

By Senator Bracy

11-00373-18

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1                   A bill to be entitled  
2       An act relating to criminal history records; creating  
3       s. 943.0586, F.S.; requiring the Criminal Justice  
4       Information Program to administratively seal the  
5       criminal history records of a minor upon notification  
6       by the clerk of the court under specified  
7       circumstances; providing applicability for the  
8       administrative sealing of specified criminal history  
9       records; providing a contingent effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13       Section 1. Section 943.0586, Florida Statutes, is created  
14 to read:

15       943.0586 Administrative sealing of criminal history records  
16 of minors.—

17       (1) Regardless of any prior criminal conviction of a minor,  
18 the Criminal Justice Information Program shall administratively  
19 seal the criminal history records pertaining to an arrest or  
20 incident of alleged criminal activity of a minor charged with a  
21 felony, misdemeanor, or violation of a comparable rule or  
22 ordinance by a state, county, municipal, or other law  
23 enforcement agency upon notification by the clerk of the court,  
24 pursuant to s. 943.052(2), that all the charges related to the  
25 arrest or incident of alleged criminal activity were declined to  
26 be filed by the state attorney or statewide prosecutor, were  
27 dismissed or nolle prosequi before trial, or resulted in a  
28 judgment of acquittal or a verdict of not guilty at trial and  
29 that all appeals by the prosecution have been exhausted or the

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30 time to file an appeal has expired.

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

33 Section 2. This act shall take effect July 1, 2018, but  
34 only if SB \_\_\_\_ or similar legislation takes effect, if such  
35 legislation is adopted in the same legislative session or an  
36 extension thereof and becomes law.