankruptcy Court for the Eastern District, U.S.D.C. She has been with the Bankruptcy Court since 1999, and prior to joining the Court she worked as a legal assistant in a small law firm.



# FEATURED SPEAKERS

## **CHRISTY GALINDEZ** **OPERATIONS MANAGER** **YOLO COUNTY SUPERIOR COURT**

Christy Galindez is an Assistant Operations Manager at Yolo Superior Court with 15 years of experience. Christy specializes in the day-to-day operations of Legal Process and Collections Clerks. She serves an integral role for the successful implementation of the Court's long term career goals, policies, and programs. During her tenure with the Court, she assisted in the development and implementation of two separate case management systems. Some of Christy's accomplishments include co-hosting a weeklong course for the Court Clerk Training Institute, participated in an online training project developed and hosted by the Judicial Council, and she received an award from Yolo Superior Court for her strong initiative and problem-solving skills. Christy has worked to advance court processes and improve access for all court users.

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## **JENNIFER TISDALE** **OPERATIONS DIRECTOR** **PLACER COUNTY SUPERIOR COURT**

Jennifer Tisdale is the Operations Director at Placer County Superior Court. She has served at the court for over 20 years and her experience includes working in each of the various case types, with extensive time in the civil and criminal departments.



# FEATURED SPEAKERS

## JESSICA GABLE SUPERVISING COURTROOM CLERK SACRAMENTO COUNTY SUPERIOR COURT

As Supervising Courtroom Clerk, Jessica oversees the day-to-day operations for the Civil Clerk's Office and Complex Courtroom Clerks at the downtown courthouse (GDS). She began her career with the Superior Courts in 2006 as a deputy clerk in San Bernardino County and was promoted to Judicial Assistant Courtroom Clerk in 2009. In 2018, she moved back to Northern California, where she began her career with the Sacramento County Superior Court as a Courtroom Clerk and was later promoted into her current position. Jessica has been the Supervising Courtroom Clerk over the Civil Unit for the past five years.



## 2024 COURT HOLIDAYS

|                                       |                            |                 |
|---------------------------------------|----------------------------|-----------------|
| New Year's Day (2024)                 | January 1, 2024 (Mon.)     | State & Federal |
| Martin Luther King, Jr.'s Birthday    | January 15, 2024 (Mon.)    | State & Federal |
| Lincoln's Birthday                    | February 12, 2024 (Mon.)   | State           |
| Washington's Birthday/President's Day | February 19, 2024 (Mon.)   | State & Federal |
| Cesar Chavez Day                      | April 1, 2024 (Fri.)       | State           |
| Memorial Day                          | May 27, 2024 (Mon.)        | State & Federal |
| Juneteenth                            | June 19, 2024 (Weds.)      | State & Federal |
| Independence Day                      | July 4, 2024 (Thurs.)      | State & Federal |
| Labor Day                             | September 2, 2024 (Mon.)   | State & Federal |
| Native American Day                   | September 27, 2024 (Fri.)  | State           |
| Columbus Day                          | October 14, 2024 (Mon.)    | Federal         |
| Veteran's Day                         | November 11, 2024 (Mon.)   | State & Federal |
| Thanksgiving Day                      | November 28, 2024 (Thurs.) | State & Federal |
| Day After Thanksgiving                | November 29, 2024 (Fri.)   | State           |
| Christmas Day                         | December 25, 2024 (Wed.)   | State & Federal |

# Thank You to Our Exhibitors!



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Company



IMAGINE  
REPORTING



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U.S. Legal  
Support



COURT REPORTING

NATIONWIDE  
LEGAL



LEGAL SOLUTIONS



GEMINI



STENO

REVOLUTIONIZING COURT REPORTING

Capitol  Legal Investigations, Inc.



# NEWS FROM THE U.S. DISTRICT COURT, EASTERN DISTRICT



## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA

### FEE SCHEDULE

Pursuant to 28 U.S.C. § 1914, the Judicial Conference of the United States approved several changes to the district court miscellaneous fee schedule, effective **December 1, 2023**. The amended Schedule of Fees is available on the Court's website [here](#).

As of January 1, 2022, the Clerk's Office no longer accepts cash as a form of payment. Check, Cashier's Check, Money Orders and Credit Cards (Public Window Only) are accepted.

#### ATTORNEY FEES

Admission to Practice \$200.00  
Pro Hac Vice Application \$225.00  
Certificate of Good Standing \$20.00 **Increased to \$21.00.**  
Replacement Certificate \$20.00 **Increased to \$21.00.**  
Student Attorney \$5.00  
Registration of Power of Attorney \$49.00

#### CASE FILING FEES

Appeal to District Judge from a Judgment of Conviction by a Magistrate Judge in a Misdemeanor Case \$39.00 **Increased to \$41.00**  
Civil Case \$402.00 **Increased to \$405.00** (\$350.00 Filing Fee plus \$52.00 **Increased to \$55.00** Administrative Fee)  
CVB Case Processing Fee \$30.00  
Miscellaneous Case \$49.00 **Increased to \$52.00**  
Petition for Writ of Habeas Corpus \$5.00  
Notice of Appeal - Civil and Criminal (except CJA Apt.) \$505.00 **Increased to \$605.00**  
Cuban Liberty Civil Filing Fee \$6,800.00 **Increased to \$7,202.00**

#### MISCELLANEOUS FEES

Certification of Document or Paper \$11.00 **Increased to \$12.00**  
Copy Fees (per page) \$0.50  
Exemplification of Document or Paper \$23.00 **Increased to \$24.00**  
Reproduction of Recording of Proceedings \$32.00 **Increased to \$34.00**  
Apostille \$47.00 **Increased to \$50.00**  
Retrieval of Record from Federal Record Center (One Box) \$64.00 **Increased to \$70.00**  
Retrieval of Record from Federal Record Center (Each Additional Box) \$39.00 **Increased to \$43.00**  
Returned Check Fee \$53.00  
Search Fee (must be received prior to search) \$32.00 **Increased to \$34.00**

While the information presented above is accurate as of the date of publication, it should not be cited or relied upon as legal authority. It is highly recommended that legal advice be obtained from an attorney or legal association and the Local Rules for the United States Court for the Eastern District of California.



## Sacramento Legal Secretaries Association



Guest Speaker  
Amanda Rawls

### February 2024 Dinner Meeting and Educational Program

GUEST SPEAKER :

#### Amanda Rawls

Residential Loan Expert, Speaker & Loan Officer Trainer

### Releasing Our Limiting Beliefs of Homeownership

In this presentation, Amanda will focus on: 1) how to begin the buying process; 2) what loan programs are out there; and 3) how to get your mind in alignment with your goal.

**Register Now!**

**February 15, 2024**

**5:30 PM - Meet & Greet**

**6:15 PM - Dinner Meeting**  
**Black Bear Diner (Natomas)**

#### Registration Fee:

**\$30 Members / \$35 Non-Members**

*(convenience fee applies for online payments)*

#### Deadline to RSVP:

Tuesday, February 13, 2024 *(no refunds after this date)*

Dinner Selections Available Upon Registering

Thank you to our Vendor Partner



This program does not provide MCLE credit or CCLS recertification credit.

# NEWS FROM THE U.S. BANKRUPTCY COURT, EASTERN DISTRICT OF CALIFORNIA



## Change re Mailing Procedures for the Chapter 13 Trustee's Final Report and Account

December 12, 2023

In alignment with directives from the Administrative Office to reduce costs, our court will be modifying its current mailing procedures for the Chapter 13 Trustee's Final Report and Account. Effective January 1, 2024, the Clerk's Office will cease mailing the Chapter 13 Final Report and Account to parties in the case. We will continue to send the Notice of the Chapter 13's Final Report and Account, which will include the date by which objections must be submitted. Additionally, the Notice will guide recipients on how to access the Final Report and Account in our offices and via the PACER system.

## Federal Rules of Bankruptcy Procedure Changes

*Effective December 1, 2023*

- **Rule 3011** Unclaimed Funds in Cases Under Chapter 7, Subchapter V of Chapter 11, Chapter 12, and Chapter 13
- **Rule 8003** Appeal as of Right – How Taken; Docketing the Appeal
- **Rule 9006** Computing and Extending Time; Time for Motion Papers
- **Rule 9038** Bankruptcy Rules Emergency

# NEWS FROM THE U.S. BANKRUPTCY COURT, EASTERN DISTRICT OF CALIFORNIA



## Bankruptcy Court Miscellaneous Fee Schedule

| Item No.    | Description   | Current Fee Amount | Adjusted Fee Amount |
|-------------|---|--------------------|---------------------|
| <b>1b</b>   | For reproducing and transmitting in any manner a copy of an electronic record stored outside of the court's electronic case management system                   | \$31               | \$33                |
| <b>2-A</b>  | Certification   | \$11               | \$12                |
| <b>2-B</b>  | Exemplification   | \$23               | \$24                |
| <b>3</b>    | For reproduction of an audio recording of a court proceeding.   | \$32               | \$34                |
| <b>4</b>    | Amended Bankruptcy Schedules  | \$32               | \$34                |
| <b>5</b>    | Record Search   | \$32               | \$34                |
| <b>7</b>    | For filing any document that is not related to a pending case or proceeding   | \$49               | \$52                |
| <b>12-A</b> | For retrieval of one box of records from a Federal Records Center, National Archives, or other storage location removed from the place of business of the court | \$64               | \$70                |
| <b>12-B</b> | For retrievals involving multiple boxes   | \$39               | \$43                |
| <b>12-C</b> | For electronic retrievals   | \$10               | \$11                |
| <b>14-B</b> | Additional fee upon notice from the court of appeals that a direct appeal or direct cross-appeal has been authorized  | \$207              | \$307               |

Effective 12/1/2023



# NEWS FROM THE U.S. BANKRUPTCY COURT, EASTERN DISTRICT OF CALIFORNIA



| Item No. | Description  | Current Fee Amount | Adjusted Fee Amount |
|----------|--|--------------------|---------------------|
| 19       | For filing the following motions: <ul style="list-style-type: none"><li>• To terminate, annul, modify or condition the automatic stay;</li><li>• To compel the abandonment of property of the estate;</li><li>• To withdraw the reference of a case or proceeding;</li><li>• To sell property of the estate free and clear of liens under [sec. 363(f)].</li></ul> | \$188              | \$199               |
| 20       | Claims Transfer  | \$26               | \$28                |
| 21       | Motion to Redact   | \$26               | \$28                |

Effective 12/1/2023

# Legal Writing and Analysis

**PRESENTED  
BY:  
BETHANY S. ENSZ, M.S.**

**NEW CLASS!**

**January 20, 2024  
9:00 AM - 1:30 PM**

**Be prepared! In this four-hour writing and analysis class we will analyze case scenarios, discuss the IRAC writing method, and finish by writing your very own legal memorandum.**

**4 hours of  
MCLE Credit**

**LPI Member**

**\$ 100**

**Non-LPI Member**

**\$ 200**



**I - Issue**



**R - Relevant Law**



**A - Apply to the Facts**



**C - Conclusion**



To Register, go to our website:  
<https://www.legalprofessionalsinc.org/events>  
or scan the QR code above.

## ABOUT THE TRAINER



Bethany S. Enszt, M.S., works as a Legal Research and Analysis Instructor at UCSD Division of Extended Studies. Before teaching, Bethany worked as a corporate paralegal and office manager for Breakwater Law Group, LLP and was with Sheppard, Mullin, Richter & Hampton LLP prior to that. Bethany is a graduate from Indiana University with a Bachelor of Science in Criminal Justice and a minor in Psychology and earned a Master of Science in Legal Studies from the University of San Diego School of Law. She earned her paralegal certification from UCSD Division of Extended Studies, where she was inducted into the LEX Honor Society.

LEGAL PROFESSIONALS, INC. IS AN APPROVED PROVIDER AND CERTIFIES THAT THIS SEMINAR IS  
APPROVED FOR MINIMUM CONTINUING LEGAL EDUCATION CREDIT IN THE AMOUNT OF 4.0 HOUR BY THE STATE BAR OF CALIFORNIA.

# NEWS FROM THE THIRD DISTRICT COURT OF APPEAL



## **Reopening of Historic Courtroom**

On November 20, 2023, the Court of Appeal, Third Appellate District, announced the re-opening of its historic courtroom for oral argument. The Third Appellate District's preferred format for oral argument is in-person. Requests for remote oral argument must be in writing and will be granted only upon a showing of good cause. For more information about the calendar and Procedures for Oral Argument, please visit the court's website at <https://www.courts.ca.gov/3dca.htm>

## **Amendments to Local Rule 1**

On June 26, 2023, the Court of Appeal, Third Appellate District, approved amendments to Local Rule 1, which governs the Court's Mediation Program. These amendments will become effective September 18, 2023.

Consistent with the Mediation Program's stated goals of enabling efficient case management and more expeditious resolution of appeals, the Mediation Committee recommended amendments to Local Rule 1 that limit how long record preparation and briefing is automatically stayed for cases referred to mediation. The Court has approved amendments establishing that the automatic stay will remain in place for up to nine months.

The lapse of the automatic stay will not preclude the parties, on a showing of good cause, from seeking a stay from the Court or an extension of time for filing the notice of designation or other required documents. (See Cal. Rules of Court, rule 8.60(b).) Nor does it prevent the parties from continuing their efforts to reach a non-judicial resolution of the cases. (See Cal. Rules of Court, rule 8.244.)

# GETTING DOCUMENTS READY FOR E- FILING



**LEGAL TECHNOLOGY  
TRAINING**

**PRESENTED BY:**

**JUNE HUNTER**

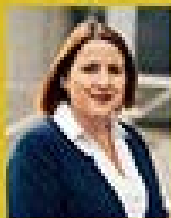


**January 23, 2024  
12:00 P.M.-1:00 P.M.**

|                   |                       |
|-------------------|-----------------------|
| <b>LPI Member</b> | <b>Non-LPI member</b> |
| <b>\$25</b>       | <b>\$55</b>           |



To Register, go to our website:  
<https://www.legalprofessionalsinc.org/events>  
or scan the QR code above.



No cancellations or refunds are provided after the webinar; however, should a cancellation occur at least 48 hours before the live webinar, LPI will issue a full refund. For further information or group registrations email: [training@legalprofessionalsinc.org](mailto:training@legalprofessionalsinc.org).

## About the Trainer

June Hunter is a Technical Enablement Sr. Specialist at DISCO and teaches computer essentials at UC San Diego Extension in their ABA-approved Paralegal Studies program.

June Hunter is an affiliate of Legal Professionals, Incorporated, an approved provider, and certifies that this activity is approved for 1.0 hour of CCLS credit.



# NEWS FROM YOLO COUNTY SUPERIOR COURT



## Public Notice re Upgrade of AV Infrastructure

*Effective January 8, 2024*

The Court will commence a two-month project to upgrade the AV infrastructure in all courtrooms, enhance both remote and in-person appearances, and improve accessibility to the judicial system. As part of the upgrade, **Zoom will be replaced with Lifesize**. No software download is required: participants can join directly from any modern web browser. An optional downloadable application is available at <https://www.lifesize.com/meeting-solutions/meeting-room-systems/multi-platform/>

**Courtroom Access During Upgrades:** each courtroom's calendar will be temporarily relocated to a different department while its infrastructure is upgraded. Details regarding affected dates and departments will be displayed on the Court's website.

