



**Judicial Council of California**  
ADMINISTRATIVE OFFICE OF THE COURTS

OFFICE OF GOVERNMENTAL AFFAIRS  
770 L Street, Suite 1240 • Sacramento, California 95814-3368  
Telephone 916-323-3121 • Fax 916-323-4347 • TDD 415-865-4272

TANI G. CANTIL-SAKAUYE  
*Chief Justice of California*  
*Chair of the Judicial Council*

STEVEN JAHR  
*Administrative Director of the Courts*

CORY T. JASPERSON  
*Director, Office of Governmental Affairs*

May 9, 2013

Hon. Loni Hancock, Chair  
Senate Public Safety Committee  
State Capitol, Room 2082  
Sacramento, California 95814

Subject: AB 1006 (Yamada), as introduced – Support  
Hearing: Senate Public Safety Committee– June 4, 2013

Dear Senator Hancock:

The Judicial Council is pleased to support AB 1006, which would require the Judicial Council to develop a form petition and instructional materials to be used by persons with juvenile offenses seeking to seal their juvenile records and to provide those materials to juveniles when jurisdiction ends or their petition is dismissed.

The Judicial Council supports AB 1006 because it will provide critical information to juvenile offenders on the process for sealing their records, and increase the efficiency of the records sealing process. While some offenders are not eligible for sealing of records, many juveniles who have been adjudicated delinquent are eligible for sealing but may not have information on how to file a petition to seek the sealing of their records. Currently there is no statewide form that can be used by persons seeking to petition the court, which means they must get assistance from their probation officers or former public defenders in filing the request. Because both of these agencies are often overburdened with their own workloads, it can be challenging for former delinquent youth to navigate this process.

Hon. Loni Hancock

May 9, 2013

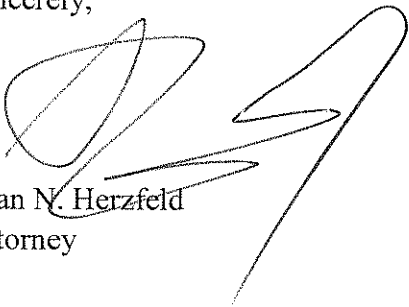
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In 2008, the Center for Families, Children and the Courts put together a report containing the findings and recommendations of the Juvenile Delinquency Court Assessment project. That report was the culmination of two years of research on California's delinquency courts that was designed to improve the administration of justice in delinquency courts and the lives of the children, families, and victims touched by the juvenile justice system. That report found that system stakeholders did not think information on record sealing was being conveyed well to juvenile offenders, and that when it was explained, it was often so early in the process that it was forgotten by the time the juvenile was first eligible for sealing.

AB 1006 is responsive to that finding, and will ensure that these youth have information about who is eligible and what must be demonstrated, as well as a form to use to make the request at the time the case is dismissed. Only those youth who can show that they have been rehabilitated are eligible for record sealing, and for those youth the sealing of the record is a key step in maintaining their rehabilitation, as it makes it more likely that they can gain employment without facing a barrier based on their juvenile offenses. Given that the objective of the juvenile court in delinquency proceedings is to rehabilitate the delinquent ward while protecting public safety, AB 1006 will assist juvenile courts in carrying out their primary statutory objectives.

For these reasons the Judicial Council supports AB 1006.

Sincerely,

A handwritten signature in black ink, appearing to read 'Alan N. Herzfeld', is written over a printed name and title.

Alan N. Herzfeld  
Attorney

cc: Members, Senate Public Safety Committee  
Hon. Mariko Yamada, Member of the Assembly  
Ms. Alison Anderson, Chief Counsel, Senate Public Safety Committee  
Ms. June Clark, Deputy Legislative Secretary, Office of the Governor  
Mr. Eric Csizmar, Consultant, Senate Republican Office of Policy



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June 7, 2013

Hon. Kevin de León  
Senate Appropriations Committee  
State Capitol, Room 5108  
Sacramento, California 95814

Subject: AB 1006 (Yamada), as amended May 8, 2013 – Support and Fiscal Impact  
Statement

Dear Senator de León:

The Judicial Council is pleased to support AB 1006, which would require the Judicial Council to develop a form petition and instructional materials to be used by persons with juvenile offenses seeking to seal their juvenile records and to provide those materials to juveniles when jurisdiction ends or their petition is dismissed.

The Judicial Council supports AB 1006 because it will provide critical information to juvenile offenders on the process for sealing their records, and increase the efficiency of the records sealing process. While some offenders are not eligible for sealing of records, many juveniles who have been adjudicated delinquent are eligible for sealing but may not have information on how to file a petition to seek the sealing of their records. Currently there is no statewide form that can be used by persons seeking to petition the court, which means they must get assistance from their probation officers or former public defenders in filing the request. Because both of these agencies are often overburdened with their own workloads, it can be challenging for former delinquent youth to navigate this process.

In 2008, the Center for Families, Children and the Courts put together a report containing the findings and recommendations of the Juvenile Delinquency Court Assessment project. That report was the culmination of two years of research on California's delinquency courts that was designed to improve the administration of justice in delinquency courts and the lives of the children, families, and victims touched by the juvenile justice system. That report found that system stakeholders did not think information on record sealing was being conveyed well to juvenile offenders, and that when it was explained, it was often so early in the process that it was forgotten by the time the juvenile was first eligible for sealing.

