

§§5-8 -  
C.2C:52-5.1 to  
2C:52-5.4  
§11 -  
C.2C:52-10.1  
§17 - Approp.  
§18 - Note

P.L. 2019, CHAPTER 269, *approved December 18, 2019*  
Senate, No. 4154 (*First Reprint*)

1 AN ACT concerning expungement eligibility and procedures,  
2 amending and supplementing various parts of the statutory law  
3 and making an appropriation.  
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State  
6 of New Jersey:

7  
8 1. N.J.S.2C:52-1 is amended to read as follows:  
9 2C:52-1. Definition of Expungement. a. Except as otherwise  
10 provided in this chapter, expungement shall mean the extraction,  
11 sealing, [and] impounding, or isolation of all records on file within  
12 any court, detention or correctional facility, law enforcement or  
13 criminal justice agency concerning a person's detection,  
14 apprehension, arrest, detention, trial or disposition of an offense  
15 within the criminal justice system.  
16 b. Expunged records shall include complaints, warrants,  
17 arrests, commitments, processing records, fingerprints,  
18 photographs, index cards, "rap sheets" and judicial docket records.  
19 (cf: N.J.S.2C:52-1)  
20

21 2. N.J.S.2C:52-2 is amended to read as follows:  
22 2C:52-2. Indictable Offenses.  
23 a. In all cases, except as herein provided, a person may present  
24 an expungement application to the Superior Court pursuant to this  
25 section if:  
26 the person has been convicted of one crime under the laws of this  
27 State, and does not otherwise have any **[prior or]** subsequent  
28 conviction for another crime, whether within this State or any other  
29 jurisdiction. <sup>1</sup>**[A]** Subject to the provision of subsection e. of  
30 N.J.S.2C:52-14 requiring denial of an expungement petition when a  
31 person has had a previous criminal conviction expunged, a<sup>1</sup> prior  
32 conviction for another crime shall not bar presenting an application  
33 seeking expungement relief for the criminal conviction that is the  
34 subject of the application; or

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined **thus** is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Assembly floor amendments adopted December 16, 2019.

1 the person has been convicted of one crime and **[less than four]**  
2 no more than three disorderly persons or petty disorderly persons  
3 offenses under the laws of this State, and does not otherwise have  
4 any **[prior or]** subsequent conviction for another crime, or any  
5 **[prior or]** subsequent conviction for another disorderly persons or  
6 petty disorderly persons offense such that the total number of  
7 convictions for disorderly persons and petty disorderly persons  
8 offenses would exceed three, whether any such crime or offense  
9 conviction was within this State or any other jurisdiction. <sup>1</sup>**[A]**  
10 Subject to the provision of subsection e. of N.J.S.2C:52-14  
11 requiring denial of an expungement petition when a person has had  
12 a previous criminal conviction expunged, a<sup>1</sup> prior conviction for  
13 another crime, disorderly persons offense, or petty disorderly  
14 persons offense shall not bar presenting an application seeking  
15 expungement relief for the one criminal conviction and no more  
16 than three convictions for disorderly persons or petty disorderly  
17 persons offenses that are the subject of the application; or

18 the person has been convicted of multiple crimes or a  
19 combination of one or more crimes and one or more disorderly  
20 persons or petty disorderly persons offenses under the laws of this  
21 State, all of which are listed in a single judgment of conviction, and  
22 does not otherwise have any **[prior or]** subsequent conviction for  
23 another crime or offense in addition to those convictions included in  
24 the expungement application, whether any such conviction was  
25 within this State or any other jurisdiction. <sup>1</sup>**[A]** Subject to the  
26 provision of subsection e. of N.J.S.2C:52-14 requiring denial of an  
27 expungement petition when a person has had a previous criminal  
28 conviction expunged, a<sup>1</sup> prior conviction for another crime,  
29 disorderly persons offense, or petty disorderly persons offense that  
30 is not listed in a single judgement of conviction shall not bar  
31 presenting an application seeking expungement relief for the  
32 convictions listed in a single judgment of conviction that are the  
33 subject of the application; or

34 the person has been convicted of multiple crimes or a  
35 combination of one or more crimes and one or more disorderly  
36 persons or petty disorderly persons offenses under the laws of this  
37 State, which crimes or combination of crimes and offenses were  
38 interdependent or closely related in circumstances and were  
39 committed as part of a sequence of events that took place within a  
40 comparatively short period of time, regardless of the date of  
41 conviction or sentencing for each individual crime or offense, and  
42 the person does not otherwise have any **[prior or]** subsequent  
43 conviction for another crime or offense in addition to those  
44 convictions included in the expungement application, whether any  
45 such conviction was within this State or any other jurisdiction.  
46 <sup>1</sup>**[A]** Subject to the provision of subsection e. of N.J.S.2C:52-14  
47 requiring denial of an expungement petition when a person has had

1 a previous criminal conviction expunged, a<sup>1</sup> prior conviction for  
2 another crime, disorderly persons offense, or petty disorderly  
3 persons offense that was not interdependent or closely related in  
4 circumstances and was not committed within a comparatively short  
5 period of time as described above shall not bar presenting an  
6 application seeking expungement relief for the convictions of  
7 crimes or crimes and offenses that were interdependent or closely  
8 related and committed within a comparatively short period of time,  
9 and that are the subject of the application.

10 For purposes of determining eligibility to present an  
11 expungement application to the Superior Court pursuant to this  
12 section, a conviction for unlawful distribution of, or possessing or  
13 having under control with intent to distribute, marijuana or hashish  
14 in violation of paragraph (11) of subsection b. of N.J.S.2C:35-5, or  
15 a lesser amount of marijuana or hashish in violation of paragraph  
16 (12) of subsection b. of that section, or a violation of either of those  
17 paragraphs and a violation of subsection a. of section 1 of P.L.1987,  
18 c.101 (C.2C:35-7) or subsection a. of section 1 of P.L.1997, c.327  
19 (C.2C:35-7.1), for distributing, or possessing or having under  
20 control with intent to distribute, on or within 1,000 feet of any  
21 school property, or on or within 500 feet of the real property  
22 comprising a public housing facility, public park, or public  
23 building, or for obtaining or possessing marijuana or hashish in  
24 violation of paragraph (3) of subsection a. of N.J.S.2C:35-10, or for  
25 an equivalent crime in another jurisdiction, regardless of when the  
26 conviction occurred, shall not be considered a conviction of a crime  
27 within this State or any other jurisdiction but shall instead be  
28 considered a conviction of a disorderly <sup>1</sup>person<sup>1</sup> persons<sup>1</sup> offense  
29 within this State or an equivalent category of offense within the  
30 other jurisdiction, and a conviction for obtaining, possessing, using,  
31 being under the influence of, or failing to make lawful disposition  
32 of marijuana or hashish in violation of paragraph (4) of subsection  
33 a., or subsection b., or subsection c. of N.J.S.2C:35-10, or a  
34 violation involving marijuana or hashish as described herein and  
35 using or possessing with intent to use drug paraphernalia with that  
36 marijuana or hashish in violation of N.J.S.2C:36-2, or for an  
37 equivalent crime or offense in another jurisdiction, regardless of  
38 when the conviction occurred, shall not be considered a conviction  
39 within this State or any other jurisdiction.

40 The person, if eligible, may present the expungement application  
41 after the expiration of a period of **[six]** five years from the date of  
42 his most recent conviction, payment of **[fine]** any court-ordered  
43 financial assessment, satisfactory completion of probation or  
44 parole, or release from incarceration, whichever is later. The term  
45 **["fine"]** “court-ordered financial assessment” as used herein and  
46 throughout this section means and includes any fine, fee, penalty,  
47 restitution, and other **[court-ordered]** form of financial assessment

1 imposed by the court as part of the sentence for the conviction <sup>1</sup>or  
2 convictions that are the subject of the application<sup>1</sup>, for which  
3 payment of restitution takes precedence in accordance with chapter  
4 46 of Title 2C of the New Jersey Statutes. The person shall submit  
5 the expungement application to the Superior Court in the county in  
6 which the most recent conviction for **the** a crime was adjudged,  
7 **which contains a separate,** which includes a duly verified petition  
8 as provided in N.J.S.2C:52-7 **for each conviction sought to be**  
9 **expunged,** praying that the conviction, or convictions if applicable,  
10 and all records and information pertaining thereto be expunged. The  
11 petition **for each conviction** appended to an application shall  
12 comply with the requirements set forth in N.J.S.2C:52-1 et seq.

13 Notwithstanding the provisions concerning the **six-year** five-  
14 year time requirement, if, at the time of application, a **fine which is**  
15 **currently** court-ordered financial assessment subject to collection  
16 under the comprehensive enforcement program established pursuant  
17 to P.L.1995, c.9 (C.2B:19-1 et al.) is not yet satisfied due to reasons  
18 other than willful noncompliance, but the time requirement of **six**  
19 five years is otherwise satisfied, the person may submit the  
20 expungement application and the court may grant an expungement;  
21 provided, however, that if expungement is granted **under this**  
22 **paragraph,** the court shall **provide for the continued collection of**  
23 **any outstanding amount owed that is necessary to satisfy the fine or**  
24 **the entry of** enter a civil judgment for the unpaid portion of the  
25 court-ordered financial assessment in the name of the Treasurer,  
26 State of New Jersey and transfer collections and disbursement  
27 responsibility to the State Treasurer for the outstanding amount in  
28 accordance with section 8 of P.L.2017, c.244 (C.2C:52-23.1). The  
29 Treasurer may specify, and the Administrative Office of the Courts  
30 shall collaborate with, the technical and informational standards  
31 required to effectuate the transfer of the collection and  
32 disbursement responsibilities. Notwithstanding any provision in this  
33 law or any other law to the contrary, the court shall have sole  
34 discretion to amend the judgment.

