
DIGEST

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HB 179 Original

2020 Regular Session

Marino

Abstract: Relative to the expungement of certain crimes after a cleansing period, removes the requirement that a person be employed for a period of ten consecutive years.

Present law provides for the expungement of certain misdemeanor and felony arrest and conviction records, but prohibits an expungement of a conviction for a crime of violence, unless otherwise authorized by present law.

Present law allows for the expungement of aggravated battery, second degree battery, aggravated criminal damage to property, simple robbery, purse snatching, or illegal use of weapons or dangerous instrumentalities if all of the following are proven by the petitioner:

- (1) More than 10 years have elapsed since the person completed any sentence, deferred adjudication, or period of probation or parole based on the felony conviction.
- (2) The person has not been convicted of any other criminal offense during the 10-year period.
- (3) The person has no criminal charge pending against him.
- (4) The person has been employed for a period of 10 consecutive years.

Proposed law removes the requirement that the person be employed for a period of 10 consecutive years.

(Amends C.Cr.P. Arts. 989 and 992; Repeals C.Cr.P. Art. 978(E)(1)(d))