

Memorandum 64-98

Subject: Study No. 34(L) - Derivation and Disposition Tables to be included in pamphlet containing Evidence Code

Attached are four Tables that we have prepared for use during the period prior to the publication of the pamphlet containing the Evidence Code.

Table 1 permits you to determine whether there is an existing section (that will be superseded by the Evidence Code) which covers the same subject matter as an Evidence Code section.

Table 2 permits you to determine whether the subject matter of an existing section (that will be superseded by the Evidence Code) is covered in the Evidence Code.

Tables 3 and 4 are designed to permit persons who are familiar with the printed tentative recommendations (containing the revised Uniform Rules) to determine where the same matter is covered in the Evidence Code and the printed tentative recommendations. These tables have only a temporary value. The Comments to the Evidence Code, when published, will supersede the Comments contained in the tentative recommendations.

Table 3 permits you to determine the pertinent revised rule that covers the subject matter dealt with by a particular Evidence Code section.

Table 4 permits you to find the particular Evidence Code section that is based on a particular revised rule. These two tables provide a useful means of going from one publication to another.

The staff believes that it is desirable to include (in the publication containing the Evidence Code) all pertinent references under the particular Evidence Code section: references to pertinent provisions of the Uniform Rules, references to comparable continued sections, references to superseded

sections, and cross-references to pertinent sections of the Evidence Code and other codes. Thus, we suggest that under each Evidence Code section the following be included (in addition to the Comment):

CROSS REFERENCES

References to pertinent Evidence Code sections and sections of existing continued statutes

COMPARABLE SECTIONS

References to comparable sections of the Evidence Code (for example, some sections of the Privileges Division are comparable to other sections of the Privileges Division). Also, some of the preliminary provisions are the same as or similar to sections in the C.C.P. or other codes and the reference would be made to these comparable sections in other codes.

UNIFORM RULES OF EVIDENCE

Reference to the portion of the Uniform Rules of Evidence covering the same subject matter, without regard to whether the Evidence Code section is based on the Uniform Rules. (In some cases may have one reference for entire Division of Evidence Code.)

COLLATERAL REFERENCES

Reference to the research study covering the particular subject dealt with by the Evidence Code section. (In some cases may have one reference for entire Division of Evidence Code.)

SUPERSEDED STATUTES

Citation to statute sections that are superseded by the particular Evidence Code section.

In the First Supplement to Memorandum 64-98, we plan (if time permits) to set out for each section of the Evidence Code the information outlined above. If the Commission approves this general scheme for the publication containing the Evidence Code, we believe that the tables attached are satisfactory without revision for publication, but consideration should be given to omitting Tables 3 and 4 from the publication containing the Evidence Code.

Respectfully submitted,

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Executive Secretary

EVIDENCE CODE TABLES

TABLE 1

EVIDENCE CODE TO COMPARABLE SECTIONS

Table 1 indicates as to each section of the Evidence Code the comparable provisions of the California law in effect on January 1, 1965, that are superseded by the Evidence Code. Where the table indicates that a section in the Evidence Code supersedes an existing provision, the section replacing the existing provision may duplicate the superseded section or may be narrower or broader than the superseded section. For a discussion of the comparison, see the Comment to the Evidence Code section involved.

The source of each section in the Evidence Code that does not supersede a specific provision in existing law is listed as "New." For example, some sections in the Evidence Code (principally the preliminary provisions and definitions) are based on comparable provisions in other recently enacted California codes, such as the Commercial Code and the Vehicle Code, and do not supersede any specific provision in existing law. For the source of a particular section, see the Comment to the Evidence Code section involved. See also Table 3 for an indication of a source in the Revised Rules of Evidence.

Evidence Code (Section)	Existing Code (Section)	Evidence Code (Section)	Existing Code (Section)
1 -----	New	170 -----	New
2 -----	New	175 -----	New
3 -----	New	180 -----	New
4 -----	New	185 -----	New
5 -----	New	190 -----	CCP 1824
6 -----	New	195 -----	New
7 -----	New	200 -----	New
8 -----	New	205 -----	New
9 -----	New	210 -----	CCP 1868, 1870(15), 1870(16)
10 -----	New		
11 -----	New	220 -----	New
12 -----	New	225 -----	New
100 -----	New	230 -----	New
105 -----	New	235 -----	CCP 2103 (part)
110 -----	New	240 -----	New
115 -----	New	245 -----	New
120 -----	New	250 -----	New
125 -----	New	300 -----	CCP 2103 (part)
130 -----	New	310 -----	CCP 2102 (part)
135 -----	New	311 -----	CCP 1875 (part)
140 -----	CCP 1823	312 -----	CCP 2061 (part), 2101
145 -----	New	320 -----	CCP 2042 (part)
150 -----	New		
160 -----	New	350 -----	CCP 1868
165 -----	New	351 -----	CCP 1870(1)

