
MINUTES OF MEETING
CALIFORNIA LAW REVISION COMMISSION
APRIL 15, 2010
SACRAMENTO

A meeting of the California Law Revision Commission was held in Sacramento on April 15, 2010.

Commission:

Present: Susan Duncan Lee, Chairperson
Justice John Zebrowski (ret.), Vice-Chairperson
Diane Boyer-Vine, Legislative Counsel
Sidney Greathouse
Pamela L. Hemminger
Ali Jahangiri

Absent: Ellen Corbett, Senate Member
Noreen Evans, Assembly Member

Staff: Brian Hebert, Executive Secretary
Barbara Gaal, Chief Deputy Counsel
Catherine Bidart, Staff Counsel
Cindy Dole, Visiting Fellow

Absent: Steve Cohen, Staff Counsel

Consultants: None

Other Persons:

Eric Premack, Charter Schools Development Center

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MINUTES OF FEBRUARY 25, 2010, COMMISSION MEETING

1 The Commission approved the Minutes of the February 25, 2010, Commission
2 meeting as submitted by the staff.

ADMINISTRATIVE MATTERS

3 **Report of Executive Secretary**

4 The Executive Secretary reported that former Commissioner Christine Byrd
5 has been appointed to the Los Angeles County Superior Court.

6 **Meeting Schedule**

7 The Commission considered Memorandum 2010-11, relating to the
8 Commission’s 2010 meeting schedule.

9 The Commission changed the date of the October 2010 meeting. The meeting
10 will be held on October 14, 2010, in Sacramento.

11 **New Topics and Priorities**

12 The Commission considered Memorandum 2010-12 discussing a background
13 study that is being prepared by former Executive Secretary Nathaniel Sterling.
14 The study will examine creditor claims and family protections with respect to
15 assets transferred on death outside of probate.

16 The Commission will commence work on that topic as soon as the
17 background study is received. The first step in the study will be to approve the
18 background study for public distribution, in order to solicit public comment on
19 the topic.

1 The Commission expressed its appreciation to Mr. Sterling for his volunteer
2 efforts in preparing this important background study.

LEGISLATIVE PROGRAM

3 The Commission considered Memorandum 2010-13 and its First Supplement,
4 Memorandum 2010-14, and Memorandum 2010-15, reporting on the
5 Commission's 2010 legislative program. The Commission made the following
6 decisions in connection with that topic:

7 **SB 1080 and SB 1115 (Committee on Public Safety) — Deadly Weapons**

8 As discussed at pages 2-3 of the First Supplement to Memorandum 2010-13,
9 the Comment to Business and Professions Code Section 7574.14 should be
10 revised as follows:

Comment. ~~Subdivision (j) of Section 7574.14 is amended to
make a technical revision.~~

Subdivision (k) of Section 7574.14 is amended to reflect
nonsubstantive reorganization of the statutes governing control of
deadly weapons.

11 Similarly, the Comment to Fish and Game Code Section 10500 should be revised
12 as follows:

Comment. Subdivision (b) of Section 10500 is amended to
reflect nonsubstantive reorganization of the statutes governing
control of deadly weapons.

~~Subdivision (g) is amended to make a technical revision.~~

13 In addition, the Comment to Penal Code Section 833.5 should be revised as
14 follows:

Comment. Subdivision (e) of Section 833.5 is amended to reflect
nonsubstantive reorganization of the statutes governing control of
deadly weapons. ~~That subdivision is also amended to make a
technical revision.~~

15 **SB 105 (Harman) — Donative Transfer Restrictions**

16 The Commission authorized the staff to suggest a minor refinement of SB 105
17 to Senator Harman: the counseling required when an independent attorney
18 prepares a certificate of independent review should take place out of the
19 presence of the transferor's beneficiaries and non-beneficiary heirs. See
20 Memorandum 2010-14, pp. 5-6.

