



## Committee to Review the Operations and Structure of the Commission on Judicial Performance

### Notice of Meeting and Agenda of the Committee

*Open to the Public*

*Please direct requests for ADA accommodation to  
[CommitteeAccess@cjp.ca.gov](mailto:CommitteeAccess@cjp.ca.gov)*

***Meeting materials are available through hyperlinks at the end of this document***

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**September 14-15, 2022**

**Malcolm M. Lucas Board Room  
Ronald M. George State Office Complex  
455 Golden Gate Avenue, 3<sup>rd</sup> Floor, San Francisco**

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### **MEETING AGENDA**

**A link to allow remote participation has been provided in this agenda.**

**All times indicated and the order of business are approximate and subject to change.**

**Items scheduled for a particular day may be moved to an earlier or later day to facilitate the Committee's business.**

**Public comment will be taken on each agenda item before or during consideration of the item.<sup>1</sup>**

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<sup>1</sup> *The Committee welcomes public comment regarding the work of the Committee and on specific agenda items as it can enhance the Committee's understanding of the issues before it. Everyone who wishes to speak will be provided an opportunity. Those who wish to request in advance the opportunity to speak at the public hearing can submit their request to [CommitteePublicComment@cjp.ca.gov](mailto:CommitteePublicComment@cjp.ca.gov) by 4:00 p.m., Monday, September 12.*

*Members of the public may submit written comments for this meeting to [CommitteePublicComment@cjp.ca.gov](mailto:CommitteePublicComment@cjp.ca.gov) by 1:00 p.m., Tuesday, September 13, 2022. All written comments submitted by this deadline will be distributed to Committee members for their consideration in advance of this meeting.*

**September 14, 2022\***

To participate remotely:

<https://primetime.bluejeans.com/a2m/live-event/gjgpaqqu>

**Start 9:30 a.m.**

- I. Roll Call**
- II. Introductory Remarks and Meeting Overview by Beth Krom, Chair**
- III. Committee Business**

Presentation of Memorandum Analyzing State Auditor’s Report on CJP, and Related Issues for Consideration prepared by the Research and Report Subcommittee.

Input and engagement with representatives of the three branches of CA state government, members of the judiciary and attorneys.

**Lunch Break: 12 noon – 1:00 p.m.**

**1:00 p.m.**

- IV. Public Hearing**

The committee will receive comments from the public on matters pertaining to the operations and structure of the CJP. This may include input on structural changes to the CJP recommended by the State Auditor, input relating to the public and statutory interests CJP was established to ensure and protect and, within the scope of this committee and the authority of the CJP, recommendations that might benefit the work of the CJP and improve its operation.

- V. Take-aways**

The committee will share thoughts and reflect on take-aways from the presentations and public hearing in preparation for the more focused work on day two of the meeting.

**Adjourn**

**September 15, 2022\***

To participate remotely:

<https://primetime.bluejeans.com/a2m/live-event/farpysci>

**Start 9:30 a.m.**

**VI. Roll Call**

**VII. Introductory Remarks and Meeting Overview by Beth Krom, Chair**

**VIII. Committee Business**

Referencing the Memorandum Analyzing State Auditor’s Report on CJP, and Related Issues for Consideration prepared by the Research and Report Subcommittee, as well as all other documents, presentations and resources provided since we commenced our work, the committee as a whole will review discuss, evaluate and consider matters including, but not limited to:

1. The operational and structural changes of CJP recommended by the State Auditor
2. How to assess whether recommendations the committee may make best advance the public and statutory interests CJP was established to ensure and protect.
3. How to ensure the decisions and recommendations presented in our report; respond to the charge placed in us by the Legislature.
4. How the recommendations we make might benefit the work of the CJP and improve its operation.
5. How to ensure stakeholder input was invited, presented and considered.
6. What public policy interests will be advanced by our recommendations.
7. How our process ensures that those reading our report will understand how the recommendations we present were arrived at by the committee.

**Lunch Break: 12 noon – 1:00 p.m.**

**IX. Review of Timeline and Future Meeting Schedule**

**Adjourn**

**Materials to be presented, reviewed, or considered at this meeting:**

[The CJP System: The Defense Bar Experience](#)

[Memorandum Analyzing State Auditor's Report on CJP, and Related Issues](#)

[Model Rules for Judicial Disciplinary Enforcement](#)

[Recommendations for Judicial Discipline Systems](#)

[April 2022 Presentation: Committee to Review the Operations and Structure of the Commission on Judicial Performance](#)

[Commission Proceedings Flow Charts](#)

[Government Code Section 68770 through 68772](#)

[California Constitution Article Six, Sections 8, 18, 18.1 and 18.5](#)

[California State Auditor - Report 2016-137 Recommendations](#)

[California Code of Judicial Ethics](#)

[JLAC Letter](#)

[A Handy Guide to the Bagley-Keene Open Meeting Act 2004](#)

[Bifurcated Judicial Discipline Systems](#)

[Composition of Judicial Conduct Commissions \(NCSC\)](#)

[Judicial Discipline Presentation by Cynthia Gray](#)

[Draft Subcommittees to Committee](#)

[July 2022 Presentation: Overview of the CJP](#)

[Bagley-Keene Open Meeting Act Presentation by Amy S. Ackerman](#)

\*The links above will take you to the livestreaming event. Enter your name and email address, then click on the "Join as a Guest" button to access the meeting. Public comment will be requested during portions of this event. If you wish to speak, click on the "raised hand" icon on the righthand side of your screen and follow the prompts. Please be sure your camera and microphone are enabled.