**Remote Appearances During Upgrades:** For remote appearances, updated links will be provided in the "Remote Appearances" section as each courtroom completes its upgrade. These links will automatically direct participants to the appropriate platform until project completion. As always, the Court highly encourages everyone to visit the Court's website for information and instructions for remote appearances.

We apologize for any inconvenience caused during the upgrades and appreciate your patience and cooperation.

# WORD Formatting Pleadings and Discovery



**PRESENTED BY:**

**JUNE HUNTER**



**LEGAL TECHNOLOGY  
TRAINING**

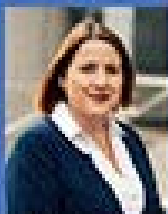
**January 30, 2024  
12:00 P.M.-1:00 P.M.**

|                   |                       |
|-------------------|-----------------------|
| <b>LPI Member</b> | <b>Non-LPI Member</b> |
| <b>\$25</b>       | <b>\$55</b>           |



**To Register, go to our website:  
[https://www.legalprofessionalsinc.org/  
events](https://www.legalprofessionalsinc.org/events)  
or scan the QR code above.**

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## **About the Trainer**

June Hunter is a Technical Enablement Sr. Specialist at DISCO and teaches computer essentials at UC San Diego Extension in their ABA-approved Paralegal Studies program.

June Hunter is an affiliate of Legal Professionals, Incorporated, an approved provider, and certifies that this activity is approved for 1.0 hour of CLE credit.

# NEWS FROM SACRAMENTO COUNTY SUPERIOR COURT



## **Court Restructures the Probate Division to Improve Services to the Public**

December 18, 2023

Sacramento Superior Court has reduced pandemic-related case backlogs following a comprehensive restructuring of its Probate Division. "The changes implemented took into consideration valuable feedback from our judicial partners," said Presiding Judge Michael G. Bowman. "The goal was to address the need for efficiency and improve service to the public." At issue: delays in the setting of hearings and trials, turnover of judicial officers, challenges with the timing of notices, and need for improved communications. In response to these concerns, Judge Bowman approved the following measures in November 2022:

- **Assignment of an Additional Judicial Officer to Probate Court:** A commissioner position was approved and Commissioner Heath Langle hired in August 2023 to bolster the court's capacity to handle probate proceedings.
- **Additional Staff Approved and Hired:** The court hired five Probate File Examiners and additional support staff to process an increased number of proceedings. This allowed a new protocol and deficiency notes are posted 1012 days before hearings and again five days before hearings which improves preparation for court proceedings and reduces the need for case continuances. In mid-September 2023, the court started scheduling an additional 25 hearings per day, Tuesday through Thursday, and added a half day for trials. This change has allowed the court to reduce delays in setting hearing dates from 160 days in November 2022 to 75 days in November 2023. The target is to set hearings 60 days out starting February 1, 2024.

Additional improvements planned for the Probate Division in the second quarter of 2024 include:

- **New Communication Protocol:** A protocol to allow parties and attorneys to communicate with Probate File Examiners about deficiency notes will be implemented.
- **New Continuance Policy:** The court will introduce a new continuance policy for estate and trust cases to streamline the process, enabling parties and attorneys to request continuances if deficiencies cannot be resolved before hearings.
- **Tentative Ruling System:** A new tentative ruling system for some proceedings will be introduced to expedite the decision-making process.

"These measures mark a significant step towards a more efficient and responsive Probate Division and demonstrates a commitment to better serving the public," Bowman said. Probate Court supervises trust, decedent estate, conservatorship and guardianship proceedings. The court also reviews the conduct of fiduciaries and those who have been charged with the responsibility for the care and custody of the person and/or estate of minors and adults.

# NEWS FROM SACRAMENTO COUNTY SUPERIOR COURT



## **Important Information re Judicial Assignments**

The following assignments take effect January 16, 2024.

Judge Awoniyi will begin her 2-year term as the newly appointed Presiding Judge for the Sacramento Superior Courts.

Judge Talley is being relocated from Dept. 27 to Dept. 23. Please call the department to reserve all hearings at 916-874-5754.

Judge Damrell is being relocated from Dept. 28 to Dept. 22. Please call the department to reserve all hearings at 916-874-5762.

Judge Goodman is assigned to the Settlement Conference calendar in Dept. 59. Please call the department with all settlement conference related questions at 916-874-8200.

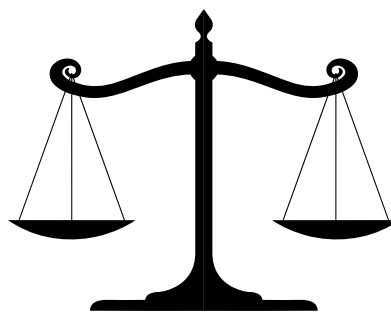
Writ of Mandate/CEQA judges are as follows:

Judge Rockwell in Dept. 4. Please call the department to reserve all hearings at 916-874-5527.

Judge Chang in Dept. 21. Please call the department to reserve all hearings at 916-874-5924.

Judge Arguelles in Dept. 32. Please call the department to reserve all hearings at 916-874-5682.

Judge Acquisto in Dept. 36. Please call the department to reserve all hearings at 916-874-7661.





# Narrating the Narrator

How Emerging AI Technology is Impacting the Legal Industry

February 1, 2024

12:00 pm to 1:00 pm



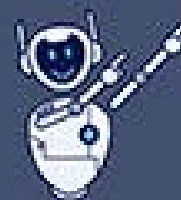
## Presenters:

Matt Mahon and Jerry McIver

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# CHANGES IN THE LAW: SUMMARY OF COURT-RELATED LEGISLATION

FROM THE JUDICIAL COUNCIL OF CALIFORNIA  
(DECEMBER 2023)

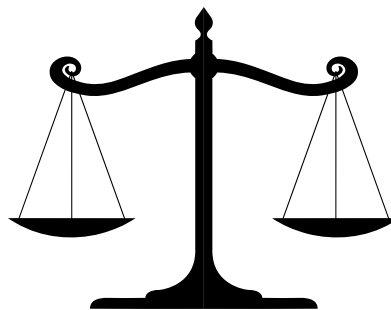


During the first year of the 2023–2024 Legislative Session, the Legislature and Governor enacted numerous bills that affect the courts or are of general interest to the judicial branch. Brief descriptions of the measures of greatest interest follow, arranged according to subject matter.

This Summary is intended to serve only as a guide to identify bills of interest; the bill descriptions are not a complete statement of statutory changes. Code section references are to the sections most directly affected by the bill; not all sections are necessarily cited.

Until the annual pocket parts are issued, bill texts can be examined in their chaptered form in *West's California Legislative Service* or *California Deering's Advance Legislative Service*, where they are published by chapter number. In addition, chaptered bills and legislative committee analyses can be accessed at <http://leginfo.legislature.ca.gov>.

Individual chapters may be ordered directly from the Legislative Bill Room, State Capitol, 10th Street, Room B32, Sacramento, California 95814, 916-445-2323.



# CEQA

AB 531 (IRWIN), CH. 789

EFFECTIVE JANUARY 1, 2024

## **BEHAVIORAL HEALTH INFRASTRUCTURE BOND ACT OF 2023**

Creates the Behavioral Health Infrastructure Bond Act of 2024 to authorize, subject to voter approval, \$6.380 billion in general obligation bonds to finance permanent supportive housing for veterans and others, as well as unlocked and locked behavioral health treatment and residential settings for individuals experiencing homelessness or at risk of homelessness with severe behavioral health challenges. Allows for by right, streamlined, ministerial review for capital projects funded by the bond. (HSC add 50675.1.5; WIC add 960.31, 5965 et seq., repeal 5960.45)

AB 785 (SANTIAGO), CH. 726

EFFECTIVE JANUARY 1, 2024

## **CALIFORNIA ENVIRONMENTAL QUALITY ACT: EXEMPTION: CITY OF LOS ANGELES: COUNTY OF LOS ANGELES: AFFORDABLE HOUSING AND TRANSITIONAL HOUSING**

Extends exemptions to the California Environmental Quality Act (CEQA) related to activities to approve emergency shelters and permanent supportive housing projects in Los Angeles until January 1, 2030, and adds CEQA exemptions to additional actions related to specified affordable housing and transitional housing projects. (PRC amend 21080.27)

AB 1307 (WICKS), CH. 160

EFFECTIVE IMMEDIATELY

## **CALIFORNIA ENVIRONMENTAL QUALITY ACT: NOISE IMPACT: RESIDENTIAL PROJECTS**

Provides that, for purposes of the California Environmental Quality Act, the effects of noise generated by project occupants and their guests on human beings is not a significant effect on the environment. Provides that any institution of higher education shall not be required, in an

environmental impact report (EIR) for a residential or mixed use housing project, to consider alternatives to the location of the housing project if the project is located on a site that is no more than five acres, is substantially surrounded by qualified infill uses, and has already been evaluated in the EIR for the most recent long-range development plan for the applicable campus. (PRC add 21085, 21085.2)

AB 1449 (ALVAREZ), CH. 761

EFFECTIVE JANUARY 1, 2024

## **AFFORDABLE HOUSING: CALIFORNIA ENVIRONMENTAL QUALITY ACT: EXEMPTION**

Exempts certain affordable housing projects from the California Environmental Quality Act when they meet a series of specific conditions. (PRC add and repeal 21080.40)

AB 1633 (TING), CH. 768

EFFECTIVE JANUARY 1, 2024

## **HOUSING ACCOUNTABILITY ACT: DISAPPROVALS: CALIFORNIA ENVIRONMENTAL QUALITY ACT**

Provides that a disapproval under the Housing Accountability Act includes a local agency's failure to determine whether a project is exempt from the California Environmental Quality Act, abuse of discretion, or failure to adopt certain environmental documents, until January 1, 2031. (GOV amend 65589.5)

SB 69 (CORTESE), CH. 860

EFFECTIVE JANUARY 1, 2024

## **CALIFORNIA ENVIRONMENTAL QUALITY ACT: LOCAL AGENCIES: FILING OF NOTICES OF DETERMINATION OR EXEMPTION**

Amends the California Environmental Quality Act (CEQA) notification requirements to require that local agencies send CEQA project notices to the Statewide Clearinghouse in the Office of Planning and Research, in addition to sending them to county clerks where the project is located and to interested parties who ask to receive them directly, as required under current law. (PRC amend 21152)

## CEQA (cont'd)

SB 91 (UMBERG), CH. 732

EFFECTIVE JANUARY 1, 2024

**CALIFORNIA ENVIRONMENTAL QUALITY ACT:  
SUPPORTIVE AND TRANSITIONAL HOUSING:  
MOTEL CONVERSION: ENVIRONMENTAL  
LEADERSHIP TRANSIT PROJECTS**

Makes permanent an exemption from the California Environmental Quality Act for a project that converts a motel to supportive or transitional housing. (PRC amend 21080.50, 21168.6.9)

SB 149 (CABALLERO), CH 60

EFFECTIVE IMMEDIATELY

**CALIFORNIA ENVIRONMENTAL QUALITY ACT:  
ADMINISTRATIVE AND JUDICIAL PROCEDURES:  
RECORD OF PROCEEDINGS: JUDICIAL  
STREAMLINING**

Extends the date by which an environmental leadership development project may be certified by the Governor from January 1, 2024, to January 1, 2032. Allows energy, transportation, water, and semiconductor projects, as specified, to be eligible for expedited judicial review under CEQA. Also shortens the record of proceedings by removing internal communications on nonsubstantive materials, e.g., meeting invitations. Allows a public agency to deny a request by a petitioner or plaintiff to prepare the record, in which case the cost of preparing the record shall not be recoverable from the plaintiff or petitioner before, during, or after litigation. (PRC amend 21167.6, 21181, 21183, 21189.1, 21189.3, add 21189.80 et seq.)

SB 406 (CORTESE), CH. 150

EFFECTIVE JANUARY 1, 2024

**CALIFORNIA ENVIRONMENTAL QUALITY ACT:  
EXEMPTION: FINANCIAL ASSISTANCE:  
RESIDENTIAL HOUSING**

Establishes an exemption from the California Environmental Quality Act for actions taken by a local agency to provide financial assistance or insurance for low- and moderate-income residential housing. (PRC amend 21080.10)

## CIVIL PROCEDURE

AB 28 (GABRIEL), CH. 231

EFFECTIVE JANUARY 1, 2024

**FIREARMS AND AMMUNITION: EXCISE TAX**

Establishes an excise tax on licensed firearms dealers, firearms manufacturers, and ammunition vendors to fund programs that address the causes and harms of gun violence. Provides that if the tax generates more than \$125 million, then up to \$15 million of the amount in excess of \$125 million would, on appropriation by the Legislature, be provided to the Judicial Council to support a court-based firearm relinquishment grant program to ensure the consistent and safe removal of firearms from individuals who are prohibited from owning or possessing firearms and ammunition. (PEN amend 26700, 26705, 30395, add 34400 et seq.; RTC add 36001 et seq.)

AB 301 (BAUER-KAHAN), CH. 234

EFFECTIVE JANUARY 1, 2024

**GUN VIOLENCE RESTRAINING ORDERS: BODY  
ARMOR**

Adds evidence of the acquisition of body armor to the factors courts may consider in determining whether grounds for issuing a gun violence restraining order exist. (PEN amend 18155)

AB 334 (RUBIO, BLANCA), CH. 263

EFFECTIVE JANUARY 1, 2024

**PUBLIC CONTRACTS: CONFLICTS OF INTEREST**

Specifies that an independent contractor is not a public officer for the purpose of a state law prohibiting conflicts of interest in public contracts and provides a safe harbor for parties who rely in good faith on the bill's requirements. (GOV add 1097.6)



# CIVIL PROCEDURE

AB 690 (CHEN), CH. 341

EFFECTIVE JANUARY 1, 2024

## **LEGAL DOCUMENT ASSISTANTS AND UNLAWFUL DETAINER ASSISTANTS**

Extends the operation of the provisions of law regulating legal document assistants and unlawful detainer assistants from January 1, 2024, to January 1, 2030. (BPC amend 6401.7)

AB 933 (AGUIAR-CURRY), CH. 670

EFFECTIVE JANUARY 1, 2024

## **PRIVILEGED COMMUNICATIONS: INCIDENT OF SEXUAL ASSAULT, HARASSMENT, OR DISCRIMINATION**

Expands the communications protected as privileged, for purposes of a defamation action, to include communications made against an individual, without malice, regarding an incident of sexual assault, harassment, or discrimination. (CIV add 47.1)

AB 1089 (GIPSON), CH. 243

EFFECTIVE JANUARY 1, 2024

## **FIREARMS**

Creates public and private causes of action against a firearm manufacturer that distributes digital instructions for the manufacture of a firearm, or that violates specified provisions relating to the use, sale, marketing, advertising, transfer, possession, purchase, or receipt of a computer numerical control milling machine or three-dimensional printer that has the sole or primary function of manufacturing firearms. Allows a person who is harmed to seek injunctive relief, compensatory or statutory damages, punitive damages, reasonable attorney's fees and costs, and other appropriate relief. Also authorizes the Attorney General, a county counsel, or a city attorney to seek a civil penalty of up to \$25,000 for each violation, as well as injunctive relief sufficient to prevent the person and any other defendant from further violating the law. (CIV amend 3273.50, add 3273.60 et seq.; PEN amend 29010, 29185)

AB 1119 (WICKS), CH. 562

EFFECTIVE JANUARY 1, 2024

## **ENFORCEMENT OF JUDGMENTS**

Makes numerous changes to the procedures for ascertaining the assets of judgment debtors holding consumer debt, effective (with one exception) January 1, 2025. Major provisions:

(1) Extends the time period in which a judgment creditor is required to personally serve a copy of the order on the judgment debtor from no less than 10 days to no less than 30 days before the date set for the debtor's examination (effective January 1, 2024).

