

Part III: Differences to Local Government Mandate Statement from Prior Versions

HB 159 HCS retains subsections (1) and (2) of Section 1 of HB 159 as introduced. HB 159 HCS substitutes in-lieu-of provisions of Section 1 subsections 3-7 of the bill as introduced by allowing expungement of past acquittals and dismissals with prejudice by petition. HB 159 HCS allows discretionary expungement of felony charges held to the grand jury which have not resulted in an indictment after 12 months if the prosecutor does not show good cause why the court should not order an expungement of records. HB 159 HCS requires that an order of expungement shall expunge all records in the custody of the court and **any records in the custody of any other agency or official, including law enforcement records.**

The fiscal impact of HB 159 HCS is identical to the impact of HB 159.

Data Source(s): Kentucky Jailers Association; Kentucky Association of Chiefs of Police;
Kentucky Sheriffs Association

Preparer: H. Marks **Reviewer:** KHC **Date:** 2/21/19