

SENATE BILL SUMMARY

Prepared by the Division of Legislative Information for the Senate Bill **AS ORIGINALLY FILED**. For more detail, see Senate Bill Analyses, if available, prepared by the Senate's professional committee staff.

SB 86

Criminal History Records/Expunction and Sealing by Senator Wilson

Requires the Department of Law Enforcement to notify the appropriate clerk of the court, the state attorney or statewide prosecutor, the county, and the arresting agency of any criminal history records of minors which are expunged. Requires that criminal history records that are to be expunged be physically destroyed or obliterated by the criminal justice agency having physical custody of the records.

Prohibits certain criminal records from being expunged or sealed only in cases in which the defendant, including a minor, was found guilty of or pled guilty or nolo contendere to the offense. Provides that other records may be expunged or sealed under certain circumstances. Provides that certain information be included in the application for a certificate of eligibility for expunction or sealing. Prohibits an agency, organization, or company from releasing the expunged or sealed information after 30 days following the date that it receives the court order expunging or sealing the record. (See bill for details)