(2) Permits judgment debtors of consumer debt to file a detailed affidavit in a form prescribed by the Judicial Council and filed under penalty of perjury as an alternative to appearing in court for an examination to determine whether the judgment debtor's assets and income are exempt from paying the debt.

(3) Requires that the filed affidavit be served on the judgment creditor no less than 15 days before the date set for the examination.

(4) Requires courts to acknowledge receipt of a properly signed and filed financial affidavit and to cancel any debtor examination upon receipt. If the affidavit is not timely served and filed, the court must continue to conduct the examination.

(5) Clarifies the procedures a judgment creditor may undertake to challenge the judgment debtor's declaration that their income and assets are exempt.

(6) Clarifies that, for matters involving consumer debt, no warrant for arrest or warrant to appear can be issued for a debtor who fails to appear for their examination or fails to file their financial statement, and instead requires a court to issue an order to show cause to determine whether to issue a warrant to compel the attendance of the judgment debtor. (CCP amend 708.110, 708.170, add 708.111; GOV amend 70617)

# CIVIL PROCEDURE

AB 1139 (GARCIA), CH. 138

EFFECTIVE JANUARY 1, 2024

## **RECOGNITION OF TRIBAL COURT MONEY**

### **JUDGMENTS: TRIBAL SALES TAXES**

Amends the Tribal Court Civil Money Judgment Act to allow state courts to recognize and enter tribal court money judgments for specified tribal use and sales taxes and related interest or penalties. (CCP amend 1731)

AB 1166 (BAINS), CH. 97

EFFECTIVE JANUARY 1, 2024

## **LIABILITY FOR OPIOID ANTAGONIST ADMINISTRATION**

Provides qualified immunity to those administering or providing, in good faith, emergency opioid antagonists at the scene of an overdose or suspected overdose. (HSC add 1799.113)

AB 1171 (RUBIO, BLANCA), CH. 467

EFFECTIVE JANUARY 1, 2024

## **CANNABIS: PRIVATE RIGHT OF ACTION**

Authorizes a licensee under the Medicinal and Adult-Use Cannabis Regulation and Safety Act to bring an action against a person engaging in unlicensed commercial cannabis activity. Authorizes a court to issue an injunction and to award attorney's fees and damages not to exceed \$75,000. (BPC add 26038.1)

AB 1194 (CARRILLO, WENDY), CH. 567

EFFECTIVE JANUARY 1, 2024

## **CALIFORNIA PRIVACY RIGHTS ACT OF 2020: EXEMPTIONS: ABORTION SERVICES**

Amends the California Consumer Privacy Act of 2018 (CCPA) to provide that certain exemptions do not apply if the consumer's personal information contains information related to accessing, procuring, or searching for services regarding contraception, pregnancy care, and perinatal care, including abortion services, and to specify that a consumer accessing, procuring, or searching for

services regarding contraception, pregnancy care, and perinatal care, including abortion services, shall not constitute a natural person being at risk or danger of death or serious physical injury for purposes of CCPA exemptions. (CIV amend 1798.99.31, 1798.145, 1798.185)

AB 1366 (MAIENSCHIN), CH. 686

EFFECTIVE JANUARY 1, 2024

## **UNFAIR COMPETITION AND FALSE ADVERTISING: DISGORGEMENT**

Authorizes the Attorney General to seek disgorgement for violations of the Unfair Competition Law and False Advertising Law, and requires the funds recovered to be deposited into a Victims of Consumer Fraud Restitution Fund. (GOV add 12527.6)

AB 1394 (WICKS), CH. 579 EFFECTIVE

JANUARY 1, 2024

## **COMMERCIAL SEXUAL EXPLOITATION: CHILD SEXUAL ABUSE MATERIAL: CIVIL ACTIONS**

Requires social media platforms to provide a reporting mechanism for suspected child sexual abuse material, and requires them to permanently block the material, as provided. Also prohibits platforms from knowingly facilitating, aiding, or abetting minors' commercial sexual exploitation, and mandates statutory damages for violation of these provisions. (CIV amend 3345.1, add 3273.65)

AB 1404 (CARRILLO, WENDY), CH. 842

EFFECTIVE JANUARY 1, 2024

## **DISABILITY ACCESS: INTERNET WEBSITE-RELATED ACCESSIBILITY CLAIMS**

Requires that when a civil complaint alleging a website accessibility violation is served on a business, the business also receives a notice informing the business of important legal rights and obligations relating to the accessibility of internet websites, including the fact that the business may not be liable for any damages if its website complies with a specified website accessibility standard. Makes this notice requirement contingent on the enactment of AB 1757 of the current legislative session (still pending as a two-year bill), which establishes the website accessibility standard. (CIV add 55.33)

# CIVIL PROCEDURE

AB 1414 (KALRA), CH. 688

EFFECTIVE JANUARY 1, 2024

## **CIVIL ACTIONS: CONSUMER DEBT**

Prohibits the use of common counts in actions for collection of consumer debt. Excludes consumer debt from the definition of “book account.” (CCP amend 337a, add 425.30)

AB 1485 (HANEY), CH. 763

EFFECTIVE JANUARY 1, 2024

## **HOUSING ELEMENT: ENFORCEMENT: ATTORNEY GENERAL**

Permits the Department of Housing and Community Development and the Attorney General to intervene as a matter of unconditional right in any legal action addressing a violation of specified housing laws, including, among others, the Housing Accountability Act, the Density Bonus Law, and the Housing Crisis Act of 2019. (GOV add 65585.01)

AB 1587 (TING), CH. 247

EFFECTIVE JANUARY 1, 2024

## **FINANCIAL TRANSACTIONS: FIREARMS MERCHANTS: MERCHANT CATEGORY CODE**

Requires financial institutions that facilitate payment card transactions to create a merchant category code for firearms merchants. Gives the Attorney General exclusive authority to bring a civil action to enforce these provisions. Requires a court to order an injunction, attorney's fees and costs, and a civil penalty of \$10,000 for each violation. (FIN add 110000)

AB 1720 (BAUER-KAHAN), CH. 259

EFFECTIVE JANUARY 1, 2024

## **CLINICS: PRENATAL SCREENING**

Limits the use of ultrasound or similar medical imaging devices used for a medical, counseling, or diagnostic service to specified settings and medical professionals. Authorizes the Attorney General, among others, to seek a civil penalty for violations, up to \$2,500 for a first offense and \$5,000 for each subsequent offense. (HSC add 123621, 123622)

SB 54 (SKINNER), CH. 594

EFFECTIVE JANUARY 1, 2024

## **VENTURE CAPITAL COMPANIES: REPORTING**

Requires a venture capital company to report annually to the Civil Rights Department (CRD) specified information about its funding determinations, including, at an aggregate level, specified demographic information for the founding teams of all the businesses in which the covered entity made a venture capital investment in the prior calendar year. Authorizes CRD to file a petition in superior court if, after the specified time period, a covered entity has not submitted its report. Prescribes procedures for adjudication of an enforcement petition. (BPC add 22949.85 et seq.; GOV amend 12907)

SB 60 (UMBERG), CH. 698

EFFECTIVE JANUARY 1, 2024

## **SOCIAL MEDIA PLATFORMS: CONTROLLED SUBSTANCES: ORDER TO REMOVE**

Authorizes a person to seek a court order requiring a social media platform to remove content that includes an offer to transport, import into California, sell, furnish, administer, or give away a controlled substance in violation of state law. (BPC add 22945.5)

SB 71 (UMBERG), CH. 861

EFFECTIVE JANUARY 1, 2024

## **JURISDICTION: SMALL CLAIMS AND LIMITED CIVIL CASE**

Increases the jurisdictional limit for filing in small claims court from \$10,000 to \$12,500 and in limited civil cases from \$25,000 to \$35,000. (CIV amend 2924j; CCP amend 85, 86, 86.1, 116.220, 116.221, 1710.20, 1733; FAC amend 7581, 12647, 27601, 52514, 53564; PEN amend 1305.5)

# CIVIL PROCEDURE

SB 234 (PORTANTINO), CH. 596  
EFFECTIVE JANUARY 1, 2024

## **OPIOID ANTAGONISTS: STADIUMS, CONCERT VENUES, AND AMUSEMENT PARKS**

Among other things, requires stadiums, concert venues, and amusement parks to maintain unexpired doses of an opioid antagonist on premises and ensure that at least two employees are aware of the location, and provides that those individuals shall not be liable in a civil action or be subject to criminal prosecution for their acts or omissions in administering naloxone hydrochloride or another opioid antagonist, except as specified. (HSC add 11870 et seq.)

SB 235 (UMBERG), CH. 284  
EFFECTIVE JANUARY 1, 2024

## **CIVIL DISCOVERY**

Amends the Civil Discovery Act by, among other things, providing that the initial disclosure regime is triggered by a demand of a party rather than a court order and increases from \$250 to \$1,000 the mandatory sanction for failure to respond in good faith to a request for production. Sunsets on January 1, 2027. (CCP amend 2023.050, amend, repeal, and add 2016.090)

SB 244 (EGGMAN), CH. 704  
EFFECTIVE JANUARY 1, 2024

## **RIGHT TO REPAIR ACT**

Establishes the Right to Repair Act, which requires a manufacturer of electronic or appliance products to make available to product owners and repair shops, on fair and reasonable terms, sufficient documentation and functional parts and tools, to effect the diagnosis, maintenance, or repair of the product. Permits a city, a county, or the state to bring an action in court to impose civil liability on a person or entity that violates these provisions. (PRC amend and renumber heading of chapter 8.6 at 42490 et seq., add 42488 et seq.)

SB 362 (BECKER), CH. 709  
EFFECTIVE JANUARY 1, 2024

## **DATA BROKER REGISTRATION: ACCESSIBLE DELETION MECHANISM**

Transfers duties relating to the Data Broker Registration Law from the Attorney General to the California Privacy Protection Agency and requires the agency to develop a mechanism that makes it easier for a consumer to request that registered data brokers delete personal information they maintain about the consumer. Specifies that fees and penalties collected in the Data Brokers' Registry Fund are to be used to offset specific costs, including the costs incurred by the state courts and the California Privacy Protection Agency in connection with enforcing the registration law. (CIV amend 1798.99.80, 1798.99.81, 1798.99.82, 1798.99.84, add 1798.99.85, 1798.99.86, 1798.99.87, 1798.99.89)

SB 365 (WIENER), CH. 710  
EFFECTIVE JANUARY 1, 2024

## **CIVIL PROCEDURE: ARBITRATION**

Provides that the trial court is not required to stay civil legal proceedings during the pendency of an appeal of a denial or dismissal of a petition to compel arbitration. (CCP amend 1294)

SB 439 (SKINNER), CH. 779  
EFFECTIVE JANUARY 1, 2024

## **SPECIAL MOTIONS TO STRIKE: PRIORITY HOUSING DEVELOPMENT PROJECTS**

Creates a new special motion to strike mechanism modeled on the anti-SLAPP (strategic lawsuit against public participation) procedures to provide a basis for the court to dismiss non-meritorious lawsuits seeking to halt affordable housing developments. (CCP amend 904.1, add 425.19)



# CIVIL PROCEDURE

SB 487 (ATKINS), CH. 261  
EFFECTIVE JANUARY 1, 2024

## **ABORTION: PROVIDER PROTECTIONS**

Prohibits health plans and health insurers from terminating, discriminating against, or otherwise penalizing a provider due to a civil judgment, criminal conviction, or disciplinary action in another state that is based solely on the application of the other state's law that interferes with a person's right to receive care that would be lawful in California. Authorizes the Department of Health Care Services to elect not to suspend a Medi-Cal provider whose license, certificate, or other approval to provide health care has been suspended or revoked in another state if the revocation or suspension is based solely on conduct that is not deemed to be unprofessional conduct under California law. (HSC amend 123467.5, add 1375.61; INS add 10133.641; WIC amend 14043.6, 14123)

SB 497 (SMALLWOOD-CUEVAS), CH. 612  
EFFECTIVE JANUARY 1, 2024

## **PROTECTED EMPLOYEE CONDUCT**

Establishes a rebuttable presumption in favor of an employee's retaliation claim if an employer takes disciplinary action against the employee within 90 days. Provides that, in addition to other remedies available, an employer is liable for a civil penalty not exceeding \$10,000 per employee for each violation of specified whistleblower protections, to be awarded to the employee. (LAB amend 98.6, 1102.5, 1197.5)

SB 564 (LAIRD), CH. 29 EFFECTIVE  
JANUARY 1, 2024

## **SHERIFFS AND MARSHALS: FEES**

Increases statutorily defined fees for serving, executing, and processing required court notices, writs, orders, and other services provided by sheriffs and marshals. (GOV amend 26720.9, 26721.2, 26722, 26723, 26725.1, 26726, 26727, 26728.1, 26729, 26730, 26731, 26733.5, 26736, 26738, 26740, 26741, 26744.5, 26746, 26746.1, 26750)

SB 567 (DURAZO), CH. 290  
EFFECTIVE JANUARY 1, 2024

## **TERMINATION OF TENANCY: NO-FAULT JUST CAUSES: GROSS RENTAL RATE INCREASES**

Revises the no-fault just-cause eviction provisions of the Tenant Protection Act of 2019 and provides additional enforcement mechanisms for violations of restrictions on residential rent increases and no-fault just-cause evictions. (CIV amend, repeal, and add 1946.2, 1947.12)

SB 652 (UMBERG), CH. 75  
EFFECTIVE JANUARY 1, 2024

## **EVIDENCE: EXPERT TESTIMONY**

Provides that where the party bearing the burden of proof proffers expert testimony regarding medical causation and where that party's expert is required as a condition of testifying to opine that causation exists to a reasonable medical probability, the party not bearing the burden of proof may offer a contrary expert only if its expert is able to opine that the proffered alternative cause or causes each exist to a reasonable medical probability. Does not preclude a witness testifying as an expert from testifying that a matter cannot meet a reasonable degree of probability in the applicable field and providing the basis for that opinion. (EVID add 801.1)

SB 696 (PORTANTINO), CH. 291  
EFFECTIVE JANUARY 1, 2024

## **NOTARIES PUBLIC**

Gives effect to a notarial act performed in another state, under the authority and within the jurisdiction of a federally recognized Indian tribe, under federal law, or under the authority and within the jurisdiction of a foreign state, as if it were performed by a notarial officer of this state. Establishes—effective January 1, 2030, or on earlier certification by the Secretary of State that the technology is ready—a framework for licensed California notaries to conduct remote online

# CIVIL PROCEDURE

notarizations, including provisions for the licensure of remote online notarization platforms by the Secretary of State and requirements relating to data security and privacy in online notarial transactions. (CIV amend 1182, 1183, add, repeal, and add 1181.1; GOV amend 8207.4, 8214.1, add heading of article 1 at 8200 et seq., add 8231 et seq., 8232 et seq.)

