

AMENDED IN ASSEMBLY MARCH 28, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2646

Introduced by Assembly Member Ting

February 21, 2014

An act to amend Section ~~65100~~ of the Government Code 231.5 of the Code of Civil Procedure, relating to ~~local planning~~ jurors.

LEGISLATIVE COUNSEL'S DIGEST

AB 2646, as amended, Ting. ~~Local planning~~. *Jurors: peremptory challenge.*

Existing law prohibits a party from using a peremptory challenge to remove a prospective juror on the basis of an assumption that the prospective juror is biased merely because of his or her race, color, religion, sex, national origin, sexual orientation, or similar grounds.

This bill would also prohibit a party from using a peremptory challenge to remove a prospective juror on the basis of ethnic group identification, age, genetic information, or disability.

~~The Planning and Zoning Law provides that there is a planning agency in each city and county with the powers necessary to carry out the purposes of that law.~~

~~This bill would make a technical, nonsubstantive change to that law.~~

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 231.5 of the Code of Civil Procedure is
2 amended to read:

1 231.5. A party may not use a peremptory challenge to remove
2 a prospective juror on the basis of an assumption that the
3 prospective juror is biased merely because of his or her race, color,
4 religion, sex, national origin, sexual orientation *a characteristic*
5 *listed or defined in subdivision (a) of Section 11135 of the*
6 *Government Code*, or similar grounds.

7 ~~SECTION 1. Section 65100 of the Government Code is~~
8 ~~amended to read:~~

9 ~~65100. There is in each city and county a planning agency with~~
10 ~~the authority necessary to carry out the purposes of this title. The~~
11 ~~legislative body of each city and county shall by ordinance assign~~
12 ~~the functions of the planning agency to a planning department,~~
13 ~~one or more planning commissions, administrative bodies or~~
14 ~~hearing officers, the legislative body itself, or any combination~~
15 ~~thereof, as it deems appropriate and necessary. In the absence of~~
16 ~~an assignment, the legislative body shall carry out all the functions~~
17 ~~of the planning agency.~~