

Subject Sealing of criminal records following a pardon extraordinary

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Overview

Under current law, the records of a person who receives a pardon extraordinary from the Board of Pardons remain public. The court must include a copy of the pardon in the court file.

This bill would require that all records related to a pardoned offense be sealed.

Summary

Section	Description
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| 1 | Background studies conducted by Department of Human Services.
Makes a conforming change clarifying that orders of expungement issued without a petition may not be considered in a background study if the order is directed to the commissioner of human services. |
| 2 | Background studies conducted by a county agency for family child care.
Makes a conforming change clarifying that orders of expungement issued without a petition may not be considered in a background study if the order is directed to the commissioner of human services. |
| 3 | Limitations of order effective January 1, 2015, and later.
Makes a conforming change clarifying that orders of expungement issued without a petition may not be considered in a background study if the order is directed to the commissioner of human services. |
| 4 | Pardon extraordinary; no petition required.
Establishes a process for district courts to issue an expungement order following the grant of a pardon by the Board of Pardons. |

Section	Description
5	<p>Petition; pardon extraordinary.</p> <p>Makes a conforming change indicating that, after a pardon is filed in district court, court records must be sealed.</p>
6	<p>Pardon extraordinary; filing; copies sent.</p> <p>Requires a court to order that all records related to a matter in which a person received a pardon be sealed. Provides that records may only be opened pursuant to a court order. Specifies that the order must be sent to all government entities that hold affected records.</p>



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