35 Additionally, an application may be filed and presented, and the  
36 court may grant an expungement pursuant to this section, although  
37 less than **six** five years have expired in accordance with the time  
38 requirements when the court finds:

39 (1) the **fine** court-ordered financial assessment is satisfied but  
40 less than **six** five years have expired from the date of satisfaction,  
41 and the time requirement of **six** five years is otherwise satisfied,  
42 and the court finds that the person substantially complied with any  
43 payment plan ordered pursuant to N.J.S.2C:46-1 et seq., or could  
44 not do so due to compelling circumstances affecting his ability to  
45 satisfy the **fine** assessment; or

1 (2) at least ~~five~~ four but less than ~~six~~ five years have  
2 expired from the date of the most recent conviction, payment of  
3 ~~fine~~ any court-ordered financial assessment, satisfactory  
4 completion of probation or parole, or release from incarceration,  
5 whichever is later; and

6 the person has not been otherwise convicted of a crime,  
7 disorderly persons offense, or petty disorderly persons offense since  
8 the time of the most recent conviction; and the court finds in its  
9 discretion that ~~expungement is in the public interest, giving due~~  
10 ~~consideration to the nature of the offense or offenses, and the~~  
11 ~~applicant's character and conduct since the conviction or~~  
12 ~~convictions~~ compelling circumstances exist to grant the  
13 expungement. The prosecutor may object pursuant to section '10]  
14 11<sup>1</sup> of P.L., c. (C. ) (pending before the Legislature as this  
15 bill), N.J.S.2C:52-11, N.J.S.2C:52-14, or N.J.S.2C:52-24.

16 In determining whether compelling circumstances exist for the  
17 purposes of paragraph (1) of this subsection, a court may consider  
18 the amount of ~~the fine or fines~~ any court-ordered financial  
19 assessment imposed, the person's age at the time of the offense or  
20 offenses, the person's financial condition and other relevant  
21 circumstances regarding the person's ability to pay.

22 b. Records of conviction pursuant to statutes repealed by this  
23 Code for the crimes of murder, manslaughter, treason, anarchy,  
24 kidnapping, rape, forcible sodomy, arson, perjury, false swearing,  
25 robbery, embracery, or a conspiracy or any attempt to commit any  
26 of the foregoing, or aiding, assisting or concealing persons accused  
27 of the foregoing crimes, shall not be expunged.

28 Records of conviction for the following crimes specified in the  
29 New Jersey Code of Criminal Justice shall not be subject to  
30 expungement: N.J.S.2C:11-1 et seq. (Criminal Homicide), except  
31 death by auto as specified in N.J.S.2C:11-5 and strict liability  
32 vehicular homicide as specified in section 1 of P.L.2017, c.165  
33 (C.2C:11-5.3); N.J.S.2C:13-1 (Kidnapping); section 1 of P.L.1993,  
34 c.291 (C.2C:13-6) (Luring or Enticing); section 1 of P.L.2005, c.77  
35 (C.2C:13-8) (Human Trafficking); N.J.S.2C:14-2 (Sexual Assault or  
36 Aggravated Sexual Assault); subsection a. of N.J.S.2C:14-3  
37 (Aggravated Criminal Sexual Contact); if the victim is a minor,  
38 subsection b. of N.J.S.2C:14-3 (Criminal Sexual Contact); if the  
39 victim is a minor and the offender is not the parent of the victim,  
40 N.J.S.2C:13-2 (Criminal Restraint) or N.J.S.2C:13-3 (False  
41 Imprisonment); N.J.S.2C:15-1 (Robbery); N.J.S.2C:17-1 (Arson  
42 and Related Offenses); subsection a. of N.J.S.2C:24-4 (Endangering  
43 the welfare of a child by engaging in sexual conduct which would  
44 impair or debauch the morals of the child, or causing the child other  
45 harm); paragraph (4) of subsection b. of N.J.S.2C:24-4  
46 (Photographing or filming a child in a prohibited sexual act or for  
47 portrayal in a sexually suggestive manner); paragraph (3) of

1 subsection b. of N.J.S.2C:24-4 (Causing or permitting a child to  
2 engage in a prohibited sexual act or the simulation of an act, or to  
3 be portrayed in a sexually suggestive manner); subparagraph (a) of  
4 paragraph (5) of subsection b. of N.J.S.2C:24-4 (Distributing,  
5 possessing with intent to distribute or using a file-sharing program  
6 to store items depicting the sexual exploitation or abuse of a child);  
7 subparagraph (b) of paragraph (5) of subsection b. of N.J.S.2C:24-4  
8 (Possessing or viewing items depicting the sexual exploitation or  
9 abuse of a child); section 8 of P.L.2017, c.141 (C.2C:24-4.1)  
10 (Leader of a child pornography network); N.J.S.2C:28-1 (Perjury);  
11 N.J.S.2C:28-2 (False Swearing); paragraph (4) of subsection b. of  
12 N.J.S.2C:34-1 (Knowingly promoting the prostitution of the actor's  
13 child); section 2 of P.L.2002, c.26 (C.2C:38-2) (Terrorism);  
14 subsection a. of section 3 of P.L.2002, c.26 (C.2C:38-3) (Producing  
15 or Possessing Chemical Weapons, Biological Agents or Nuclear or  
16 Radiological Devices); and conspiracies or attempts to commit such  
17 crimes.

18 Records of conviction for any crime committed by a person  
19 holding any public office, position or employment, elective or  
20 appointive, under the government of this State or any agency or  
21 political subdivision thereof and any conspiracy or attempt to  
22 commit such a crime shall not be subject to expungement if the  
23 crime involved or touched such office, position or employment.

24 c. In the case of conviction for the sale or distribution of a  
25 controlled dangerous substance or possession thereof with intent to  
26 sell, expungement shall be denied except where the crimes involve:

27 (1) Marijuana, where the total quantity sold, distributed or  
28 possessed with intent to sell was less than one ounce;

29 (2) Hashish, where the total quantity sold, distributed or  
30 possessed with intent to sell was less than five grams; or

31 (3) Any controlled dangerous substance provided that the  
32 conviction is of the third or fourth degree, where the court finds that  
33 **[expungement is consistent with the public interest, giving due**  
34 **consideration to the nature of the offense and the petitioner's**  
35 **character and conduct since conviction]** compelling circumstances  
36 exist to grant the expungement. The prosecutor may object  
37 pursuant to section <sup>1</sup>**[10]** <sup>11</sup> of P.L. , c. (C. ) (pending  
38 before the Legislature as this bill), N.J.S.2C:52-11, N.J.S.2C:52-14,  
39 or N.J.S.2C:52-24.

40 d. In the case of a State licensed physician or podiatrist  
41 convicted of an offense involving drugs or alcohol or pursuant to  
42 section 14 or 15 of P.L.1989, c.300 (C.2C:21-20 or 2C:21-4.1), the  
43 **[court]** <sup>1</sup>**[applicant]** petitioner<sup>1</sup> shall notify the State Board of  
44 Medical Examiners upon **[receipt of a petition]** filing an  
45 application for expungement **[of the conviction and records and**  
46 **information pertaining thereto]** and provide the board with a copy  
47 thereof. The <sup>1</sup>**[applicant]** petitioner<sup>1</sup> shall also provide to the court

1 a certification attesting that the requirements of this subsection were  
2 satisfied. Failure to satisfy the requirements of this subsection shall  
3 be grounds for denial of the expungement application and, if  
4 applicable, administrative discipline by the board.

5 (cf: P.L.2017, c.244, s.1)

6  
7 3. N.J.S.2C:52-3 is amended to read as follows:

8 2C:52-3. Disorderly persons offenses and petty disorderly  
9 persons offenses.

10 a. Any person who has been convicted of one or more  
11 disorderly persons or petty disorderly persons offenses under the  
12 laws of this State who has not been convicted of any crime, whether  
13 within this State or any other jurisdiction, may present an  
14 expungement application to <sup>1</sup>~~the Superior Court~~ a court<sup>1</sup> pursuant  
15 to this section. Any person who has been convicted of one or more  
16 disorderly persons or petty disorderly persons offenses under the  
17 laws of this State who has also been convicted of one or more  
18 crimes shall not be eligible to apply for an expungement pursuant to  
19 this section, but may present an expungement application to the  
20 Superior Court pursuant to N.J.S.2C:52-2.

