

AMENDED IN SENATE AUGUST 20, 2015

AMENDED IN ASSEMBLY MAY 6, 2015

AMENDED IN ASSEMBLY APRIL 22, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 897

Introduced by Assembly Member Gonzalez

February 26, 2015

An act to amend Section ~~68152 of the Government Code, relating to court records~~; 2502 of the Labor Code, as added by Section 1 of Chapter 212 of the Statutes of 2015, relating to grocery workers.

LEGISLATIVE COUNSEL'S DIGEST

AB 897, as amended, Gonzalez. ~~Retention of court records: driving offenses~~. *Grocery workers.*

Existing law regulates various aspects of the workplace and employee safety and health.

Chapter 212 of the Statutes of 2015, which will become operative on January 1, 2016, will, upon a change in control of a grocery establishment, require an incumbent grocery employer to prepare a list of specified eligible grocery workers for a successor grocery employer and would require the successor grocery employer to hire from this list during a 90-day transition period. Chapter 212 of the Statutes of 2015 defines a "grocery establishment" to mean a retail store in this state that is over 15, 000 square feet in size and that sells primarily household foodstuffs for offsite consumption, as specified.

This bill additionally would include in that definition that a grocery establishment does not include a retail store that has ceased operations for 6 months or more.

This bill would incorporate changes to Section 2502 of the Labor Code, as added by Section 1 of Chapter 212 of the Statutes of 2015, that would become operative only if the earlier chaptered bill becomes operative.

~~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. Existing law generally requires the clerk to retain court records relating to misdemeanors, including misdemeanors alleging reckless driving, for 5 years, or, for specified offenses, including misdemeanor offenses relating to street racing, for 10 years.~~

~~This bill would instead require the court clerk to retain court records pertaining to street racing offenses for 5 years, and would require the court clerk to retain records pertaining to reckless driving offenses for 10 years.~~

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

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

1 SECTION 1. Section 2502 of the Labor Code, as added by
2 Section 1 of Chapter 212 of the Statutes of 2015, is amended to
3 read:

4 2502. For purposes of this part, the following definitions shall
5 apply:

6 (a) “Change in control” means any sale, assignment, transfer,
7 contribution, or other disposition of all or substantially all of the
8 assets or a controlling interest, including by consolidation, merger,
9 or reorganization, of the incumbent grocery employer or any person
10 who controls the incumbent grocery employer or any grocery
11 establishment under the operation or control of either the incumbent
12 grocery employer or any person who controls the incumbent
13 grocery employer.

14 (b) “Eligible grocery worker” means any individual whose
15 primary place of employment is at the grocery establishment
16 subject to a change in control, and who has worked for the
17 incumbent grocery employer for at least six months prior to the
18 execution of the transfer document. “Eligible grocery worker”

1 does not include a managerial, supervisory, or confidential
2 employee.

3 (c) “Employment commencement date” means the date on which
4 an eligible grocery worker retained by the successor grocery
5 employer pursuant to this part commences work for the successor
6 grocery employer in exchange for benefits and compensation under
7 the terms and conditions established by the successor grocery
8 employer and as required by law.

9 (d) “Grocery establishment” means a retail store in this state
10 that is over 15,000 square feet in size and that sells primarily
11 household foodstuffs for offsite consumption, including the sale
12 of fresh produce, meats, poultry, fish, deli products, dairy products,
13 canned foods, dry foods, beverages, baked foods, or prepared
14 foods. Other household supplies or other products shall be
15 secondary to the primary purpose of food sales. *A grocery*
16 *establishment does not include a retail store that has ceased*
17 *operations for six months or more.*

18 (e) “Incumbent grocery employer” means the person that owns,
19 controls, or operates the grocery establishment at the time of the
20 change in control.

21 (f) “Person” means an individual, corporation, partnership,
22 limited partnership, limited liability partnership, limited liability
23 company, business trust, estate, trust, association, joint venture,
24 agency, instrumentality, or any other legal or commercial entity,
25 whether domestic or foreign.

26 (g) “Successor grocery employer” means the person that owns,
27 controls, or operates the grocery establishment after the change in
28 control.

