

**Local Government Mandate Statement  
Kentucky Legislative Research Commission  
2026 Regular Session**

**Part I: Measure Information**

<b>Bill Request #:</b>	1279	<b>Bill #:</b>	SB 290
<b>Document ID #:</b>	6966	<b>Sponsor:</b>	Sen. Brandon Storm
<b>Bill Title:</b>	AN ACT relating to criminal history.		

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

Office(s) Impacted:        Court Clerks    

Requirement:         Mandatory         Optional

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

Other Fiscal Statement(s) that may exist:     Actuarial Analysis         Corrections Impact  
     Health Benefit Mandate     State Employee Health Plan

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

SB 290 creates new sections of KRS Chapter 431 to establish an automatic expungement process for specific eligible misdemeanor and felony convictions. This bill requires county clerks to generate a list of all expungable convictions in his or her county that have not already been expunged, or have been excluded from expungement by the first business day of each month beginning August 2, 2032. This list must be provided to the prosecutors and the courts of original jurisdiction. The Commonwealth’s and county attorneys may object to the automatic expungement.

For eligible convictions, the clerk shall expunge the records, send notice of expungement to the person previously convicted, their counsel, the Administrative Office of the Courts (AOC), the Department of Kentucky State Police (KSP), the prosecuting attorney, and any other agency directed by the court.

Section 2 requires AOC and KSP to submit a report twice a year to the Legislative Research Commission (LRC) on the implementation of the automatic expungement process.

Section 3 eliminates the requirement of an applicant seeking to expunge an eligible felony conviction to pay the filing fee and expungement fee. The filing fee for an application previously was \$50, and the expungement fee was \$250.

Section 4 requires AOC to establish a searchable portal to allow a person to determine if his or her conviction has been expunged.

Section 5 waives the application fee for the expungement of eligible misdemeanor convictions. The filing fee for a petition under Section 5 is \$100. The first \$50 of that fee is deposited into a trust and agency account for deputy clerks. This section also lifts the court costs and other fees from refiling a petition for expungement.

Section 6 adds a provision that makes clerks acting in good faith immune from any civil liability.

Section 7 adds a requirement for KSP to provide AOC any data necessary to assist with the generation of the list described previously under Section 1.

Section 8 requires the Department of Corrections to provide AOC with data to comply with the automatic expungement process.

Section 9 states that a conviction that has been overruled, vacated, set aside, or expunged shall not be included on any background check or consumer report.

This bill also establishes the Automatic Expungement Task Force, along with its duties and membership requirements. The task force must submit a report to the LRC with findings and recommendations.

**While the fiscal impact of SB 290 is indeterminable, it is expected to be negative.** Local courts and law enforcement agencies already have procedures in place to deal with expungement and convictions. However, this bill will create a monthly requirement which would have administrative costs associated with it. Additionally, the clerks will no longer collect filing fees and court costs associated with the expungement process.

**Data Source(s):** LRC Staff

**Preparer:** JR **Reviewer:** TJ (MDA) **Date:** 3/19/26