21 b. Any person who has been convicted of one or more  
22 disorderly persons or petty disorderly persons offenses under the  
23 laws of this State who has not been convicted of any crime, whether  
24 within this State or any other jurisdiction, may present an  
25 expungement application <sup>1</sup>pursuant to this section<sup>1</sup> to <sup>1</sup>~~the~~  
26 ~~Superior Court pursuant to this section~~ any court designated by the  
27 Rules of Court<sup>1</sup> if:

28 the person has been convicted, under the laws of this State, on  
29 the same or separate occasions of no more than ~~four~~ five  
30 disorderly persons offenses, no more than ~~four~~ five petty  
31 disorderly persons offenses, or a combination of no more than  
32 ~~four~~ five disorderly persons and petty disorderly persons  
33 offenses, and the person does not otherwise have any ~~prior or~~  
34 subsequent conviction for a disorderly persons or petty disorderly  
35 persons offense, whether within this State or any other jurisdiction,  
36 such that the total number of convictions for disorderly persons and  
37 petty disorderly persons offenses would exceed ~~four~~ five. <sup>1</sup>~~A~~  
38 Subject to the provision of subsection e. of N.J.S.2C:52-14  
39 requiring denial of an expungement petition when a person has had  
40 a previous criminal conviction expunged, a<sup>1</sup> prior conviction for  
41 another disorderly persons offense or petty disorderly persons  
42 offense shall not bar presenting an application seeking expungement  
43 relief for the convictions that are the subject of the application,  
44 which may include convictions for no more than five disorderly  
45 persons or petty disorderly persons offenses, or combination  
46 thereof; or

1 the person has been convicted of multiple disorderly persons  
2 offenses or multiple petty disorderly persons offenses under the  
3 laws of this State, or a combination of multiple disorderly persons  
4 and petty disorderly persons offenses under the laws of this State,  
5 which convictions were entered on the same day, and does not  
6 otherwise have any **[prior or]** subsequent conviction for another  
7 offense in addition to those convictions included in the  
8 expungement application, whether any such conviction was within  
9 this State or any other jurisdiction. <sup>1</sup>**[A]** Subject to the provision of  
10 subsection e. of N.J.S.2C:52-14 requiring denial of an expungement  
11 petition when a person has had a previous criminal conviction  
12 expunged, a<sup>1</sup> prior conviction for another disorderly persons or  
13 petty disorderly persons offense that was not entered on the same  
14 day shall not bar presenting an application seeking expungement  
15 relief for the convictions entered on the same day that are the  
16 subject of the application; or

17 the person has been convicted of multiple disorderly persons  
18 offenses or multiple petty disorderly persons offenses under the  
19 laws of this State, or a combination of multiple disorderly persons  
20 and petty disorderly persons offenses under the laws of this State,  
21 which offenses or combination of offenses were interdependent or  
22 closely related in circumstances and were committed as part of a  
23 sequence of events that took place within a comparatively short  
24 period of time, regardless of the date of conviction or sentencing for  
25 each individual offense, and the person does not otherwise have any  
26 **[prior or]** subsequent conviction for another offense in addition to  
27 those convictions included in the expungement application, whether  
28 within this State or any other jurisdiction. <sup>1</sup>**[A]** Subject to the  
29 provision of subsection e. of N.J.S.2C:52-14 requiring denial of an  
30 expungement petition when a person has had a previous criminal  
31 conviction expunged, a<sup>1</sup> prior conviction for another disorderly  
32 persons offense or petty disorderly persons offense that was not  
33 interdependent or closely related in circumstances and was not  
34 committed within a comparatively short period of time as described  
35 above shall not bar presenting an application seeking expungement  
36 relief for the convictions of offenses that were interdependent or  
37 closely related and committed within a comparatively short period  
38 of time, and that are the subject of the application.

39 For purposes of determining eligibility to present an  
40 expungement application to the <sup>1</sup>**[Superior Court]** court<sup>1</sup> pursuant  
41 to this section, a conviction for unlawful distribution of, or  
42 possessing or having under control with intent to distribute,  
43 marijuana or hashish in violation of paragraph (11) of subsection b.  
44 of N.J.S.2C:35-5, or a lesser amount of marijuana or hashish in  
45 violation of paragraph (12) of subsection b. of that section, or a  
46 violation of either of those paragraphs and a violation of subsection  
47 a. of section 1 of P.L.1987, c.101 (C.2C:35-7) or subsection a. of



1 section 1 of P.L.1997, c.327 (C.2C:35-7.1), for distributing, or  
2 possessing or having under control with intent to distribute, on or  
3 within 1,000 feet of any school property, or on or within 500 feet of  
4 the real property comprising a public housing facility, public park,  
5 or public building, or for obtaining or possessing marijuana or  
6 hashish in violation of paragraph (3) of subsection a. of  
7 N.J.S.2C:35-10, or for an equivalent crime in another jurisdiction,  
8 regardless of when the conviction occurred, shall not be considered  
9 a conviction of a crime within this State or any other jurisdiction  
10 but shall instead be considered a conviction of a disorderly  
11 ‘[person] persons’ offense within this State or an equivalent  
12 category of offense within the other jurisdiction, and a conviction  
13 for obtaining, possessing, using, being under the influence of, or  
14 failing to make lawful disposition of marijuana or hashish in  
15 violation of paragraph (4) of subsection a., or subsection b., or  
16 subsection c. of N.J.S.2C:35-10, or a violation involving marijuana  
17 or hashish as described herein and using or possessing with intent to  
18 use drug paraphernalia with that marijuana or hashish in violation of  
19 N.J.S.2C:36-2, or for an equivalent crime or offense in another  
20 jurisdiction, regardless of when the conviction occurred, shall not  
21 be considered a conviction within this State or any other  
22 jurisdiction.

23 The person, if eligible, may present the expungement application  
24 after the expiration of a period of five years from the date of his  
25 most recent conviction, payment of **【fine】** any court-ordered  
26 financial assessment, satisfactory completion of probation or parole,  
27 or release from incarceration, whichever is later. The term **【"fine"】**  
28 “court-ordered financial assessment” as used herein and throughout  
29 this section means and includes any fine, fee, penalty, restitution,  
30 and other **【court-ordered】** form of financial assessment imposed by  
31 the court as part of the sentence for the conviction <sup>1</sup>or convictions  
32 that are the subject of the application<sup>1</sup>, for which payment of  
33 restitution takes precedence in accordance with chapter 46 of Title  
34 2C of the New Jersey Statutes. The person shall submit the  
35 expungement application to <sup>1</sup>**【the Superior Court】** a court<sup>1</sup> in the  
36 county in which the most recent conviction for a disorderly persons  
37 or petty disorderly persons offense was adjudged, **【which contains a**  
38 separate,】 which includes a duly verified petition as provided in  
39 N.J.S.2C:52-7 **【for each conviction sought to be expunged,】**  
40 praying that the conviction, or convictions if applicable, and all  
41 records and information pertaining thereto be expunged. The  
42 petition **【for each conviction】** appended to an application shall  
43 comply with the requirements of N.J.S.2C:52-1 et seq.

44 Notwithstanding the provisions of the five-year time  
45 requirement, if, at the time of application, a court-ordered financial  
46 assessment subject to collection under the comprehensive  
47 enforcement program established pursuant to P.L.1995, c.9

1 (C.2B:19-1 et al.) is not yet satisfied due to reasons other than  
2 willful noncompliance, but the time requirement of five years is  
3 otherwise satisfied, the person may submit the expungement  
4 application and the court may grant an expungement; provided,  
5 however, that the court shall enter a civil judgment for the unpaid  
6 portion of the court-ordered financial assessment in the name of the  
7 Treasurer, State of New Jersey and transfer collections and  
8 disbursement responsibility to the State Treasurer for the  
9 outstanding amount in accordance with section 8 of P.L.2017, c.244  
10 (C.2C:52-23.1). The Treasurer may specify, and the Administrative  
11 Office of the Courts shall collaborate with, the technical and  
12 informational standards required to effectuate the transfer of the  
13 collection and disbursement responsibilities. Notwithstanding any  
14 provision in this law or any other law to the contrary, the court shall  
15 have sole discretion to amend the judgment.

16 Additionally, an application may be filed and presented, and the  
17 court may grant an expungement pursuant to this section, although  
18 less than five years have expired in accordance with the time  
19 requirements when the court finds:

20 (1) the **【fine】** court-ordered financial assessment is satisfied but  
21 less than five years have expired from the date of satisfaction, and  
22 the five-year time requirement is otherwise satisfied, and the court  
23 finds that the person substantially complied with any payment plan  
24 ordered pursuant to N.J.S.2C:46-1 et seq., or could not do so due to  
25 compelling circumstances affecting his ability to satisfy the **【fine】**  
26 assessment; or

27 (2) at least three but less than five years have expired from the  
28 date of the most recent conviction, payment of **【fine】** any court-  
29 ordered financial assessment, satisfactory completion of probation  
30 or parole, or release from incarceration, whichever is later; and

31 the person has not been otherwise convicted of a crime,  
32 disorderly persons offense, or petty disorderly persons offense since  
33 the time of the most recent conviction; and the court finds in its  
34 discretion that **【expungement is in the public interest, giving due**  
35 **consideration to the nature of the offense or offenses, and the**  
36 **applicant's character and conduct since the conviction or**  
37 **convictions】** compelling circumstances exist to grant the  
38 expungement. The prosecutor may object pursuant to section <sup>1</sup>**【10】**  
39 11<sup>1</sup> of P.L. , c. (C. ) (pending before the Legislature as this  
40 bill), N.J.S.2C:52-11, N.J.S.2C:52-14, or N.J.S.2C:52-24.

41 In determining whether compelling circumstances exist for the  
42 purposes of paragraph (1) of this subsection, a court may consider  
43 the amount of **【the fine or fines】** any court-ordered financial  
44 assessment imposed, the person's age at the time of the offense or  
45 offenses, the person's financial condition and other relevant  
46 circumstances regarding the person's ability to pay.

47 (cf: P.L.2017, c.244, s.2)

1 4. N.J.S.2C:52-6 is amended to read as follows:

2 2C:52-6. Arrests not resulting in conviction.

3 a. When a person has been arrested or held to answer for a  
4 crime, disorderly persons offense, petty disorderly persons offense,  
5 or municipal ordinance violation under the laws of this State or of  
6 any governmental entity thereof and proceedings against the person  
7 were dismissed, the person was acquitted, or the person was  
8 discharged without a conviction or finding of guilt, the Superior  
9 Court shall, at the time of dismissal, acquittal, or discharge, or, in  
10 any case set forth in paragraph (1) of this subsection, **【**upon receipt  
11 of an application from the person,**】** order the expungement of all  
12 records and information relating to the arrest <sup>1</sup>**【**or charge**】**<sup>1</sup>.