29 (h) “Transfer document” means the purchase agreement or other
30 document effecting the change in control.

31 *SEC. 2. Section 1 of this bill incorporates amendments to*
32 *Section 2502 of the Labor Code, as added by Section 1 of Chapter*
33 *212 of the Statutes of 2015. Section 1 of this bill shall become*
34 *operative only if Chapter 212 of the Statutes of 2015 becomes*
35 *operative.*

36 ~~SECTION 1. Section 68152 of the Government Code is~~
37 ~~amended to read:~~

38 ~~68152. The trial court clerk may destroy court records under~~
39 ~~Section 68153 after notice of destruction, and if there is no request~~
40 ~~and order for transfer of the records, except the comprehensive~~

1 historical and sample superior court records preserved for research
2 under the California Rules of Court, when the following times
3 have expired after the date of final disposition of the case in the
4 categories listed:

5 (a) ~~Civil actions and proceedings, as follows:~~

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

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

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

11 (4) ~~Civil judgments for limited and small claims cases: retain~~
12 ~~for 10 years, unless judgment is renewed. If judgment is renewed,~~
13 ~~retain judgment for length of renewal pursuant to Article 2~~
14 ~~(commencing with Section 683.110) of Chapter 3 of Division 1~~
15 ~~of Title 9 of Part 2 of the Code of Civil Procedure.~~

16 (5) ~~If a party in a civil case appears by a guardian ad litem:~~
17 ~~retain for 10 years after termination of the court's jurisdiction.~~

18 (6) ~~Civil harassment, domestic violence, elder and dependent~~
19 ~~adult abuse, private postsecondary school violence, and workplace~~
20 ~~violence cases: retain for the same period of time as the duration~~
21 ~~of the restraining or other orders and any renewals thereof, then~~
22 ~~retain the restraining or other orders permanently as a judgment;~~
23 ~~60 days after expiration of the temporary restraining or other~~
24 ~~temporary orders; retain judgments establishing paternity under~~
25 ~~Section 6323 of the Family Code permanently.~~

26 (7) ~~Family law, except as otherwise specified: retain for 30~~
27 ~~years.~~

28 (8) ~~Adoption: retain permanently.~~

29 (9) ~~Parentage: retain permanently.~~

30 (10) ~~Change of name, gender, or name and gender: retain~~
31 ~~permanently.~~

32 (11) ~~Probate:~~

33 (A) ~~Decedent estates: retain permanently all orders, judgments,~~
34 ~~and decrees of the court, all inventories and appraisals, and all~~
35 ~~wills and codicils of the decedent filed in the case, including those~~
36 ~~not admitted to probate. All other records: retain for five years~~
37 ~~after final disposition of the estate proceeding.~~

38 (B) ~~Wills and codicils transferred or delivered to the court~~
39 ~~pursuant to Section 732, 734, or 8203 of the Probate Code: retain~~
40 ~~permanently. For wills and codicils delivered to the clerk of the~~

1 court under Section 8200 of the Probate Code, retain the original
2 documents as provided in Section 26810.

3 ~~(C) Substitutes for decedent estate administration:~~

4 ~~(i) Affidavit procedures for real property of small value under~~
5 ~~Chapter 3 (commencing with Section 13100) of Part 1 of Division~~
6 ~~8 of the Probate Code: retain permanently.~~

7 ~~(ii) Proceedings for determining succession to property under~~
8 ~~Chapter 4 (commencing with Section 13150) of Part 1 of Division~~
9 ~~8 of the Probate Code: retain permanently all inventories and~~
10 ~~appraisals and court orders. Other records: retain for five years~~
11 ~~after final disposition of the proceeding.~~

12 ~~(iii) Proceedings for determination of property passing or~~
13 ~~belonging to surviving spouse under Chapter 5 (commencing with~~
14 ~~Section 13650) of Part 2 of Division 8 of the Probate Code: retain~~
15 ~~permanently all inventories and appraisals and court orders. Other~~
16 ~~records: retain for five years after final disposition of the~~
17 ~~proceeding.~~

