

AMENDED IN SENATE JUNE 14, 2013

AMENDED IN ASSEMBLY APRIL 1, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1352

Introduced by Assembly Member Levine

February 22, 2013

An act to amend Sections 68150 and 68151 of, and to repeal and add Section 68152 of, the Government Code, relating to courts.

LEGISLATIVE COUNSEL'S DIGEST

AB 1352, as amended, Levine. Courts: destruction of court records.

Existing law authorizes the court clerk to destroy court records, as defined, after notice of destruction, if there is no request and order for transfer of the records, upon the expiration of specified time periods after final disposition of the case.

This bill would revise and reorganize these provisions to, among other things, generally reduce the retention periods for court records, and would establish new retention periods for additional types of records, including proceedings for the revocation of postrelease community supervision.

Existing law provides that a copy of a court record created, maintained, preserved, or reproduced according to specified standards shall be deemed an original court record and may be certified as a correct copy of the original record.

This bill would authorize the clerk of the court to certify a copy of a court record by electronic or other technological means, if the means adopted by the court reasonably ensures that the certified copy is a true

and correct copy of the original record, or of a specified part of the original record.

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

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

1 SECTION 1. Section 68150 of the Government Code is
2 amended to read:
3 68150. (a) Trial court records may be created, maintained, and
4 preserved in any form or forms of communication or representation,
5 including paper, optical, electronic, magnetic, micrographic, or
6 photographic media or other technology, if the form or forms of
7 representation or communication satisfy the rules adopted by the
8 Judicial Council pursuant to subdivision (c), once those rules have
9 been adopted. Until those rules are adopted, the court may continue
10 to create, maintain, and preserve records according to the minimum
11 standards or guidelines for the preservation and reproduction of
12 the medium adopted by the American National Standards Institute
13 or the Association for Information and Image Management.
14 (b) This section shall not apply to court reporters' transcripts
15 or to specifications for electronic recordings made as the official
16 record of oral proceedings. These records shall be governed by
17 the California Rules of Court.
18 (c) The Judicial Council shall adopt rules to establish the
19 standards or guidelines for the creation, maintenance, reproduction,
20 or preservation of court records, including records that must be
21 preserved permanently. The standards or guidelines shall reflect
22 industry standards for each medium used, if those standards exist.
23 The standards or guidelines shall ensure that court records are
24 created and maintained in a manner that ensures accuracy and
25 preserves the integrity of the records throughout their maintenance.
26 They shall also ensure that the records are stored and preserved in
27 a manner that will protect them against loss and ensure preservation
28 for the required period of time. Standards and guidelines for the
29 electronic creation, maintenance, and preservation of court records
30 shall ensure that the public can access and reproduce records with
31 at least the same amount of convenience as paper records
32 previously provided.

1 (d) No additions, deletions, or changes shall be made to the
2 content of court records, except as authorized by statute or the
3 California Rules of Court.

4 (e) Court records shall be indexed for convenient access.

5 (f) A copy of a court record created, maintained, preserved, or
6 reproduced according to subdivisions (a) and (c) shall be deemed
7 an original court record and may be certified as a true and correct
8 copy of the original record. The clerk of the court may certify a
9 copy of the record by electronic or other technological means, if
10 the means adopted by the court reasonably ensures that the certified
11 copy is a true and correct copy of the original record, or of a
12 specified part of the original record.

13 (g) Any notice, order, judgment, decree, decision, ruling,
14 opinion, memorandum, warrant, certificate of service, or similar
15 document issued by a trial court or by a judicial officer of a trial
16 court may be signed, subscribed, or verified using a computer or
17 other technology in accordance with procedures, standards, and
18 guidelines established by the Judicial Council pursuant to this
19 section. Notwithstanding any other provision of law, all notices,
20 orders, judgments, decrees, decisions, rulings, opinions,
21 memoranda, warrants, certificates of service, or similar documents
22 that are signed, subscribed, or verified by computer or other
23 technological means pursuant to this subdivision shall have the
24 same validity, and the same legal force and effect, as paper
25 documents signed, subscribed, or verified by a trial court or a
26 judicial officer of the court.

27 (h) A court record created, maintained, preserved, or reproduced
28 in accordance with subdivisions (a) and (c) shall be stored in a
29 manner and in a place that reasonably ensures its preservation
30 against loss, theft, defacement, or destruction for the prescribed
31 retention period under Section 68152.

