

HB1082_L.005

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.HB13-1082 be amended as follows:

1 Amend proposed committee amendment (HB1082_L.001), page 1, line
2 4, strike "(7)" and substitute "(7); and **add** (5) (a.5) and (10)".

3 Page 1, after line 21, insert:

4 "(5) (a.5) NOTWITHSTANDING ANY ORDER FOR EXPUNGEMENT
5 PURSUANT TO THIS SECTION, ANY CRIMINAL JUSTICE RECORD OF A
6 JUVENILE WHO HAS BEEN CHARGED, ADJUDICATED, OR CONVICTED AS A
7 REPEAT, MANDATORY, VIOLENT, OR AGGRAVATED JUVENILE OFFENDER OR
8 FOR AN OFFENSE INVOLVING UNLAWFUL SEXUAL BEHAVIOR, AS DEFINED
9 IN SECTION 16-22-102 (9), C.R.S., IS AVAILABLE TO A DISTRICT ATTORNEY
10 OR LOCAL LAW ENFORCEMENT AGENCY IN ANY SUBSEQUENT CRIMINAL
11 INVESTIGATION OR PROSECUTION."

12 Page 1, line 22, strike "(5)".

13 Page 3, strike lines 2 and 3 and substitute:

14 "(d) Any person who has been adjudicated for an offense
15 involving unlawful sexual behavior as defined in section 16-22-102 (9),
16 C.R.S., THAT IS CLASSIFIED AS A CLASS 3 FELONY IF COMMITTED BY AN
17 ADULT."

18 Page 3, after line 3, insert:

19 "(10) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO
20 AUTHORIZE THE PHYSICAL DESTRUCTION OF ANY CRIMINAL JUSTICE
21 RECORD."

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