

HB1204_L.007

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB17-1204 be amended as follows:

- 1 Amend printed bill, page 12, after line 2 insert:
2 "(i) PRIOR TO THE COURT ORDERING ANY RECORDS EXPUNGED, THE
3 COURT SHALL DETERMINE WHETHER THE JUVENILE HAS ANY FELONY,
4 DRUG FELONY, MISDEMEANOR, DRUG MISDEMEANOR, PETTY OFFENSE, OR
5 DELINQUENCY ACTIONS PENDING, AND, IF THE COURT DETERMINES THAT
6 THERE IS A FELONY, DRUG FELONY, MISDEMEANOR, DRUG MISDEMEANOR,
7 PETTY OFFENSE, OR DELINQUENCY ACTION PENDING AGAINST THE
8 JUVENILE, THE COURT SHALL STAY THE PETITION FOR EXPUNGEMENT
9 PROCEEDINGS UNTIL THE RESOLUTION OF THE PENDING CASE."

- 10 Page 12, line 26, strike "PROSECUTION." and substitute "PROSECUTION AS
11 A SUBSTANTIVE PREDICATE OFFENSE CONVICTION OR ADJUDICATION OF
12 RECORD."

- 13 Page 16, line 20, strike " PRIOR TO THE".

- 14 Page 16 strike lines 21 through 27.

- 15 Page 17, strike line 1.

- 16 Page 19, strike lines 9 and 10 and substitute:
17 "(b) ADJUDICATED OF HOMICIDE AND RELATED OFFENSES
18 PURSUANT TO PART 1 OF ARTICLE 3 OF TITLE 18;".

- 19 Page 19, strike lines 12 and 13 and substitute "SEXUAL BEHAVIOR AS
20 DESCRIBED IN SECTION 16-22-102 (9); OR".

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