SB 699 (CABALLERO), CH. 157  
EFFECTIVE JANUARY 1, 2024

## **CONTRACTS IN RESTRAINT OF TRADE**

Strengthens California's restraint of trade prohibitions by clarifying, among other things, that any contract that is void under California's restraint of trade law is unenforceable regardless of where and when the contract was signed. (BPC add 16600.5)

SB 700 (BRADFORD), CH. 408  
EFFECTIVE JANUARY 1, 2024

## **EMPLOYMENT DISCRIMINATION: CANNABIS USE**

Adds to the prohibitions under the California Fair Housing and Employment Act (set to take effect January 1, 2024), on employment discrimination based on an employee's or potential employee's cannabis use, the prohibition of an employer from requesting information about an employee or applicant's past cannabis use, subject to specified exceptions. (GOV amend 12954)

SB 727 (LIMÓN), CH. 632  
EFFECTIVE JANUARY 1, 2024

## **HUMAN TRAFFICKING: CIVIL ACTIONS**

Authorizes a survivor of human trafficking to seek a court finding that specific debts attributed to the survivor were incurred as the result of trafficking and without the survivor's consent. (CIV amend 52.5; GOV amend 12965)

# COURT INTERPRETERS

AB 1032 (PACHECO), CH. 556  
EFFECTIVE JANUARY 1, 2024

## **COURTS: COURT INTERPRETERS**

Beginning January 1, 2025, makes extensive changes to the Trial Court Interpreter Employment and Labor Relations Act. Provides new and updated terminology and definitions to clarify confusing language in the statute. On the use of provisionally qualified interpreters, creates and clarifies new calendar limits that may be extended subject to judicial discretion. Provides discretion to individual courts to offer local retention bonuses or onetime stipends to court employee interpreters. Requires the Judicial Council to conduct a workforce study and provide recommendations to the Legislature regarding court interpreter availability and the future workforce. (GOV amend section 71812.5, amend and repeal 71804, 71805, 71829, amend, repeal, and add 71801, 71802, 71803, 71804.5, 71806, 71808, 71828)

SB 101 (SKINNER), CH. 12  
EFFECTIVE IMMEDIATELY

## **BUDGET ACT OF 2023**

The Budget Act of 2023 includes budget control language to appropriate \$6.8 million to implement the California Court Interpreter Workforce Pilot Program (reappropriation from \$30 million one-time allocation for interpreter costs), which must commence by July 1, 2024, and end by June 30, 2029. The program must include a minimum of four superior courts, one of which must be Los Angeles, and is to provide funding to cover the costs of training, coursework, and up to three interpreter exam fees for up to 10 applicants selected by the Judicial Council per superior court annually.

# CRIMINAL LAW & PROCEDURES

AB 88 (SANCHEZ), CH. 795  
EFFECTIVE JANUARY 1, 2024

## **CRIMINAL PROCEDURE: VICTIMS' RIGHTS**

Among other things, requires a crime victim who wishes to be heard regarding resentencing to notify the prosecution of their request for a hearing within 15 days of being notified that resentencing is being sought, and requires the court to provide an opportunity for the victim to be heard. (PEN amend 1172.1, 3043)

AB 467 (GABRIEL), CH. 14  
EFFECTIVE JANUARY 1, 2024

## **DOMESTIC VIOLENCE: RESTRAINING ORDERS**

Clarifies that a court that sentenced a defendant and issued a 10-year criminal protective order may make modifications to it throughout the duration of the order. (PEN amend 136.2)

AB 479 (RUBIO, BLANCA), CH. 86  
EFFECTIVE IMMEDIATELY

## **ALTERNATIVE DOMESTIC VIOLENCE PROGRAM**

Extends until July 1, 2026, the authority for the counties of Napa, San Luis Obispo, Santa Barbara, Santa Clara, Santa Cruz, and Yolo to operate an alternative, evidence-based program that is for offenders convicted of domestic violence-related offenses and does not comply with existing requirements for batterers' intervention programs. (PEN amend 1203.099)

AB 567 (TING), CH. 444  
EFFECTIVE JANUARY 1, 2024

## **CRIMINAL RECORDS: RELIEF**

Commencing July 1, 2024, requires the Department of Justice to provide confirmation that specified criminal record relief was granted on request from the subject of the record. (PEN amend 1203.425)

AB 600 (TING), CH. 446  
EFFECTIVE JANUARY 1, 2024

## **CRIMINAL PROCEDURE: RESENTENCING**

- (1) Authorizes a court to recall the sentence and commitment previously ordered and resentence the defendant if the applicable sentencing laws at the time of the original sentence are subsequently changed by a new statutory authority or case law.
- (2) Specifies that recall and resentencing may be initiated by the original sentencing judge, a judge designated by the presiding judge, or any judge with jurisdiction in the case.
- (3) Strikes the requirement that the district attorney or the Attorney General (AG) must concur in vacating the conviction and imposing judgment on a necessarily included lesser offense or lesser related offense.
- (4) Provides that, if the court has recalled the sentence on its own motion, the court shall not impose a judgment on any necessarily included lesser offense or lesser related offense if the conviction was the result of a plea bargain, without the concurrence of both the defendant and the district attorney or the AG, if the Department of Justice originally prosecuted the case.
- (5) Requires the court to consider postconviction factors, and states that evidence that the defendant's incarceration is no longer in the interest of justice includes, but is not limited to, evidence that the defendant's constitutional rights were violated in the proceedings related to the conviction or sentence at issue and any other evidence that undermines the integrity of the underlying conviction or sentence.
- (6) Provides that the presumption in favor of recall and resentencing of the defendant may be overcome only if a court finds that the defendant currently poses an unreasonable risk of danger to public safety.
- (7) States that a defendant is not entitled to file a petition seeking relief from the court and that if a defendant requests consideration for relief, the court is not required to respond.
- (8) Requires, after a ruling on a referral for recall and resentencing, the court to advise the defendant of their right to an appeal and the necessary steps and time for taking an appeal. (PEN amend 1172.1)

# CRIMINAL LAW & PROCEDURES

AB 709 (MCKINNOR), CH. 453  
EFFECTIVE JANUARY 1, 2024

## **CRIMINAL HISTORY INFORMATION**

Allows prosecutors to disclose a list of the names of peace officers, defendants and their corresponding case numbers to any public defender's office, alternative public defender's office, or licensed attorney in a criminal case, for the purposes of facilitating the disclosure of exculpatory evidence or impeachment evidence involving testifying peace officers. (PEN amend 13300)

AB 762 (WICKS), CH. 241  
EFFECTIVE JANUARY 1, 2024

## **CALIFORNIA VIOLENCE INTERVENTION AND PREVENTION GRANT PROGRAM**

Makes changes to the purpose of the California Violence Intervention and Prevention Grant Program, as well as the eligibility requirements for the grant, and makes the program permanent. (PEN amend 14131, repeal 14132)

AB 791 (RAMOS), CH. 545  
EFFECTIVE JANUARY 1, 2024

## **POST-CONVICTION BAIL**

Prohibits a person convicted of an offense punishable by life without the possibility of parole from being released on bail. (PEN amend 1166, 1272)

AB 806 (MAIENSCHN), CH. 666  
EFFECTIVE JANUARY 1, 2024

## **CRIMINAL PROCEDURE: CRIMES IN MULTIPLE JURISDICTIONS**

Expands the offenses that may be consolidated in a single trial in any county where at least one of the offenses occurred, if the defendant and the victim are the same for all the offenses, to include any crime of domestic violence. (PEN amend 784.7)

AB 818 (PETRIE-NORRIS), CH. 242  
EFFECTIVE JANUARY 1, 2024

## **PROTECTIVE ORDERS**

Requires a law enforcement officer to serve a domestic violence protective order issued under the Domestic Violence Prevention Act on the request of a protected person without a fee and to confiscate firearms obtained on the scene of a domestic violence incident or when the order is being served. (FAM amend 6383)

AB 1104 (BONTA), CH. 560  
EFFECTIVE JANUARY 1, 2024

## **CORRECTIONS AND REHABILITATION: SENTENCING**

Makes legislative findings and declarations relating to corrections and rehabilitation, including that the deprivation of liberty satisfies the punishment purpose of sentencing. Requires the Department of Corrections and Rehabilitation to facilitate access to communitybased programs to meaningfully effectuate the principles outlined in the findings and declarations. (PEN amend 1170, 5000)

AB 1118 (KALRA), CH. 464  
EFFECTIVE JANUARY 1, 2024

## **CRIMINAL PROCEDURE: DISCRIMINATION**

Clarifies that for claims based on the trial record, a defendant can raise a claim alleging a violation of the Racial Justice Act (RJA) on direct appeal from the conviction or sentence. Specifies that the defendant may move to stay the appeal and request remand to the superior court to file an RJA motion. (PEN amend 745)

SB 78 (GLAZER), CH. 702  
EFFECTIVE JANUARY 1, 2024

## **CRIMINAL PROCEDURE: FACTUAL INNOCENCE**

Allows a person to petition a court for a finding that the person is entitled to wrongful conviction compensation, if the court has granted a writ of habeas corpus or vacated a judgment and the charges against the person were dismissed or the person was acquitted on retrial. (PEN amend 851.865, 1485.5, 1485.55, 4902, 4904)



# CRIMINAL LAW & PROCEDURES

SB 97 (WIENER), CH. 381  
EFFECTIVE JANUARY 1, 2024

## **CRIMINAL PROCEDURE: WRIT OF HABEAS CORPUS**

Clarifies provisions concerning a writ of habeas corpus. Presents specific bases for prosecuting a writ of habeas corpus, including (1) if expert opinion testimony that was material at a hearing or trial relating to incarceration and a significant dispute has emerged or further developed in the petitioner's favor regarding expert, medical, scientific, or forensic testimony that was introduced at trial or a hearing and that expert testimony more likely than not affected the outcome of the case; and (2) if new evidence is presented without substantial delay is admissible and sufficiently credible than it more likely than not would have changed the outcome of the case. Authorizes a person who is incarcerated in state prison to appear remotely at an evidentiary hearing on the petition with a waiver, unless counsel indicates that the defendant's presence in court is needed. Provides that if the district attorney in the county of conviction or the Attorney General concedes or stipulates to a factual or legal basis for habeas relief, there shall be a presumption in favor of granting relief. This presumption may be overcome only if the record before the court contradicts the concession or stipulation or would lead to the court issuing an order contrary to law. Provides that the petitioner's postconviction counsel may be appointed to represent the petitioner at a retrial if both petitioner and counsel agree and counsel is qualified to handle trials. (PEN amend 1473)

SB 250 (UMBERG), CH. 106  
EFFECTIVE JANUARY 1, 2024

## **CONTROLLED SUBSTANCES: PUNISHMENT**

Prohibits the use of a statement made by a person who is immune from prosecution for being under the influence of a controlled substance or in possession of a controlled substance, controlled substance analog, or drug paraphernalia, as

specified, as evidence in a criminal proceeding against the person for being under the influence of, or possessing for personal use, a controlled substance, controlled substance analog, or drug paraphernalia. Changes the definition of a crime by providing that it is not a crime for a person to possess for personal use a controlled substance, controlled substance analog, or drug paraphernalia if specified conditions are satisfied. (HSC amend 11376.5, add 11376.6)

SB 412 (ARCHULETA), CH. 712  
EFFECTIVE JANUARY 1, 2024

## **PAROLE HEARINGS**

Prohibits the California Department of Corrections and Rehabilitation and the Board of Parole Hearings from requiring a victim, victim's next of kin, member of the victim's family, victim's representative, counsel representing any of these persons, or victim support persons to give more than 15 days' notice of their intention to attend a parole hearing. (PEN amend 3043)

SB 749 (SMALLWOOD-CUEVAS), CH. 633  
EFFECTIVE IMMEDIATELY

## **CRIMINAL PROCEDURE: SENTENCING**

Removes the deadline to file petitions for relief for persons seeking reduction of prior felony convictions to misdemeanors, as authorized by Proposition 47. (PEN amend 1170.18)

SB 852 (RUBIO), CH. 218  
EFFECTIVE JANUARY 1, 2024

## **SEARCHES: SUPERVISED PERSONS**

Clarifies that a person who is granted probation is subject to search or seizure as part of their terms and conditions only by a probation officer or other peace officer and clarifies that only a probation officer or peace officer may be designated by a correctional administrator to conduct searches of the residences of individuals participating in home detention programs or electronic monitoring programs. (PEN amend 1170, 1203, 1203.016, 1203.017, 1203.018, 1203.25)

# CRIMINAL LAW & PROCEDURES

SB 741 (MIN), CH. 503  
EFFECTIVE JANUARY 1, 2024

## **DOMESTIC VIOLENCE RESTRAINING ORDERS: PREHEARING DISCOVERY**

Requires a party seeking discovery from another party in a proceeding for a protective order under the Domestic Violence Prevention Act (DVPA) to obtain court approval before seeking the discovery. Provides that a court may grant a request for discovery only on a showing of good cause for discovery by the party making the request. Presents factors for the court to consider when weighing a request for discovery in a DVPA matter, and provides that, if the court finds good cause and grants a request for discovery, the court may either (1) continue the commencement of hearing for a reasonable period to permit one or more methods of discovery; or (2) commence the hearing to receive evidence and then continue the hearing to permit one or more methods of discovery. If the court continues the hearing to allow for discovery, the court must extend, and may modify, any restraining order in place. (FAM add 6309)

# FAMILY LAW

AB 223 (WARD), CH. 221  
EFFECTIVE JANUARY 1, 2024

## **CHANGE OF GENDER AND SEX IDENTIFIER**

Provides that if a person who seeks a change of gender and sex identifier or a single petition for change to the petitioner's name and seeks to recognize the change of the petitioner's gender and sex identifier is under 18 years of age, the petition and any papers associated with the proceeding are to be kept confidential by the courts. (HSC add 103437)

AB 1148 (BONTA), CH. 565  
EFFECTIVE JANUARY 1, 2024

## **CHILD SUPPORT SUSPENSION**

Provides that the child support obligation of an obligor who is released from incarceration on or after January 1, 2024, shall be suspended until the first day of the 10th month after the obligor is released. Authorizes the person to whom support is owed to seek reinstatement if the obligor obtains employment before the period of suspension ends. (FAM amend 4007.5)