32 (Ⓡ)

33 (i) A court record that was created, maintained, preserved, or
34 reproduced in accordance with subdivisions (a) and (c) may be
35 disposed of in accordance with the procedure under Section 68153,
36 unless it is either of the following:

37 (1) A comprehensive historical and sample superior court record
38 preserved for research under the California Rules of Court.

39 (2) A court record that is required to be preserved permanently.

1 (j) Instructions for access to data stored on a medium other than
2 paper shall be documented.

3 (k) Each court shall conduct a periodic review of the media in
4 which the court records are stored to ensure that the storage
5 medium is not obsolete and that current technology is capable of
6 accessing and reproducing the records. The court shall reproduce
7 records before the expiration of their estimated lifespan for the
8 medium in which they are stored according to the standards or
9 guidelines established by the Judicial Council.

10 (l) Unless access is otherwise restricted by law, court records
11 created, maintained, preserved, or reproduced under subdivisions
12 (a) and (c) shall be made reasonably accessible to all members of
13 the public for viewing and duplication as the paper records would
14 have been accessible. Unless access is otherwise restricted by law,
15 court records maintained in electronic form shall be viewable at
16 the court, regardless of whether they are also accessible remotely.
17 Reasonable provision shall be made for duplicating the records at
18 cost. Cost shall consist of all costs associated with duplicating the
19 records as determined by the court.

20 SEC. 2. Section 68151 of the Government Code is amended
21 to read:

22 68151. The following definitions apply to this chapter:

23 (a) "Court record" shall consist of the following:

24 (1) All filed papers and documents in the case folder, but if no
25 case folder is created by the court, all filed papers and documents
26 that would have been in the case folder if one had been created.

27 (2) Administrative records filed in an action or proceeding,
28 depositions, transcripts, including preliminary hearing transcripts,
29 and recordings of electronically recorded proceedings filed, lodged,
30 or maintained in connection with the case, unless disposed of
31 earlier in the case pursuant to law.

32 (3) Other records listed under subdivision (g) of Section 68152.

33 (b) "Notice of destruction and no transfer" means that the clerk
34 of the court has given notice of destruction of the superior court
35 records open to public inspection, and that there is no request and
36 order for transfer of the records as provided in the California Rules
37 of Court.

38 (c) "Final disposition of the case" means that an acquittal,
39 dismissal, or order of judgment has been entered in the case or
40 proceeding, the judgment has become final, and no postjudgment

1 motions or appeals are pending in the case or for the reviewing
2 court upon the mailing of notice of the issuance of the remittitur.

3 In a criminal prosecution, the order of judgment shall mean
4 imposition of sentence, entry of an appealable order (including,
5 but not limited to, an order granting probation, commitment of a
6 defendant for insanity, or commitment of a defendant as a narcotics
7 addict appealable under Section 1237 of the Penal Code), or
8 forfeiture of bail without issuance of a bench warrant or calendaring
9 of other proceedings.

10 (d) “Retain permanently” means that the court records shall be
11 maintained permanently according to the standards or guidelines
12 established pursuant to subdivision (c) of Section 68150.

13 SEC. 3. Section 68152 of the Government Code is repealed.

14 SEC. 4. Section 68152 is added to the Government Code, to
15 read:

16 68152. The trial court clerk may destroy court records under
17 Section 68153 after notice of destruction, and if there is no request
18 and order for transfer of the records, except the comprehensive
19 historical and sample superior court records preserved for research
20 under the California Rules of Court, when the following times
21 have expired after the date of final disposition of the case in the
22 categories listed:

23 (a) Civil actions and proceedings, as follows:

24 (1) Except as otherwise specified: retain 10 years.

25 (2) Civil unlimited cases, limited cases, and small claims cases,
26 including after trial de novo, if any, except as otherwise specified:
27 retain for 10 years.

28 (3) Civil judgments for unlimited civil cases: retain permanently.

29 (4) Civil judgments for limited and small claims cases: retain
30 for 10 years, unless judgment is renewed. If judgment is renewed,
31 retain judgment for length of renewal pursuant to Article 2
32 (commencing with Section 683.110) of Chapter 3 of Division 1
33 of Title 9 of Part 2 of the Code of Civil Procedure.