13 (1) If proceedings took place in municipal court, the municipal  
14 court shall **【**provide the person, upon request, with appropriate  
15 documentation to transmit to the Superior Court to request  
16 expungement pursuant to**】** follow procedures developed by the  
17 Administrative **【**Office**】** Director of the Courts. **【**Upon receipt of  
18 the documentation, the Superior Court shall enter an ex parte order  
19 expunging all records and information relating to the person's arrest  
20 or charge.**】**

21 (2) The provisions of N.J.S.2C:52-7 through N.J.S.2C:52-14  
22 shall not apply to an expungement pursuant to this subsection **【**and  
23 no fee shall be charged to the person making such application**】**.

24 (3) An expungement under this subsection shall not be ordered  
25 where the dismissal, acquittal, or discharge resulted from a plea  
26 bargaining agreement involving the conviction of other  
27 charges. This bar, however, shall not apply once the conviction is  
28 itself expunged.

29 (4) The **【**Superior Court**】** court shall forward a copy of the  
30 expungement order to **【**the appropriate court and to**】** the county  
31 prosecutor. The county prosecutor shall promptly distribute copies  
32 of the expungement order to appropriate law enforcement agencies  
33 and correctional institutions who have custody and control of the  
34 records specified in the order so that they may comply with the  
35 requirements of N.J.S.2C:52-15.

36 (5) An expungement related to a dismissal, acquittal, or  
37 discharge ordered pursuant to this subsection shall not bar any  
38 future expungement.

39 (6) Where a dismissal of an offense is based on an eligible  
40 servicemember's successful participation in a Veterans Diversion  
41 Program pursuant to P.L.2017, c.42 (C.2C:43-23 et al.), the county  
42 prosecutor, on behalf of the eligible servicemember, may move  
43 before the court for the expungement of all records and information  
44 relating to the arrest <sup>1</sup>**【**or charge,**】**<sup>1</sup> and the diversion at the time of  
45 dismissal pursuant to this section.

46 b. When a person did not apply or a prosecutor did not move  
47 on behalf of an eligible servicemember for an expungement of an

1 arrest <sup>1</sup>【or charge】<sup>1</sup> not resulting in a conviction pursuant to  
2 subsection a. of this section, the person may at any time following  
3 the disposition of proceedings, present a duly verified petition as  
4 provided in N.J.S.2C:52-7 to the Superior Court in the county in  
5 which the disposition occurred praying that records of such arrest  
6 and all records and information pertaining thereto be expunged.  
7 【No fee shall be charged to the person for applying for an  
8 expungement of an arrest or charge not resulting in a conviction  
9 pursuant to this subsection.】

10 c. (1) Any person who has had charges dismissed against him  
11 pursuant to a program of supervisory treatment pursuant to  
12 N.J.S.2C:43-12, or conditional discharge pursuant to N.J.S.2C:36A-  
13 1, or conditional dismissal pursuant to P.L.2013, c.158 (C.2C:43-  
14 13.1 et al.), shall be barred from the relief provided in this section  
15 until six months after the entry of the order of dismissal.

16 (2) A servicemember who has successfully participated in a  
17 Veterans Diversion Program pursuant to P.L.2017, c.42 (C.2C:43-  
18 23 et al.) may apply for expungement pursuant to this section at any  
19 time following the order of dismissal if an expungement was not  
20 granted at the time of dismissal.

21 d. Any person who has been arrested or held to answer for a  
22 crime shall be barred from the relief provided in this section where  
23 the dismissal, discharge, or acquittal resulted from a determination  
24 that the person was insane or lacked the mental capacity to commit  
25 the crime charged.

26 (cf: P.L.2017, c.42, s.7)

27  
28 5. (New section) a. (1) Notwithstanding the requirements of  
29 N.J.S.2C:52-2 and N.J.S.2C:52-3 or any other provision of law to  
30 the contrary, beginning on the effective date of this section, the  
31 following persons may file a petition for an expungement with <sup>1</sup>【the  
32 Superior Court】 any court designated by the Rules of Court<sup>1</sup> at any  
33 time, provided they have satisfied, except as otherwise set forth in  
34 this subsection, payment of any court-ordered financial assessment  
35 as defined in section 8 of P.L.2017, c.244 (C.2C:52-23.1),  
36 satisfactorily completed probation or parole, been released from  
37 incarceration, or been discharged from legal custody or supervision  
38 at the time of application:

39 (a) any person who, prior to the <sup>1</sup>【effective date of this】  
40 development of a system for sealing records from the public  
41 pursuant to<sup>1</sup> section <sup>1</sup>6 of P.L. , c. (C. ) (pending before the  
42 Legislature as this bill)<sup>1</sup>, was charged with, convicted of, or  
43 adjudicated delinquent for, any number of offenses <sup>1</sup>【, which in the  
44 case of a】 for, or<sup>1</sup> delinquent <sup>1</sup>acts which<sup>1</sup> if committed by an adult  
45 would constitute, unlawful distribution of, or possessing or having  
46 under control with intent to distribute, marijuana or hashish in  
47 violation of paragraph (12) of subsection b. of N.J.S.2C:35-5, or a

1 violation of that paragraph and a violation of subsection a. of  
2 section 1 of P.L.1987, c.101 (C.2C:35-7) or subsection a. of section  
3 1 of P.L.1997, c.327 (C.2C:35-7.1) for distributing, or possessing or  
4 having under control with intent to distribute, on or within 1,000  
5 feet of any school property, or on or within 500 feet of the real  
6 property comprising a public housing facility, public park, or public  
7 building; or

8 (b) any person who, prior to the <sup>1</sup>**【effective date of this】**  
9 development of a system for sealing records from the public  
10 pursuant to<sup>1</sup> section <sup>1</sup>6 of P.L. , c. (C. ) (pending before the  
11 Legislature as this bill)<sup>1</sup>, was charged with, convicted of, or  
12 adjudicated delinquent for, any number of offenses <sup>1</sup>**【**, which in the  
13 case of a **】** for, or<sup>1</sup> delinquent <sup>1</sup>acts which<sup>1</sup> if committed by an adult  
14 would constitute, obtaining, possessing, using, being under the  
15 influence of, or failing to make lawful disposition of marijuana or  
16 hashish in violation of paragraph (3) or (4) of subsection a., or  
17 subsection b., or subsection c. of N.J.S.2C:35-10; or

18 (c) any person who, prior to the <sup>1</sup>**【effective date of this】**  
19 development of a system for sealing records from the public  
20 pursuant to<sup>1</sup> section <sup>1</sup>6 of P.L. , c. (C. ) (pending before the  
21 Legislature as this bill)<sup>1</sup>, was charged with, convicted of, or  
22 adjudicated delinquent for, any number of offenses <sup>1</sup>**【**, which in the  
23 case of a **】** for, or<sup>1</sup> delinquent <sup>1</sup>acts which<sup>1</sup> if committed by an adult  
24 would constitute, a violation involving marijuana or hashish as  
25 described in subparagraph (a) or (b) of this paragraph and using or  
26 possessing with intent to use drug paraphernalia with that marijuana  
27 or hashish in violation of N.J.S.2C:36-2.

28 (2) If, at the time of application, a court-ordered financial  
29 assessment subject to collection under the comprehensive  
30 enforcement program established pursuant to P.L.1995, c.9  
31 (C.2B:19-1 et al.) is not yet satisfied due to reasons other than  
32 willful noncompliance, but the provisions of paragraph (1) of this  
33 subsection are otherwise satisfied, the person may submit the  
34 expungement application and the court shall grant an expungement  
35 in accordance with subsection c. of this section; provided, however,  
36 that at the time the expungement is granted the court shall enter a  
37 civil judgment for the unpaid portion of the court-ordered financial  
38 assessment in the name of the Treasurer, State of New Jersey and  
39 transfer collection and disbursement responsibility to the State  
40 Treasurer for the outstanding amount in accordance with section 8  
41 of P.L.2017, c.244 (C.2C:52:23.1). The Treasurer may specify, and  
42 the Administrative Office of the Courts shall collaborate with, the  
43 technical and informational standards required to effectuate the  
44 transfer of the collection and disbursement responsibilities.  
45 Notwithstanding any provision in this law or any other law to the  
46 contrary, the court shall have sole discretion to amend the  
47 judgment.

1 b. (1) Notwithstanding the requirements of N.J.S.2C:52-2 and  
2 N.J.S.2C:52-3 or any other provision of law to the contrary,  
3 beginning on the effective date of this section, a person who, prior,  
4 on, or after that effective date is charged with, convicted of, or  
5 adjudicated delinquent for, any number of offenses <sup>1</sup>【, which in the  
6 case of a】 for, or<sup>1</sup> delinquent acts which<sup>1</sup> if committed by an adult  
7 would constitute, unlawful distribution of, or possessing or having  
8 under control with intent to distribute, marijuana or hashish in  
9 violation of paragraph (11) of subsection b. of N.J.S.2C:35-5, may  
10 file a petition for an expungement with <sup>1</sup>【the Superior Court】 a  
11 court<sup>1</sup> after the expiration of three years from the date of the most  
12 recent conviction, payment of any court-ordered financial  
13 assessment as defined in <sup>1</sup>【N.J.S.2C:52-2】 section 8 of P.L.2017,  
14 c.244 (C.2C:52-23.1)<sup>1</sup>, satisfactory completion of probation or  
15 parole, release from incarceration, or discharge from legal custody  
16 or supervision, whichever is later.