18 ~~(D) Conservatorships: retain permanently all court orders.~~
19 ~~Documents of trusts established under substituted judgment~~
20 ~~pursuant to Section 2580 of the Probate Code: retain as provided~~
21 ~~in clause (iii) of subparagraph (G). Other records: retain for five~~
22 ~~years after the later of either (i) the final disposition of the~~
23 ~~conservatorship proceeding, or (ii) the date of the conservatee's~~
24 ~~death, if that date is disclosed in the court's file.~~

25 ~~(E) Guardianships: retain permanently orders terminating the~~
26 ~~guardianship, if any, and court orders settling final account and~~
27 ~~ordering distribution of the estate. Other records: retain for five~~
28 ~~years after the later of (i) the final disposition of the guardianship~~
29 ~~proceeding, or (ii) the earlier of the date of the ward's death, if~~
30 ~~that date is disclosed in the court's file, or the date the ward reaches~~
31 ~~23 years of age.~~

32 ~~(F) Compromise of minor's or disabled person's claim or action,~~
33 ~~and disposition of judgment for minors and disabled persons under~~
34 ~~Section 372 of the Code of Civil Procedure and Chapter 4~~
35 ~~(commencing with Section 3600) of Part 8 of Division 4 of the~~
36 ~~Probate Code:~~

37 ~~(i) Retain permanently judgments in favor of minors or disabled~~
38 ~~persons, orders approving compromises of claims and actions and~~
39 ~~disposition of the proceeds of judgments, orders directing payment~~
40 ~~of expenses, costs, and fees, orders directing deposits into blocked~~

- 1 ~~accounts and receipts and acknowledgments of those orders, and~~
2 ~~orders for the withdrawal of funds from blocked accounts.~~
- 3 ~~(ii) Retain other records for the same retention period as for~~
4 ~~records in the underlying case. If there is no underlying case, retain~~
5 ~~for five years after the later of either (I) the date the order for~~
6 ~~payment or delivery of the final balance of the money or property~~
7 ~~is entered, or (II) the earlier of the date of the minor's death, if that~~
8 ~~date is disclosed in the court's file, or the date the minor reaches~~
9 ~~23 years of age.~~
- 10 ~~(G) Trusts:~~
- 11 ~~(i) Proceedings under Part 5 (commencing with Section 17000)~~
12 ~~of Division 9 of the Probate Code: retain permanently.~~
- 13 ~~(ii) Trusts created by substituted judgment under Section 2580~~
14 ~~of the Probate Code: retain permanently all trust instruments and~~
15 ~~court orders. Other records: retain as long as the underlying~~
16 ~~conservatorship file is retained.~~
- 17 ~~(iii) Special needs trusts: retain permanently all trust instruments~~
18 ~~and court orders. Other records: retain until the later of either (I)~~
19 ~~the retention date of "other records" in the beneficiary's~~
20 ~~conservatorship or guardianship file under subparagraph (D) or~~
21 ~~(E), if any, or (II) five years after the date of the beneficiary's~~
22 ~~death, if that date is disclosed in the court's file.~~
- 23 ~~(H) All other proceedings under the Probate Code: retain as~~
24 ~~provided for civil cases.~~
- 25 ~~(12) Mental health:~~
- 26 ~~(A) Lanterman Developmental Disabilities Services Act: retain~~
27 ~~for 10 years.~~
- 28 ~~(B) Lanterman-Petris-Short Act: retain for 20 years.~~
- 29 ~~(C) Riese (capacity) hearings under Sections 5333 and 5334 of~~
30 ~~the Welfare and Institutions Code: retain for the later of either (i)~~
31 ~~20 years after the date of the capacity determination order, or (ii)~~
32 ~~the court records retention date of the underlying involuntary~~
33 ~~treatment or commitment proceeding, if any.~~
- 34 ~~(D) Petitions under Chapter 3 (commencing with Section 8100)~~
35 ~~of Division 8 of the Welfare and Institutions Code for the return~~
36 ~~of firearms to petitioners who relinquished them to law~~
37 ~~enforcement while detained in a mental health facility: retain for~~
38 ~~10 years.~~
- 39 ~~(13) Eminent domain: retain permanently.~~

