

MEMORANDUM 2025-1

Minutes of Meeting on October 10, 2024 (Draft)

The California Law Revision Commission held a meeting on October 10, 2024 in Sacramento.¹ The public was also able to attend the meeting via Zoom teleconference.

A draft of Minutes for the October 10, 2024, meeting is attached for the Commissioners to review.

The attached draft will be deemed final after it is approved by a vote of the Commission. When voting, the Commission may make specific changes to the Minutes. If so, those changes will be memorialized in the Minutes for the meeting at which the vote occurred.

The Bagley-Keene Open Meeting Act provides that attendees cannot be required to identify themselves.² As a means of observing that rule for teleconference attendees, the attendee list only includes teleconference attendees who have affirmatively consented to being identified in the Minutes as part of the teleconference registration process required for those who wish to attend the meeting.

Respectfully submitted,

Sharon Reilly
Executive Director

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 § [11124](#).

***DRAFT* MINUTES OF MEETING
CALIFORNIA LAW REVISION COMMISSION**

October 10, 2024

A meeting of the California Law Revision Commission was held in Sacramento on October 10, 2024.

ATTENDANCE

Commission

Present Amb. (r.) David Huebner, Chairperson
 Xochitl Carrion, Vice-Chairperson
 Maria Bee
 David A. Carrillo
 Ana Cubas
 Cara Jenkins, Legislative Counsel
 Victor King
 Richard Simpson

Absent Assembly Member Ash Kalra
 Senator Catherine Blakespear

Commission Staff

Sharon Reilly, Executive Director
Steve Cohen, Staff Counsel
Sarah Huchel, Staff Counsel
Debora Larrabee, Chief of Administrative Services
Megan Hayenga, Office Technician

Antitrust Experts

Cheryl Johnson, Consultant to Commission
Abiel Garcia, Working Group 8

Invited Speakers

Prof. Daniel Rubinfeld
Coalition for App Fairness: Gene Burrus
OpenAI: Adam Cohen
Prof. Tejas Narechania
Prof. Robin Feldman
Katherine Gudiksen
California Pharmacists Association: Michelle Rivas
Motion Picture Association: Dan Robbins and Aren Megerdichian

Other Attendees¹

Angel Lin	Khushita Vasant
Blue Aldrich	Lusine Chinkejian
Bruce Wick	Megan Abell
Brynne O’Neal	Melissa Patack
Byron Clerk	Mona Masri
Carl London	Nadia Mahallati
Carlia Suba	Nadia Schuman
Clayton Vickers	Navnit Puryear
Deanna LaTour-Jarquin	Robert Singleton
Diana Moss	Sarah Wohl
Edmund Velasco	Shahil Pal
Eric Enson	Stephanie Adamson King
Erinn VanderMeer	Steven Cruz
Jason Ikerd	Teri Olle
Kathy Banuelos	Titus Wu
Katie Gudiksen	Tracy Rosenberg
Katie Lindsay	Whitney Prout

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¹ Members of the public are only identified in the Minutes as attendees if they expressly consented to being identified either when registering to attend via teleconference or by completing the voluntary visitor register at an in-person meeting location.

APPROVAL OF ACTIONS TAKEN

Unless otherwise indicated, the Commission decisions noted in these Minutes were approved by all members present at the meeting. If a member who was present at the meeting voted against a particular decision, abstained from voting, or was not present when the decision was made, that fact is noted below.

MINUTES

The Commission considered Memorandum 2024-39, presenting draft Minutes of the August 15, 2024, meeting.

The Commission approved the Minutes without change.

CLOSED SESSION

The Commission met in closed session to consider personnel matters, pursuant to Government Code Section 11126.

ADMINISTRATIVE MATTERS

Report of the Executive Director

The Executive Director reported on the following matters:

- The staff has almost completed the IT migration.
- California is facing a budget shortfall, and Legislature chose to address it by eliminating vacant positions and imposing an across-the-board cut of 7.95% to all budgets. However, the Commission's vacancies have not been eliminated and the staff does not believe that they will be eliminated. The staff has also not received any direction from the Department of Finance on the 7.95% cut, which would be very difficult for the Commission to absorb because of its size. The staff reported they will continue working closely with the Department of Finance on this matter.
- The staff noted a goal for next year is to secure sufficient office space for all the Commission staff, if the budget permits.

Commissioner Suggestions

There were no suggestions made by Commissioners.

New Topics and Priorities

The Commission considered Memorandum 2024-41 and agreed with the work priorities proposed by the staff, and to defer for future consideration the Proposed New Study on Probate Code.²

Meeting Schedule

The Commission considered Memorandum 2024-42 and decided to adopt the schedule as proposed, except to change the January 9, 2024 meeting to January 23, 2024.

Election of Officers

The Commission considered Memorandum 2024-40 discussing the election of officers to serve from October 11, 2022 to August 31, 2025 (or until the selection of a successor). Commissioner Xochitl Carrion was elected to serve as Chairperson; Commissioner Rick Simpson was elected to serve as Vice-Chairperson.

2024 LEGISLATIVE PROGRAM

The Commission considered Memorandum 2024-43, discussing the Commission's 2024 legislative program.

No Commission decisions were required or made.

STUDY B-750 — ANTITRUST LAW

The Commission considered the following memoranda:

- Memorandum 2024-46, presenting a status update for this study, and Supplements 1 to 3 thereto.
- Memorandum 2024-47, presenting the expert report Artificial Intelligence.

The Commission heard presentations from the expert working group on the report addressing Artificial Intelligence and remarks from invited speakers.

No Commission decisions were required or made.

STUDY E-200 — RECODIFICATION OF TOXIC SUBSTANCE STATUTES

The Commission considered Memorandum 2024-44, presenting a recurring cumulative draft of proposed recodified provisions of Chapter 6.5 of Division 20 of the Health and Safety Code that have previously been provisionally approved for inclusion in a future

² See Memorandum [2024-41](#), pp. 8-9.

tentative recommendation recodifying that chapter.

No Commission decisions were required or made relating to Memorandum 2024-44.

The Commission also considered Memorandum 2024-45, presenting a staff draft of additional proposed recodified provisions of Chapter 6.5 for provisional inclusion in that future tentative recommendation.

The Commission provisionally approved the inclusion of the proposed revisions presented by Memorandum 2024-45 in that future tentative recommendation.

STUDY G-300 — STATE AND LOCAL AGENCY ACCESS TO CUSTOMER INFORMATION FROM COMMUNICATION SERVICE PROVIDERS

The Commission considered Memorandum 2024-48, presenting a status update for this study. No Commission decisions were required or made. The staff will continue stakeholder outreach to discuss potential revisions to the Commission's recommendation.

STUDY H-109 — LANDLORD-TENANT TERMINOLOGY

The Commission considered Memorandum 2024-49, presenting a staff draft of a final report for the Commission's approval as a final report in this study.

The Commission approved the presented draft as a final report for submission to the Legislature.
