

MEMORANDUM 2026-4

2026 Legislative Program (Status Report)

This memorandum discusses the Commission's 2026 Legislative Program.¹ This memorandum describes the staff's efforts to identify legislative members who will carry legislation to implement Commission-recommended reforms, and the status of those introduced bills. In addition, the Commission is seeking introduction of its biennial resolution of authority.

Biennial Resolution of Authority

The staff is pleased to inform the Commission that Commissioner and Assembly Member Pacheco, who is also the Chair of the Assembly Rules Committee, has agreed to carry the Commission's Resolution of Authority. The staff is grateful for Assembly Member Pacheco's assistance.

Government Code [Section 8293](#) provides for the enactment of a concurrent resolution at least once per two-year legislative session, which establishes a calendar of topics that the Commission is authorized to study. The new resolution would reauthorize the current topics² and add two additional topics, one of which is on the Commission's January 30, 2026 meeting agenda for approval.³ The resolution will include the following topics:

1. Creditors' Remedies

Whether the law should be revised that relates to creditors' remedies, including, but not limited to, attachment, garnishment, execution, repossession of property (including the claim and delivery statute, self-help repossession of property, and the Commercial Code provisions on repossession of property), confession of judgment procedures, default judgment procedures, enforcement of judgments, the right of redemption, procedures under private power of sale in a trust deed or mortgage, possessory and nonpossessory liens, insolvency, and related matters.

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 [2024 Cal. Stat. res. ch. 138](#) (ACR 169, Kalra).

³ At its December 4, 2026 meeting the Commission approved seeking authority for a new topic relating to the Education Code. Memorandum [2026-1](#), p. 3. At its January 30, 2026 meeting the Commission will consider requesting that another new topic relating to writ procedures be added to the Resolution of Authority. Memorandum 2026-2.

2. Probate Code

Whether the California Probate Code should be revised, including, but not limited to, the issue of whether California should adopt, in whole or in part, the Uniform Probate Code, and related matters.

3. Real and Personal Property

Whether the law should be revised that relates to real and personal property, including, but not limited to, a marketable title act, covenants, servitudes, conditions, and restrictions on land use or relating to land, common interest developments, powers of termination, escheat of property and the disposition of unclaimed or abandoned property, eminent domain, quiet title actions, abandonment or vacation of public streets and highways, partition, rights and duties attendant on assignment, subletting, termination, or abandonment of a lease, and related matters.

4. Family Law

Whether the law should be revised that relates to family law, including, but not limited to, community property, the adjudication of child and family civil proceedings, child custody, adoption, guardianship, freedom from parental custody and control, and related matters, including other subjects covered by the Family Code.

5. Discovery in Civil Cases

Whether the law relating to discovery in civil cases should be revised.

6. Evidence

Whether the Evidence Code should be revised.

7. Alternative Dispute Resolution

Whether the law relating to arbitration, mediation, and other alternative dispute resolution techniques should be revised.

8. Administrative Law

Whether there should be changes to administrative law.

9. Trial Court Unification

Recommendations to be reported pertaining to statutory changes that may be necessitated by court unification.

10. Contract Law

Whether the law of contracts should be revised, including the law relating to the effect of electronic communications on the law governing contract formation, the statute of frauds, the parol evidence rule, and related matters.

11. Place of Trial in Civil Cases

Whether the law governing the place of trial in a civil case should be revised.

12. Fish and Game Code

Whether the Fish and Game Code and related statutory law should be revised to improve its organization, clarify its meaning, resolve inconsistencies, eliminate unnecessary or obsolete provisions, standardize terminology, clarify program

authority and funding sources, and make other minor improvements, without making any significant substantive change to the effect of the law.

13. Toxic Substances

The Legislature authorizes and requests that the California Law Revision Commission study, report on, and prepare recommended legislation to revise Chapter 6.5 (commencing with Section 25100) and Chapter 6.8 (commencing with Section 25300) of Division 20 of the Health and Safety Code, and related provisions, to improve the organization and expression of the law. Such revisions may include, but are not limited to, grouping similar provisions together, reducing the length and complexity of sections, eliminating obsolete or redundant provisions, and correcting technical errors. The recommended revisions shall not make any substantive changes to the law. The commission's report shall also include a list of substantive issues that the commission identifies in the course of its work, for possible future study.

14. Emergencies

Whether the law should be revised to provide special rules that would apply to an area affected by a state of disaster or emergency declared by the federal government, a state of emergency proclaimed by the Governor under Section 8625 of the Government Code, or a local emergency proclaimed by a local governing body or official under Section 8630 of the Government Code. Before beginning a study under this authority, the commission shall provide notice to legislative leadership and any legislative policy committee with jurisdiction over the proposed study topic and shall consider any formal or informal feedback received in response to the notice.

15. Education Code

Whether the Education Code should be revised including, but not limited to, provisions relating to reporting requirements placed on local education agencies.

16. Code of Civil Procedure

Whether the Code of Civil Procedure should be revised, including but not limited to, whether the statutes governing writ procedures should be revised.

State and Local Agency Access to Customer Information from Communication Service Providers

At its meeting on June 26, 2025, the Commission approved a final recommendation on State and Local Agency Access to Customer Information from Communication Service Providers ([Study G-300](#)).⁴ The staff is in discussions with a legislative member about carrying legislation to implement this recommendation in 2026.

⁴ [Minutes](#) (June 2025), p. 4 and [State and Local Agency Access to Customer Information from Communication Service Providers](#) (Preprint – June 2025).

Equal Rights Amendment

At its meeting on September 18, 2025, the Commission approved a final recommendation on the Equal Rights Amendment ([Study I-100](#)).⁵ The staff is pleased to inform the Commission that Senator Blakespear, a former Commission member, has agreed to carry legislation implementing this recommendation in 2026. The staff is grateful for Senator Blakespear's assistance.

Antitrust Law: Single Firm Conduct

At its meeting on January 30, 2026, the Commission will consider whether to approve a Staff Draft Final Recommendation on Antitrust Law: Single Firm Conduct ([Study B-750](#)).⁶ The staff is in discussions with a legislative member about carrying legislation in 2026 to implement this recommendation if the Commission approves the staff draft.

Respectfully submitted,

Sharon Reilly
Executive Director

⁵ [Minutes](#) (September 2025), p. 4 and [Equal Rights Amendment](#) (Preprint – September 2025).

⁶ Memorandum 2026-10.