17 (2) (a) Notwithstanding the provisions concerning the three-  
18 year time requirement set forth in paragraph (1) of this subsection,  
19 if, at the time of application, a court-ordered financial assessment  
20 subject to collection under the comprehensive enforcement program  
21 established pursuant to P.L.1995, c.9 (C.2B:19-1 et al.) is not yet  
22 satisfied due to reasons other than willful noncompliance, but the  
23 time requirement is otherwise satisfied, the person may submit the  
24 expungement application and the court shall grant an expungement  
25 in accordance with subsection c. of this section; provided, however,  
26 that at the time the expungement is granted the court shall enter a  
27 civil judgment for the unpaid portion of the court-ordered financial  
28 assessment in the name of the Treasurer, State of New Jersey and  
29 transfer collection and disbursement responsibility to the State  
30 Treasurer for the outstanding amount in accordance with section 8  
31 of P.L.2017, c.244 (C.2C:52:23.1). The Treasurer may specify, and  
32 the Administrative Office of the Courts shall collaborate with, the  
33 technical and informational standards required to effectuate the  
34 transfer of the collection and disbursement responsibilities.  
35 Notwithstanding any provision in this law or any other law to the  
36 contrary, the court shall have sole discretion to amend the  
37 judgment.

38 (b) Additionally, an application may be filed and presented, and  
39 an expungement granted pursuant to subsection c. of this section,  
40 although less than three years have expired in accordance with the  
41 time requirement set forth in paragraph (1) of this subsection, when  
42 the court finds that the court-ordered financial assessment is  
43 satisfied but less than three years have expired from the date of  
44 satisfaction, and the time requirement of three years is otherwise  
45 satisfied, and the court finds that the person substantially complied  
46 with any payment plan ordered pursuant to N.J.S.2C:46-1 et seq., or

1 could not do so due to compelling circumstances affecting the  
2 person's ability to satisfy the financial assessment.

3 c. (1) The provisions of N.J.S.2C:52-8 through N.J.S.2C:52-14  
4 shall not apply to an expungement as set forth in this section.

5 (2) Upon review of the petition, the court shall immediately  
6 grant an expungement for each <sup>1</sup>**[charge]** arrest<sup>1</sup>, conviction, or  
7 adjudication of delinquency as described in subsection a. or b. of  
8 this section, as applicable. The court shall provide copies of the  
9 expungement order to the person who is the subject of the petition  
10 <sup>1</sup>or that person's representative<sup>1</sup>.

11 (3) A court order vacating an expungement that is granted to a  
12 person pursuant to this subsection may be issued upon an action  
13 filed by a county prosecutor with the court that granted the  
14 expungement, if filed no later than 30 days after the expungement  
15 order was issued, with notice to the person, and a hearing is  
16 scheduled at which the county prosecutor shows proof that the  
17 expungement was granted in error due to a statutory disqualification  
18 to expungement that existed at the time the relief was initially  
19 granted.

20 d. Any public employee or public agency that provides  
21 information or records pursuant to this section shall be immune  
22 from criminal and civil liability as a result of an act of commission  
23 or omission by that person or entity arising out of and in the course  
24 of participation in, or assistance with, in good faith, an  
25 expungement. The immunity shall be in addition to and not in  
26 limitation of any other immunity provided by law.

27

28 6. (New section) a. <sup>1</sup>**[Unless]** (1) No later than three months  
29 after the effective date of this section, the Administrative Office of  
30 the Courts shall develop and maintain a system for sealing records  
31 from the public, upon order of a court, pertaining to offenses or  
32 delinquent acts involving marijuana or hashish as described in this  
33 section. Once the system is developed, unless<sup>1</sup> otherwise provided  
34 by law, a court shall order the nondisclosure <sup>1</sup>to the public<sup>1</sup> of the  
35 records of the court and probation services, and records of law  
36 enforcement agencies with respect to any arrest, <sup>1</sup>**[charge,]**<sup>1</sup>  
37 conviction, or adjudication of delinquency, and any proceedings  
38 related thereto, upon disposition of any case occurring on or after  
39 the <sup>1</sup>**[date]** development<sup>1</sup> of <sup>1</sup>**[this section]** the system for sealing  
40 records<sup>1</sup> that solely includes the following convictions or  
41 adjudications of delinquency:

42 <sup>1</sup>**[(1)]** (a)<sup>1</sup> any number of offenses for, or <sup>1</sup>**[juvenile]**  
43 delinquent<sup>1</sup> acts which if committed by an adult would constitute,  
44 unlawful distribution of, or possessing or having under control with  
45 intent to distribute, marijuana or hashish in violation of paragraph  
46 (12) of subsection b. of N.J.S.2C:35-5, or a violation of that  
47 paragraph and a violation of subsection a. of section 1 of P.L.1987,

1 c.101 (C.2C:35-7) or subsection a. of section 1 of P.L.1997, c.327  
2 (C.2C:35-7.1) for distributing, or possessing or having under  
3 control with intent to distribute, on or within 1,000 feet of any  
4 school property, or on or within 500 feet of the real property  
5 comprising a public housing facility, public park, or public  
6 building;

7 <sup>1</sup>[(2)] (b)<sup>1</sup> any number of offenses for, or <sup>1</sup>[juvenile]  
8 delinquent<sup>1</sup> acts which if committed by an adult would constitute,  
9 obtaining, possessing, using, being under the influence of, or failing  
10 to make lawful disposition of marijuana or hashish in violation of  
11 paragraph (3) or (4) of subsection a., or subsection b., or subsection  
12 c. of N.J.S.2C:35-10; or

13 <sup>1</sup>[(3) a violation] (c) any number of offenses for, or delinquent  
14 acts which if committed by an adult would constitute, a violation<sup>1</sup>  
15 involving marijuana or hashish as described in <sup>1</sup>[paragraph (1)]  
16 subparagraph (a)<sup>1</sup> or <sup>1</sup>[(2)] (b)<sup>1</sup> of this <sup>1</sup>[subsection] paragraph<sup>1</sup>  
17 and <sup>1</sup>[any number of offenses for, or juvenile acts which if  
18 committed by an adult would constitute,]<sup>1</sup> using or possessing with  
19 intent to use drug paraphernalia <sup>1</sup>with that marijuana or hashish<sup>1</sup> in  
20 violation of N.J.S.2C:36-2 <sup>1</sup>[if the drug paraphernalia appears to be  
21 for use, intended for use, or designed for use with marijuana or  
22 hashish, unless the owner or anyone in control of the object was in  
23 possession of one ounce or more of marijuana, five grams or more  
24 of hashish, or another illegal controlled dangerous substance or  
25 controlled substance analog, or the object was in proximity of one  
26 ounce or more of marijuana, five grams or more of hashish, or  
27 another illegally possessed controlled dangerous substance or  
28 controlled substance analog to indicate its use, intended use, or  
29 design for use with that controlled dangerous substance or  
30 controlled substance analog] .

31 (2) If the disposition of the case includes a court-ordered  
32 financial assessment subject to collection under the comprehensive  
33 enforcement program established pursuant to P.L.1995, c.9  
34 (C.2B:19-1 et al.), then at the time of issuing the sealing order, the  
35 court shall also enter a civil judgment for the unpaid portion of the  
36 court-ordered financial assessment in the name of the Treasurer,  
37 State of New Jersey and transfer collections and disbursement  
38 responsibility to the State Treasurer for the outstanding amount in  
39 accordance with section 8 of P.L.2017, c.244 (C.2C:52-23.1). The  
40 term “court-ordered financial assessment” as used herein means and  
41 includes any fine, fee, penalty, restitution, and other form of  
42 financial assessment imposed by the court as part of the sentence  
43 for the conviction or convictions that are the subject of the sealing  
44 order, for which payment of restitution takes precedence in  
45 accordance with chapter 46 of Title 2C of the New Jersey Statutes.  
46 The Treasurer may specify, and the Administrative Office of the  
47 Courts shall collaborate with, the technical and informational



1 standards required to effectuate the transfer of the collection and  
2 disbursement responsibilities. Notwithstanding any provision in this  
3 law or any other law to the contrary, the court shall have sole  
4 discretion to amend the judgment<sup>1</sup>.

5 b. Notice of the sealing order issued pursuant to subsection a.  
6 of this section shall be provided to:

7 (1) The Attorney General, county prosecutor, or municipal  
8 prosecutor handling the case; and

9 (2) The State Police and any local law enforcement agency  
10 having custody of the files and records.

11 c. Upon the entry of a sealing order issued pursuant to  
12 subsection a. of this section, the proceedings in the case shall be  
13 sealed and all index references shall be marked “not available” or  
14 “no record.” Law enforcement agencies shall reply to requests for  
15 information or records of a person subject to a sealing order that  
16 there is no information or records. The person may also reply to  
17 any inquiry that there is no information or record, except that  
18 information subject to a sealing order shall be revealed by that  
19 person if seeking employment within the judicial branch or with a  
20 law enforcement or corrections agency, and the information shall  
21 continue to provide a disability to the extent provided by law.

22 d. Records subject to a sealing order issued pursuant to  
23 subsection a. of this section may be maintained for purposes of  
24 prior offender status, identification <sup>1,1</sup> and law enforcement  
25 purposes, provided that the records shall not be considered  
26 whenever the Pretrial Services Program established by the  
27 Administrative Office of the Courts pursuant to section 11 of  
28 P.L.2014, c.31 (C.2A:162-25) conducts a risk assessment on an  
29 eligible defendant for the purpose of making recommendations to  
30 the court concerning an appropriate pretrial release decision in  
31 accordance with sections 1 through 11 of P.L.2014, c.31 (C.2A:162-  
32 15 et seq.) or used for sentencing purposes in any other case.

