

MEMORANDUM 2026-1

Minutes of Meeting on December 4, 2025 (Draft)

The California Law Revision Commission held a meeting on December 4, 2025 in Sacramento and via teleconference.¹ The public was able to attend the meeting in person or via teleconference.

A draft of Minutes for the December 4, 2025, meeting is attached for the Commissioners to review.

The attached draft will be deemed final after it is approved by a vote of 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

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't Code § [11124](#).

***DRAFT* MINUTES OF MEETING
CALIFORNIA LAW REVISION COMMISSION**

December 4, 2025

A meeting of the California Law Revision Commission was held in Sacramento and via teleconference on December 4, 2025.

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 Catherine Blakespear
 Assemblymember Blanca Pacheco

Commission Staff

Sharon Reilly, Executive Director
Sarah Huchel, Chief Deputy Director
Steve Cohen, Senior Staff Counsel
Christie House, Chief Administrative Officer
Megan Hayenga, Office Technician

Antitrust Experts

Cheryl Johnson, Consultant to the Commission

Other Attendees¹

Megan Abell	Lucy Chinkezan
Joan Allen	Andrew Dadasovich
Jess B	Vidushi Dyall
Bianca Blomquist	Eric Enson
Aracely Campa	Braden Fairweather
Michael Caprio	Sara Flocks
George Cavinta	Abiel Garcia
RJ Cervantes	Adeyinka Glover

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.

Devon Gray
 Shane Gusman
 Melinda Gutierrez
 Kristin Heidelberg
 Lee Hepner
 Robert Herrell
 Amy Hines-Shaikh
 Stephanie Jimenez
 Sophia Karperos
 David Kesselman
 Alex Khan
 Tasia Kieffer
 Stephanie Kimball
 Ron Knox
 Anastasia Kovalchuk
 John Kwoka
 Kelli L'Heureux
 Robert Lande
 Gilbert Lara
 Deanna Latour-Jarquin
 Peter Leroe-Muñoz
 Andrea Luquetta
 Nell M
 Mona Masri

Chad Mayes
 John Newman
 Thomas Nosewicz
 Benjamin O'Brien
 Brynne O'Neal
 Andrew Oxford
 Justin Paddock
 Aayush Patel
 Sara Pietrowski
 Kaitlyn Preston
 Sophia Quach
 Yarissa Ramirez
 Benjamin Remaly
 Melvin Ridley III
 Dan Robbins
 Cristina Salazar
 Robert Singleton
 Jennifer Suh
 Doni Tadesse
 Loyal Terry
 Ashley Tigue
 Diana Vu
 Alexandra Wilts

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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.

MINUTES

The Commission considered Memorandum 2025-44, presenting draft Minutes of the September 18, 2025, meeting. The Commission approved the Minutes without change.

(Commissioners Carrillo and King were not present when this decision was made.)

ADMINISTRATIVE MATTERS

Report of the Executive Director

The Executive Director reported on the following matters:

- Budget update
- Office space
- Website contract
- Update on the vacant attorney position

Commissioner Suggestions

There were no suggestions made by Commissioners.

Priorities and Proposed Topics for Resolution of Authority

The Commission considered Memorandum [2025-45](#) and the [First Supplement](#) thereto, presenting the Commission's active studies, new legislative assignments, suspended studies, proposed new studies, and a discussion of the Commission's Resolution of Authority. The Commission approved the staff's recommendations in the memorandum and supplement, including seeking authority from the Legislature to study topics related to the Education Code.

(Commissioners Carrillo and King were not present when this decision was made.)

Meeting Schedule

The Commission considered Memorandum [2025-46](#), presenting the proposed meeting schedule for 2026. The Commission directed the staff to change the proposed meeting on January 23 to January 30 and noted that the Commission may change the meeting

scheduled for September 4 because it is a Friday before a holiday weekend.

(Commissioners Carrillo and King were not present when this decision was made.)

2025 Legislative Program Final Report

The Commission considered Memorandum [2025-47](#), presenting an update on the staff's efforts to secure authors for prior approved recommendations. No Commission decisions were required or made.

Commission Handbook Updates and CLRC Style Guide and Procedures Manual

The Commission considered Memorandum [2025-48](#), presenting the CLRC Style Guide and Procedures Manual and proposed revisions to better align the Commission Handbook with current practices, as well as technical and style changes that would improve the Handbook's readability. The Commissioners approved the draft recommendations with the following changes:

- Section 25, add a definition for "subscribers" and amend the definition of "teleconference meeting" to mirror the definition of the same term in the Bagley-Keene Act, Gov't Code § [11123.2 \(a\)\(2\)](#).
- Section 160, Recognition of Service, commemorative plaques for Chairs should be substituted with another method of recognizing all Commissioners' service at five and ten years.
- Section 410, Staff-produced materials, should be clarified to indicate that staff-produced materials shall be posted to the Commission's website and notification sent to Commissioners and subscribers, and harmonized with Section 655.

(Commissioners Carrillo and King were not present when these decisions were made.)

STUDY E-200 — RECODIFICATION OF TOXIC SUBSTANCE STATUTES

The Commission considered Memorandum [2025-49](#), presenting a cumulative draft of recodified provisions of Chapter 6.5 of Division 20 of the Health and Safety Code that have been provisionally approved for inclusion in a tentative recommendation in this study, as well as further proposed revision of three provisions in that draft, Sections 85505, 85560, and 83705(b).

The Commission approved the further proposed revision of all three provisions.

The Commission also approved adding to a list of substantive issues identified by the Commission for possible future study the inconsistent statutory citation throughout California codes of California's Administrative Procedure Act.

In addition, the Commission considered Memorandum [2025-50](#), presenting a staff draft

of new proposed recodified provisions of Chapter 6.5 for provisional inclusion in a tentative recommendation in this study. The Commission provisionally approved the proposed revisions presented by the memorandum for inclusion in the tentative recommendation.

(Commissioners Carrillo and King were not present when these decisions were made.)

STUDY I-200 — TERMINOLOGY RELATING TO PERSONS WITH DISABILITIES

The Commission considered Memorandum [2025-51](#), presenting a status report on this study. No Commission decisions were required or made.

STUDY B-750 — ANTITRUST LAW

The Commission considered Memorandum [2025-52](#), presenting the staff draft tentative recommendation for Single Firm Conduct. The Commissioners approved the staff draft tentative recommendation for public comment and directed the staff to remove two instances of the word “that” in proposed Section 16731(f) as follows:

(f) In cases where a defendant’s business is a multi-sided platform, ~~that~~ the defendant’s conduct presents harm to competition on more than one side of the multi-sided platform, or ~~that~~ the harm to competition on one side of the multi-sided platform outweighs any benefits to competition on any other side(s) of the multi-sided platform.

The Commission also considered Memorandum [2025-42](#), presenting public comment analysis and draft language options for Mergers and Acquisitions, and the [First](#), [Second](#), [Third](#), [Fourth](#), and [Fifth](#) Supplements thereto. The Commission directed the staff to cease work on Option One and present revised options for the next Commission meeting that include Professors Lande and Newman and Commissioner Slaughter's suggested amendment to further variations of Options Two; Two and Three combined; and Two, Three, and Four combined. The Commission also directed the staff to present further information on the phrase "appreciable risk" and the Herfindahl-Hirschman Index (HHI).

(Commissioners Carrillo and Jenkins were not present when these decisions were made.)