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

October 10, 2024

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A meeting of the California Law Revision Commission was held in Sacramento on October 10, 2024.

ATTENDANCE

**Commission**

*Present*    Amb. (r.) David Huebner, Chairperson  
                  Xochitl Carrion, Vice-Chairperson  
                  Maria Bee  
                  David A. Carrillo  
                  Ana Cubas  
                  Cara Jenkins, Legislative Counsel  
                  Victor King  
                  Richard Simpson

*Absent*      Assembly Member Ash Kalra  
                  Senator Catherine Blakespear

**Commission Staff**

Sharon Reilly, Executive Director  
Steve Cohen, Staff Counsel  
Sarah Huchel, Staff Counsel  
Debora Larrabee, Chief of Administrative Services  
Megan Hayenga, Office Technician

**Antitrust Experts**

Cheryl Johnson, Consultant to Commission  
Abiel Garcia, Working Group 8

**Invited Speakers**

Prof. Daniel Rubinfeld  
Coalition for App Fairness: Gene Burrus  
OpenAI: Adam Cohen  
Prof. Tejas Narechania  
Prof. Robin Feldman  
Katherine Gudiksen  
California Pharmacists Association: Michelle Rivas  
Motion Picture Association: Dan Robbins and Aren Megerdichian

**Other Attendees<sup>1</sup>**

|                       |                        |
|-----------------------|------------------------|
| Angel Lin             | Khushita Vasant        |
| Blue Aldrich          | Lusine Chinkezian      |
| Bruce Wick            | Megan Abell            |
| Brynne O’Neal         | Melissa Patack         |
| Byron Clerk           | Mona Masri             |
| Carl London           | Nadia Mahallati        |
| Carlia Suba           | Nadia Schuman          |
| Clayton Vickers       | Navnit Puryear         |
| Deanna LaTour-Jarquin | Robert Singleton       |
| Diana Moss            | Sarah Wohl             |
| Edmund Velasco        | Shahil Pal             |
| Eric Enson            | Stephanie Adamson King |
| Erinn VanderMeer      | Steven Cruz            |
| Jason Ikerd           | Teri Olle              |
| Kathy Banuelos        | Titus Wu               |
| Katie Gudiksen        | Tracy Rosenberg        |
| Katie Lindsay         | Whitney Prout          |

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<sup>1</sup> Members of the public are only identified in the Minutes as attendees if they expressly consented to being identified either when registering to attend via teleconference or by completing the voluntary visitor register at an in-person meeting location.

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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 2024-39, presenting draft Minutes of the August 15, 2024, meeting.

The Commission approved the Minutes without change.

## CLOSED SESSION

The Commission met in closed session to consider personnel matters, pursuant to Government Code Section 11126.

## ADMINISTRATIVE MATTERS

### **Report of the Executive Director**

The Executive Director reported on the following matters:

- The staff has almost completed the IT migration.
- California is facing a budget shortfall, and Legislature chose to address it by eliminating vacant positions and imposing an across-the-board cut of 7.95% to all budgets. However, the Commission's vacancies have not been eliminated and the staff does not believe that they will be eliminated. The staff has also not received any direction from the Department of Finance on the 7.95% cut, which would be very difficult for the Commission to absorb because of its size. The staff reported they will continue working closely with the Department of Finance on this matter.
- The staff noted a goal for next year is to secure sufficient office space for all the Commission staff, if the budget permits.

### **Commissioner Suggestions**

There were no suggestions made by Commissioners.

## **New Topics and Priorities**

The Commission considered Memorandum 2024-41 and agreed with the work priorities proposed by the staff, and to defer for future consideration the Proposed New Study on Probate Code.<sup>2</sup>

## **Meeting Schedule**

The Commission considered Memorandum 2024-42 and decided to adopt the schedule as proposed, except to change the January 9, 2024 meeting to January 23, 2024.

## **Election of Officers**

The Commission considered Memorandum 2024-40 discussing the election of officers to serve from October 11, 2022 to August 31, 2025 (or until the selection of a successor). Commissioner Xochitl Carrion was elected to serve as Chairperson; Commissioner Rick Simpson was elected to serve as Vice-Chairperson.

### 2024 LEGISLATIVE PROGRAM

The Commission considered Memorandum 2024-43, discussing the Commission's 2024 legislative program.

No Commission decisions were required or made.

### STUDY B-750 — ANTITRUST LAW

The Commission considered the following memoranda:

- Memorandum 2024-46, presenting a status update for this study, and Supplements 1 to 3 thereto.
- Memorandum 2024-47, presenting the expert report Artificial Intelligence.

The Commission heard presentations from the expert working group on the report addressing Artificial Intelligence and remarks from invited speakers.

No Commission decisions were required or made.

### STUDY E-200 — RECODIFICATION OF TOXIC SUBSTANCE STATUTES

The Commission considered Memorandum 2024-44, presenting a recurring cumulative draft of proposed recodified provisions of Chapter 6.5 of Division 20 of the Health and Safety Code that have previously been provisionally approved for inclusion in a future

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<sup>2</sup> See Memorandum [2024-41](#), pp. 8-9.

tentative recommendation recodifying that chapter.

No Commission decisions were required or made relating to Memorandum 2024-44.

The Commission also considered Memorandum 2024-45, presenting a staff draft of additional proposed recodified provisions of Chapter 6.5 for provisional inclusion in that future tentative recommendation.

The Commission provisionally approved the inclusion of the proposed revisions presented by Memorandum 2024-45 in that future tentative recommendation.

STUDY G-300 — STATE AND LOCAL AGENCY ACCESS TO CUSTOMER  
INFORMATION FROM COMMUNICATION SERVICE PROVIDERS

The Commission considered Memorandum 2024-48, presenting a status update for this study. No Commission decisions were required or made. The staff will continue stakeholder outreach to discuss potential revisions to the Commission's recommendation.

STUDY H-109 — LANDLORD-TENANT TERMINOLOGY

The Commission considered Memorandum 2024-49, presenting a staff draft of a final report for the Commission's approval as a final report in this study.

The Commission approved the presented draft as a final report for submission to the Legislature.