33  
34 7. (New section) “Clean slate” expungement by petition. a. A  
35 person, who is not otherwise eligible to present an expungement  
36 application pursuant to any other section of chapter 52 of Title 2C  
37 of the New Jersey Statutes or other section of law, may present an  
38 expungement application to the Superior Court pursuant to this  
39 section if the person has been convicted of one or more crimes, one  
40 or more disorderly persons or petty disorderly persons offenses, or a  
41 combination of one or more crimes and offenses under the laws of  
42 this State, unless the person has a conviction for a crime which is  
43 not subject to expungement pursuant to subsection b. or c. of  
44 N.J.S.2C:52-2. The person may present an application pursuant to  
45 this section regardless of whether the person would otherwise be  
46 ineligible pursuant to subsection e. of N.J.S.2C:52-14 for having  
47 had a previous criminal conviction expunged, or due to having been

1 granted an expungement pursuant to this or any other provision of  
2 law.

3 b. The person, if eligible, may present the expungement  
4 application after the expiration of a period of ten years from the  
5 date of the person's most recent conviction, payment of any court-  
6 ordered financial assessment, satisfactory completion of probation  
7 or parole, or release from incarceration, whichever is later. The  
8 term "court-ordered financial assessment" as used herein and  
9 throughout this section means and includes any fine, fee, penalty,  
10 restitution, and other form of financial assessment imposed by the  
11 court as part of the sentence for the conviction <sup>1</sup>or convictions that  
12 are the subject of the application<sup>1</sup>, for which payment of restitution  
13 takes precedence in accordance with chapter 46 of Title 2C of the  
14 New Jersey Statutes. The person shall submit the expungement  
15 application to the Superior Court in the county in which the most  
16 recent conviction for a crime or offense was adjudged, which  
17 includes a duly verified petition as provided in N.J.S.2C:52-7  
18 praying that all the person's convictions, and all records and  
19 information pertaining thereto, be expunged. The petition appended  
20 to an application shall comply with the requirements set forth in  
21 N.J.S.2C:52-1 et seq.

22 c. Notwithstanding the provisions concerning the ten-year time  
23 requirement, if, at the time of application, a court-ordered financial  
24 assessment subject to collection under the comprehensive  
25 enforcement program established pursuant to P.L.1995, c.9  
26 (C.2B:19-1 et al.) is not yet satisfied due to reasons other than  
27 willful noncompliance, but the time requirement of ten years is  
28 otherwise satisfied, the person may submit the expungement  
29 application and the court shall grant an expungement in accordance  
30 with this section; provided, however, that at the time of the  
31 expungement the court shall enter a civil judgment for the unpaid  
32 portion of the court-ordered financial assessment in the name of the  
33 Treasurer, State of New Jersey and transfer collection and  
34 disbursement responsibility to the State Treasurer for the  
35 outstanding amount in accordance with section 8 of P.L.2017, c.244  
36 (C.2C:52-23.1). The Treasurer may specify, and the Administrative  
37 Office of the Courts shall collaborate with, the technical and  
38 informational standards required to effectuate the transfer of the  
39 collection and disbursement responsibilities. Notwithstanding any  
40 provision in this law or any other law to the contrary, the court shall  
41 have sole discretion to amend the judgment.

42 d. No expungement applications may be filed pursuant to this  
43 section after the establishment of the automated <sup>1</sup>"clean slate"<sup>1</sup>  
44 process pursuant to subsection a. of section 8 of  
45 P.L. c. (C. )(pending before the Legislature as this bill).

1 8. (New section) Automated “clean slate” process. a. <sup>1</sup>【The  
2 following provisions set forth in this subsection shall become  
3 operative on the 180th day following enactment of this section:】<sup>1</sup>

4 (1) The State shall develop and implement an automated  
5 process, based, to the greatest extent practicable, on the  
6 recommendations of the task force established pursuant to  
7 subsection b. of this section, by which all convictions, and all  
8 records and information pertaining thereto, shall be rendered  
9 inaccessible to the public, through sealing, expungement, or some  
10 equivalent process, for any person who has been convicted of one or  
11 more crimes, one or more disorderly persons or petty disorderly  
12 persons offenses, or a combination of one or more crimes and  
13 offenses under the laws of this State, unless the person has a  
14 conviction for a crime which is not subject to expungement  
15 pursuant to subsection b. or c. of N.J.S.2C:52-2, upon the expiration  
16 of a period of ten years from the date of the person’s most recent  
17 conviction, payment of any court-ordered financial assessment,  
18 satisfactory completion of probation or parole, or release from  
19 incarceration, whichever is later. The term “court-ordered financial  
20 assessment” as used herein means and includes any fine, fee,  
21 penalty, restitution, and other form of financial assessment imposed  
22 by the court as part of the sentence for the conviction <sup>1</sup>or  
23 convictions that are subject to being rendered inaccessible to the  
24 public<sup>1</sup>, for which payment of restitution takes precedence in  
25 accordance with chapter 46 of Title 2C of the New Jersey Statutes.

26 (2) The automated process shall be designed to restore a  
27 person’s convictions and other <sup>1</sup>information contained in the  
28 person’s<sup>1</sup> criminal history <sup>1</sup>【on the State Police Criminal History】  
29 record information files<sup>1</sup> if the person is subsequently convicted of  
30 a crime, for which the conviction is not subject to expungement  
31 pursuant to subsection b. or c. of N.J.S.2C:52-2. A prosecutor may  
32 submit the restored criminal history <sup>1</sup>record information<sup>1</sup> to the  
33 court for consideration at sentencing for the subsequent conviction.

34 (3) Upon establishment of the automated process pursuant to  
35 this subsection, any pending “clean slate” expungement petitions  
36 filed pursuant to section 7 of P.L. , c. (C. ) (pending before  
37 the Legislature as this bill) shall be rendered moot and shall be  
38 withdrawn or dismissed in accordance with procedures established  
39 by the Supreme Court.

40 b. (1) (a) There is established a task force for the purpose of  
41 examining, evaluating, and making recommendations regarding the  
42 development and implementation of the automated process  
43 described in subsection a. of this section, by which all of a person’s  
44 convictions, and all records and information pertaining thereto,  
45 shall be rendered inaccessible to the public.

46 (b) The task force shall consist of at least the following  
47 members:

- 1 The Chief Technology Officer of the Office of Information  
2 Technology, or a designee or designees;
- 3 The Attorney General, or a designee or designees, one or more of  
4 whom may be members of the State Bureau of Identification and the  
5 Information Technology Bureau in the Division of State Police  
6 designated by the Superintendent of the State Police;
- 7 The Administrative Director of the Courts, or a designee or  
8 designees;
- 9 The Director of Information Technology for the Administrative  
10 Office of the Courts, or a designee or designees;
- 11 The Commissioner of the Department of Corrections, or a  
12 designee or designees;
- 13 The President of the New Jersey County Jail Wardens  
14 Association, or a designee or designees;
- 15 The President of the New Jersey State Association of Chiefs of  
16 Police, or a designee or designees;
- 17 Two members of the Senate, who shall each be of different  
18 political parties, appointed by the Governor upon the  
19 recommendation of the Senate President;
- 20 Two members of the General Assembly, who shall each be of  
21 different political parties, appointed by the Governor upon the  
22 recommendation of the Speaker of the General Assembly;
- 23 Two members of academic institutions or non-profit entities  
24 'appointed by the Governor' who 'each' have a background in, or  
25 special knowledge of, computer technology, database management,  
26 or recordkeeping processes; and
- 27 Four members of the public appointed by the Governor who each  
28 have a background in, or special knowledge of, the technological,  
29 criminal record or legal processes of expungement, or criminal  
30 history recordkeeping, of which two of whom shall be appointed by  
31 the Governor upon recommendation of the Senate President and two  
32 of whom shall be appointed by the Governor upon recommendation  
33 of the Speaker of the General Assembly.
- 34 (c) Appointments to the task force shall be made within 30 days  
35 of the effective date of this section. Vacancies in the membership  
36 of the task force shall be filled in the same manner as the original  
37 appointments were made.
- 38 (d) Members of the task force shall serve without compensation,  
39 but shall be reimbursed for necessary expenditures incurred in the  
40 performance of their duties as members of the task force within the  
41 limits of funds appropriated or otherwise made available to the task  
42 force for its purposes.
- 43 (e) The task force shall organize as soon as practicable, but no  
44 later than 30 days following the appointment of its members. The  
45 task force shall choose a chairperson from among its members and  
46 shall appoint a secretary who need not be a member of the task  
47 force.

1 (f) The Department of Law and Public Safety shall provide such  
2 stenographic, clerical, and other administrative assistants, and such  
3 professional staff as the task force requires to carry out its work.  
4 The task force shall also be entitled to call to its assistance and avail  
5 itself of the services of the employees of any State, county, or  
6 municipal department, board, bureau, commission, or agency as it  
7 may require and as may be available for its purposes.

