



The State Bar of California

**EXCERPTED FROM THE
FINAL REPORT AND RECOMMENDATIONS
CALIFORNIA PARAPROFESSIONAL PROGRAM WORKING GROUP
SEPTEMBER 21, 2021**

Practice Areas and Tasks

Practice Area	Recommendations	Authorized Tasks
Criminal	Exclude, except for Collateral Criminal	<ul style="list-style-type: none"> • Expungement and reclassification of convictions • Infractions
Consumer Debt/General Civil	Include	<ul style="list-style-type: none"> • Consumer debt and creditor harassment: <ul style="list-style-type: none"> ○ Prelitigation cease-and-desist and prove-up letters ○ Prelitigation negotiation of settlements, including ○ All superior court litigation excluded • Enforcement of judgement <ul style="list-style-type: none"> ○ Enforcement of small claims court judgements ○ Limited jurisdiction post-judgement enforcement • Name and gender change
Estate and Trusts	Exclude	None
Employment/Income Maintenance	Include	<ul style="list-style-type: none"> • Wage and hour cases <ul style="list-style-type: none"> ○ Division of Labor Standards Enforcement proceedings ○ Wage and hour judgement enforcement – limited jurisdiction only ○ All superior court litigation excluded • Unemployment insurance proceedings (Employment Development Department) • All public benefit proceedings
Family, Children, and Custody	Include	<ul style="list-style-type: none"> • Family <ul style="list-style-type: none"> ○ All matters except for the following: <ul style="list-style-type: none"> ▪ Nullity matters: <ul style="list-style-type: none"> • Petitions based on incest, unsound mind, fraud, force, and/or physical incapacity • Putative spouse establishment

		<ul style="list-style-type: none"> • Division on quasi-martial property ▪ Petition to establish parental relationship involving FC § 7612(b) or (c) ▪ Petition to establish parental relationship involving FC § 7612(b) or (c) ▪ Child custody and visitation involving Hague Convetion or UCCJEA ▪ Surrogate parentage ▪ Qualified Domestic Relations Order (QDRO) ▪ Spousal or domestic partner support in long-term marriages, as defined by FC § 4336, unless included in a marital settlement agreement that does not terminate or set nonmodifiable spousal support ▪ Discovery: <ul style="list-style-type: none"> • Oral Depositions • Expert discovery • Related motions ▪ Premarital/postmarital agreements ▪ Marvin actions (palimony) ▪ Contempt actions ○ Exclusion from representation in hearings on emergency custody or visitation requests when a judge has granted temporary emergency orders <ul style="list-style-type: none"> ▪ At such hearings, paraprofessionals are authorized to sit at counsel table to support an advise their client, and may answer direct procedural questions from the judge • Uncontested adoption, with the following exceptions: <ul style="list-style-type: none"> ○ Adoptions arising from dependency petitions ○ Adoptions where the child has been identified as protected by the Indian Child Welfare Act • Uncontested conservatorships/guardianships, with the following exceptions:
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Health	Exclude	None
Housing	Include	<ul style="list-style-type: none"> ● Residential landlord-tenant, with the following exceptions <ul style="list-style-type: none"> ○ Landlords who own more than two units ○ Bench or jury trials <ul style="list-style-type: none"> ▪ During unlawful detainer trials, paraprofessionals may assist their clients by sitting at counsel table to provide advice and guidance, and may respond to direct questions from the judge ○ Representation in superior court matters, in or out of court, other than small claims or unlawful detainer cases ● Lien clearing <ul style="list-style-type: none"> ○ Clearing liens from title, outside of litigation
Veterans	Exclude	None