34 (5) If a party in a civil case appears by a guardian ad litem:
35 retain for 10 years after termination of the court’s jurisdiction.

36 (6) Civil harassment, domestic violence, elder and dependent
37 adult abuse, private postsecondary school violence, and workplace
38 violence cases: retain for the same period of time as the duration
39 of the restraining or other orders and any renewals thereof, then
40 retain the restraining or other orders as a judgment for 60 days

1 after expiration of the *temporary* restraining or other *temporary*
2 orders.

3 (7) Family law, except as otherwise specified: retain for 30
4 years.

5 (8) Adoption: retain permanently.

6 (9) Parentage: retain permanently.

7 (10) Change of name, gender, or name and gender: retain
8 permanently.

9 (11) Probate:

10 (A) Decedent estates: retain permanently all orders, judgments,
11 and decrees of the court, all inventories and appraisals, and all
12 wills and codicils of the decedent filed in the case, including those
13 not admitted to probate. All other records: retain for five years
14 after final disposition of the estate proceeding.

15 (B) Wills and codicils transferred or delivered to the court
16 pursuant to Section 732, 734, 8200, or 8203 of the Probate Code:
17 retain permanently.

18 (C) Substitutes for decedent estate administration:

19 (i) Affidavit procedures for real property of small value under
20 Chapter 3 (commencing with Section 13100) of Part 1 of Division
21 8 of the Probate Code: retain permanently.

22 (ii) Proceedings for determining succession to property under
23 Chapter 4 (commencing with Section 13150) of Part 1 of Division
24 8 of the Probate Code: retain permanently all inventories and
25 appraisals and court orders. Other records: retain for five years
26 after final disposition of the proceeding.

27 (iii) Proceedings for determination of property passing or
28 belonging to surviving spouse under Chapter 5 (commencing with
29 Section 13650) of Part 2 of Division 8 of the Probate Code: retain
30 permanently all inventories and appraisals and court orders. Other
31 records: retain for five years after final disposition of the
32 proceeding.

33 (D) Conservatorships: retain permanently all court orders.
34 Documents of trusts established under substituted judgment
35 pursuant to Section 2580 of the Probate Code: retain as provided
36 in clause (iii) of subparagraph (G). Other records: retain for five
37 years after the ~~latter~~ *later* of either (i) the final disposition of the
38 conservatorship proceeding, or (ii) the date of the conservatee's
39 death, if that date is disclosed in the court's file.

1 (E) Guardianships: retain permanently orders terminating the
2 guardianship, if any, and court orders settling final account and
3 ordering distribution of the estate. Other records: retain for five
4 years after the ~~latter~~ *later* of (i) the final disposition of the
5 guardianship proceeding, or (ii) the earlier of the date of the ward's
6 death, if that date is disclosed in the court's file, or the date the
7 ward reaches 23 years of age.

8 (F) Compromise of minor's or disabled person's claim or action,
9 and disposition of judgment for minors and disabled persons under
10 Section 372 of the Code of Civil Procedure and Chapter 4
11 (commencing with Section 3600) of Part 8 of Division 4 of the
12 Probate Code:

13 (i) Retain permanently judgments in favor of minors or disabled
14 persons, orders approving compromises of claims and actions and
15 disposition of the proceeds of judgments, orders directing payment
16 of expenses, costs, and fees, orders directing deposits into blocked
17 accounts and receipts and acknowledgments of those orders, and
18 orders for the withdrawal of funds from blocked accounts.

19 (ii) Retain other records for the same retention period as for
20 records in the underlying case. If there is no underlying case, retain
21 for five years after the ~~latter~~ *later* of either (I) the date the order
22 for payment or delivery of the final balance of the money or
23 property is entered, or (II) the earlier of the date of the ~~ward's~~
24 *minor's* death, if that date is disclosed in the court's file, or the
25 date the ~~ward~~ *minor* reaches 23 years of age.