- 1 ~~(14) Real property other than unlawful detainer: retain~~
2 ~~permanently if the action affects title or an interest in real property.~~
3 ~~(15) Unlawful detainer: retain for one year if judgment is only~~
4 ~~for possession of the premises; retain for 10 years if judgment is~~
5 ~~for money, or money and possession.~~
6 ~~(b) Notwithstanding subdivision (a), any civil or small claims~~
7 ~~case in the trial court:~~
8 ~~(1) Involuntarily dismissed by the court for delay in prosecution~~
9 ~~or failure to comply with state or local rules: retain for one year.~~
10 ~~(2) Voluntarily dismissed by a party without entry of judgment:~~
11 ~~retain for one year.~~
12 ~~(c) Criminal actions and proceedings, as follows:~~
13 ~~(1) Capital felony in which the defendant is sentenced to death,~~
14 ~~and any felony resulting in a sentence of life or life without the~~
15 ~~possibility of parole: retain permanently, including records of the~~
16 ~~cases of any codefendants and any related cases, regardless of the~~
17 ~~disposition. For the purpose of this paragraph, "capital felony"~~
18 ~~means murder with special circumstances when the prosecution~~
19 ~~seeks the death penalty. Records of the cases of codefendants and~~
20 ~~related cases required to be retained under this paragraph shall be~~
21 ~~limited to those cases that are factually linked or related to the~~
22 ~~charged offense, that are identified in the courtroom, and that are~~
23 ~~placed on the record. If a capital felony is disposed of by a sentence~~
24 ~~less than death, or imprisonment for life or life without the~~
25 ~~possibility of parole, the judgment shall be retained permanently,~~
26 ~~and the record shall be retained for 50 years or for 10 years after~~
27 ~~the official written notification of the death of the defendant. If a~~
28 ~~capital felony is disposed of by an acquittal, the record shall be~~
29 ~~retained for 10 years.~~
30 ~~(2) Felony, except as otherwise specified, and in any felony or~~
31 ~~misdemeanor case resulting in a requirement that the defendant~~
32 ~~register as a sex offender under Section 290 of the Penal Code:~~
33 ~~retain judgment permanently. For all other documents: retain for~~
34 ~~50 years or the maximum term of the sentence, whichever is longer.~~
35 ~~However, any record other than the judgment may be destroyed~~
36 ~~10 years after the death of the defendant. Felony case files that do~~
37 ~~not include final sentencing or other final disposition because the~~
38 ~~case was bound over from a former municipal court to the superior~~
39 ~~court and not already consolidated with the superior court felony~~

1 case file: retain for 10 years from the disposition of the superior
2 court case.

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

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

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

9 ~~(6) Dismissal under Section 1203.4 or 1203.4a of the Penal~~
10 ~~Code: retain for the same retention period as for records of the~~
11 ~~underlying case. If the records in the underlying case have been~~
12 ~~destroyed, retain for five years after dismissal.~~

13 ~~(7) Misdemeanor, except as otherwise specified: retain for five~~
14 ~~years. For misdemeanors alleging a violation of Section 23103,~~
15 ~~23152, or 23153 of the Vehicle Code: retain for 10 years.~~

16 ~~(8) Misdemeanor alleging a marijuana violation under~~
17 ~~subdivision (e), (d), or (e) of Section 11357 of the Health and~~
18 ~~Safety Code, or subdivision (b) of Section 11360 of the Health~~
19 ~~and Safety Code: records shall be destroyed, or redacted in~~
20 ~~accordance with subdivision (c) of Section 11361.5 of the Health~~
21 ~~and Safety Code, two years from the date of conviction, or from~~
22 ~~the date of arrest if no conviction, if the case is no longer subject~~
23 ~~to review on appeal, all applicable fines and fees have been paid,~~
24 ~~and the defendant has complied with all terms and conditions of~~
25 ~~the sentence or grant of probation. However, as provided in~~
26 ~~subdivision (a) of Section 11361.5 of the Health and Safety Code~~
27 ~~and paragraph (5) of subdivision (e) of this section, records of a~~
28 ~~misdemeanor alleging a marijuana violation under subdivision (e)~~
29 ~~of Section 11357 of the Health and Safety Code shall be retained~~
30 ~~until the offender attains 18 years of age, at which time the records~~
31 ~~shall be destroyed as provided in subdivision (c) of Section 11361.5~~
32 ~~of the Health and Safety Code.~~

