MEMORANDUM 2027-1

Minutes of Meeting on October 30, 2026 (Draft)

The California Law Revision Commission held a meeting on October 30, 2026, in Sacramento and via teleconference.[1] The public was able to attend the meeting in person or via teleconference.

A draft of the Minutes for the October 30, 2026, meeting is attached for the Commissioners to review.

The attached draft will be deemed final after it is approved by 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 or who identified themselves during public comment.

Respectfully submitted,

Sharon Reilly
Executive Director

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[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. Code § 11124.

DRAFT MINUTES OF MEETING
CALIFORNIA LAW REVISION COMMISSION

October 30, 2026

A meeting of the California Law Revision Commission was held in Sacramento and via teleconference on October 30, 2026.

ATTENDANCE

Commission

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

Absent Senator Eloise Gómez Reyes
Assembly Member Blanca Pacheco

Commission Staff

Sharon Reilly, Executive Director
Sarah Huchel, Chief Deputy Director
Amy Seilliere, Attorney III
Christie House, Chief Administrative Officer
Megan Hayenga, Analyst II

Antitrust Expert

Cheryl Johnson, Consultant to the Commission

Other Attendees[1]

Ryan Allain
Christofer Arroyo
Annalee Augustine
John Brady
Sam Chung
Faith Conley
Soham Dwivedi
Kathleen Foote
Alex Ford
Ben Golombek
Rose Harris
Katie Jennings
Courtney Jensen
Stephanie Kimball
Jessica Kramer
Gilbert Lara

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

Kent Leacock
Peter Leroe-Muñoz
Mona Masri
Yusef Miller
Nicole Norman
Janice O'Malley
Tiffany Phan
Matt Roman
Kedharnath Sankararaman
Chris Shultz
Teagan Smith
Jennifer Suh
Ben Turner
Jason Willis

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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.

CLOSED SESSION

The Commission met in closed session to discuss a personnel matter pursuant to Government Code Section 11126. No Commission decisions were required or made.

MINUTES

The Commission considered Memorandum 2026-34, presenting the draft Minutes of the August 17, 2026, meeting. The Commission approved the Minutes without change.

ADMINISTRATIVE MATTERS

Report of the Executive Director

The Executive Director reported on the following matters:

- Budget Update
- Moving into 925 L update
- December 10, 2026 Commission meeting – possible lunch at new office
- Use of AI. The staff informed the Commission of the intent to contract with Anthropic for Claude usage pursuant to the state contract.

Commissioner Suggestions

There were no suggestions made by Commissioners.

Election of Officers

The Commission considered Memorandum 2026-35 which describes the terms for Commission officers and the election process. The Commission elected Victor King as the Chair and Maria Bee as the Vice Chair to take office on October 31, 2026 and hold office until October 31, 2027, or until the election of successors, whichever is later.

2026 LEGISLATIVE PROGRAM

The Commission considered Memorandum 2026-36 presenting the status of the Commission's legislative program, which included an update on the Commission's Biennial Resolution of Authority, Resolution Chapter 148 of the Statutes of 2026 (ACR 168, Pacheco); the Equal Rights Study[2] Chapter 952 of the Statutes of 2026 (AB 2563, Pacheco); and Antitrust Law[3] Chapter 826, Statutes of 2026 (AB 1776, Aguiar-Curry).

The Commission declined to consider whether to revise the Commission's Final Recommendation in the Equal Rights Study and deferred that decision to a future meeting. The Commission briefly reviewed the August 2026 amendments to AB 1776. The Commission directed staff to provide the history and analysis of how the Commission decides to make revisions to a Commission Recommendation in response to legislation

[2] Equal Rights Amendment, Study I-100.
[3] Antitrust Law, Study B-750 (Single Firm Conduct).

enacted to implement a Recommendation. This is intended to facilitate a broader discussion about the underlying policy of changing Recommendations to conform to what the legislature ultimately passes.

STUDY B-750 — ANTITRUST LAW

The Commission considered Memorandum 2026-39, presenting a Staff Draft Tentative Recommendation on Mergers and Acquisitions. The Commission approved the Staff Draft Tentative Recommendation for circulation as a Tentative Recommendation, with comments due by December 15, 2026.

(Commissioner Jenkins was not present for this decision.)

STUDY I-200 — TERMINOLOGY RELATING TO PERSONS WITH DISABILITIES

The Commission considered Memorandum 2026-40 and the First and Second Supplement thereto, presenting a Discussion Draft and public comments related to the Commission's Tentative Recommendation to make no change to current law.

The Commission decided not to approve the Discussion Draft and instead voted to direct the staff to prepare a Staff Draft Tentative Recommendation reflecting the Commission's following tentative recommendations:

1. For those phrases with a definition, "dependent person/adult" shall become "person/adult with a disability as defined in Section X."
2. For those phrases without a definition, "dependent person/adult" shall become "person/adult with a disability."
3. Include language clarifying that the terminology change shall not change the underlying meaning.

(Commissioner Jenkins was not present for this decision.)

STUDY J-507 — CIVIL DISCOVERY IMPROVEMENTS: INFORMAL DISCOVERY CONFERENCES

The Commission considered Memorandum 2026-41, which presented the staff's findings from its survey and interviews regarding informal discovery conferences (IDCs) and agreed with staff's preliminary recommendations to codify IDC practice. The Commissioners asked the staff to research further whether legislation is necessary to grant courts authority to consider IDC conduct when deciding sanctions, or if courts have the authority to issue such sanctions under existing law.

The Commission also suggested staff reach out to the Los Angeles County Bar Association, who hosted a recent program on civil discovery practices.

STUDY J-1500 — WRIT PROCEDURES

The Commission considered Memorandum 2026-42, which provided background on California's current writ practice and briefly described writ practice federally and in other states. The Memorandum also proposed the study focus on appellate writs of mandate, prohibition, and certiorari.

In response to comments received from Commissioner Carrillo and Justice Bromberg before the meeting, the staff adjusted the proposed scope to first focus on appellate writs of mandate, prohibition, and certiorari, and then focus on writs of supersedeas in a subsequent phase.

Commissioner Carrillo suggested a correction to the Memorandum and encouraged staff to reach out to the California Academy of Appellate Lawyers for additional feedback. Commissioners Carrillo and Huebner encouraged staff to research simplifying the types of writs, and the Commission agreed with the staff's proposed next steps for the study.

STUDY G-500 — EDUCATION REPORTING

The Commission considered Memorandum 2026-43 which summarized the staff's outreach on local education agency reporting (LEA) issues and recommended engaging Jason Willis, Director of the Transformative Change Partnership at the McGeorge School of Law, as a consultant for this study.

The Commission voted to approve the consultant contract.