26 (G) Trusts:

27 (i) ~~Litigation Proceedings under Chapter 1 (commencing with~~
28 ~~Section 17000), Chapter 2 (commencing with Section 17100), and~~
29 ~~Chapter 3 (commencing with Section 17200) of Part 5~~
30 ~~(commencing with Section 17000) of Division 9 of the Probate~~
31 ~~Code: retain permanently.~~

32 (ii) ~~Court-supervised testamentary trusts under Chapter 4~~
33 ~~(commencing with Section 17300) of Part 5 of Division 9 of the~~
34 ~~Probate Code: retain permanently.~~

35 (iii)

36 (i) Trusts created by substituted judgment under Section 2580
37 of the Probate Code: retain permanently all trust instruments and
38 court orders. Other records: retain as long as the underlying
39 conservatorship file is retained.

40 (iv)

- 1 (iii) Special needs trusts: retain permanently all trust instruments
- 2 and court orders. Other records: retain until the ~~latter~~ *later* of either
- 3 (I) the retention date of “other records” in the beneficiary’s
- 4 conservatorship or guardianship file under subparagraph (D) or
- 5 (E), if any, or (II) five years after the date of the beneficiary’s
- 6 death, if that date is disclosed in the court’s file.
- 7 (H) All other proceedings under the Probate Code: retain as
- 8 provided for civil cases.
- 9 ~~(13)~~
- 10 (12) Mental health:
- 11 (A) Lanterman Developmental Disabilities Services Act: retain
- 12 for 10 years.
- 13 (B) Lanterman-Petris-Short Act: retain for 20 years.
- 14 (C) Riese (capacity) hearings under Sections 5333 and 5334 of
- 15 the Welfare and Institutions Code: retain for the ~~latter~~ *later* of
- 16 either (i) 20 years after the date of the capacity determination order,
- 17 or (ii) the court records retention date of the underlying involuntary
- 18 treatment or commitment proceeding, if any.
- 19 (D) Petitions under Chapter 3 (commencing with Section 8100)
- 20 of Division 8 of the Welfare and Institutions Code for the return
- 21 of firearms to petitioners who relinquished them to law
- 22 enforcement while detained in a mental health facility: retain for
- 23 10 years.
- 24 ~~(14)~~
- 25 (13) Eminent domain: retain permanently.
- 26 ~~(15)~~
- 27 (14) Real property other than unlawful detainer: retain
- 28 permanently if the action affects title or an interest in real property.
- 29 ~~(16)~~
- 30 (15) Unlawful detainer: retain for one year if judgment is only
- 31 for possession of the premises; retain for 10 years if judgment is
- 32 for money, or money and possession.
- 33 (b) Notwithstanding subdivision (a), any civil or small claims
- 34 case in the trial court:
- 35 (1) Involuntarily dismissed by the court for delay in prosecution
- 36 or failure to comply with state or local rules: retain for one year.
- 37 (2) Voluntarily dismissed by a party without entry of judgment:
- 38 retain for one year.
- 39 (c) Criminal actions and proceedings, as follows:

1 (1) Capital felony in which the defendant is sentenced to death,
2 and any felony resulting in a sentence of life or life without the
3 possibility of parole: retain permanently, including records of the
4 cases of any codefendants and any related cases, regardless of the
5 disposition. For the purpose of this paragraph, “capital felony”
6 means murder with special circumstances when the prosecution
7 seeks the death penalty. Records of the cases of codefendants and
8 related cases required to be retained under this paragraph shall be
9 limited to those cases that are factually linked or related to the
10 charged offense, that are identified in the courtroom, and that are
11 placed on the record. If a capital felony is disposed of by a sentence
12 less than death, or imprisonment for life or life without the
13 possibility of parole, the judgment shall be retained permanently,
14 and the record shall be retained for 50 years or for 10 years after
15 the official written notification of the death of the defendant. If a
16 capital felony is disposed of by an acquittal, the record shall be
17 retained for 10 years.

18 (2) Felony, except as otherwise specified, and in any felony or
19 misdemeanor case resulting in a requirement that the defendant
20 register as a sex offender under Section 290 of the Penal Code:
21 retain judgment permanently. For all other documents: retain for
22 50 years or the maximum term of the sentence, whichever is longer.
23 However, any record other than the judgment may be destroyed
24 10 years after the death of the defendant. Felony case files that do
25 not include final sentencing or other final disposition because the
26 case was bound over from a former municipal court to the superior
27 court and not already consolidated with the superior court felony
28 case file: retain for 10 years from the disposition of the superior
29 court case.

