

**Obsolete Reporting Requirements – SB 111 (Knight)**

(Adopted by the Board of Governors March 20, 2003)

**Section 6086.12**

The California Law Revision Commission (CLRC) recommended that Section 6086.12 be amended as follows:

6086.12. ~~The Legislative Analyst shall evaluate the workload of the State Bar Court as established by the act which added this section at the 1987-88 Regular Session of the Legislature. A final written report of his or her findings and conclusions shall be submitted to the Assembly and Senate Judiciary Committees no later than December 31, 1991.~~

~~In order to conduct this evaluation, the~~ The State Bar shall submit to the Legislative Analyst quarterly, beginning October 1, 1989, information that includes, but is not limited to, statistics on the productivity of judges and clerks of the State Bar Court, including the number of rulings, orders, dispositions, and advisory memos produced, the number and type of hearings and appeals, and the complexity of cases. The State Bar shall also submit to the Legislative Analyst quarterly data regarding the use of pro tempore judges and the productivity of the State Bar Court Clerk's Office.

The State Bar's Office of Governmental affairs has communicated to CLRC staff a recommendation that these proposed amendments to Section 6086.12, which are currently contained in SB 111, be changed to a straight repeal of the entire section. CLRC staff was advised: "The first paragraph of that section refers to an evaluation by the Legislative Analyst, and a final report to be submitted no later than December 31, 1991. The second paragraph of that section refers to quarterly reports that were to be submitted by the State Bar, beginning October 1, 1989, specifically '[i]n order to conduct this evaluation.' This was a one-time obligation imposed on the Bar to generate the information needed to prepare the 1991 report. The proposed amendments currently contained in SB 111 would result in a substantive change, effectively turning that one-time requirement into an ongoing reporting obligation."

## Section 6095

The CLRC has recommended that Section 6095 be amended as follows:

6095 (a) The disciplinary agency shall annually hold at least two public hearings, one in southern California and one in northern California, to hear proposals on bar disciplinary procedures, attorney competency, and admissions procedures.

(b) To the extent the information is known to the disciplinary agency, it shall report annually to the Assembly and Senate Judiciary Committees concerning the judicial or disciplinary disposition of all criminal or disciplinary proceedings involving the allegation of the commission of a felony by an attorney.

~~(c) Undertake a study of the coverage of the Client Security Fund with a goal of expanding its coverage, and report to the Legislature, and the Chairpersons of the Assembly and Senate Judiciary Committees by June 1, 1988.~~

## Section 6140.2

The CLRC has recommended that Section 6140.2 be amended as follows:

~~6140.2. (a) On or before April 1, 1986, and June 1, 1986, the State Bar shall submit reports to the Judiciary Committees of the California State Senate and Assembly on the procedural changes and improvements which have been made in the State Bar disciplinary system and what effect these changes have had on the number of complaints pending, the time required to process these complaints, and the progress made in reducing the backlog of complaints.~~

~~—(b) On or before December 31, 1987, the State Bar shall reduce by 80 percent the complaints within its inventory as of March 31, 1985, which have been received but have not resulted in dismissal, admonishment of the attorney involved, or filing of formal charges by State Bar Office of Trial Counsel. This reduction shall be accomplished by dismissal, admonishment of the attorney involved, or recommendation by the State Bar for disposition by the Supreme Court.~~

~~—(c) The State Bar shall set as a goal by December 31, 1987, the improvement of its disciplinary system so that no more than six months will elapse from the receipt of complaints to the time of dismissal, admonishment of the attorney involved, or the filing of formal charges by the State Bar Office of Trial Counsel.~~