Evidence Code (Section)	Existing Code (Section)	Evidence Code (Section)	Existing Code (Section)
352 ----- CCP	1838, 1868 (part), 2044 (part)	522 ----- New	
353 ----- New		600 ----- CCP	1959, 1961
354 ----- New		601 ----- CCP	1961
355 ----- New		602 ----- CCP	1833
356 ----- New		603 ----- New	
357 ----- CCP	1854	604 ----- New	
400-406 ---- CCP	1834 (part), 2102 (part)	605 ----- New	
410 ----- CCP	1831	606 ----- New	
411 ----- CCP	1844	607 ----- New	
430 ----- CCP	2061(5)	608 ----- New	
440 ----- CCP	2061(1)	620 ----- CCP	1962 (part)
441 ----- CCP	2061(2)	621 ----- CCP	1962(5)
442 ----- CCP	2061(3)	622 ----- CCP	1962(2)
443 ----- CCP	2061(4)(part)	623 ----- CCP	1962(3)
444 ----- CCP	2061(4)(part)	624 ----- CCP	1962(4)
445 ----- CCP	1963(5), 1963(6), 2061(6), 2061(7)	630 ----- New	
	Pen C 1323	631 ----- CCP	1963(7)
450-459 ---- CCP	1875, 2102 (part)	632 ----- CCP	1963(8)
	Gov C 34330	633 ----- CCP	1963(9)
500 ----- CCP	1981 (part)	634 ----- CCP	1963(13)
510 ----- CCP	1981 (part)	635 ----- New	
511 ----- CCP	New	636 ----- CCP	1963(10)
520 ----- CCP	1963(1)	637 ----- CCP	1963(11)
521 ----- CCP	1964(4)	638 ----- CCP	1963(12)
		639 ----- CCP	1963(17)
		640 ----- CCP	1963(23)

Evidence Code (Section)	Existing Code (Section)	Evidence Code (Section)	Existing Code (Section)
641 ----- CCP	1963(24)	730-733 ---- CCP	1871 (part)
642 ----- CCP	1963(37)	750 ----- New	
643 ----- CCP	1963(34)	751 ----- CCP	1885 (part)
644 ----- CCP	1963(35)	752 ----- CCP	1884
645 ----- CCP	1963(36)	753 ----- CCP	1863
660 ----- New		754 ----- CCP	1885
661 ----- Civ C CCP	193, 194, 195 1963(31)	760 ----- CCP	2045 (part)
662 ----- New		761 ----- CCP	2045 (part)
663 ----- New		762 ----- CCP	2046 (part)
664 ----- CCP	1963(15)	765 ----- CCP	2044 (part); 2066
665 ----- New		766 ----- CCP	2056
666 ----- CCP	1963(16)	767 ----- CCP	2046 (part), 2048 (part)
667 ----- CCP	1963(26)	768 ----- CCP	2049, 2052, 2054
700 ----- CCP	1879	769 ----- CCP	2049, 2052
701 ----- CCP	1879, 1880	770 ----- CCP	2049, 2052
702 ----- CCP	1845, 1879, 1880	771 ----- CCP	2047
703 ----- CCP	1883 (part)	772 ----- CCP	2045 (part), 2048 Pen C 1323
704 ----- CCP	1883 (part)	773 ----- CCP	2045 (part)
710 ----- CCP	1846 (part)	774 ----- CCP	2050 (part)
711 ----- CCP	1846 (part)	775 ----- New	
720 ----- CCP	1870(9)(part)	776 ----- CCP	2055
721 ----- CCP	1872 (part)	777 ----- CCP	2043
722 ----- CCP	1256.2	778 ----- CCP	2050 (part)
723 ----- CCP	1871 (part)	780 ----- CCP	1847, 1870(16), 2049, 2051, 2052, 2053

Evidence Code (Section)	Existing Code (Section)	Evidence Code (Section)	Existing Code (Section)
785 ----- CCP	1847, 1870(16), 2049, 2051, 2052, 2053	901 ----- New	
786 ----- CCP	1847, 2049, 2051, 2053	902 ----- New	
787 ----- CCP	2051, 2065	903 ----- New	
788 ----- CCP	2051, 2065	904 ----- New	
789 ----- New		905 ----- New	
790 ----- CCP	2053	910 ----- New	
791 ----- New		911 ----- CCP	2065
800 ----- CCP	1845 (part), 1870(9)	912 ----- New	
801 ----- CCP	1845 (part), 1870(9)	913 ----- Pen C	1323 (part)
802 ----- CCP	1872 (part)	914 ----- New	
803 ----- New		915 ----- New	
804 ----- New		916 ----- New	
805 ----- New		917 ----- New	
830 ----- CCP	1845.5	918 ----- New	
870 ----- CCP	1870(10)	919 ----- New	
890 ----- CCP	1980.1	920 ----- New	
891 ----- CCP	1980.2	930 ----- Pen C	1323 (part), 1323.5
892 ----- CCP	1980.3	940 ----- CCP	2065 Pen C 1323 (part)
893 ----- CCP	1980.4	950-962 ---- CCP	1881(2)
894 ----- CCP	1980.5	970-973 ---- CCP	1881(1) Pen C 1322
895 ----- CCP	1980.6	980-987 ---- CCP	1881(1) Pen C 1322
896 ----- CCP	1980.7	990-1006 --- CCP	1881(4)
900 ----- New		1010-1026 --- B&P C	2904 CCP 1881(4)