30 (3) Felony reduced to a misdemeanor: retain in accordance with
31 the retention period for the relevant misdemeanor.

32 (4) Felony, if the charge is dismissed, except as provided in
33 paragraph (6): retain for three years.

34 (5) Misdemeanor, if the charge is dismissed, except as provided
35 in paragraph (6): retain for one year.

36 (6) Dismissal under Section 1203.4 or 1203.4a of the Penal
37 Code: retain for the same retention period as for records of the
38 underlying case. If the records in the underlying case have been
39 destroyed, retain for five years after dismissal.

1 (7) Misdemeanor, except as otherwise specified: retain for five
2 years. For misdemeanors alleging a violation of Section 23109,
3 23109.5, 23152, or 23153 of the Vehicle Code: retain for 10 years.

4 (8) Misdemeanor alleging a marijuana violation under
5 subdivision (c), (d), or (e) of Section 11357 of the Health and
6 Safety Code, or subdivision (b) of Section 11360 of the Health
7 and Safety Code: records shall be destroyed, or redacted in
8 accordance with subdivision (c) of Section 11361.5 of the Health
9 and Safety Code, two years from the date of conviction, or from
10 the date of arrest if no conviction, if the case is no longer subject
11 to review on appeal, all applicable fines and fees have been paid,
12 and the defendant has complied with all terms and conditions of
13 the sentence or grant of probation. However, as provided in
14 subdivision (a) of Section 11361.5 of the Health and Safety Code
15 and paragraph (5) of subdivision (e) of this section, records of a
16 misdemeanor alleging a marijuana violation under subdivision (e)
17 of Section 11357 of the Health and Safety Code shall be retained
18 until the offender attains 18 years of age, at which time the records
19 shall be destroyed as provided in subdivision (c) of Section 11361.5
20 of the Health and Safety Code.

21 (9) Misdemeanor reduced to an infraction: retain in accordance
22 with the retention period for the relevant infraction.

23 (10) Infraction, except as otherwise specified: retain for one
24 year. Vehicle Code infraction: retain for three years. Infraction
25 alleging a marijuana violation under subdivision (b) of Section
26 11357 of the Health and Safety Code: if records are retained past
27 the one-year minimum retention period, the records shall be
28 destroyed or redacted in accordance with subdivision (c) of Section
29 11361.5 of the Health and Safety Code two years from the date of
30 conviction, or from the date of arrest if no conviction, if the case
31 is no longer subject to review on appeal, all applicable fines and
32 fees have been paid, and the defendant has complied with all terms
33 and conditions of the sentence or grant of probation.

34 (11) Criminal protective order: retain until the order expires or
35 is terminated.

36 (12) Arrest warrant: retain for the same retention period as for
37 records in the underlying case. If there is no underlying case, retain
38 for one year from the date of issue.

1 (13) Search warrant: retain for the same retention period as for
2 records in the underlying case. If there is no underlying case, retain
3 for five years from the date of issue.

4 (14) Probable cause declarations: retain for the same retention
5 period as for records in the underlying case. If there is no
6 underlying case, retain for one year from the date of declaration.

7 (15) Proceedings for revocation of postrelease community
8 supervision or postrelease parole supervision: retain for five years
9 after the period of supervision expires or is terminated.

10 (d) Habeas corpus:

11 (1) Habeas corpus in criminal and family law matters: retain
12 for the same retention period as for records in the underlying case,
13 whether granted or denied.

14 (2) Habeas corpus in mental health matters: retain all records
15 for the same retention period as for records in the underlying case,
16 whether granted or denied. If there is no underlying case, retain
17 records for 20 years.

18 (e) Juveniles:

19 (1) Dependent pursuant to Section 300 of the Welfare and
20 Institutions Code: upon reaching 28 years of age, or on written
21 request, shall be released to the juvenile five years after jurisdiction
22 over the person has terminated under subdivision (a) of Section
23 826 of the Welfare and Institutions Code. Sealed records shall be
24 destroyed upon court order five years after the records have been
25 sealed pursuant to subdivision (c) of Section 389 of the Welfare
26 and Institutions Code.

27 (2) Ward pursuant to Section 601 of the Welfare and Institutions
28 Code: upon reaching 21 years of age, or on written request, shall
29 be released to the juvenile five years after jurisdiction over the
30 person has terminated under subdivision (a) of Section 826 of the
31 Welfare and Institutions Code. Sealed records shall be destroyed
32 upon court order five years after the records have been sealed under
33 subdivision (d) of Section 781 of the Welfare and Institutions
34 Code.

