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## DIGEST

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HB 9 Engrossed

2019 Regular Session

Marino

**Abstract:** Provides relative to expungement fees when two or more offenses arise out of the same arrest.

Present law provides for the expungement of certain arrest and conviction records under certain circumstances.

Present law provides for the definition of "records" which includes any incident reports, photographs, fingerprints, disposition, or any other such information of any kind in relation to a single arrest event in the possession of the clerk of court, any criminal justice agency, and local and state law enforcement agencies, but does not include DNA records.

Proposed law amends the present law definition to include records of an arrest based on a warrant or attachment for failure to appear in court for the same offense or offenses for which the person is seeking an expungement.

Present law provides that the total cost to obtain an expungement of a record shall not exceed \$550.

Proposed law provides that if an application for an expungement of a record has two or more offenses arising out of the same arrest, including misdemeanors, felonies, or both, then the applicant is required to only pay one fee as provided for by present law.

(Amends C.Cr.P. Art. 972(4) and 983(H); Adds C.Cr.P. Art. 983(I))

### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Amend the present law definition of "records" to include records of an arrest based on a warrant or attachment for failure to appear in court for the same offense or offenses for which the person seeks an expungement.