AB 1179 (PACHECO), CH. 67  
EFFECTIVE JANUARY 1, 2024

## **FAMILY LAW: ATTORNEY'S FEES**

Clarifies that, in a family law case, an award of attorney's fees as a sanction may be imposed only after a party or the court has provided notice to the party against whom the sanction is proposed to be imposed and that party is given an opportunity to be heard at a hearing. (FAM amend 271)

AB 1650 (PATTERSON, JIM), CH. 851  
EFFECTIVE JANUARY 1, 2024

## **FAMILY LAW PROCEEDINGS: CUSTODY, PARENTAGE, AND ADOPTION**

Provides that a court may make determinations for special immigrant juvenile status in juvenile, probate, or family court up to age 21, and allows a retroactive nunc pro tunc order to be made without a showing of clerical error as long as the determinations could have been made as of the nunc pro tunc date. Authorizes persons who are not married to one another and who share legal control over the disposition of embryos created through assisted reproduction to enter into a written agreement whereby one person renounces all legal interest in the embryos, with the specific intent to not be a legal parent of any child conceived with the use of the embryos, and allows either party to file the agreement with the court, at which point the court must issue an order establishing the non-parentage of the donor. Provides that if parties to such an agreement are married, the agreement becomes legally binding only on the entry of a final decree of

# FAMILY LAW

dissolution of the marriage that incorporates the agreement. In an adoption proceeding, requires each petitioner to inform the court in writing, using specified forms, of whether the petitioner has entered or has agreed to enter into a post-adoption contact agreement with any person or persons. (CCP amend, repeal, and add 155; FAM amend 7551, 7573.5, 7613, 8616.5, 8714, 8802, 8912, 9000)

SB 343 (SKINNER), CH. 213  
EFFECTIVE JANUARY 1, 2024

## **CHILD SUPPORT**

Implements numerous changes to child support law to bring California's statutes into compliance with updated federal regulations. Repeals Family Code provisions that authorize the entry of expedited support orders. Effective September 1, 2024, revises the statewide uniform child support guideline, including modifying the formula and increasing the income bands. Increases the ceiling for the low-income adjustment to a net disposable income that is less than the amount earned from full-time statewide minimum wage at 40 hours per week, 52 weeks per year, and the formula for determining the low-income adjustment to reflect the same net disposable income, and provides that there is a rebuttable presumption that an obligor is entitled to the low-income adjustment when their income falls below the ceiling. Provides that, in the course of a proceeding for support, if the court learns that a parent is subject to one or more orders for support involving children with parents who are not parties to the action, the court may, in its discretion, take steps to avoid an inequitable distribution of support between children. Requires the court, in cases where the parent's annual gross income is unknown, to consider the earning capacity of the parent, and authorizes the court, where the parent's annual gross income is known, to rely on earning capacity in lieu of actual income if doing so is consistent with the best interests of the children. Beginning on January 1, 2026, for suits for child support brought by a local

child support agency (LCSA), eliminates the ability to seek an order on the basis of "presumed income" calculated at 40 hours per week at the prevailing minimum wage, and replaces it with the requirement that the LCSA seek support on the basis of the parent's actual income or earning capacity, as determined based on the specific circumstances of the parent. Requires the Judicial Council to adopt and approve forms to implement these provisions by September 1, 2024. (FAM amend, repeal, and add 4055, 4057, 4058, 4061–4063, 17400, 17404.1, 17430, 17432, add 3635, 17432.5, repeal 3620 et seq.)

## **SB 599 (CABALLERO), CH. 493 EFFECTIVE JANUARY 1, 2024 VISITATION RIGHTS**

Requires a court, when making orders relating to parental custody and visitation, to consider specified factors pertaining to domestic violence, the best interests of the child, and the safety of the parties, and provides that all stipulated child custody orders must be in the best interest of the child. Permits a superior court to serve as a supervised visitation and exchange location. (FAM amend 3011, 3100, 3200)

## LABOR & EMPLOYMENT

AB 1484 (ZBUR), CH. 691  
EFFECTIVE JANUARY 1, 2024

### **TEMPORARY PUBLIC EMPLOYEES**

Amends the Meyers-Milias-Brown Act to require inclusion of temporary employees in the same bargaining unit as permanent employees, among other provisions. (GOV add 3507.7)

SB 553 (CORTESE), CH. 289  
EFFECTIVE JANUARY 1, 2024

### **OCCUPATIONAL SAFETY: WORKPLACE VIOLENCE: RESTRAINING ORDERS AND WORKPLACE VIOLENCE PREVENTION PLAN**

Authorizes a collective bargaining representative of an employee who has suffered unlawful violence from any individual to seek a temporary restraining order and an order after hearing on behalf of the employee or employees at the workplace. Requires employers to develop a workplace violence prevention plan, as specified, by July 1, 2024. (CCP amend, repeal, and add 527.8; LAB amend 6401.7, add 6401.9)

SB 699 (CABALLERO), CH. 157  
EFFECTIVE JANUARY 1, 2024

### **CONTRACTS IN RESTRAINT OF TRADE**

Strengthens California's restraint of trade prohibitions by clarifying, among other things, that any contract that is void under California's restraint of trade law is unenforceable regardless of where and when the contract was signed. (BPC add 16600.5)

SB 848 (RUBIO) CH. 724  
EFFECTIVE JANUARY 1, 2024

### **EMPLOYMENT: LEAVE FOR REPRODUCTIVE LOSS**

Requires employers of five or more employees to provide eligible employees with up to five days of reproductive loss leave following a reproductive loss event defined as a failed adoption, failed surrogacy, miscarriage, stillbirth, or an unsuccessful assisted reproduction. (GOV add 12945.6)

SB 885 (COMMITTEE ON LABOR, PUBLIC EMPLOYMENT AND RETIREMENT), CH. 159  
EFFECTIVE JANUARY 1, 2024

### **PUBLIC EMPLOYEES' RETIREMENT**

Among other changes relating to retirement law, makes conforming changes to implement the JRS II deferred retirement option enacted last year by AB 2443 (Stats. 2022, ch. 531). (EDC add 22338; GOV amend 7513.74, 20537, 20731, 22970.85, 31462, 31462.05, 31462.2, 31593, 31706, 31725.7, 31726, 31776.3, 75088.3, 75502, 75506.6, 75506.7, 75521, 75522.5, 75523, 75553, 75570, 75571, 75571.5, amend and repeal 22814, 75590, add 21714.5)

## PROBATE

AB 288 (MAIENSCHIEIN), CH. 62  
EFFECTIVE JANUARY 1, 2024

### **REVOCABLE TRANSFER ON DEATH DEEDS**

Allows an interest in a stock cooperative to be transferred by a revocable transfer on death deeds, subject to any limitation on the transferor's interest expressed in the governing documents of the stock cooperative or written agreement between the stock cooperative and the transferor. Allows a revocable transfer on death to transfer real property even if property ownership is not typically evidenced by use of a deed. Revises rules for determining the effect of a transfer of title when another instrument purports to dispose of the same property. (PROB amend 5610, 5614, 5642, 5652, 5660, add 5614.5)

AB 386 (NGUYEN, STEPHANIE), CH. 433  
EFFECTIVE JANUARY 1, 2024

### **CALIFORNIA RIGHT TO FINANCIAL PRIVACY ACT**

Expands the scope of a crime by amending the California Right to Financial Privacy Act, a violation of which is a crime, to expand law enforcement access to financial records when investigating alleged financial abuse of elder or dependent adults to include records from 90 days before and 60 days after the date of the suspected abuse, and allows law enforcement access to information about the issuance of new cards, requests for change of address, and power of attorney documents submitted or executed. (GOV amend 7480)

# PROBATE

AB 1029 (PELLERIN), CH. 171

EFFECTIVE JANUARY 1, 2024

## **ADVANCE HEALTH CARE DIRECTIVE FORM**

Clarifies that a person's agent for health care decisions may not consent to certain types of treatment for the patient and clarifies that a person may execute a standalone psychiatric health care directive. (PROB amend 4617, 4701, add 4679)

SB 280 (LAIRD), CH. 705

EFFECTIVE JANUARY 1, 2024

**REVIEW OF CONSERVATORSHIPS: CARE PLANS** Requires probate conservators, beginning January 1, 2025, to submit to the court comprehensive care plans for the care of conservatees and the management of their estates, and permits courts to impose specified sanctions if the plans are not submitted as required. Requires the Judicial Council to adopt a mandatory form for preparing the care plan by January 1, 2025. Provides that care plans are confidential and releasable by the court only if doing so would serve the best interests of the conservatee. Requires the court investigator conducting an investigation of the conservatorship to review the most recent care plan. (PROB amend 2352.5, add 2351.2)

SB 801 (ALLEN), CH. 721

EFFECTIVE JANUARY 1, 2024

## **CALIFORNIA UNIFORM DIRECTED TRUST ACT**

Enacts the California Uniform Directed Trust Act to establish a statutory framework for directed trusts and the power, duties, and liability of a trust director. Provides that by accepting appointment as a trust director, the trust director submits to personal jurisdiction of the courts of this state. (PROB amend 300, 1304, add 16600 et seq.)



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# New, Updated, Revised, and Revoked Judicial Council Forms



The following is a partial list of Judicial Council forms that are new as of January 1, 2024, or have been revised, updated, or revoked. For the complete list, please go to:

<https://www.legalprofessionalsinc.org/new-updated-revised-revoked-jcc-forms/>

## **PUBLISHERS LIST JUDICIAL COUNCIL FORMS New and revised [Effective on January 1, 2024]**

### **Alternative Dispute Resolution**

|         |      |         |  |
|---------|------|---------|--|
| ADR-103 | Rev. | 3 sides | Petition to Confirm, Correct, or Vacate Attorney-Client Fee Arbitration Award  |
| ADR-104 | Rev. | 2 sides | Rejection of Award and Request for Trial After Attorney-Client Fee Arbitration |
| ADR-105 | Rev. | 3 sides | Information Regarding Rights After Attorney-Client Fee Arbitration             |
| ADR-106 | Rev. | 3 sides | Petition to Confirm, Correct, or Vacate Contractual Arbitration Award          |

### **Appellate**

|              |      |          |   |
|--------------|------|----------|---|
| APP-001-INFO | Rev. | 16 sides | Information on Appeal Procedures for Unlimited Civil Cases                          |
| APP-101-INFO | Rev. | 15 sides | Information on Appeal Procedures for Limited Civil Cases                            |
| APP-150-INFO | Rev. | 12 sides | Information on Writ Proceedings in Misdemeanor, Infraction, and Limited Civil Cases |

### **Case Management**

|         |      |         |                           |
|---------|------|---------|---------------------------|
| CM-010* | Rev. | 2 sides | Civil Case Cover Sheet    |
| CM-110* | Rev. | 5 sides | Case Management Statement |

### **Civil**

|          |      |         |  |
|----------|------|---------|--|
| CIV-130  | Rev. | 2 sides | Notice of Entry of Judgment or Order   |
| CIV-170* | Rev. | 3 sides | Petition and Declaration Regarding Unresolved Claims and Deposit of Undistributed Surplus Proceeds of Trustee's Sale |

### **Discovery**

|           |      |         |  |
|-----------|------|---------|--|
| DISC-001  | Rev. | 8 sides | Form Interrogatories—General   |
| DISC-010* | Rev. | 4 sides | Case Questionnaire—For Limited Civil Cases (Under \$25,000)                              |
| DISC-015* | Rev. | 1 side  | Request For Statement Of Witnesses And Evidence—For Limited Civil Cases (Under \$25,000) |

### **Fee Waiver**

|             |      |         |  |
|-------------|------|---------|--|
| FW-001-INFO | Rev. | 2 sides | Information Sheet on Waiver of Superior Court Fees and Costs |
|-------------|------|---------|--|

### **Personal Injury, Property Damage, Wrongful Death**

|            |      |         |  |
|------------|------|---------|--|
| PLD-PI-001 | Rev. | 3 sides | Complaint—Personal Injury, Property Damage, Wrongful Death       |
| PLD-PI-002 | Rev. | 3 sides | Cross-Complaint—Personal Injury, Property Damage, Wrongful Death |

### **Pleading - Contract**

|            |      |         |  |
|------------|------|---------|--|
| PLD-C-001  | Rev. | 2 sides | Complaint—Contract                         |
| PLD-C-500* | Rev. | 4 sides | Complaint—Recovery of COVID-19 Rental Debt |
| PLD-C-505* | Rev. | 6 sides | Answer—Recovery of COVID-19 Rental Debt    |

### **Pleading - General**

|          |      |        |                |
|----------|------|--------|----------------|
| PLD-050* | Rev. | 1 side | General Denial |
|----------|------|--------|----------------|

### **Small Claims**

|              |      |         |  |
|--------------|------|---------|--|
| SC-100*      | Rev. | 6 sides | Plaintiff's Claim and ORDER to Go to Small Claims Court  |
| SC-100-INFO* | Rev. | 2 sides | Information for the Small Claims Plaintiff (Small Claims)  |
| SC-101*      | Rev. | 2 sides | Attorney Fee Dispute (After Arbitration) (Attachment to Plaintiff's Claim and ORDER to Go to Small Claims Court) |
| SC-500*      | Rev. | 6 sides | Plaintiff's Claim and ORDER to Go to Small Claims Court (COVID-19 Rental Debt)                                   |

### **Unlawful Detainer**

|        |      |         |                             |
|--------|------|---------|-----------------------------|
| UD-100 | Rev. | 4 sides | Complaint—Unlawful Detainer |
|--------|------|---------|-----------------------------|

### **Service**

|           |     |         |  |
|-----------|-----|---------|--|
| SER-001*  | New | 5 sides | Request for Sheriff to Serve Court Papers            |
| SER-001A* | New | 3 sides | Special Instructions for Writs and Levies—Attachment |

### **Appellate**

|              |      |          |  |
|--------------|------|----------|--|
| APP-001-INFO | Rev. | 16 sides | Information on Appeal Procedures for Unlimited Civil Cases             |
| APP-002      | Rev. | 1 side   | Notice of Appeal/Cross-Appeal (Unlimited Civil Case)                   |
| APP-006      | Rev. | 2 sides  | Application for Extension of Time to File Brief (Unlimited Civil Case) |
| APP-010      | Rev. | 3 sides  | Respondent's Notice Designating Record on Appeal—Unlimited Civil Case  |
| APP-101-INFO | Rev. | 15 sides | Information on Appeal Procedures for Limited Civil Cases               |
| APP-102      | Rev. | 3 sides  | Notice of Appeal/Cross-Appeal—Limited Civil Case                       |
| APP-106      | Rev. | 2 sides  | Application for Extension of Time to File Brief—Limited Civil Case     |
| APP-110      | Rev. | 5 sides  | Respondent's Notice Designating Record on Appeal—Limited Civil Case    |

### **Civil**

|                 |      |         |   |
|-----------------|------|---------|---|
| CIV-010/FL-935* | Rev. | 2 sides | Application and Order for Appointment of Guardian Ad Litem—Civil and Family Law |
| CIV-011/FL-936* | New  | 2 sides | Order Appointing Guardian Ad Litem—Civil and Family Law                         |