Evidence Code (Section)	Existing Code (Section)	Evidence Code (Section)	Existing Code (Section)
1030-1034 --- CCP	1881(3)	1220 ----- CCP	1870(2)
1040-1042 --- CCP	1881(5)	1221 ----- CCP	1870(3)
1050 ----- New		1222 ----- CCP	1848, 1870(5)(part)
1060 ----- New		1223 ----- CCP	1848, 1870(6)
1070-1072 --- CCP	1881(6)	1224 ----- CCP	1848, 1870(5)(part)
1100 ----- CCP	2053	1225 ----- CCP	1848, 1851 (part), 1870(5)(part)
1101 ----- CCP	2053	1226 ----- CCP	1848, 1870(5)(part)
1102 ----- New		1227 ----- CCP	1848
1103 ----- New		1230 ----- CCP	1853, 1870(4)(part), 1870(5)(part), 1946(1)
1104 ----- New		1235 ----- CCP	2049, 2052
1105 ----- New		1236 ----- New	
1150 ----- New		1237 ----- CCP	2047
1151 ----- New		1238 ----- New	
1152 ----- CCP	2078	1240 ----- CCP	1850, 1870(7)
1153 ----- New		1241 ----- CCP	1850, 1870(7)
1154 ----- CCP	2078	1242 ----- CCP	1870(4)(part)
1155 ----- New		1250 ----- New	
1156 ----- CCP	1936.1	1251 ----- New	
1200 ----- CCP	1845 (part)	1252 ----- New	
1201 ----- New		1260 ----- New	
1202 ----- New		1261 ----- CCP	1880 (part)
1203 ----- New		1270-1271 --- CCP	1920, 1921, 1922, 1926, 1946, 1953e-1953h
1204 ----- New		1272 ----- New	
1205 ----- New			

Evidence Code (Section)	Existing Code (Section)	Evidence Code (Section)	Existing Code (Section)
1280 ----- CCP	1918, 1920, 1921, 1922, 1926, 1943	1330 ----- New	
1281 ----- New		1331 ----- New	
1282 ----- CCP	1928.1	1340 ----- New	
1283 ----- CCP	1928.2	1341 ----- CCP	1936
1284 ----- New		1400 ----- New	
1290-1292 --- CCP	1870(8)	1401 ----- New	
		1402 ----- CCP	1982
1300 ----- New		1410 ----- New	
1301 ----- New		1411 ----- New	
1302 ----- CCP	1851 (part)	1412 ----- CCP	1941
1310 ----- CCP	1852, 1870(4)(part)	1413 ----- CCP	1940(1), 1940(3)
1311 ----- CCP	1852, 1870(4)(part)	1414 ----- CCP	1942
1312 ----- CCP	1870(13)(part)	1415 ----- CCP	1940(2)
1313 ----- CCP	1852, 1870(11)(part) 1870(13)(part)	1416 ----- CCP	1870(9)(part), 1943
1314 ----- CCP	1870(11)(part) 1963(30)	1417 ----- CCP	1944
1315 ----- CCP	1919a, 1919b	1418 ----- CCP	1945
1316 ----- CCP	1919a, 1919b	1419 ----- New	
1320 ----- CCP	1870(11)(part), 1870(13)(part)	1420 ----- New	
1321 ----- CCP	1870(11)(part)	1421 ----- New	
1322 ----- CCP	1870(11)(part)	1450 ----- New	
1323 ----- New		1451 ----- CCP	1948, 1951
1324 ----- CCP	2051, 2053	1452 ----- CCP	1875(5), 1875(6), 1875(7), 1875(8), 1901, 1905, 1906, 1907, 1918, 1921, 1922, 1928.3
		1453 ----- CCP	1875(6), 1901, 1905, 1918, 1919, 1921, 1922, 1928.3

Evidence Code (Section)	Existing Code (Section)	Evidence Code (Section)	Existing Code (Section)
1454 ----- CCP	1901, 1906, 1907, 1918	1564 ----- CCP	1998.4
1500 ----- CCP	1855, 1937	1565 ----- CCP	1998.5
1501 ----- CCP	1855(1), 1937	1566 ----- New	
1502 ----- New		1600 ----- CCP	1919, 1951
1503 ----- CCP	1855(2), 1938, 1939	1601 ----- CCP	1855a
1504 ----- New		1602 ----- CCP	1927
1505 ----- CCP	1855 (part), 1870(14)(part)	1603 ----- CCP	1928
1506 ----- CCP	1855(3), 1901, 1905, 1918, 1920a, 1921, 1922	1604 ----- CCP	1925
1507 ----- CCP	1855(4), 1919	1605 ----- CCP	1927.5
1508 ----- CCP	1855 (part), 1870(14)(part)		
1509 ----- CCP	1855(5), 1870(14)(part)		
1510 ----- New			
1530 ----- CCP	1901, 1905, 1906, 1907, 1918, 1919, 1920a, 1921, 1922		
1531 ----- CCP	1923		
1532 ----- CCP	1919, 1951		
1550 ----- CCP	1953i		
1551 ----- CCP	1920b		
1560 ----- CCP	1998		
1561 ----- CCP	1998.1		
1562 ----- CCP	1998.2		
1563 ----- CCP	1998.3		

T A B L E 2

EXISTING LAW TO EVIDENCE CODE

Table 2 indicates as to each superseded section of the California law in effect on January 1, 1965, the comparable provisions of the Evidence Code. Where the table indicates that an existing section is superseded by a provision in the Evidence Code, the provision replacing the existing section may duplicate the superseded section or may be narrower or broader than the superseded section. For a discussion of the comparison, see the Comment to the Evidence Code section involved. See also the Comment to the repealed section.

The disposition of an existing section that is not superseded by a specific provision in the Evidence Code is listed as "Not continued." The Comment to the repealed section gives the reason for its exclusion.

In addition to Evidence Code references, Table 2 also contains a reference to sections added to other codes that continue the substance of an existing section that is repealed but is not a proper subject for inclusion in the Evidence Code.

