

AMENDED IN ASSEMBLY JUNE 26, 2003

AMENDED IN SENATE MAY 6, 2003

AMENDED IN SENATE APRIL 21, 2003

SENATE BILL

No. 660

Introduced by Senator Speier

February 21, 2003

An act to add Section 2024.5 to the Family Code, relating to court files.

LEGISLATIVE COUNSEL'S DIGEST

SB 660, as amended, Speier. Court files: confidentiality.

Existing law governs the management and preservation of trial court records and recognizes that court records are generally public records, unless a specific exception applies.

This bill would establish procedures for keeping the social security numbers of persons involved in specified dissolution matters in *the confidential portion of* court files. The bill would require specified Judicial Council forms to contain a notice informing parties of their right to redact any social security number that was placed in a confidential *portion of the* court file from other materials filed with the court. The bill would also make related changes.

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 2024.5 is added to the Family Code, to
2 read:

1 2024.5. (a) A petition for dissolution of marriage, nullity of
2 marriage, or legal separation of the parties shall include a separate,
3 one-page document that lists all relevant social security numbers
4 known to the petitioner that pertain to the petitioner, respondent,
5 and any minor child of the parties.

6 (b) The first responsive pleading filed in a proceeding for
7 dissolution of marriage, nullity of marriage, or legal separation of
8 the parties shall include a separate, one-page document that lists
9 all relevant social security numbers known to the respondent that
10 pertain to the petitioner, respondent, and any minor child of the
11 parties.

12 (c) The list specified in subdivision (a) or (b) shall be ~~made part~~
13 *placed in the confidential portion of the court's confidential court*
14 *file of the proceeding, and may not be disclosed except for good*
15 *cause shown to the court.*

16 (d) The Judicial Council form used to file a document specified
17 in subdivision (a) or (b) shall contain a notice that the parties may
18 redact the social security numbers placed in ~~a confidential~~ *the*
19 *confidential portion of the court file from subsequent* pleadings,
20 attachments, documents, or other material filed with the court *only*
21 *after the document listing all relevant social security numbers is*
22 *placed in the confidential portion of the court file.*

23 (e) ~~A party~~ *The petitioner or respondent* may redact any social
24 security number that was placed in the ~~confidential file of the court~~
25 *portion of the court file* pursuant to this section from any pleading,
26 attachment, document, or other written material filed ~~subsequent~~
27 ~~to the petition or response~~ *with the court only after the document*
28 *listing all relevant social security numbers is placed in the*
29 *confidential portion of the court file.*

30 (f) An Abstract of Support Judgment or any similar form
31 created by the Judicial Council or the Department of Child Support
32 Services for the purpose of collecting child support payments is
33 not subject to subdivision (e).