### **Civil Harassment**

|         |      |         |  |
|---------|------|---------|--|
| CH-109* | Rev. | 3 sides | Notice of Court Hearing                                      |
| CH-130* | Rev. | 6 sides | Civil Harassment Restraining Order After Hearing (CLETS-CHO) |
| CH-715* | New  | 2 sides | Request to Reschedule Hearing to Renew Restraining Order     |
| CH-716* | New  | 3 sides | Order to Reschedule Hearing to Renew Restraining Order       |

### **Criminal**

|                |      |         |   |
|----------------|------|---------|---|
| CR-101         | Rev. | 7 sides | Plea Form, With Explanations and Waiver of Rights—Felony  |
| CR-126         | Rev. | 2 sides | Application for Extension of Time to File Brief—Criminal Case   |
| CR-180         | Rev. | 3 sides | Petition for Dismissal  |
| CR-181         | Rev. | 2 sides | Order for Dismissal   |
| CR-400         | Rev. | 1 side  | Petition/Application Under Health and Safety Code Section 11361.8—Adult Crimes  |
| CR-401         | Rev. | 1 side  | Proof of Service for Petition/Application Under Health and Safety Code Section 11361.8—Adult Crimes                     |
| CR-402         | Rev. | 2 sides | Prosecuting Agency Response to Petition/Application Under Health and Safety Code Section 11361.8—Adult Crimes           |
| CR-403         | Rev. | 2 sides | Order After Petition/Application Under Health and Safety Code Section 11361.8—Adult Crimes                              |
| CR-409         | Rev. | 2 sides | Petition to Seal Arrest and Related Records   |
| CR-409-INFO    | Rev. | 2 sides | Information on How to File a Petition to Seal Arrest and Related Records  |
| CR-412/MIL-412 | Rev. | 1 side  | Petition for Resentencing Based on Health Conditions due to Military Service Listed in Penal Code Section 1170.91(b)    |
| CR-430         | Rev. | 2 sides | Petition for Dismissal—Incarcerated Individual Hand Crew or Institutional Firehouse Participant                         |
| CR-430-INFO    | Rev. | 4 sides | Information on Filing a Petition for Dismissal—Incarcerated Individual Hand Crew or Institutional Firehouse Participant |
| CR-431         | Rev. | 1 side  | Court Cover Letter and Agency Certification—Incarcerated Individual Hand Crew or Institutional Firehouse Participant    |
| CR-432         | Rev. | 2 sides | Order on Petition—Incarcerated Individual Hand Crew or Institutional Firehouse Participant                              |

### **Decedents Estates**

|                |      |         |   |
|----------------|------|---------|---|
| DE-350/GC-100* | Rev. | 2 sides | Petition for Appointment of Guardian Ad Litem—Probate |
| DE-351/GC-101* | Rev. | 1 side  | Order Appointing Guardian Ad Litem—Probate            |

### **Domestic Violence**

|         |      |          |   |
|---------|------|----------|---|
| DV-100* | Rev. | 12 sides | Request for Domestic Violence Restraining Order |
| DV-105* | Rev. | 6 sides  | Request for Child Custody and Visitation Orders |
| DV-109* | Rev. | 3 sides  | Notice of Court Hearing                         |

|                         |      |          |  |
|-------------------------|------|----------|--|
| DV-110*                 | Rev. | 9 sides  | Temporary Restraining Order  |
| DV-120*                 | Rev. | 7 sides  | Response to Request for Domestic Violence Restraining Order                  |
| DV-120-INFO             | Rev. | 3 sides  | How Can I Respond to a Request for Domestic Violence Restraining Order?      |
| DV-130*                 | Rev. | 10 sides | Restraining Order After Hearing (Order of Protection)                        |
| DV-140*                 | Rev. | 4 sides  | Child Custody and Visitation Order   |
| DV-500-INFO             | Rev. | 3 sides  | Can a Domestic Violence Restraining Order Help Me?                           |
| DV-505-INFO             | Rev. | 3 sides  | How to Ask for a Domestic Violence Restraining Order                         |
| DV-700*                 | Rev. | 4 sides  | Request to Renew Restraining Order   |
| DV-700-INFO             | Rev. | 3 sides  | How Do I Ask the Court to Renew My Restraining Order?                        |
| DV-710*                 | Rev. | 2 sides  | Notice of Hearing to Renew Restraining Order                                 |
| DV-715*                 | New  | 2 sides  | Request to Reschedule Hearing to Renew Restraining Order                     |
| DV-716*                 | New  | 3 sides  | Order to Reschedule Hearing to Renew Restraining Order                       |
| DV-720*                 | Rev. | 3 sides  | Response to Request to Renew Restraining Order                               |
| DV-730*                 | Rev. | 3 sides  | Order to Renew Domestic Violence Restraining Order                           |
| DV-800-INFO/JV-270-INFO | Rev. | 2 sides  | How Do I Turn In, Sell, or Store My Firearms, Firearm Parts, and Ammunition? |
| DV-840/FL-840*          | Rev. | 2 sides  | Notice of Compliance Hearing for Firearms and Ammunition                     |

### **Elder or Dependent Adult Abuse**

|         |      |         |   |
|---------|------|---------|---|
| EA-109* | Rev. | 3 sides | Notice of Court Hearing   |
| EA-130* | Rev. | 7 sides | Elder or Dependent Adult Abuse Restraining Order After Hearing            |
| EA-309* | Rev. | 3 sides | Notice of Court Hearing to Allow Contact                                  |
| EA-330* | Rev. | 4 sides | Elder or Dependent Adult Restraining Order Allowing Contact After Hearing |
| EA-715* | New  | 2 sides | Request to Reschedule Hearing to Renew Restraining Order                  |
| EA-716* | New  | 3 sides | Order to Reschedule Hearing to Renew Restraining Order                    |

### **Emergency Protective Order**

|          |      |         |   |
|----------|------|---------|---|
| EPO-001* | Rev. | 2 sides | Emergency Protective Order (CLETS-EPO)              |
| EPO-002* | Rev. | 2 sides | Gun Violence Emergency Protective Order (CLETS-EGV) |

### **Enforcement of Judgment**

|         |      |         |   |
|---------|------|---------|---|
| EJ-190  | Rev. | 2 sides | Application for and Renewal of Judgment |
| EJ-195* | Rev. | 1 side  | Notice of Renewal of Judgment           |

### **Family Law**

|             |      |          |  |
|-------------|------|----------|--|
| FL-192*     | Rev. | 2 sides  | Notice of Rights and Responsibilities Health-Care Costs and Reimbursement Procedures |
| FL-490*     | Rev. | 1 side   | Application to Determine Arrears   |
| FL-676*     | Rev. | 2 sides  | Request for Determination of Support Arrears (Governmental)                          |
| FL-676-INFO | Rev. | 2 sides  | Information Sheet: Request for Determination of Support Arrears (Governmental)       |
| FL-800*     | Rev. | 2 sides  | Joint Petition for Summary Dissolution   |
| FL-810*     | Rev. | 22 sides | Summary Dissolution Information  |

### **Guardianships and Conservatorships**

|         |      |         |   |
|---------|------|---------|---|
| GC-312* | Rev. | 4 sides | Confidential Supplemental Information (Probate Conservatorship) |
|---------|------|---------|---|

### **Judgment**

|         |      |         |          |
|---------|------|---------|----------|
| JUD-100 | Rev. | 2 sides | Judgment |
|---------|------|---------|----------|

### **Miscellaneous**

|             |      |         |   |
|-------------|------|---------|---|
| MC-012*     | Rev. | 2 sides | Memorandum of Costs After Judgment, Acknowledgment of Credit, and Declaration of Accrued Interest |
| MC-013-INFO | Rev. | 3 sides | Information Sheet for Calculating Interest and Amount Owed on a Judgment                          |
| MC-600*     | New  | 1 side  | Confidential Report of Findings and Orders Affecting Voting Rights                                |
| MC-600A     | New  | 1 side  | Attachment to Confidential Report of Findings and Orders Affecting Voting Rights                  |

### **Summons**

|          |      |         |   |
|----------|------|---------|---|
| SUM-130* | Rev. | 2 sides | Summons—Eviction (Unlawful Detainer/Forcible Detainer/Forcible Entry) |
|----------|------|---------|---|



### **Unlawful Detainer**

|         |      |         |  |
|---------|------|---------|--|
| UD-101* | Rev. | 2 sides | Plaintiff's Mandatory Cover Sheet and Supplemental Allegations—Unlawful Detainer |
| UD-105  | Rev. | 4 sides | Answer—Unlawful Detainer   |
| UD-110  | Rev. | 2 sides | Judgment—Unlawful Detainer   |
| UD-110H | Rev. | 2 sides | Judgment—Unlawful Detainer Attachment  |
| UD-110P | New  | 1 side  | Judgment—Unlawful Detainer Partial Eviction Attachment                           |
| UD-155  | New  | 7 sides | Eviction Case (Unlawful Detainer) Stipulation                                    |

### **Workplace Violence Prevention**

|         |      |         |  |
|---------|------|---------|--|
| WV-109* | Rev. | 3 sides | Notice of Court Hearing  |
| WV-130* | Rev. | 6 sides | Workplace Violence Restraining Order After Hearing (CLETS-WHO) |
| WV-715* | New  | 2 sides | Request to Reschedule Hearing to Renew Restraining Order       |
| WV-716* | New  | 3 sides | Order to Reschedule Hearing to Renew Restraining Order         |

## **PUBLISHERS LIST JUDICIAL COUNCIL FORMS Renumbered [Effective on January 1, 2024]**

### **Civil**

| <b>New form number</b> | <b>Old form number</b> |   |
|------------------------|------------------------|---|
| CIV-010/FL-935*        | CIV-010                | Application and Order for Appointment of Guardian Ad Litem—Civil and Family Law |

### **Family Law**

| <b>New form number</b> | <b>Old form number</b> |   |
|------------------------|------------------------|---|
| CIV-010/FL-935*        | CIV-010                | Application and Order for Appointment of Guardian Ad Litem—Civil and Family Law |

### **Unlawful Detainer**

| <b>New form number</b> | <b>Old form number</b> |                                       |
|------------------------|------------------------|---------------------------------------|
| UD-110H                | UD-110S                | Judgment—Unlawful Detainer Attachment |

**PUBLISHERS LIST**  
**JUDICIAL COUNCIL FORMS**  
**Revoked**  
[Effective on January 1, 2024]

|             |         |  |
|-------------|---------|--|
| APP-011     | 1 side  | Respondent's Notice Electing to Use an Appendix (Unlimited Civil Case)         |
| APP-111     | 2 sides | Respondent's Notice Electing to Use an Appendix (Limited Civil Case)           |
| FL-935      | 2 sides | Application and Order for Appointment of Guardian Ad Litem of Minor—Family Law |
| SC-220-INFO | 1 side  | Payments in Small Claims Cases   |
| TR-135      | 3 sides | Electronic Traffic/Nontraffic Notice to Appear (4" format)                     |
| TR-145      | 2 sides | Electronic Traffic/Nontraffic Notice to Appear (3" format)                     |



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## 2023–2024 LEGISLATION AFFECTING CALIFORNIA APPELLATE PROCEDURE

| BILL NUMBER AND CHAPTER,<br>EFFECTIVE DATE, AND TITLE  | SUMMARY DESCRIPTION OF NEW LAW   |
|--|--|
| <b>SB 71 (Umberg), CH. 816</b><br><i>Effective January 1, 2024</i><br><b>Jurisdiction: small claims and limited civil case</b> | Increases to \$35,000 the amount of bail that must be at issue in a proceeding to review a bail forfeiture, which makes the case eligible to be heard by the Court of Appeal and provides that reviews of bail forfeiture for amounts less than \$35,000 are reviewable by the appellate division of the superior court. |
| <b>SB 361 (Weiner), CH. 710</b><br><i>Effective January 1, 2024</i><br><b>Civil procedure: arbitration</b>                     | Prohibits the automatic staying of civil legal proceedings during the pendency of an appeal of a denial or dismissal of a petition to compel arbitration. Provides the trial court with discretion to determine if a stay should be imposed.   |

## 2023 CHANGES TO CIVIL AND CRIMINAL PROCEDURE

| CODE SECTION(S)  | BILL NUMBER AND<br>CHAPTER, EFFECTIVE<br>DATE, AND TITLE  | SUMMARY DESCRIPTION OF NEW LAW  |
|--|---|---|
| BPC amend 6219; CCP amend 367.75, add 367.8, 367.10, add and repeal 367.76; GOV amend 68933, 69894, 70602.6, 70662, amend and repeal 70616, 70617, 70657, 70677, add 68655 et seq.; PEN add 1473.1; WIC add and repeal 679.5 | <b>SB 133 (Committee on Budget and Fiscal Review), CH. 34</b><br><i>Effective Immediately</i><br><b>Courts</b>                                  | <b>Section 3:</b> Continues the authority for the courts to conduct remote proceedings in civil matters other than juvenile justice or specified civil commitment or mental health proceedings. <b>Section 4:</b> Enacts Code of Civil Procedure section 367.76, which specifies the circumstances in which remote proceedings can be used in specified civil commitment and mental health proceedings. <b>Section 5:</b> Requires the courts to report to the Judicial Council and the council to report to the Legislature on the use of remote technology in civil proceedings. <b>Section 21:</b> presents the authority for the use of remote proceedings in juvenile justice matters.   |
| CCP amend, repeal, and add 155; FAM amend 7551, 7573.5, 7613, 8616.5, 8714, 8802, 8912, 9000   | <b>AB 1650 (Patterson, Jim), CH. 851</b><br><i>Effective January 1, 2024</i><br><b>Family law proceedings: custody, parentage, and adoption</b> | Provides that a court may make determinations for special immigrant juvenile status in juvenile, probate, or family court up to age 21, and allows a retroactive nunc pro tunc order to be made without a showing of clerical error as long as the determinations could have been made as of the nunc pro tunc date. Authorizes persons who are not married to one another and who share legal control over the disposition of embryos created through assisted reproduction to enter into a written agreement whereby one person renounces all legal interest in the embryos, with the specific intent to not be a legal parent of any child conceived with use of the embryos, and allows either party to file the agreement with the court, at which point the court must issue an order establishing the nonparentage of the donor. Provides that if parties to such an agreement are married, the agreement becomes legally binding only on the entry of a final decree of dissolution of the marriage that incorporates the agreement. In an adoption proceeding, requires each petitioner to inform the court in writing using specified Judicial Council forms, whether the petitioner has entered, or has agreed to enter, into a postadoption contact agreement with any person or persons. |

