

**Local Government Mandate Statement  
Kentucky Legislative Research Commission  
2024 Regular Session**

**Part I: Measure Information**

**Bill Request #:** 103

**Bill #:** SB 96

**Document ID #:** 1155

**Bill Title:** AN ACT relating to expungement.

**Sponsor:** Senator Cassie Chambers Armstrong

Unit of Government:  City  County  Urban-County  
Unified Local  
 Charter County  Consolidated Local  Government

Office(s) Impacted: Courts. Local Law Enforcement Agencies.

Requirement:  Mandatory  Optional

Effect on Powers & Duties:  Modifies Existing  Adds New  Eliminates Existing

**Part II: Bill Provisions and the Estimated Fiscal Impact Relating to Local Government**

SB 96 would require the Department of Kentucky State Police and the Administrative Office of the Courts to identify all expungeable convictions, produce a list of expungeable convictions, and communicate the list to the court in which the conviction occurred. Courts are then required to order the judgments vacated; dismiss the charges with prejudice; and order all records in the custody of court or any other agency/official, including law enforcement records, to be expunged. The order expunging the records shall not require any action by the person and the court shall notify the person of the expungement.

**SB 96 would have a negligible fiscal impact on local governments.** Local courts and local law enforcement agencies currently have procedures in place to deal with the expungement of convictions. While there will be more eligible convictions being expunged, existing procedures and increased training, which could be incorporated into existing training, could allow local governments to deal with the increased number of expungements.

LRC reached out to the Kentucky League of Cities (KLC) and KLC responded that SB 96 would increase administrative burdens on local agencies.

Upon the local government's receipt of the court order to expunge records, the local agency would be responsible for locating and properly disposing of the records that will be expunged. The administrative burden would be its greatest at the initial implementation of the new policy because most of these records would be hard copies, which would require a greater time commitment to sort through and identify. This task would be greatest for smaller local agencies that may need to hire additional staff or work additional hours to complete it in a timely manner as expungements will come at a steady pace. Over time, this may become easier as these records may be in digital format based on the transition over the years from hard copy records to digitized records. Presently, these records may already be in digital form for larger local agencies. As a result, they may experience a smaller administrative burden despite having a greater number of records.

LRC staff also reached out to the Kentucky Association of Counties (KACo). If KACo provides information this mandate statement may be amended.

**Data Source(s):** Kentucky League of Cities. Kentucky Association of Counties. LRC Staff.

**Preparer:** Bart Liguori (RB) **Reviewer:** \_\_\_\_\_ **Date:** \_\_\_\_\_