

HOUSE RESEARCH

Bill Summary

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Overview

Section

1 Notice of collateral sanctions.

Para. (a). Defines “collateral sanctions” to mean a legal penalty, disability, or disadvantage that is imposed on an individual as a result of an adjudication of delinquency.

Para. (b). Directs a court to provide a child with a general notice of collateral sanctions prior to accepting or entering a dispositional order upon a plea of guilty.

Paras. (c) & (d). Limits an individual’s ability to attack a plea, delinquency adjudication, or dispositional order based on the notice provisions in this section. Also, provides that the notice shall not provide a basis for relief from or defense to the application of the collateral sanction. Finally, provides that notice does not affect an attorney’s duty to the individual, a claim or right of a victim, or any other right or remedy available under law.

Para. (e). Directs the Supreme Court to develop a uniform notice to be used by all district courts in the state. At a minimum, the notice must inform a child that collateral sanctions of a delinquency adjudication may include: (1) being unable to get or keep certain licenses, permits, or jobs as a child or adult; (2) receiving a harsher disposition or adult sentence in the future; and (3) being unable to possess a firearm.