| CODE SECTION(S)   | BILL NUMBER AND CHAPTER, EFFECTIVE DATE, AND TITLE  | SUMMARY DESCRIPTION OF NEW LAW  |
|---|---|---|
| BPC amend 6092.5, 17510.9, 17510.95, 26070.5; CIV amend 1939.23, 2924m, 2982, 2982.12; CCP amend 430.41, 435.5, 439, 703.150, 704.730, 1161.3, 1281.98, amend, repeal, and add 664.6; CORP amend 5008.9, 6610.5, 8610.5; FAM amend 9303, repeal 562; GOV amend 811.9, 905.2, 990.2, 7920.500, 12587, 12587.1, 12599, 12599.1, 12599.2, 12599.3, 12599.6, 12599.8, 12599.9, 12945.21, 26529, 27647, 53214.5, 65965, 68111, 69894.3, 77210, add 73643, 73953, 74146, 74343, 74743, repeal 26524, 27648, repeal and add 69894.4; HSC amend 11488.4, 11488.5, 25299.52; PROB amend 1458, 2469, 9765, amend and renumber 16106, add heading of article 6 at 16110 et seq.; WIC amend 10850.4 | <b>AB 1756 (Committee on Judiciary), CH. 478</b><br><i>Effective January 1, 2024</i><br><b>Committee on Judiciary: judiciary omnibus</b>  | Makes changes to various code sections relating generally to civil laws and court operations. <b>Sections 9–11:</b> Authorizes the mandatory meet-and-confer process for the filing of demurrers, motions to strike, and motions for judgments on the pleadings to occur via videoconference. <b>Section 13:</b> Beginning January 1, 2025, provides that if a court enters judgment or dismisses a case without prejudice but retains jurisdiction to enforce the judgment, then (1) a party may file a motion or other document pertaining to the settlement, including an application for determination of good faith settlement, a motion for the reduction or determination of a lien, a petition related to the compromise of the claim of a minor or person with a disability, or, if the terms of a settlement are not performed; (2) the court must exercise its retained jurisdiction if a party files a notice that a written settlement agreement required of all parties was not signed by all parties; (3) a party who has paid a first appearance fee is not to be assessed a first appearance fee again for filing a motion, notice, or other document pertaining to the settlement after entry of judgment or dismissal without prejudice; and (4) the clerk of the court must accept any motion, notice, or other document properly filed by a party after entry of judgment or dismissal without prejudice. Requires the Judicial Council to implement these provisions by rules or forms. <b>Section 16:</b> Clarifies the process in which a defendant in an unlawful detainer action may raise an affirmative defense to the action based on domestic abuse. <b>Sections 54 &amp; 55:</b> Clarifies that drug forfeiture civil filings are unlimited civil cases, regardless of the value of the seized property, and clarifies that the filing fees in drug forfeiture cases apply notwithstanding any other law. <b>Section 62:</b> Allows a juvenile court to retain jurisdiction of a case when a minor or dependent adult in foster care dies, in order to receive documents and information related to the death. |
| CCP amend, repeal, and add 527.8; LAB amend 6401.7, add 6401.9  | <b>SB 553 (Cortese), CH. 289</b><br><i>Effective January 1, 2024</i><br><b>Occupational safety: workplace violence: restraining orders and workplace violence prevention plan</b> | Authorizes a collective bargaining representative of an employee who has suffered unlawful violence from any individual to seek a temporary restraining order and an order after hearing on behalf of the employee or employees at the workplace.   |
| CCP amend 708.110, 708.170, add 708.111; GOV amend 70617  | <b>AB 1119 (Wicks), CH. 562</b><br><i>Effective January 1, 2024</i><br><b>Enforcement of judgments</b>  | Makes numerous changes to the procedures for ascertaining the assets of judgment debtors holding consumer debt, effective (with one exception) January 1, 2025.   |



| <b>CODE SECTION(S)</b>  | <b>BILL NUMBER AND CHAPTER, EFFECTIVE DATE, AND TITLE</b>   | <b>SUMMARY DESCRIPTION OF NEW LAW</b>  |
|---|---|--|
| CCP amend 2023.050, amend, repeal, and add 2016.090   | <b>SB 235 (Umberg), CH. 284</b><br><i>Effective January 1, 2024</i><br><b>Civil discovery</b>   | Provides that the initial disclosures in discovery are triggered by a party's demand rather than a court order and increases the mandatory sanction for failure to respond in good faith to a request for production. Sunsets on January 1, 2027.  |
| CCP amend 1294  | <b>SB 365 (Wiener), CH. 710</b><br><i>Effective January 1, 2024</i><br><b>Civil procedure: arbitration</b>                                      | Provides that a trial court is not required to stay civil legal proceedings while an appeal of a denial or dismissal of a petition to compel arbitration is pending.   |
| CCP amend 904.1, add 425.19   | <b>SB 439 (Skinner), CH. 779</b><br><i>Effective January 1, 2024</i><br><b>Special motions to strike: priority housing development projects</b> | Creates a new special motion to strike mechanism modeled on the anti-SLAPP (strategic lawsuit against public participation) procedures to provide a basis for the court to dismiss nonmeritorious lawsuits seeking to halt affordable housing developments.  |
| EVID add 1285   | <b>AB 1253 (Maienschein), CH. 363</b><br><i>Effective January 1, 2024</i><br><b>Hearsay: exceptions</b>   | Allows hearsay statements from a victim, eyewitness, or medical examiner in a sexually violent predator probable cause hearing.  |
| EVID amend 801.1; GOV amend 71651.1; PEN amend 977, 977.3, 1043.5, 6258, 11105.2, 11105.3, 30370; WIC amend 607 | <b>SB 135 (Committee on Budget and Fiscal Review), CH. 190</b><br><i>Effective Immediately</i><br><b>Public safety</b>                          | Public Safety Trailer Bill. <b>Section 1:</b> Clarifies that a recent change to the Evidence Code concerning medical causation applies only in General Civil cases. <b>Sections 2–7:</b> Extends the sunset to January 1, 2025, on existing criminal remote proceedings authority. <b>Section 12:</b> Clarifies that a juvenile court may exercise jurisdiction over a person who is 25 years of age or older for a period of no longer than two years if the person was adjudicated for an offense listed in Welfare and Institutions Code section 707(b).  |
| EVID add 801.1  | <b>SB 652 (Umberg), CH. 75</b><br><i>Effective January 1, 2024</i><br><b>Evidence: expert testimony</b>   | Provides that where the party bearing the burden of proof proffers expert testimony regarding medical causation and where that party's expert is required as a condition of testifying to opine that causation exists to a reasonable medical probability, the party not bearing the burden of proof may offer a contrary expert only if its expert is able to opine that the proffered alternative cause or causes each exist to a reasonable medical probability. Does not preclude a witness testifying as an expert from testifying that a matter cannot meet a reasonable degree of probability in the applicable field and providing the basis for that opinion. |
| FAM add 3193; GOV amend 68555, add 68555.5  | <b>SB 331 (Rubio), CH. 865</b><br><i>Effective January 1, 2024</i><br><b>Child custody: child abuse and safety</b>                              | Prohibits a court from ordering certain types of counseling in child custody and visitation proceedings. Modifies and expands judicial training programs on child abuse and family violence prevention and requires the Judicial Council to report annually on training provided for judicial officers.  |



| CODE SECTION(S)  | BILL NUMBER AND CHAPTER, EFFECTIVE DATE, AND TITLE   | SUMMARY DESCRIPTION OF NEW LAW  |
|--|--|---|
| FAM amend, repeal, and add 4055, 4057, 4058, 4061–4063, 17400, 17404.1, 17430, 17432, add 3635, 17432.5, repeal 3620 et seq. | <b>SB 343 (Skinner), CH. 213</b><br><i>Effective January 1, 2024</i><br><b>Child support</b>                       | Implements numerous changes to child support law to bring California's statutes into compliance with updated federal regulations. Repeals Family Code provisions that authorize the entry of expedited support orders. Effective September 1, 2024, revises the statewide uniform child support guideline, including modifying the formula and increasing the income bands. Increases the ceiling for the low-income adjustment to a net disposable income that is less than the amount earned from full-time statewide minimum wage at 40 hours per week, 52 weeks per year, and the formula for determining the low-income adjustment to reflect the same net disposable income, and provides that there is a rebuttable presumption that an obligor is entitled to the low-income adjustment when their income falls below the ceiling. Provides that, in the course of a proceeding for support, if the court learns that a parent is subject to one or more orders for support involving children with parents who are not parties to the action, the court may, in its discretion, take steps to avoid an inequitable distribution of support between children. Requires the court, in cases where the parent's annual gross income is unknown, to consider the earning capacity of the parent, and authorizes the court, where the parent's annual gross income is known, to rely on earning capacity in lieu of actual income, if doing so is consistent with the best interests of the children. Beginning on January 1, 2026, for suits for child support brought by a local child support agency (LCSA), eliminates the ability to seek an order on the basis of "presumed income" calculated at 40 hours per week at the prevailing minimum wage, and replaces it with the requirement that the LCSA seek support on the basis of the parent's actual income or earning capacity, as determined based on the specific circumstances of the parent. Requires the Judicial Council to adopt and approve forms to implement these provisions by September 1, 2024. |
| FAM amend 6345   | <b>SB 459 (Rubio), CH. 874</b><br><i>Effective January 1, 2024</i><br><b>Domestic violence: restraining orders</b> | Requires the Judicial Council, by January 1, 2025, to develop forms to be used to modify an order issued under the Domestic Violence Prevention Act.  |
| FAM amend 3011, 3100, 3200   | <b>SB 599 (Caballero), CH. 493</b><br><i>Effective January 1, 2024</i><br><b>Visitation rights</b>                 | Requires a court, when making orders relating to parental custody and visitation, to consider specified factors pertaining to domestic violence, the best interests of the child, and the safety of the parties, and provides that all stipulated child custody orders must be in the best interest of the child. Permits a superior court to serve as a supervised visitation and exchange location.   |

| CODE SECTION(S)  | BILL NUMBER AND CHAPTER, EFFECTIVE DATE, AND TITLE  | SUMMARY DESCRIPTION OF NEW LAW   |
|--|---|--|
| FAM add 6309   | <b>SB 741 (Min), CH. 503</b><br><i>Effective January 1, 2024</i><br><b>Domestic violence restraining orders: prehearing discovery</b> | Requires a party seeking discovery from another party in a proceeding for a protective order under the Domestic Violence Prevention Act (DVPA) to obtain court approval before seeking the discovery. Provides that a court may grant a request for discovery only on a showing of good cause for discovery by the party making the request. Presents factors for the court to consider when weighing a request for discovery in a DVPA matter, and provides that, if the court finds good cause and grants a request for discovery, the court may either (1) continue the commencement of hearing for a reasonable period to permit one or more methods of discovery, or (2) commence the hearing to receive evidence, and then continue the hearing to permit one or more methods of discovery. If the court continues the hearing to allow for discovery, the court must extend, and may modify, any restraining order in place.  |
| GOV add and repeal 7923.601; PEN amend 832.7, 851.93, 1203.4, 1203.4b, 1203.41, 1203.42, 1203.425, 1203.45, 2020, 2021, 2022, 5002, 5003, 5006, 13777, 30012, heading of article 2 at 2020 et seq., repeal 1203.426, add 5033, 6405; PCC add 10199 et seq.; PRC add 5029.7, 21097; WIC amend 209, 875, 885, add 208.55 | <b>AB 134 (Committee on Budget), CH. 47</b><br><i>Effective Immediately</i><br><b>Public safety trailer bill</b>                      | Among other things, as part of the 2023–24 Budget Package, makes specific statutory changes relating to public safety. <b>Sections 5, 10–11:</b> Delays the implementation of SB 731 (Durazo; Stats. 2022, ch. 814), which expands criminal records relief by one year to July 1, 2024. <b>Sections 6–9, 13:</b> Eliminates administrative fees related to record sealing and postconviction remedies under Penal Code sections 1203.4, 1203.41, 1203.42, and 1203.45. <b>Section 30.</b> Provides that the baseline term of confinement for a youth transferred from the Division of Juvenile Justice (DJJ) to a secure youth treatment facility (SYTF) must not exceed the youth's projected juvenile parole board date, as reflected in the transition report completed by the DJJ. Clarifies that progress review hearings for youth committed to an SYTF must be held even if the youth is in a less restrictive placement. Authorizes the court to reduce the time in the less restrictive placement or, if the youth has failed to comply with the terms of probation, to modify those terms and conditions or return the youth to the SYTF. Provides that a court may not detain a person who is 25 years of age or older in a county juvenile facility unless the court finds that doing so is in the person's best interest and does not pose a risk to the other youth in the facility. Authorizes the court to order commitment or detention of a person 25 years of age or over and subject to the jurisdiction of the juvenile court into an adult facility, or into a less restrictive program if the person is otherwise eligible for that program. Prohibits placing a person who was sentenced to state prison and was found to be a ward and committed to DJJ in a juvenile facility unless the court finds that doing so is in the person's best interest and does not pose a risk to the other youth in the facility. |
| HSC add 103437   | <b>AB 223 (Ward), CH. 221</b><br><i>Effective January 1, 2024</i><br><b>Change of gender and sex identifier</b>                       | Provides that if a person who seeks a change of gender and sex identifier or a single petition for change to the petitioner's name and seeks to recognize the change of the petitioner's gender and sex identifier is under 18 years of age, the petition and any papers associated with the proceeding are to be kept confidential by the courts.   |

| CODE SECTION(S)                       | BILL NUMBER AND CHAPTER, EFFECTIVE DATE, AND TITLE   | SUMMARY DESCRIPTION OF NEW LAW  |
|---------------------------------------|--|---|
| HSC amend 11373, add 11356.6          | <b>AB 890 (Patterson, Joe), CH. 818</b><br><i>Effective January 1, 2024</i><br><b>Controlled substances: probation</b> | Requires the court to order a defendant who is granted probation for specified drug offenses involving fentanyl and other synthetic opiates to complete a fentanyl and synthetic opiate education program, and specifies standards for those programs.  |
| HSC amend 11373; PEN amend 1210, 1211 | <b>SB 46 (Roth), CH. 481</b><br><i>Effective January 1, 2024</i><br><b>Controlled substances: treatment</b>            | Requires a person convicted of a drug offense and granted probation or sentenced under Penal Code section 1170(h) to successfully complete a controlled substance education or treatment program while on probation, outlines standards for these programs, and adds requirements for drug diversion education and counseling.  |
| PEN amend 136.2                       | <b>AB 467 (Gabriel), CH. 14</b><br><i>Effective January 1, 2024</i><br><b>Domestic violence: restraining orders</b>    | Clarifies that a court that sentenced a defendant and issued a 10-year criminal protective order may make modifications to it throughout the duration of the order.   |
| PEN amend 1172.1                      | <b>AB 600 (Ting), CH. 446</b><br><i>Effective January 1, 2024</i><br><b>Criminal procedure: resentencing</b>           | (1) Authorizes a court to recall the sentence and commitment previously ordered and resentence the defendant if the applicable sentencing laws at the time of the original sentence are subsequently changed by a new statutory authority or case law. (2) Specifies that recall and resentencing may be initiated by the original sentencing judge, a judge designated by the presiding judge, or any judge with jurisdiction in the case. (3) Strikes the requirement that the district attorney or the Attorney General (AG) must concur in vacating the conviction and imposing judgment on a necessarily included lesser offense or lesser related offense. (4) Provides that, if the court has recalled the sentence on its own motion, the court must not impose a judgment on any necessarily included lesser offense or lesser related offense if the conviction was the result of a plea bargain, without the concurrence of both the defendant and the district attorney or the AG, if the Department of Justice originally prosecuted the case. (5) Requires the court to consider postconviction factors, and states that evidence that the defendant's incarceration is no longer in the interest of justice includes, but is not limited to, evidence that the defendant's constitutional rights were violated in the proceedings related to the conviction or sentence at issue, and any other evidence that undermines the integrity of the underlying conviction or sentence. (6) Provides that the presumption in favor of recall and resentencing of the defendant may be overcome only if a court finds that the defendant currently poses an unreasonable risk of danger to public safety. (7) States that a defendant is not entitled to file a petition seeking relief from the court and that if a defendant requests consideration for relief, the court is not required to respond. (8) Requires the court, after a ruling on a referral for recall and resentencing, to advise the defendant of their right to an appeal and the necessary steps and time for taking an appeal. |



