



207772

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
02/22/2012	.	
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The Committee on Criminal Justice (Smith) recommended the following:

1 **Senate Amendment to Amendment (664734) (with title**
2 **amendment)**

3
4 Delete line 52
5 and insert:

6 Section 2. A person may apply to the Department of Law
7 Enforcement for a certificate of eligibility to expunge or seal
8 his or her criminal history record pursuant to s. 943.0585 or s.
9 943.059, Florida Statutes, respectively, if the person has been
10 found guilty of, regardless of adjudication, has entered a plea
11 of nolo contendere or guilty to, or has been adjudicated
12 delinquent for any of the following traffic violations:



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13 (1) For a nongovernmental entity, using a traffic control
14 device at any place where the general public is invited which
15 does not conform to the uniform system of traffic control
16 devices adopted by the Department of Transportation in violation
17 of s. 316.0747, Florida Statutes.

18 (2) Failing to properly immobilize a vehicle according to
19 law in violation of s. 316.193(13)(c), Florida Statutes.

20 (3) Obstructing the free, convenient, and normal use of any
21 public street, highway, or road in order to solicit in violation
22 of s. 316.2045(2), Florida Statutes.

23 (4) Selling or installing sunscreening material in
24 violation of s. 316.2956(3), Florida Statutes.

25 (5) For the owner of a motor vehicle registered in the
26 state, failing to notify the Department of Highway Safety and
27 Motor Vehicles in writing of a change of address within 20 days
28 of such change in violation of s. 320.02(4), Florida Statutes.

29 (6) Failing to timely register a motor vehicle or mobile
30 home in violation of s. 320.07(3)(c), Florida Statutes.

31 (7) Failing to abide by the requirements applicable for
32 placing a license plate on a moped in violation of s. 320.0803,
33 Florida Statutes.

34 (8) Committing a misdemeanor in violation of any provision
35 of chapter 322, Florida Statutes, unless the offense is declared
36 to be otherwise by chapter 322, Florida Statutes, or other law
37 of this state in violation of s. 322.39, Florida Statutes.

38 Section 3. This act shall take effect October 1, 2012.

40 ===== T I T L E A M E N D M E N T =====

41 And the title is amended as follows:



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42 Delete lines 60 - 70
43 and insert:
44 An act relating to expunging or sealing certain
45 criminal history records; amending s. 943.0582, F.S.;
46 allowing minors who have certain felony arrests to
47 have the Department of Law Enforcement expunge their
48 nonjudicial arrest record upon successful completion
49 of a prearrest or postarrest diversion program;
50 extending the application submission period for minors
51 who have successfully completed a prearrest or
52 postarrest diversion program; extending the
53 application submission date for minors who completed
54 the program before a certain date; authorizing a
55 person to apply to the Department of Law Enforcement
56 for a certificate of eligibility to expunge or seal
57 his or her criminal history record for certain
58 specified traffic violations; providing an effective
59 date.