Bus & Prof Code (Section)	Evidence Code (Section)	Code Civ Proc (Section)	Evidence Code (Section)
2904 -----	1010-1026	1844 -----	411
		1845 -----	702, 800, 801, 1200
Civil Code (Section)		1845.5 -----	830
193 -----	661	1846 -----	710, 711
194 -----	661	1847 -----	351, 600, 780, 785, 786
195 -----	661	1848 -----	1200, 1222 -1227
Code Civ Proc (Section)		1849 -----	1226
1256.2 -----	722	1850 -----	1240, 1241
1823 -----	140	1851 -----	1225, 1302
1824 -----	190	1852 -----	1310, 1311, 1313
1825 -----	Not continued	1853 -----	1230
1826 -----	500-667	1854 -----	357
1827 -----	140, 450-459	1855 -----	1500-1510
1828 -----	410	1855a -----	1601
1829 -----	1500-1510	1863 -----	753
1830 -----	1500-1510	1867 -----	Not continued
1831 -----	410	1868 -----	210, 350, 352
1832 -----	Not continued	1869 -----	500, 510
1833 -----	602	1870(1) -----	210, 351
1834 -----	403(b)	1870(2) -----	1220
1836 -----	Not continued	1870(3) -----	1221
1837 -----	Not continued	1870(4) -----	1310, 1311, 1230, 1242
1838 -----	352	1870(5) -----	1222, 1224-1226, 1230
1839 -----	Not continued		

Code Civ Proc (Section)	Evidence Code (Section)	Code Civ Proc (Section)	Evidence Code (Section)
1870(6) -----	1223	1883 -----	703, 704
1870(7) -----	1240, 1241	1884 -----	752
1870(8) -----	1290-1292	1885 -----	751, 754
1870(9) -----	720, 800, 801, 1416	1901 -----	1452-1454, 1506, 1530
1870(10) -----	870	1903 -----	1530
1870(11) -----	1313, 1314, 1320-1322	1905 -----	1452, 1453, 1506, 1530
1870(12) -----	Not continued	1906 -----	1452, 1454, 1530
1870(13) -----	1312, 1313, 1320	1907 -----	1452, 1454, 1530
1870(14) -----	1500-1510	1918 -----	1270, 1271, 1280, 1452-1454, 1506, 1530
1870(15) -----	210, 351	1919 -----	1453, 1507, 1530, 1532, 1600
1870(16) -----	210, 780, 785	1919a -----	1315, 1316
1871 -----	723, 730-733	1919b -----	1315, 1316
1872 -----	721, 802	1920 -----	1270, 1271, 1280
1875 -----	311, 450-459, 1452, 1453	1920a -----	1506, 1530
1879 -----	700-702	1920b -----	1551
1880 -----	701, 702, 1261	1921 -----	1270, 1271, 1280, 1452, 1453, 1506, 1530
1881(1) -----	970-973, 980-987	1922 -----	1270, 1271, 1280, 1452, 1453, 1506, 1530
1881(2) -----	950-962	1923 -----	1531
1881(3) -----	1030-1034	1924 -----	Not continued
1881(4) -----	990-1006, 1010-1026	1925 -----	1604
1881(5) -----	1040-1042	1926 -----	1270, 1271, 1280
1881(6) -----	1070-1072		

Code Civ Proc (Section)	Evidence Code (Section)	Code Civ Proc (Section)	Evidence Code (Section)
1927 -----	1602	1954 -----	Not continued
1927.5 -----	1605	1957 -----	140, 210
1928 -----	1603	1958 -----	Not continued
1928.1 -----	1282	1959 -----	600
1928.2 -----	1283	1960 -----	Not continued
1928.3 -----	1452, 1453, 1530	1961 -----	600, 601
1928.4 -----	3	1962 -----	620
1936 -----	1341	1962(1) -----	Not continued
1936.1 -----	1156	1962(2) -----	622
1937 -----	1500, 1501	1962(3) -----	623
1938 -----	1503	1962(4) -----	624
1939 -----	1503	1962(5) -----	621
1940 -----	1413, 1415	1962(6) -----	Not continued
1941 -----	1412	1962(7) -----	Not continued
1942 -----	1414	1963(1) -----	520
1943 -----	1416	1963(2) -----	Not continued
1944 -----	1417	1963(3) -----	Civ C 3544 (Added)
1945 -----	1418	1963(4) -----	521
1946 -----	1230, 1270, 1271, 1280	1963(5) -----	445
1947 -----	Not continued	1963(6) -----	445
1948 -----	1451	1963(7) -----	631
1951 -----	1451, 1532, 1600	1963(8) -----	632
1953e-1953h -	1270-1272	1963(9) -----	633
1953i-1953j -	1550	1963(10) -----	636
		1963(11) -----	637

Code Civ Proc (Section)	Evidence Code (Section)	Code Civ Proc (Section)	Evidence Code (Section)
1963(12) ----	638	1963(38) ----	Not continued
1963(13) ----	634	1963(39) ----	Not continued
1963(14) ----	Not continued	1963(40) ----	Civ C 164.5 (Added)
1963(15) ----	664	1967 -----	Not continued
1963(16) ----	666	1968 -----	Not continued
1963(17) ----	639	1973 -----	Not continued
1963(18) ----	Not continued	1978 -----	Not continued
1963(19) ----	Civ C 3545 (Added)	1980.1 -----	890
1963(20) ----	Not continued	1980.2 -----	891
1963(21) ----	Not continued	1980.3 -----	892
1963(22) ----	Not continued	1980.4 -----	893
1963(23) ----	640	1980.5 -----	894
1963(24) ----	641	1980.6 -----	895
1963(25) ----	Not continued	1980.7 -----	896
1963(26) ----	667	1981 -----	500, 510
1963(27) ----	Not continued	1982 -----	1402
1963(28) ----	Civ C 3546 (Added)	1983 -----	Not continued
1963(29) ----	Not continued	1998 -----	1560
1963(30) ----	1314	1998.1 -----	1561
1963(31) ----	661	1998.2 -----	1562
1963(32) ----	Civ C 3547 (Added)	1998.3 -----	1563
1963(33) ----	Civ C 3548 (Added)	1998.4 -----	1564
1963(34) ----	643	1998.5 -----	1565
1963(35) ----	644	2042 -----	320
1963(36) ----	645	2043 -----	777
1963(37) ----	642	2044 -----	352, 765