| CODE SECTION(S)                      | BILL NUMBER AND CHAPTER, EFFECTIVE DATE, AND TITLE  | SUMMARY DESCRIPTION OF NEW LAW   |
|--------------------------------------|---|--|
| PEN amend 11106, 29810, add 29813    | <b>AB 732 (Fong, Mike), CH. 240</b><br><i>Effective January 1, 2024</i><br><b>Crimes: relinquishment of firearms</b>                    | Requires the court, if the probation officer's report does not confirm relinquishment of firearms registered in the defendant's name, to take one of the following actions: (1) if the court finds probable cause that the defendant has failed to relinquish any firearms as required, after a warrant request has been submitted under specified provisions of existing law, to order a search warrant for, and removal of, any firearms at any location where the judge has probable cause to believe the defendant's firearms are located; (2) if the court finds good cause to extend the time for providing proof of relinquishment, to set a court date within 14 days for the defendant to provide proof of relinquishment; or (3) if the court finds that additional investigation is needed, to refer the matter to the prosecuting attorney and set a court date within 14 days for status review.<br><br>Requires a court, if it orders the search for and removal of the defendant's firearms, to set a court date to confirm relinquishment of all firearms.<br><br>If the court orders the search for and removal of a defendant's firearms, requires the search warrant to be executed within 10 days of issuance. |
| PEN amend 1166, 1272                 | <b>AB 791 (Ramos), CH. 545</b><br><i>Effective January 1, 2024</i><br><b>Postconviction bail</b>  | Prohibits a person convicted of an offense punishable by life without the possibility of parole from being released on bail.   |
| PEN amend 784.7                      | <b>AB 806 (Maienschein), CH. 666</b><br><i>Effective January 1, 2024</i><br><b>Criminal procedure: crimes in multiple jurisdictions</b> | Expands the offenses that may be consolidated in a single trial in any county where at least one of the offenses occurred, if the defendant and the victim are the same for all the offenses, to include any crime of domestic violence.   |
| PEN amend 745                        | <b>AB 1118 (Kalra), CH. 464</b><br><i>Effective January 1, 2024</i><br><b>Criminal procedure: discrimination</b>                        | Clarifies that for claims based on the trial record, a defendant can raise a claim alleging a violation of the Racial Justice Act (RJA) on direct appeal from the conviction or sentence. Specifies that the defendant may move to stay the appeal and request remand to the superior court to file an RJA motion.   |
| PEN amend 679.10, 679.11, add 679.13 | <b>AB 1261 (Santiago), CH. 679</b><br><i>Effective January 1, 2024</i><br><b>Crime: witnesses and informants</b>                        | Codifies the procedures for a noncitizen qualified criminal informant to obtain certification from a certifying entity for purposes of obtaining a federal S visa.   |

| CODE SECTION(S)   | BILL NUMBER AND CHAPTER, EFFECTIVE DATE, AND TITLE  | SUMMARY DESCRIPTION OF NEW LAW  |
|---|---|---|
| PEN amend 4019, 11105, add and repeal 1203.44   | <b>AB 1360 (McCarty), CH. 685</b><br><i>Effective January 1, 2024</i><br><b>Hope California: Secured Residential Treatment Pilot Program</b>  | Authorizes the counties of Sacramento and Yolo to offer a voluntary secured residential treatment pilot program, known as "Hope California" for individuals who suffer from substance use disorders and have been convicted of drug-motivated felony crimes that qualify under the criteria and conditions the bill.  |
| PEN amend 1001.36   | <b>AB 1412 (Hart), CH. 687</b><br><i>Effective January 1, 2024</i><br><b>Pretrial diversion: borderline personality disorder</b>              | Removes borderline personality disorder as an exclusion for pretrial mental health diversion.   |
| PEN amend 667.1, 1170.125, 1192.7   | <b>SB 14 (Grove), CH. 230</b><br><i>Effective January 1, 2024</i><br><b>Serious felonies: human trafficking</b>                               | Includes human trafficking of a minor within the definition of a serious felony for all purposes, including for purposes of the Three Strikes Law, except as specified, thereby expanding the scope of an enhancement.  |
| PEN amend 1370.01; WIC amend 5970, 5970.5, 5971, 5972, 5973, 5974, 5975.1, 5976, 5976.5, 5977, 5977.1, 5977.2, 5977.3, 5977.4, 5978, 5981.5, 5982, 5983, 5986, add 5975.2, 5975.3 | <b>SB 35 (Umberg), CH. 283</b><br><i>Effective Immediately</i><br><b>Community Assistance, Recovery, and Empowerment (CARE) Court Program</b> | Makes numerous clarifying changes to the Community Assistance, Recovery, and Empowerment (CARE) Act, including but not limited to, allowing a subordinate judicial officer to preside over CARE Act proceedings and prohibiting a fee to file a CARE Act petition. Clarifies that all reports, evaluations, or other information filed with the court related to the respondent's health must be confidential, and permits the respondent, at any time, to petition the court for an order sealing those records or any other court records in a CARE Act proceeding. Creates a presumption in favor of sealing the records if such a petition is filed. After a criminal court has referred a defendant to the CARE program, requires the hearing to determine the defendant's eligibility to be held within 14 court days after the date on which the petition for the referral is filed. |
| PEN amend 851.865, 1485.5, 1485.55, 4902, 4904  | <b>SB 78 (Glazer), CH. 702</b><br><i>Effective January 1, 2024</i><br><b>Criminal procedure: factual innocence</b>                            | Allows a person to petition a court for a finding that they are entitled to wrongful conviction compensation, if the court has granted a writ of habeas corpus or vacated a judgment and the charges against the person were dismissed or the person was acquitted on retrial.  |
| PEN amend 1473  | <b>SB 97 (Wiener), CH. 381</b><br><i>Effective January 1, 2024</i><br><b>Criminal procedure: writ of habeas corpus</b>                        | Authorizes broader bases for the prosecution of a writ of habeas corpus when new evidence is discovered after trial, creates a presumption in favor of granting relief if the prosecution stipulates to a factual or legal basis for the relief, and provides for continuity of counsel on retrial.   |



| <b>CODE SECTION(S)</b>   | <b>BILL NUMBER AND CHAPTER, EFFECTIVE DATE, AND TITLE</b>   | <b>SUMMARY DESCRIPTION OF NEW LAW</b>  |
|--|---|--|
| PEN amend 11166.4  | <b>SB 603 (Rubio), CH. 717</b><br><i>Effective January 1, 2024</i><br><b>Children's advocacy centers: recordings</b>    | Creates a process and standards for the release of recordings of interviews taken by a children's advocacy center during a child abuse investigation. Provides that the children's advocacy center or other identified multidisciplinary team member custodian must ensure that all recordings of child forensic interviews be released only in response to a court order. Requires the court to issue a protective order as part of the release, unless the court finds good cause that the disclosure of the interview should not be subject to such an order.   |
| PEN amend 1170.18  | <b>SB 749 (Smallwood-Cuevas), CH. 633</b><br><i>Effective Immediately</i><br><b>Criminal procedure: sentencing</b>      | Removes the deadline to file petitions for relief for persons seeking reduction of prior felony convictions to misdemeanors, as authorized by Proposition 47.  |
| GOV amend 15403, amend and renumber 7599; PEN amend 192, 457.1, 679.027, 745, 1004, 1203.4b, 1370, 3003, 3040, 3042, 3053, 3053.5, 3055, 3058.6, 3058.65, 3058.9, 3066, 4019, 6141, 29805, 30400; VEH amend 12801.9; WIC amend 628.2, 727.13, 4336 | <b>SB 883 (Committee on Public Safety), CH. 311</b><br><i>Effective January 1, 2024</i><br><b>Public Safety Omnibus</b> | Makes technical and noncontroversial changes to various code sections relating generally to criminal justice laws. Specifically, among other things: <ul style="list-style-type: none"> <li>• Changes the definition of a crime by removing exhibition of speed from the definition of "gross negligence" for purposes of vehicular manslaughter and adds engaging in a motor vehicle speed contest;</li> <li>• Specifies that participation in an institutional firehouse must also be successful for the person to qualify for record expungement, and makes other nonsubstantive clarifying changes to the existing provision;</li> <li>• Changes the definition of a crime by clarifying that a violation of the ghost gun prohibition is a misdemeanor;</li> <li>• Provides that a defendant may also demur to the accusatory pleading at any time before the entry of a plea, when the statutory provision alleged in the accusatory pleading is constitutionally invalid; and</li> <li>• States that any act enacted by the Legislature during the 2023 calendar year that amends this bill must prevail over this bill, whether the bill is enacted before or after the enactment of this bill.</li> </ul> |
| PROB amend 2352.5, add 2351.2  | <b>SB 280 (Laird), CH. 705</b><br><i>Effective January 1, 2024</i><br><b>Review of conservatorships: care plans</b>     | Beginning January 1, 2025, requires probate conservators to submit to the court confidential comprehensive care plans for the care of conservatees and the management of their estates, and permits courts to impose sanctions if the plans are not submitted as required. Requires the Judicial Council to develop and adopt a mandatory form for the care plan by January 1, 2025.   |
| PROB amend 300, 1304, add 16600 et seq.  | <b>SB 801 (Allen), CH. 721</b><br><i>Effective January 1, 2024</i><br><b>California Uniform Directed Trust Act</b>      | Enacts the California Uniform Directed Trust Act to establish a statutory framework for directed trusts and the power, duties, and liability of a trust director. Provides that by accepting appointment as a trust director, the trust director submits to personal jurisdiction of the courts of this state.   |

| CODE SECTION(S)  | BILL NUMBER AND CHAPTER, EFFECTIVE DATE, AND TITLE   | SUMMARY DESCRIPTION OF NEW LAW   |
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| WIC amend 361.5, 366.22  | <b>AB 937 (McKinnor), CH. 458</b><br><i>Effective January 1, 2024</i><br><b>Dependency: family reunification services</b>          | Requires a juvenile court, when it finds at an 18-month review hearing that reasonable reunification services were not provided to the parent, to order that six additional months of services be provided, unless the court finds, by clear and convincing evidence, that extending the period of reunification services would be detrimental to the child.   |
| WIC amend 362, add 362.8   | <b>AB 954 (Bryan), CH. 552</b><br><i>Effective January 1, 2024</i><br><b>Dependency: court-ordered services</b>                    | Requires a juvenile court to inquire whether a parent or guardian can afford court-ordered services when making reasonable orders relating to a dependent child, and prohibits a court from declaring a parent or guardian noncompliant with the order if it finds that the parent or guardian could not afford the services or that paying for the service would create an undue financial hardship and the social worker did not provide a comparable free service that was accessible and available.  |
| CIV amend 2924j; CCP amend 85, 86, 86.1, 116.220, 116.221, 1710.20, 1733; FAC amend 7581, 12647, 27601, 52514, 53564; PEN amend 1305.5 | <b>SB 71 (Umberg), CH. 861</b><br><i>Effective January 1, 2024</i><br><b>Jurisdiction: small claims and limited civil case</b>     | Increases the jurisdiction of the small claims court over actions brought by a natural person from \$10,000 to \$12,500 and raises the jurisdictional limit in other cases currently under the small claims court jurisdiction, as specified. Increases the jurisdictional limit for the amount in controversy in actions or proceedings to be treated as limited civil cases from \$25,000 to \$35,000.   |
| WIC amend 366.21, 366.22, 366.25   | <b>SB 463 (Wahab), CH. 714</b><br><i>Effective January 1, 2024</i><br><b>Dependent children</b>                                    | Eliminates the evidentiary presumption in juvenile court that a parent's or guardian's lack of participation or progress in a treatment program endangers the child, for purposes of determining whether the child should be returned to the parent's or guardian's custody.   |
| WIC amend 707, 707.5, add 707.2  | <b>SB 545 (Rubio), CH. 716</b><br><i>Effective January 1, 2024</i><br><b>Juveniles: transfer to court of criminal jurisdiction</b> | Requires consideration of a minor's status as a victim of human trafficking or sexual abuse when determining whether to transfer a case from juvenile court to adult criminal court or to remand back to the juvenile court a case that had previously been transferred to the criminal court.   |
| WIC amend 319  | <b>SB 578 (Ashby), CH. 618</b><br><i>Effective January 1, 2024</i><br><b>Juvenile court: dependents: removal</b>                   | Requires a social worker to include, in their report for a detention hearing in a dependency case, information about potential harms a child may experience if removed from their parent's or guardian's home, and requires a court to consider the short-term and long-term harms to the child that may result from the continued removal. If the court finds removal is necessary, requires the court to document, in a written order or on the record, the basis for its findings and the evidence it relied on, the child's placement and the basis for determining that it is the least disruptive alternative for the child, and any other measures to be taken to alleviate disruption and minimize the harms to the child. |

| CODE SECTION(S) | BILL NUMBER AND CHAPTER, EFFECTIVE DATE, AND TITLE   | SUMMARY DESCRIPTION OF NEW LAW  |
|-----------------|--|---|
| WIC add 5623.6  | <b>SB 717 (Stern), CH. 883</b><br><i>Effective January 1, 2024</i><br><b>County mental health services</b> | Requires a court to notify individuals who are found incompetent to stand trial, whose misdemeanor charges have been dismissed by the court, and who are not receiving court-directed services of their need for mental health services. Requires the court to provide information to the individual, including the name, address, and telephone number of the county behavioral health department; the name and contact information of the behavioral health professional who was providing services to them while incarcerated, if any; contact information for the Medi-Cal program; and a list of available community-based organizations where the individual could obtain mental health services. |



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|----------------------|---|
| Terry Olson          | Ignacio Solorio - Array                       |
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|                      | Gemini Legal Support - John Blake             |
|                      | Steno - Renee Rees                            |

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The Honorable Daniel Calabretta - U.S.D.C. Eastern District  
The Honorable Kendall Newman - U.S.D.C. Eastern District  
Cathy Waltz - U.S.D.C. Eastern District Bankruptcy Court  
Colette Bruggman - Third District Court of Appeals  
Christie Galindez - Yolo County Superior Court  
Jennifer Tisdale - Placer County Superior Court  
Jessica Gable - Sacramento County Superior Court

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Charlene Davis  
Director, Catering & Convention Services  
Sacramento Hilton Arden West





# NOTES





# NOTES



# NOTES



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916.539.0998

[Ignacio.Solario@TRUSTARRAY.com](mailto:Ignacio.Solario@TRUSTARRAY.com)