

2016 Annual Agenda
 Probate and Mental Health Advisory Committee
Judicial Council of California

Proposals of Spectrum Institute Under Review in California, with Focus on Training and Performance Standards for Court-Appointed Attorneys in Limited Conservatorship Cases

#	Project ²	Priority ³	Specifications	Completion Date/Status	Describe End Product/ Outcome of Activity
5.	Review and consider recommendations for changes in law, practice, and procedures in limited conservatorships for the developmentally disabled.	2	<p><i>Judicial Council Direction:</i> CRC, rule 10.44(a)(1) Strategic Plan, Goal I, Policy 10; Goal IV, Policy 3; Operational Plan, Goal I, Objective 3; Goal IV, Objective 1f.</p> <p><i>Origin of Project:</i> This project arose out of a 2014 request from the Abuse & Disability Project of the Spectrum Institute for creation of a limited conservatorship task force modeled after the 2006 Chief Justice's Probate Conservatorship Task Force. The committee conducted a public portion of its November 2014 meeting to consider the request. The committee does not support creation of a task force, but the issues raised by the Spectrum Institute concerning training of appointed counsel for (proposed) limited conservatees and routine deprivation of voting rights of these conservatees by courts, coupled with 2014 and 2015 changes in the law concerning those rights and their role in conservatorship cases (AB 1311 (Stats. 2014, ch. 591), §§ 1, 2, and 4-8; and SB 589 (Stats. 2015, ch. 736), §§ 6.5, 7.5, 8, 9, and 10).</p> <p><i>Resources:</i> Office of Governmental Affairs, Access and Fairness Advisory Committee, CFCC</p> <p><i>Key Objective Supported:</i> 3.</p>	Ongoing.	Possible changes in legislation, rules of court, Judicial Council forms, and training of judicial officers, court staff, and court-appointed counsel in limited conservatorship cases.
6.	Proposal from Spectrum Institute for rules of court and Standards of Judicial Administration concerning qualifications, continuing education requirements, and performance standards for court-appointed counsel in limited conservatorships.	2(b)	<p><i>Judicial Council Direction:</i> Strategic Plan, Goal I, Policy 10; Goal IV, Policy 3; Operational Plan, Goal I, Objective 3; Goal IV, Objective 1f.</p> <p><i>Origin of Project:</i> Spectrum Institute</p> <p><i>Resources:</i> Center for Judiciary Education and Research</p> <p><i>Key Objective Supported:</i> 3</p>	This is a two-year project, concluding with effective date of rules of court and Standards of Judicial Administration, if any are proposed, effective January 1, 2018.	If committee determines that they are appropriate, adoption of one or more rules of court and/or Standards of Judicial Administration.