8 (2) It shall be the duty of the task force to identify, analyze and  
9 recommend solutions to any technological, fiscal, resource, and  
10 practical issues that may arise in the development and  
11 implementation of the automated process described in subsection a.  
12 of this section. In carrying out these responsibilities, the task force  
13 shall to the extent feasible:

14 (a) examine and evaluate the effectiveness of the design and  
15 implementation of automated processes in Pennsylvania and  
16 California and other jurisdictions that have implemented similar  
17 programs, and consult with officials in those jurisdictions  
18 concerning their processes and any technological, fiscal, resource,  
19 and practical issues that they may have encountered, contemplated,  
20 or addressed in developing and implementing those systems; and

21 (b) consult with non-profit computer programming  
22 organizations such as "Code for America" with expertise in  
23 assisting in the implementation of automated processes and  
24 expungement processing generally, to the extent those organizations  
25 make themselves available for this purpose; and

26 (c) identify the necessary systemic changes, required  
27 technology, cost estimates, and possible sources of funding for  
28 developing and implementing the automated process described in  
29 subsection a. of this section.

30 (3) (a) The task force shall issue a final report of its findings  
31 and recommendations to the Governor, and to the Legislature  
32 pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), no later  
33 than 180 days after the task force organizes.

34 (b) The task force shall expire 30 days after the issuance of its  
35 report.

36

37 9. N.J.S.2C:52-8 is amended to read as follows:

38 2C:52-8. Statements to accompany petition. There shall be  
39 attached to a petition for expungement:

40 a. A statement with the affidavit or verification that there are  
41 no disorderly persons, petty disorderly persons or criminal charges  
42 pending against the petitioner at the time of filing of the petition for  
43 expungement.

44 b. In those instances where the petitioner is seeking the  
45 expungement of a criminal conviction [ , or the expungement of  
46 convictions] pursuant to [N.J.S.2C:52-3 for multiple disorderly  
47 persons or petty disorderly persons offenses, all of which were  
48 entered the same day, or which were interdependent or closely

1 related in circumstances and were committed as part of a sequence  
2 of events that took place within a comparatively short period of  
3 time] N.J.S.2C:52-2, a statement with affidavit or verification that  
4 he has never been granted expungement, sealing or similar relief  
5 regarding a criminal conviction [or convictions for multiple  
6 disorderly persons or petty disorderly persons offenses, all of which  
7 were entered the same day, or which were interdependent or closely  
8 related in circumstances and were committed as part of a sequence  
9 of events that took place within a comparatively short period of  
10 time] by any court in this State or other state or by any Federal  
11 court. "Sealing" refers to the relief previously granted pursuant to  
12 P.L.1973, c.191 (C.2A:85-15 et seq.).

13 c. In those instances where a person has received a dismissal of  
14 a criminal charge because of acceptance into a supervisory  
15 treatment or any other diversion program, a statement with affidavit  
16 or verification setting forth the nature of the original charge, the  
17 court of disposition and date of disposition.

18 d. A statement as to whether the petitioner has legally changed  
19 the petitioner's name, the date of judgment of name change, and the  
20 previous legal name. If applicable, the petitioner shall provide a  
21 copy of the order for name change.

22 (cf: P.L.2017, c.244, s.4)

23

24 <sup>1</sup>10. N.J.S.2C:52-10 is amended to read as follows:

25 2C:52-10. **[A]** a. Until the date that the e-filing system is  
26 established by the Administrative Office of the Courts pursuant to  
27 section 11 of P.L. , c. (C. ) (pending before the Legislature  
28 as this bill), a copy of each petition, together with a copy of all  
29 supporting documents, shall be served pursuant to the rules of court  
30 upon the Superintendent of State Police; the Attorney General; the  
31 county prosecutor of the county wherein the court is located; the  
32 chief of police or other executive head of the police department of  
33 the municipality wherein the offense was committed; the chief law  
34 enforcement officer of any other law enforcement agency of this  
35 State which participated in the arrest of the individual; the  
36 superintendent or warden of any institution in which the petitioner  
37 was confined; and, if a disposition was made by a municipal court,  
38 upon the magistrate of that court. Service shall be made within 5  
39 days from the date of the order setting the date for the hearing upon  
40 the matter.

41 b. On and after the date that the e-filing system is established  
42 pursuant to section 11 of P.L. , c. (C. ) (pending before the  
43 Legislature as this bill), a copy of each petition, together with a  
44 copy of all supporting documents, shall, upon their filing, be served  
45 electronically pursuant to the rules of court upon the Superintendent  
46 of State Police, the Attorney General, the county prosecutor of the  
47 county wherein the court is located, and the county prosecutor of

1 any county in which the petitioner was convicted, using the e-filing  
2 system.<sup>1</sup>

3 (cf: N.J.S.2C:52-10)

4

5 <sup>1</sup>**[10.] 11.**<sup>1</sup> (New section) a. (1) No later than twelve months  
6 after the effective date of this section, the Administrative Office of  
7 the Courts shall develop and maintain a system for petitioners to  
8 electronically file expungement applications pursuant to  
9 N.J.S.2C:52-1 et seq. The e-filing system shall be available  
10 Statewide and include electronic filing, electronic service of  
11 process, and electronic document management.

12 (2) The system shall, <sup>1</sup>**[within 30 days of the person filing the**  
13 **application for expungement]** in accordance with N.J.S.2C:52-10<sup>1</sup>,  
14 electronically notify <sup>1</sup>**[relevant law enforcement and criminal**  
15 **justice agencies, if applicable, pursuant to N.J.S.2C:52-10]** and  
16 serve copies of the petition and all supporting documents upon the  
17 Superintendent of State Police, the Attorney General, and each  
18 county prosecutor as described in that section<sup>1</sup>.

19 (3) The system shall electronically compile a listing of all  
20 possibly relevant Judiciary records for an expungement petitioner  
21 and transmit this information to <sup>1</sup>**[the appropriate criminal justice**  
22 **agencies subject to notice of]** all parties served with copies of<sup>1</sup> the  
23 petition <sup>1</sup>and all supporting documents<sup>1</sup> in accordance with  
24 <sup>1</sup>**[N.J.S.2C:52-10]** paragraph (2) of this subsection<sup>1</sup>.

25 b. Upon receipt of the information from the court pursuant to  
26 paragraphs (2) and (3) of subsection a. of this section, the  
27 Superintendent of State Police, the Attorney General, and the  
28 county prosecutor of any county in which the person was convicted  
29 shall, within 60 days, review and confirm, as appropriate, the  
30 information against the <sup>1</sup>**[Criminal Case History]** person's criminal  
31 history record information files<sup>1</sup> and notify the court of any  
32 inaccurate or incomplete data contained in the information <sup>1</sup>files,<sup>1</sup>  
33 or of any other basis for ineligibility, if applicable, pursuant to  
34 N.J.S.2C:52-14.

35 c. The court shall provide copies of an expungement order to  
36 the person who is the subject of the petition and electronically  
37 transmit the order to the <sup>1</sup>**[previously noticed parties, or parties**  
38 **otherwise entitled to notice,]** law enforcement and criminal justice  
39 agencies which, at the time of the hearing on the petition, possess  
40 any records specified in the order<sup>1</sup> in accordance with N.J.S.2C:52-  
41 15.

42

43 <sup>1</sup>**[11.] 12.**<sup>1</sup> N.J.S.2C:52-14 is amended to read as follows:

44 2C:52-14. A petition for expungement filed pursuant to this  
45 chapter shall be denied when:

1 a. Any statutory prerequisite, including any provision of this  
2 chapter, is not fulfilled or there is any other statutory basis for  
3 denying relief.

4 b. The need for the availability of the records outweighs the  
5 desirability of having a person freed from any disabilities as  
6 otherwise provided in this chapter. An application may be denied  
7 under this subsection only following objection of a party given  
8 notice pursuant to N.J.S.2C:52-10 and the burden of asserting such  
9 grounds shall be on the objector **【**, except that in regard to  
10 expungement sought for third or fourth degree drug offenses  
11 pursuant to paragraph (3) of subsection c. of N.J.S.2C:52-2, the  
12 court shall consider whether this factor applies regardless of  
13 whether any party objects on this basis**】**.

14 c. In connection with a petition under N.J.S.2C:52-6, the  
15 acquittal, discharge or dismissal of charges resulted from a plea  
16 bargaining agreement involving the conviction of other charges.  
17 This bar, however, shall not apply once the conviction is itself  
18 expunged.

19 d. The arrest or conviction sought to be expunged is, at the  
20 time of hearing, the subject matter of civil litigation between the  
21 petitioner or his legal representative and the State, any  
22 governmental entity thereof or any State agency and the  
23 representatives or employees of any such body.

24 e. **【A】** Except as set forth in subsection a. of section 7 of  
25 P.L. , c. (C. ) (pending before the Legislature as this bill)  
26 concerning a “clean slate” expungement petition, the person has had  
27 a previous criminal conviction expunged regardless of the lapse of  
28 time between the prior expungement, or sealing under prior law,  
29 and the present petition. This provision shall not apply:

30 (1) When the person is seeking the expungement of a municipal  
31 ordinance violation or,

32 (2) When the person is seeking the expungement of records  
33 pursuant to N.J.S.2C:52-6.

