

Admin.

July 20, 2021

Memorandum 2021-34

Election of Officers

Each year, the Commission¹ elects a Chairperson and Vice Chairperson to serve a one-year term, ending on August 31 or until the election of successors, whichever is later. Thus, the terms of the incumbent Chairperson, Crystal Miller-O'Brien, and the incumbent Vice Chairperson, Rick Simpson, will end on August 31, 2021.

Regarding the Commission's officers, the Handbook of Practices and Procedures states (with footnotes omitted):

150. Officers

(a) The officers of the Commission are the Chairperson² and the Vice Chairperson.

(b) The terms of office are one year, commencing on September 1. Officers hold office until the following September 1 or the election of successors, whichever is later.

(c) In case of a vacancy in the office of Chairperson or Vice Chairperson, the Commission shall elect new officers for the remainder of the term.

(d) No officer is eligible to succeed himself or herself in the same office in which the officer has served a full term. However, an officer who has served for less than a full term may succeed himself or herself in the same office for a full term. If the Chairperson is reelected to office under this provision, the incumbent Vice Chairperson is eligible for reelection even though reelection may result in the Vice Chairperson succeeding himself or herself for another full term.

(e) Before the terms of the Chairperson and Vice Chairperson end, the staff will prepare a memorandum entitled "Election of Officers" for the Commission to consider at an upcoming meeting.

1. Any California Law Revision Commission document referred to in this memorandum can be obtained from the Commission. Recent materials can be downloaded from the Commission's website (www.clrc.ca.gov). Other materials can be obtained by contacting the Commission's staff, through the website or otherwise.

The Commission welcomes written comments at any time during its study process. Any comments received will be a part of the public record and may be considered at a public meeting. However, comments that are received less than five business days prior to a Commission meeting may be presented without staff analysis.

2. Gov't Code § 8283.

This will provide an opportunity for the Commission to elect officers for the coming term.

With that information in mind, the Commission should elect a new Chairperson and Vice Chairperson to take office on September 1, 2021, and hold office until August 31, 2022, or the election of successors, whichever is later.

Respectfully submitted,

Brian Hebert
Executive Director