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| **Statutory Provision** | **LB 354 Revision** |
| § 43-260.04- *Juvenile pretrial diversion program; requirements* | Sec. 1- * Provides that diversion offices can respond to any public inquiry of an individual’s record as if there were no information or records.
* Criminal justice agencies or the individual who is the subject of the record can receive information on their participation in diversion.
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| § 43-2,108.01- *Sealing of records; juveniles eligible* | Sec. 3- * Amends slightly cases eligible for sealing by clarifying the waiveable offenses exception and including cases, which began in adult court, but were later transferred to juvenile court.
* Provides that the amendments are retroactive so youth can request for their record to be sealed.
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| § 43-2,108.02- *Sealing of records; notice to juveniles; contents* | Sec. 4- * Directs the Supreme Court to promulgate the developmentally appropriate written notice rather than local county attorneys.
* Provides that notice of sealing eligibility be provided to youth by attaching the same to juvenile petitions or eligible criminal complaints.
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| § 43-2,108.03- *Sealing of records; county attorney or city attorney; duties; motion to seal record authorized* | Sec. 5- * Provides that notice of sealing eligibility be given to youth at the time they receive a citation and again if they are offered diversion. Also provides notice to the youth upon sealing.
* If a case is filed, but later dismissed, directs the court to automatically seal the record.
* If a youth satisfactorily completes probation the court shall automatically seal the record, and not wait until the youth turns 17.
* Even in cases of unsatisfactory discharge from probation, upon turning 19 years of age or after 6 months, a youth may motion the court to seal their record upon a demonstration of satisfactory rehabilitation.
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| § 43-2,108.04- *Sealing of records; notification of proceedings; order of court; hearing; notice; findings; considerations* | Sec. 6-* Sets forth the process for a youth to motion the court to seal their record.
* Provides that if a county attorney objects to the sealing, they must set forth the basis of their objection.
* Modifies the factors for the court to consider, and sets forth the preponderance of the evidence standard.
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| § 43-2,108.05- *Sealing of record; court; duties; effect; inspection of records; prohibited acts; violation; contempt of court* | Sec. 7-* Harmonizes language
* Removes notice of sealing to be sent to the Crime Commission
* Amends notice provisions the court shall provide to the youth upon sealing of his or her record.
* Clarifies that a youth may view his or her sealed record upon request with appropriate identification.
* Allows the State Court Administrator to allow for viewing of sealed records for bona fide research.
* Changes the penalty for noncompliance from contempt of court to a Class V misdemeanor.
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