

REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT:

The Committee on **Judiciary** recommends **SB 136** be amended on page 1, in line 9, after "(2)" by inserting "(A)"; in line 16, after "expunged" by inserting "and purged from all applicable state and federal systems pursuant to subsection (d)"; also in line 16, after the period by inserting:

"(B) ";

Also on page 1, in line 23, after the period by inserting "'Mistaken identity" shall not include any situation in which an arrestee intentionally provides false information to law enforcement officials in an attempt to conceal such person's identity.";

On page 3, in line 2, after "(d)" by inserting "(1)"; in line 3, after the second comma by inserting "on a petition for expungement pursuant to subsection (a)(1),"; in line 5, by striking "(a)(2) or"; in line 13, by striking "or"; by striking all in line 14; in line 15, by striking "(2)"; following line 15, by inserting:

"(2) When the court has ordered expungement of arrest records on a petition for expungement pursuant to subsection (a)(2), the order shall state the information required to be stated in the petition and shall state the grounds for expungement under subsection (a)(2). The order shall also direct the Kansas bureau of investigation to purge the arrest information from the criminal justice information system central repository and all applicable state and federal databases. The clerk of the court shall send a certified copy of the order to the Kansas bureau of investigation, which shall carry out the order and shall notify the federal bureau of investigation, the secretary of corrections and any other criminal justice agency that may have a record of the

arrest. If an order of expungement is entered, the person eligible for mandatory expungement pursuant to subsection (a)(2) shall be treated as not having been arrested."; and the bill be passed as amended.

\_\_\_\_\_Chairperson