33 ~~(9) Misdemeanor reduced to an infraction: retain in accordance~~
34 ~~with the retention period for the relevant infraction.~~

35 ~~(10) Infraction, except as otherwise specified: retain for one~~
36 ~~year. Vehicle Code infraction: retain for three years. Infraction~~
37 ~~alleging a marijuana violation under subdivision (b) of Section~~
38 ~~11357 of the Health and Safety Code: if records are retained past~~
39 ~~the one-year minimum retention period, the records shall be~~
40 ~~destroyed or redacted in accordance with subdivision (c) of Section~~

1 ~~11361.5 of the Health and Safety Code two years from the date of~~
2 ~~conviction, or from the date of arrest if no conviction, if the case~~
3 ~~is no longer subject to review on appeal, all applicable fines and~~
4 ~~fees have been paid, and the defendant has complied with all terms~~
5 ~~and conditions of the sentence or grant of probation.~~

6 ~~(11) Criminal protective order: retain until the order expires or~~
7 ~~is terminated.~~

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

11 ~~(13) Search warrant:~~

12 ~~(A) If there is no underlying case, retain for five years from the~~
13 ~~date of issue.~~

14 ~~(B) If there is any underlying case, retain for 10 years from the~~
15 ~~date of issue or, if the retention period for records in the underlying~~
16 ~~case is less than 10 years or if the underlying case is a capital felony~~
17 ~~described in paragraph (1) of subdivision (c), retain for the same~~
18 ~~retention period as for records in the underlying case.~~

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

22 ~~(15) Proceedings for revocation of postrelease community~~
23 ~~supervision or postrelease parole supervision: retain for five years~~
24 ~~after the period of supervision expires or is terminated.~~

25 ~~(d) Habeas corpus:~~

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

29 ~~(2) Habeas corpus in mental health matters: retain all records~~
30 ~~for the same retention period as for records in the underlying case,~~
31 ~~whether granted or denied. If there is no underlying case, retain~~
32 ~~records for 20 years.~~

33 ~~(e) Juveniles:~~

34 ~~(1) Dependent pursuant to Section 300 of the Welfare and~~
35 ~~Institutions Code: upon reaching 28 years of age, or on written~~
36 ~~request, shall be released to the juvenile five years after jurisdiction~~
37 ~~over the person has terminated under subdivision (a) of Section~~
38 ~~826 of the Welfare and Institutions Code. Sealed records shall be~~
39 ~~destroyed upon court order five years after the records have been~~

1 sealed pursuant to subdivision (e) of Section 389 of the Welfare
2 and Institutions Code.

3 ~~(2) Ward pursuant to Section 601 of the Welfare and Institutions
4 Code: upon reaching 21 years of age, or on written request, shall
5 be released to the juvenile five years after jurisdiction over the
6 person has terminated under subdivision (a) of Section 826 of the
7 Welfare and Institutions Code. Sealed records shall be destroyed
8 upon court order five years after the records have been sealed under
9 subdivision (d) of Section 781 of the Welfare and Institutions
10 Code.~~

11 ~~(3) Ward pursuant to Section 602 of the Welfare and Institutions
12 Code: upon reaching 38 years of age under subdivision (a) of
13 Section 826 of the Welfare and Institutions Code. Sealed records
14 shall be destroyed upon court order when the subject of the record
15 reaches 38 years of age under subdivision (d) of Section 781 of
16 the Welfare and Institutions Code.~~

17 ~~(4) Traffic and some nontraffic misdemeanors and infractions
18 pursuant to Section 601 of the Welfare and Institutions Code: upon
19 reaching 21 years of age, or five years after jurisdiction over the
20 person has terminated under subdivision (e) of Section 826 of the
21 Welfare and Institutions Code. Records may be microfilmed or
22 photocopied.~~

