

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 5741

with Assembly Floor Amendments
(Proposed by Assemblyman MUKHERJI)

ADOPTED: JUNE 21, 2021

Under current law, if a person is successfully discharged from drug court, or probation which included drug treatment, on or after the effective date of P.L.2015, c.261, the Superior Court may order the expungement of all records and information relating to all arrests, detentions, convictions, and proceedings for any criminal offense. P.L.2015, c.261, effective April 18, 2016, among other provisions authorized the automatic expungement of criminal records under certain circumstances. Under this bill, the Superior Court may also order the expungement of all records and information relating to any violation of a municipal ordinance for persons successfully discharged on or after the effective date of P.L.2015, c.261.

These floor amendments provide that persons successfully discharged *prior to* the effective date of P.L.2015, c.261 may also seek the expungement of records concerning municipal ordinance violations. The bill in its current form provides that persons successfully discharged prior to the effective date could seek expungement of all records and information relating to all arrests, detentions, convictions, and proceedings for any criminal offense.