

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0076/1dn
GMM:kmg:mrc

May 17, 1999

This substitute amendment, which eliminates expungement of a juvenile record altogether, might face a challenge under Assembly Rule 54 (1) that it is nongermane to the original bill, which raises to 21 the age at which a person may have his or her juvenile record for committing a felony expunged, on the grounds that the substitute amendment "is intended to accomplish a different purpose than that of the proposal to which it relates". Whether eliminating expungement altogether is a different purpose from raising the age for expungement of a felony to 21 rests in the judgment of the speaker pro tem. If you are concerned about an adverse ruling on the issue of germaneness of the substitute amendment, then maybe you should consider having this substitute amendment redrafted as a bill.

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