



935236

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/29/2018	.	
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The Committee on Criminal Justice (Bracy) recommended the following:

**Senate Substitute for Amendment (922282)**

Delete lines 17 - 34  
and insert:

(1) The Criminal Justice Information Program shall administratively seal the criminal history records pertaining to an arrest or incident of alleged criminal activity of a minor charged with a felony, misdemeanor, or violation of a comparable rule or ordinance by a state, county, municipal, or other law enforcement agency upon notification by the clerk of the court,



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11 pursuant to s. 943.052(2), that all the charges related to the  
12 arrest or incident of alleged criminal activity were declined to  
13 be filed by the state attorney or statewide prosecutor, were  
14 dismissed or nolle prosequi before trial, or resulted in a  
15 judgment of acquittal or a verdict of not guilty at trial and  
16 that all appeals by the prosecution have been exhausted or the  
17 time to file an appeal has expired.

18 (2) The sealing under this section of a criminal history  
19 record has the same effect as a sealing under s. 943.059(4).

20 (3) Sealing granted under this section does not prevent the  
21 minor who receives such relief from petitioning for the  
22 expunction or sealing of a criminal history record as provided  
23 for in ss. 943.0582, 943.0583, 943.0585, and 943.059, if the  
24 minor is otherwise eligible under those sections.

25 Section 2. This act shall take effect July 1, 2018, but  
26 only if SB 862 or similar legislation takes effect, if such