23 ~~(5) Marijuana misdemeanor under subdivision (e) of Section
24 11357 of the Health and Safety Code in accordance with procedures
25 specified in subdivision (a) of Section 11361.5 of the Health and
26 Safety Code: upon reaching 18 years of age, the records shall be
27 destroyed.~~

28 ~~(f) Court records of the appellate division of the superior court:
29 retain for five years.~~

30 ~~(g) Other records:~~

31 ~~(1) Bench warrant: retain for the same retention period as for
32 records in the underlying case. For a bench warrant issued for a
33 misdemeanor, retain records for the same retention period as for
34 records in the underlying misdemeanor following issuance. If there
35 is no return on the warrant, the court may dismiss on its own
36 motion and immediately destroy the records.~~

37 ~~(2) Body attachment: retain for same retention period as for
38 records in the underlying case.~~

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

40 ~~(4) Court reporter notes:~~

- 1 ~~(A) Criminal and juvenile proceedings: retain notes for 10 years,~~
2 ~~except as otherwise specified. Notes reporting proceedings in~~
3 ~~capital felony cases (murder with special circumstances when the~~
4 ~~prosecution seeks the death penalty and the sentence is death),~~
5 ~~including notes reporting the preliminary hearing, shall be retained~~
6 ~~permanently, unless the Supreme Court on request of the court~~
7 ~~clerk authorizes the destruction.~~
- 8 ~~(B) Civil and all other proceedings: retain notes for five years.~~
- 9 ~~(5) Electronic recordings made as the official record of the oral~~
10 ~~proceedings under the California Rules of Court may be destroyed~~
11 ~~or deleted as follows:~~
- 12 ~~(A) Any time after final disposition of the case in infraction and~~
13 ~~misdemeanor proceedings.~~
- 14 ~~(B) After 10 years in all other criminal proceedings.~~
- 15 ~~(C) After five years in all other proceedings.~~
- 16 ~~(6) Electronic recordings not made as the official record of the~~
17 ~~oral proceedings under the California Rules of Court may be~~
18 ~~destroyed at any time at the discretion of the court.~~
- 19 ~~(7) Fee waiver applications: retain for the same retention period~~
20 ~~as for records in the underlying case.~~
- 21 ~~(8) Judgments within the jurisdiction of the superior court other~~
22 ~~than in a limited civil case, misdemeanor case, or infraction case:~~
23 ~~retain permanently.~~
- 24 ~~(9) Judgments in misdemeanor cases, infraction cases, and~~
25 ~~limited civil cases: retain for the same retention period as for~~
26 ~~records in the underlying case.~~
- 27 ~~(10) Juror proceedings, including sanctions: retain for one year.~~
- 28 ~~(11) Minutes: retain for the same retention period as for records~~
29 ~~in the underlying case.~~
- 30 ~~(12) Orders not associated with an underlying case, such as~~
31 ~~orders for the destruction of court records for telephone taps, orders~~
32 ~~to destroy drugs, and other miscellaneous court orders: retain for~~
33 ~~one year.~~
- 34 ~~(13) Naturalization index: retain permanently.~~
- 35 ~~(14) Index for cases alleging traffic violations: retain for the~~
36 ~~same retention period as for records in the underlying case.~~
- 37 ~~(15) Index, except as otherwise specified: retain permanently.~~
- 38 ~~(16) Register of actions or docket: retain for the same retention~~
39 ~~period as for records in the underlying case, but in no event less~~
40 ~~than 10 years for civil and small claims cases.~~

1 ~~(h) Retention of the court records under this section shall be~~
2 ~~extended by order of the court on its own motion, or on application~~
3 ~~of a party or an interested member of the public for good cause~~
4 ~~shown and on those terms as are just. A fee shall not be charged~~
5 ~~for making the application.~~

6 ~~(i) The record retention periods provided in this section, as~~
7 ~~amended effective January 1, 2014, apply to all court records in~~
8 ~~existence prior to that date as well as to records created on or after~~
9 ~~that date.~~

O