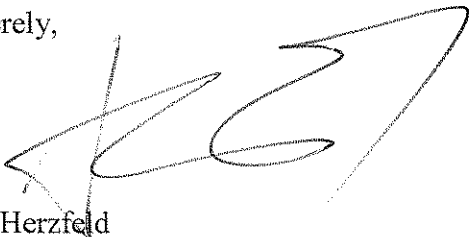
AB 1006 is responsive to that finding, and will ensure that these youth have information about who is eligible and what must be demonstrated, as well as a form to use to make the request at the time the case is dismissed. Only those youth who can show that they have been rehabilitated are eligible for record sealing, and for those youth the sealing of the record is a key step in maintaining their rehabilitation, as it makes it more likely that they can gain employment without facing a barrier based on their juvenile offenses. Given that the objective of the juvenile court in delinquency proceedings is to rehabilitate the delinquent ward while protecting public safety, AB 1006 will assist juvenile courts in carrying out their primary statutory objectives.

*Fiscal Impact*

The changes required by AB 1006 are likely to be an amendment to one rule and the revision of one form. Taking into consideration the different kinds of staff who are engaged in the rule and form process, we estimate a total staff investment of 115.25 hours, at an estimated total cost of \$6,933. Additional expenses, for translation of forms into Chinese, Korean, Spanish, and Vietnamese, are estimated at \$3,230. Combined, we estimate the fiscal impact of AB 1006 to be \$10,163. Please note that this cost estimate does not include the time of committee members, commentators, court staff, or others who contribute to the development and review process, nor does it include time spent by the Judicial Council's Office of Governmental Affairs.

For these reasons the Judicial Council supports AB 1006.

Sincerely,

A handwritten signature in black ink, appearing to read 'Alan Herzfeld', with a large, stylized flourish extending from the end of the signature.

Alan Herzfeld  
Associate Attorney

Hon. Kevin de León

June 7, 2013

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AH/yc-s

cc: Members, Senate Appropriations Committee  
Hon. Mariko Yamada, Member of the Assembly  
Ms. Jolie Onodera, Consultant, Senate Appropriations Committee  
Mr. Matt Osterli, Fiscal Consultant, Senate Republican Fiscal Office  
Ms. Alison Anderson, Chief Counsel, Senate Public Safety Committee  
Mr. Eric Csizmar, Consultant, Senate Republican Office of Policy  
Ms. June Clark, Deputy Legislative Secretary, Office of the Governor  
Ms. Madelynn McClain, Budget Analyst, Department of Finance



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August 29, 2013

Hon. Edmund G. Brown, Jr.  
Governor of California  
State Capitol, First Floor  
Sacramento, California 95814

Subject: AB 1006 (Yamada) – Request for Signature

Dear Governor Brown:

The Judicial Council is pleased to support AB 1006, which would require the Judicial Council to develop a form petition and instructional materials to be used by persons with juvenile offenses seeking to seal their juvenile records and to provide those materials to juveniles when jurisdiction ends or their petition is dismissed.

The Judicial Council supports AB 1006 because it will provide critical information to juvenile offenders on the process for sealing their records, and increase the efficiency of the records sealing process. While some offenders are not eligible for sealing of records, many juveniles who have been adjudicated delinquent are eligible for sealing but may not have information on how to file a petition to seek the sealing of their records. Currently there is no statewide form that can be used by persons seeking to petition the court, which means they must get assistance from their probation officers or former public defenders in filing the request. Because both of these agencies are often overburdened with their own workloads, it can be challenging for former delinquent youth to navigate this process.

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Hon. Edmund G. Brown, Jr.

August 29, 2013

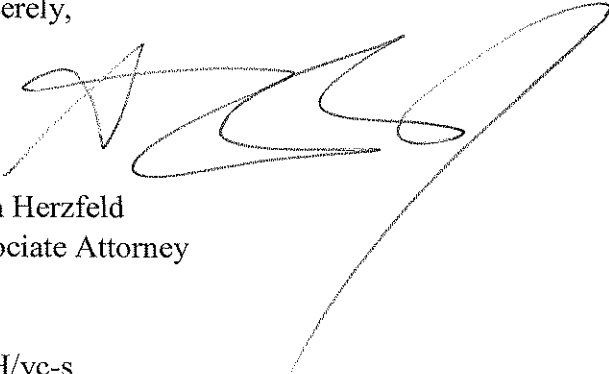
Page 2

designed to improve the administration of justice in delinquency courts and the lives of the children, families, and victims touched by the juvenile justice system. That report found that system stakeholders did not think information on record sealing was being conveyed well to juvenile offenders, and that when it was explained, it was often so early in the process that it was forgotten by the time the juvenile was first eligible for sealing.

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For these reasons, the Judicial Council requests your signature.

Sincerely,

A handwritten signature in black ink, appearing to read 'A. Herzfeld', with a long, sweeping underline that extends towards the bottom right of the page.

Alan Herzfeld  
Associate Attorney

ANH/yc-s

cc: Hon. Mariko Yamada, Member of the Assembly

Ms. June Clark, Deputy Legislative Affairs Secretary, Office of the Governor