35 (3) Ward pursuant to Section 602 of the Welfare and Institutions
36 Code: upon reaching 38 years of age under subdivision (a) of
37 Section 826 of the Welfare and Institutions Code. Sealed records
38 shall be destroyed upon court order when the subject of the record
39 reaches 38 years of age under subdivision (d) of Section 781 of
40 the Welfare and Institutions Code.

1 (4) Traffic and some nontraffic misdemeanors and infractions
2 pursuant to Section 601 of the Welfare and Institutions Code: upon
3 reaching 21 years of age, or five years after jurisdiction over the
4 person has terminated under subdivision (c) of Section 826 of the
5 Welfare and Institutions Code. Records may be microfilmed or
6 photocopied.

7 (5) Marijuana misdemeanor under subdivision (e) of Section
8 11357 of the Health and Safety Code in accordance with procedures
9 specified in subdivision (a) of Section 11361.5 of the Health and
10 Safety Code: upon reaching 18 years of age, the records shall be
11 destroyed.

12 (f) Court records of the appellate division of the superior court:
13 retain for five years.

14 (g) Other records:

15 (1) Bench warrant: retain for the same retention period as for
16 records in the underlying case. For a bench warrant issued for a
17 misdemeanor, retain records for the same retention period as for
18 records in the underlying misdemeanor following issuance. If there
19 is no return on the warrant, the court may dismiss on its own
20 motion and immediately destroy the records.

21 (2) Body attachment: retain for same retention period as for
22 records in the underlying case.

23 (3) Bond: retain for three years after exoneration and release.

24 (4) Court reporter notes:

25 (A) Criminal and juvenile proceedings: retain notes for 10 years,
26 except as otherwise specified. Notes reporting proceedings in
27 capital felony cases (murder with special circumstances when the
28 prosecution seeks the death penalty and the sentence is death),
29 including notes reporting the preliminary hearing, shall be retained
30 permanently, unless the Supreme Court on request of the court
31 clerk authorizes the destruction.

32 (B) Civil and all other proceedings: retain notes for five years.

33 (5) Electronic recordings made as the official record of the oral
34 proceedings under the California Rules of Court may be destroyed
35 or deleted as follows:

36 (A) Any time after final disposition of the case in infraction and
37 misdemeanor proceedings.

38 (B) After 10 years in all other criminal proceedings.

39 (C) After five years in all other proceedings.

- 1 (6) Electronic recordings not made as the official record of the
2 oral proceedings under the California Rules of Court may be
3 destroyed at any time at the discretion of the court.
- 4 (7) Fee waiver applications: retain for the same retention period
5 as for records in the underlying case.
- 6 (8) Judgments within the jurisdiction of the superior court other
7 than in a limited civil case, misdemeanor case, or infraction case:
8 retain permanently.
- 9 (9) Judgments in misdemeanor cases, infraction cases, and
10 limited civil cases: retain for the same retention period as for
11 records in the underlying case.
- 12 (10) Juror proceedings, including sanctions: retain for one year.
- 13 (11) Minutes: retain for the same retention period as for records
14 in the underlying case.
- 15 (12) Orders not associated with an underlying case, such as
16 orders for the destruction of court records for telephone taps, orders
17 to destroy drugs, and other miscellaneous court orders: retain for
18 one year.
- 19 (13) Naturalization index: retain permanently.
- 20 (14) Index for cases alleging traffic violations: retain for the
21 same retention period as for records in the underlying case.
- 22 (15) Index, except as otherwise specified: retain permanently.
- 23 (16) Register of actions or docket: retain for the same retention
24 period as for records in the underlying case, but in no event less
25 than 10 years for civil and small claims cases.
- 26 (h) Retention of the court records under this section shall be
27 extended by order of the court on its own motion, or on application
28 of a party or an interested member of the public for good cause
29 shown and on those terms as are just. A fee shall not be charged
30 for making the application.
- 31 (i) The record retention periods provided in this section, as
32 amended effective January 1, 2014, apply to all court records in
33 existence prior to that date as well as to records created *on or* after
34 that date.

O