Code Civ Proc (Section)	Evidence Code (Section)	Govt Code (Section)	Evidence Code (Section)
2045 -----	760, 761, 772, 773	34330 -----	450-459
2046 -----	762, 767	Penal Code (Section)	
2047 -----	771, 1237		
2048 -----	767, 772		
2049 -----	769, 770, 780, 785, 1235	1322 -----	970-973, 980-987
2050 -----	774, 778	1323 -----	445, 772, 913, 930, 940
2051 -----	780, 785, 786, 787, 788, 1324	1323.5 -----	930
2052 -----	758, 769, 770, 780, 785, 1235		
2053 -----	780, 785, 786, 790, 1100-1104, 1324		
2054 -----	768		
2055 -----	776		
2056 -----	766		
2061 -----	312, 430, 440-445		
2065 -----	351, 787, 788, 911, 940		
2066 -----	765		
2078 -----	1152, 1154		
2079 -----	Not continued		
2101 -----	312		
2102 -----	310, 400-406, 450-459		
2103 -----	235, 300		

T A B L E 3

EVIDENCE CODE TO REVISED RULES

Table 3 indicates as to each section of the Evidence Code the comparable provisions in the Uniform Rules of Evidence as revised by the Law Revision Commission (referred to in the table as "Revised Rules"). The Revised Rules are contained in separate pamphlets that are compiled in Volume 6 of the Commission's REPORTS, RECOMMENDATIONS, AND STUDIES. Each pamphlet contains the tentative recommendation of the California Law Revision Commission on an article in the Uniform Rules of Evidence, as follows: Article I. General Provisions (Rules 1-8); Article II. Judicial Notice (Rules 9-12); Article III. Burden of Producing Evidence, Burden of Proof, and Presumptions (Rules 13-16[omitted and proposed as Sections 500-667]); Article IV. Witnesses (Rules 17-22); Article V. Privileges (Rules 22.3-40.5); Article VI. Extrinsic Policies Affecting Admissibility (Rules 41-55); Article VII. Expert and Other Opinion Testimony (Rules 55.5-61); Article VIII. Hearsay Evidence (Rules 62-66.1); Article IX. Authentication and Content of Writings (Rules 67-72).

Generally speaking, the Evidence Code sections are substantially the same as the Revised Rule referred to. In some cases, however, the Evidence Code section may be narrower or broader than the Revised Rule. For a discussion of the comparison, see the Comment to the Evidence Code section involved and compare the Comment to the Revised Rule referred to. Where there is no provision in the Revised Rules comparable to an Evidence Code section, the table so indicates by the word "None."

Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)
1 -----	None	165 -----	None
2 -----	None	170 -----	62(3)
3 -----	None	175 -----	None
4 -----	None	180 -----	None
5 -----	None	185 -----	None
6 -----	None	190 -----	1(3)
7 -----	None	195 -----	22.3(6), 62(4)
8 -----	None	200 -----	1(17), 22.3(7), 22.3(8)
9 -----	None	205 -----	None
10 -----	None	210 -----	1(2)
11 -----	None		
12 -----	None	220 -----	1(18), 62(5)
100 -----	1(preamble)	225 -----	62(1)
105 -----	1(14)	230 -----	None
110 -----	1(5)	235 -----	1(11)
115 -----	1(4)	240 -----	62(6), 62(7)
120 -----	1(15)	245 -----	1(12)
125 -----	1(6)	250 -----	1(13)
130 -----	1(16)	300 -----	1(9), 2
135 -----	62(2)	310 -----	None
140 -----	1(1)	311 -----	10.5
145 -----	1(7)	312 -----	None
150 -----	63(preamble)	320 -----	55.5(3)
160 -----	None		
		350 -----	7(3)

Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)
351 -----	7(3)	451 -----	9(1)
352 -----	45	452 -----	9(2)
353 -----	None	453 -----	9.5
354 -----	4	454 -----	10(2)
355 -----	5	455 -----	10(1), 10(2)
356 -----	6	456 -----	11(1)
357 -----	None	457 -----	None
400 -----	8(1)	458 -----	11(2)
401 -----	8(1)	459 -----	12
402 -----	1(8), 8(2)	500 -----	None
403 -----	8(3), 19(1), 19(3)	510 -----	None
404 -----	8(4)	511 -----	None
405 -----	8(5)	520 -----	None
406 -----	8(6)	521 -----	None
410 -----	None	522 -----	None
411 -----	None	600 -----	None
430 -----	None	601 -----	None
440 -----	None	602 -----	None
441 -----	None	603 -----	None
442 -----	None	604 -----	67.7(4)
443 -----	None	605 -----	None
444 -----	None	606 -----	None
445 -----	None	607 -----	None
		608 -----	None
450 -----	9(3)	620 -----	None
		621 -----	None

Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)
622 -----	None	666 -----	None
623 -----	None	667 -----	None
624 -----	None	700 -----	7(1)
630 -----	None	701 -----	17(1)
631 -----	None	702 -----	19(1), 19(2)
632 -----	None	703 -----	42
633 -----	None	704 -----	43
634 -----	None	710 -----	18
635 -----	None	711 -----	None
636 -----	None	720 -----	55.5(1), 55.5(2)
637 -----	None		
638 -----	None	721 -----	58.5
639 -----	None	722 -----	61
640 -----	None	723 -----	None
641 -----	None	730 -----	None
642 -----	None	731 -----	None
643 -----	None	732 -----	None
644 -----	None	733 -----	None
645 -----	None	750 -----	17(2)
660 -----	None	751 -----	None
661 -----	None	752 -----	None
662 -----	None	753 -----	None
663 -----	None	754 -----	None
664 -----	None	760 -----	None
665 -----	None	761 -----	None

Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)
762 -----	None	803 -----	56(3)
765 -----	None	804 -----	57.5
766 -----	None	805 -----	56(4)
767 -----	None	830 -----	None
768 -----	22(1)	870 -----	None
769 -----	22(1)	890 -----	None
770 -----	22(2)	891 -----	None
771 -----	None	892 -----	None
772 -----	None	893 -----	None
773 -----	None	894 -----	None
774 -----	None	895 -----	None
775 -----	None	896 -----	None
776 -----	None	900 -----	22.3(preamble)
777 -----	None	901 -----	22.3(5)
778 -----	None	902 -----	22.3(1)
780 -----	None	903 -----	22.3(2)
785 -----	20(1)	904 -----	22.3(3)
786 -----	22(3)	905 -----	22.3(4)
787 -----	22(4)	910 -----	22.5
788 -----	21(1), 21(3)	911 -----	7(2)
789 -----	22(5)	912 -----	37
790 -----	20(3)	913 -----	39(1)
791 -----	20(2)	914 -----	37.7
800 -----	56(1)	915 -----	37.5
801 -----	56(2)	916 -----	36.5
802 -----	57(1)	917 -----	28.5

Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)
918 -----	40	984 -----	28(2)(d)
919 -----	38	985 -----	28(2)(e)
920 -----	40.5	986 -----	28(2)(f)
930 -----	23	987 -----	28(2)(g)
940 -----	25	990 -----	27(1)(d)
950 -----	26(1)(d)	991 -----	27(1)(e)
951 -----	26(1)(a)	992 -----	27(1)(a)
952 -----	26(1)(b)	993 -----	27(1)(b)
953 -----	26(1)(c)	994 -----	27(2)
954 -----	26(2)	995 -----	27(3)
955 -----	26(3)	996 -----	27(k)
956 -----	26(4)(a)	997 -----	27(4)(a)
957 -----	26(4)(b)	998 -----	27(4)(h), 27(4)(j)
958 -----	26(4)(c)	999 -----	27(4)(i)
959 -----	26(4)(d)	1000 -----	27(4)(b)
960 -----	26(4)(e)	1001 -----	27(4)(c)
961 -----	26(4)(f)	1002 -----	27(4)(d)
962 -----	26(5)	1003 -----	27(4)(e)
970 -----	27.5(1)	1004 -----	27(4)(f)
971 -----	27.5(2)	1005 -----	27(4)(g)
972 -----	27.5(1), 27.5(2)	1006 -----	27(4)(l)
973 -----	27.5(3), 27.5(4)	1010 -----	27.3(1)(d)
980 -----	28(1)	1011 -----	27.3(1)(c)
981 -----	28(2)(a)	1012 -----	27.3(1)(a)
982 -----	28(2)(b)	1013 -----	27.3(1)(b)
983 -----	28(2)(c)	1014 -----	27.3(2)

Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)
1015 -----	27.3(3)	1100 -----	46
1016 -----	27.3(4)(g)	1101 -----	47(1), 47(4), 47(5)
1017 -----	27.3(4)(h)	1102 -----	47(2)
1018 -----	27.3(4)(a)	1103 -----	47(3)
1019 -----	27.3(4)(b)	1104 -----	48
1020 -----	27.3(4)(c)	1105 -----	49
1021 -----	27.3(4)(d)	1150 -----	41
1022 -----	27.3(4)(e)	1151 -----	51
1023 -----	27.3(4)(h)	1152 -----	52
1024 -----	None	1153 -----	52.5
1025 -----	27.3(4)(f)	1154 -----	53
1026 -----	27.3(4)(i)	1155 -----	54
1030 -----	29(1)(c)	1156 -----	None
1031 -----	29(1)(a)	1200 -----	63(preamble), 63(32)
1032 -----	29(1)(b)	1201 -----	66
1033 -----	29(2)	1202 -----	65
1034 -----	29(3)	1203 -----	None
1040 -----	34(1), 34(2)	1204 -----	63(6)
1041 -----	36(1), 36(2), 36(3)	1205 -----	63(32), 66.1
1042 -----	34(3), 34(4), 36(4), 36(5)	1220 -----	63(6), 63(7)
1050 -----	31	1221 -----	63(8)(b)
1060 -----	32	1222 -----	63(8)(a)
1070 -----	None	1223 -----	63(9)(b)
1071 -----	None	1224 -----	63(9)(a)
1072 -----	None		

Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)
1225 -----	63(9)(c)	1291 -----	63(3)
1226 -----	None	1292 -----	63(3.1)
1227 -----	None	1300 -----	None
1230 -----	63(10)	1301 -----	63(21)
1235 -----	63(1)(a)	1302 -----	63(21.1)
1236 -----	63(1)(b)	1310 -----	63(23)
1237 -----	63(1)(c)	1311 -----	63(24)
1238 -----	None	1312 -----	63(26.1)
1240 -----	63(4)(b)	1313 -----	63(26)
1241 -----	63(4)(a)	1314 -----	63(27)(c)
1242 -----	63(5)	1315 -----	None
1250 -----	63(12)(a)	1316 -----	63(18)
1251 -----	63(12)(b)	1320 -----	63(27)(b)
1252 -----	None	1321 -----	None
		1322 -----	63(27)(a)
1260 -----	63(12)(a)	1323 -----	63(27.1)
1261 -----	None	1324 -----	63(28)
1270 -----	63(13)	1330 -----	63(29)
1271 -----	63(13)	1331 -----	63(29.1)
1272 -----	63(14)	1340 -----	63(30)
1280 -----	63(15)	1341 -----	63(31)
1281 -----	63(16)	1400 -----	67
1282 -----	None	1401 -----	67
1283 -----	None	1402 -----	None
1284 -----	63(17)(b), 69	1410 -----	67
1290 -----	62(8)	1411 -----	None

Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)
1412 -----	None	1508 -----	70(2)(a), 70(2)(c)
1413 -----	71(1), 71(3)	1509 -----	70(1)(g), 70(2)(a)
1414 -----	None	1510 -----	None
1415 -----	71(2)	1530 -----	63(17)(a), 68
1416 -----	None	1531 -----	None
1417 -----	None	1532 -----	63(19)
1418 -----	None	1550 -----	72
1419 -----	67.5	1551 -----	None
1420 -----	None		
1421 -----	None	1560 -----	None
		1561 -----	None
1450 -----	67.7(4)	1562 -----	None
1451 -----	None	1563 -----	None
1452 -----	67.7(1), 68, 69	1564 -----	None
1453 -----	67.7(2), 68, 69	1565 -----	None
1454 -----	67.7(3), 68, 69	1566 -----	None
1500 -----	70(preamble)	1600 -----	63(19)
1501 -----	70(1)(a)	1601 -----	None
1502 -----	70(1)(b)	1602 -----	None
1503 -----	70(1)(c)	1603 -----	None
1504 -----	70(1)(d)	1604 -----	None
1505 -----	70(2)(a), 70(2)(b)	1605 -----	None
1506 -----	70(1)(e)		
1507 -----	70(1)(f)		

T A B L E 4

REVISED RULES TO EVIDENCE CODE

Table 4 indicates as to each Revised Rule (and as to each subdivision of those revised Rules that are divided into subdivisions) the comparable provisions in the Evidence Code. The Revised Rules are contained in separate pamphlets that are compiled in Volume 6 of the Commission's REPORTS, RECOMMENDATIONS, AND STUDIES. Each pamphlet contains the tentative recommendation of the California Law Revision Commission on an article in the Uniform Rules of Evidence, as follows: Article I. General Provisions (Rules 1-8); Article II. Judicial Notice (Rules 9-12); Article III. Burden of Producing Evidence, Burden of Proof, and Presumptions (Rules 13-16[omitted and proposed as Sections 500-667]); Article IV. Witnesses (Rules 17-22); Article V. Privileges (Rules 22.3-40.5); Article VI. Extrinsic Policies Affecting Admissibility (Rules 41-55); Article VII. Expert and Other Opinion Testimony (Rules 55.5-61); Article VIII. Hearsay Evidence (Rules 62-66.1); Article IX. Authentication and Content of Writings (Rules 67-72).

Generally speaking, the Evidence Code sections are substantially the same as the Revised Rules referred to. In some cases, however, the Evidence Code section may be narrower or broader than the Revised Rule. For a discussion of the comparison, see the Comment to the Revised Rule involved and compare the Comment to the Evidence Code section referred to. Some Revised Rules that are not continued in the Evidence Code are identified by the phrase "Not continued."

Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)
1(preamble) -	100	7(3) -----	350, 351
1(1) -----	140	8(1) -----	400, 401
1(2) -----	210	8(2) -----	402
1(3) -----	190	8(3) -----	403
1(4) -----	115	8(4) -----	404
1(5) -----	110	8(5) -----	405
1(6) -----	125	8(6) -----	406
1(7) -----	145	9(1) -----	451
1(8) -----	402(d)	9(2) -----	452
1(9) -----	300	9(3) -----	450
1(10) -----	Not continued	9.5 -----	453
1(11) -----	235	10(1) -----	455(a)
1(12) -----	245	10(2) -----	454, 455(b)
1(13) -----	250	10.5 -----	311
1(14) -----	105	11(1) -----	456
1(15) -----	120	11(2) -----	458
1(16) -----	130	12 -----	459
1(17) -----	200	17(1) -----	701
1(18) -----	220	17(2) -----	750
2 -----	300	18 -----	710
4 -----	354	19(1) -----	403(a), 702(a)
5 -----	355	19(2) -----	702(b)
6 -----	356	19(3) -----	403(b)
7(1) -----	700	20(1) -----	785
7(2) -----	911	20(2) -----	791

Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)
20(3) -----	790	26(1)(d) ----	950
21(1) -----	788(a)	26(2) -----	954
21(2) -----	Not continued	26(3) -----	955
21(3) -----	788(b)	26(4)(a) ----	956
22(1) -----	768, 769	26(4)(b) ----	957
22(2) -----	770	26(4)(c) ----	958
22(3) -----	786	26(4)(d) ----	959
22(4) -----	787	26(4)(e) ----	960
22(5) -----	789	26(4)(f) ----	961
22.3(preamble)	900	26(4)(g) ----	Not continued
22.3(1) -----	902	26(4)(h) ----	Not continued
22.3(2) -----	903	26(5) -----	962
22.3(3) -----	904	27(1)(a) ----	992
22.3(4) -----	905	27(1)(b) ----	993
22.3(5) -----	901	27(1)(c) ----	991
22.3(6) -----	195	27(1)(d) ----	990
22.3(7) -----	200	27(2) -----	994
22.3(8) -----	200	27(3) -----	995
22.5 -----	910	27(4)(a) ----	997
23 -----	930	27(4)(b) ----	1000
24 -----	Not continued	27(4)(c) ----	1001
25 -----	940	27(4)(d) ----	1002
26(1)(a) ----	951	27(4)(e) ----	1003
26(1)(b) ----	952	27(4)(f) ----	1004
26(1)(c) ----	953	27(4)(g) ----	1005

Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)
27(4)(h) ----	998	28(2)(a) ----	981
27(4)(i) ----	999	28(2)(b) ----	982
27(4)(j) ----	998	28(2)(c) ----	983
27(4)(k) ----	996	28(2)(d) ----	984
27(4)(<u>l</u>) ----	1006	28(2)(e) ----	985
27.3(1)(a) --	1012	28(2)(f) ----	986
27.3(1)(b) --	1013	28(2)(g) ----	987
27.3(1)(c) --	1011	28.5 -----	917
27.3(1)(d) --	1010	29(1)(a) ----	1031
27.3(2) -----	1014	29(1)(b) ----	1032
27.3(3) -----	1015	29(1)(c) ----	1030
27.3(4)(a) --	1018	29(2) -----	1033
27.3(4)(b) --	1019	29(3) -----	1034
27.3(4)(c) --	1020	31 -----	1050
27.3(4)(d) --	1021	32 -----	1060
27.3(4)(e) --	1022	34(1) -----	1040(a)
27.3(4)(f) --	1025	34(2) -----	1040(b)
27.3(4)(g) --	1016	34(3) -----	1042(a)
27.3(4)(h) --	1017, 1023	34(4) -----	1042(b)
27.3(4)(i) --	1026	36(1) -----	1041(a)
27.5(1) -----	970, 972	36(2) -----	1041(b)
27.5(2) -----	971, 972	36(3) -----	1041(c), 1041(d)
27.5(3) -----	973(a)	36(4) -----	1042(a)
27.5(4) -----	973(b)	36(5) -----	1042(b)
28(1) -----	980	36.5 -----	916

Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)
37 -----	912	55.5(1) -----	720(a)
37.5 -----	915	55.5(2) -----	720(b)
37.7 -----	914	55.5(3) -----	320
38 -----	919	55.7 -----	Not continued
39(1) -----	913	56(1) -----	800
39(2) -----	Not continued	56(2) -----	801
39(3) -----	Not continued	56(3) -----	303
40 -----	918	56(4) -----	805
40.5 -----	920	57(1) -----	802
41 -----	1150	57(2) -----	Not continued
42 -----	703	57.5 -----	804
43 -----	704	58.5 -----	721
45 -----	352	61 -----	722
46 -----	1100	62(1) -----	225
47(1) -----	1101(a)	62(2) -----	135
47(2) -----	1102	62(3) -----	170
47(3) -----	1103	62(4) -----	195
47(4) -----	1101(b)	62(5) -----	220
47(5) -----	1101(c)	62(6) -----	240(a)
48 -----	1104	62(7) -----	240(b)
49 -----	1105	62(8) -----	1290
51 -----	1151	63(preamble)	150, 1200
52 -----	1152	63(1)(a) ----	1235
52.5 -----	1153	63(1)(b) ----	1236
53 -----	1154	63(1)(c) ----	1237
54 -----	1155	63(3) -----	1291

Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)
63(3.1) -----	1292	63(21.1) ----	1302
63(4)(a) ----	1241	63(22) -----	Not continued
63(4)(b) ----	1240	63(23) -----	1310
63(5) -----	1242	63(24) -----	1311
63(6) -----	1204, 1220	63(26) -----	1313
63(7) -----	1220	63(26.1) ----	1312
63(8)(a) ----	1222	63(27)(a) ---	1322
63(8)(b) ----	1221	63(27)(b) ---	1320
63(9)(a) ----	1224	63(27)(c) ---	1314
63(9)(b) ----	1223	63(27.1) ----	1323
63(9)(c) ----	1225	63(28) -----	1324
63(10) -----	1230	63(29) -----	1330
63(12)(a) ---	1250	63(29.1) ----	1331
63(12)(b) ---	1251	63(30) -----	1340
63(12)(c) ---	Not continued	63(31) -----	1341
63(12)(d) ---	1260	63(32) -----	1200(b), 1205
63(13) -----	1270, 1271	65 -----	1202
63(14) -----	1272	66 -----	1201
63(15) -----	1280	66.1 -----	1205
63(16) -----	1281	67 -----	1400, 1401, 1410
63(17)(a) ---	1530	67.5 -----	1419
63(17)(b) ---	1284	67.7(1) ----	1452
63(18) -----	1316	67.7(2) ----	1453
63(19) -----	1532, 1600	67.7(3) ----	1454
63(21) -----	1301	67.7(4) ----	604, 1450

Revised Rules (Rule)	Evidence Code (Section)	Revised Rules (Rule)	Evidence Code (Section)
68 -----	1452-1454, 1530	70(1)(g) ----	1509
69 -----	1284, 1452-1454	70(2)(a) ----	1505, 1508, 1509
70(preamble)	1500	70(2)(b) ----	1505
70(1)(a) ----	1501	70(2)(c) ----	1508
70(1)(b) ----	1502	71(1) -----	1413
70(1)(c) ----	1503	71(2) -----	1415
70(1)(d) ----	1504	71(3) -----	1413
70(1)(e) ----	1506	72 -----	1550
70(1)(f) ----	1507		