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AB-1394 Juveniles: sealing of records. (2019-2020)

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Assembly Bill No. 1394

CHAPTER 582

An act to add Section 781.1 to, and to repeal Section 903.3 of, the Welfare and Institutions Code, relating to juveniles.

[Approved by Governor October 08, 2019. Filed with Secretary of State October 08, 2019.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1394, Daly. Juveniles: sealing of records.

Existing law authorizes, with exceptions, a person who is the subject of a juvenile court record, or the county probation officer, to petition the court for the sealing of records relating to the person's case. Existing law establishes the procedures that apply to the sealing of those records.

This bill would prohibit a superior court or probation department from charging an applicant a fee for filing a petition to seal records under those provisions.

Existing law makes a person who is 26 years of age or older, unless indigent, liable for the cost to the county and court for an investigation related to the sealing of juvenile court or arrest records pertaining to that person. Existing law sets forth certain exceptions and reimbursement terms.

This bill would delete the person's liability for those costs.

Vote: majority Appropriation: no Fiscal Committee: no Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 781.1 is added to the Welfare and Institutions Code, to read:

781.1. A superior court or probation department shall not charge an applicant a fee for filing a petition to seal records under Section 781.

SEC. 2. Section 903.3 of the Welfare and Institutions Code is repealed.