34 f. (Deleted by amendment, P.L.2017, c.244)

35 (cf: P.L.2017, c.244, s.5)

36  
37 **<sup>1</sup>【12.】 13.<sup>1</sup>** N.J.S.2C:52-15 is amended to read as follows:

38 2C:52-15. a. Except as provided in subsection b. of this section,  
39 if an order of expungement of records of arrest or conviction under  
40 this chapter is granted by the court, all the records specified in said  
41 order shall be removed from the files of the <sup>1</sup>law enforcement and  
42 criminal justice<sup>1</sup> agencies which <sup>1</sup>**【**have been noticed of the  
43 pendency of petitioner's motion and which are, by the provisions of  
44 this chapter, entitled to notice**】**<sup>1</sup>, <sup>1</sup>at the time of the hearing of the  
45 petition, possess the records<sup>1</sup> and shall be placed in the control of a  
46 person who has been designated by the head of each such agency  
47 <sup>1</sup>**【**which, at the time of the hearing, possesses said records**】**<sup>1</sup>. That



1 designated person shall, except as otherwise provided in this  
2 chapter, ensure that such records or the information contained  
3 therein are not released for any reason and are not utilized or  
4 referred to for any purpose. In response to requests for information  
5 or records of the person who was arrested or convicted, all  
6 <sup>1</sup>~~["noticed"]~~ officers, departments and agencies shall reply, with  
7 respect to the arrest, conviction or related proceedings which are the  
8 subject of the order, that there is no record information. <sup>1</sup>The court  
9 shall provide proof of expungement to the person whose records  
10 have been expunged or to that person's representative.<sup>1</sup>

11 b. Records of the Probation Division of the Superior Court  
12 related to ~~["restitution, a fine, or other"]~~ any court-ordered financial  
13 assessment that remains due at the time the court grants an  
14 expungement ~~["may be retained as confidential, restricted-access~~  
15 records in the Judiciary's automated system to facilitate the  
16 collection and distribution of any outstanding assessments by the  
17 comprehensive enforcement program established pursuant to  
18 P.L.1995, c.9 (C.2B:19-1 et al.) as ordered by the court. The  
19 Administrative Director of the Courts shall ensure that such records  
20 are not released to the public. Such records shall be removed from  
21 the Judiciary's automated system upon satisfaction of court-ordered  
22 financial assessments or by order of the court"] <sup>1</sup>or sealing of  
23 records<sup>1</sup> shall be transferred to the New Jersey Department of  
24 Treasury for the collection and disbursement of future payments  
25 and satisfaction of judgments in accordance with section 8 of  
26 P.L.2017, c.244 (C.2C:52-23.1). The term "court-ordered financial  
27 assessment" as used herein and throughout this section means and  
28 includes any fine, fee, penalty, restitution, and other form of  
29 financial assessment imposed by the court as part of the sentence  
30 for the conviction <sup>1</sup>or convictions that are the subject of the  
31 expungement or sealing order<sup>1</sup> , for which payment of restitution  
32 takes precedence in accordance with chapter 46 of Title 2C of the  
33 New Jersey Statutes. The Treasurer may specify, and the  
34 Administrative Office of the Courts shall collaborate with, the  
35 technical and informational standards required to effectuate the  
36 transfer of the collection and disbursement responsibilities.  
37 Notwithstanding any provision in this law or any other law to the  
38 contrary, the court shall have sole authority to amend the judgment  
39 concerning the amount of any court-ordered financial assessment  
40 that remains due at the time the court grants an expungement <sup>1</sup>or  
41 sealing of records<sup>1</sup>.

42 (cf: P.L.2017, c.244, s.6)

43  
44 <sup>1</sup>~~["13.]"~~ 14.<sup>1</sup> Section 8 of P.L.2017, c.244 (C.2C:52-23.1) is  
45 amended to read as follows:

46 8. a. Notwithstanding any provision in this act to the contrary,  
47 expunged <sup>1</sup>or sealed<sup>1</sup> records may be used ~~["by the comprehensive~~

1 enforcement program established pursuant to P.L.1995, c.9  
2 (C.2B:19-1 et al.) to **collect restitution, fines and other** facilitate  
3 the State Treasurer's collection of any court-ordered financial  
4 assessments that remain due at the time an expungement <sup>1</sup>or sealing  
5 of records<sup>1</sup> is granted by the court. The term "court-ordered  
6 financial assessment" as used herein and throughout this section  
7 means and includes any fine, fee, penalty, restitution, and other  
8 form of financial assessment imposed by the court as part of the  
9 sentence for the conviction <sup>1</sup>or convictions that are the subject of  
10 the expungement or sealing order<sup>1</sup> , for which payment of  
11 restitution takes precedence in accordance with chapter 46 of Title  
12 2C of the New Jersey Statutes. Information regarding the nature of  
13 such financial assessments or their derivation from expunged  
14 <sup>1</sup>**criminal convictions** or sealed records<sup>1</sup> shall not be disclosed to  
15 the public. Any record of a civil judgment for the unpaid portion of  
16 any court-ordered financial **obligations** assessment that may be  
17 docketed after the court has granted an expungement <sup>1</sup>**of the**  
18 **underlying criminal conviction** or sealing of records<sup>1</sup> shall be  
19 entered in the name of the Treasurer, State of New Jersey. The State  
20 Treasurer shall thereafter administer such judgments **in**  
21 **cooperation with the comprehensive enforcement program** without  
22 disclosure of any information related to the underlying <sup>1</sup>**criminal**<sup>1</sup>  
23 nature of the assessments.

24 b. **The court, after providing appropriate due process, may**  
25 nullify an expungement granted to a person pursuant to subsection  
26 a. of N.J.S.2C:52-2 if the person willfully fails to comply with an  
27 established payment plan or otherwise cooperate with the  
28 comprehensive enforcement program to facilitate the collection of  
29 any outstanding restitution, fines, and other court-ordered  
30 assessments, provided that prior to nullifying the expungement the  
31 person shall be afforded an opportunity to comply with or  
32 restructure the payment plan, or otherwise cooperate to facilitate the  
33 collection of outstanding restitution, fines, and other court-ordered  
34 assessments. In the event of nullification, the court may restore the  
35 previous expungement granted if the person complies with the  
36 payment plan or otherwise cooperates to facilitate the collection of  
37 any outstanding restitution, fines, and other court-ordered  
38 assessments. **(Deleted by amendment, P.L. c. ) (pending before**  
39 **the Legislature as this bill)**  
40 (cf: P.L.2017, c.244, s.8)

41

42 <sup>1</sup>**[14.] 15.**<sup>1</sup> N.J.S.22A:2-25 is amended to read as follows:

43 22A:2-25. Law Division filing fees

44 Upon the filing, entering or docketing with the deputy clerk of  
45 the Superior Court in the various counties of the herein-mentioned  
46 papers or documents by either party to any action or proceeding in

1 the Law Division of the Superior Court, other than a civil action in  
 2 which a summons or writ must be issued, he shall pay the deputy  
 3 clerk of the court the following fees:  
 4 Entering of complaint or first paper of any action or proceeding ...  
 5 .....\$ 9.00  
 6 Filing  
 7 complaint.....\$ 3.00  
 8 .....\$ 3.00  
 9 Filing answer or  
 10 appearance.....\$ 6.00  
 11 .....\$ 6.00  
 12 Filing any other pleading, any amended pleading or any amendment  
 13 to a pleading .....\$ 3.00  
 14 Filing and entering each order or judgment of court, including  
 15 order to show cause.....\$ 6.00  
 16 Filing and entering a voluntary dismissal, either by stipulation or  
 17 order of court.....\$ 7.50  
 18 Filing notice of appeal  
 19 .....  
 20 .....\$15.00  
 21 Filing proceedings or papers on appeal  
 22 .....\$ 6.00  
 23 **【Filing first paper on petition for expungement**  
 24 **.....\$22.50 】**  
 25 Filing any other paper or document not herein stated  
 26 .....\$ 4.50  
 27 Signing and sealing habeas corpus  
 28 .....\$  
 29 7.50  
 30 Signing and issuing  
 31 subpena.....  
 32 .....\$ 1.50  
 33 (cf: P.L.1985, c.422, s.1)  
 34

35 <sup>1</sup>**【15.】 16.** N.J.S.2C:52-29 is amended to read as follows:  
 36 2C:52-29. Any person who files an application pursuant to this  
 37 chapter shall **【pay to the State Treasurer】** not be charged a fee **【of**  
 38 **\$30.00 to defer administrative costs in processing an application**  
 39 **hereunder】** for applying for an expungement, and any fee set forth  
 40 in the Rules of Court, which was, based on the Supreme Court’s  
 41 temporary authority pursuant to sections 12 through 15, and 17  
 42 through 19 of P.L.2014, c.31 (C.2B:1-7 through C.2B:1-13), a  
 43 revision or supplement by the Supreme Court to the fee charged  
 44 pursuant to this section prior to its amendment by P.L. \_\_\_\_\_,  
 45 c. (C. \_\_\_\_\_) (pending before the Legislature as this bill), is void.  
 46 (cf: N.J.S.2C:52-29)

1       ~~1~~**[16.]** 17.<sup>1</sup> There is appropriated from the General Fund to the  
2 Department of Law and Public Safety the sum of \$15,000,000 to  
3 implement the provisions of this act.

4  
5       ~~1~~**[17.]** 18.<sup>1</sup> Section 8 of this act, concerning the automated  
6 “clean slate” process and the task force assisting with its  
7 development and implementation, sections ~~1~~**[14 and]**<sup>1</sup> 15 ~~1~~**and 16**<sup>1</sup>  
8 of this act, eliminating expungement filings fees, and section ~~1~~**[16]**  
9 17<sup>1</sup> of this act, making an appropriation, shall take effect  
10 immediately, and the remaining sections of this act shall take effect  
11 on the 180th day following enactment. Concerning those sections  
12 which do not take effect immediately, the Attorney General and the  
13 Administrative Director of the Courts may take any anticipatory  
14 administrative action as may be necessary to effectuate those  
15 provisions.

16  
17  
18  
19

---

20       Revises expungement eligibility and procedures, including new  
21 “clean slate” automated process to render convictions and related  
22 records inaccessible; creates e-filing system for expungements;  
23 eliminates expungement filing fees; appropriates \$15 million to  
24 DLPS for implementation.