## Fiscal Estimate - 2021 Session

☑ Original □ Updated	Corrected Supple	emental
LRB Number <b>21-1377/1</b>	Introduction Number SB-07	'8
<b>Description</b> expungement of records of certain crimes and di	scrimination based on expunged conviction	
Fiscal Effect		
Appropriations Reve	ease Existing absorb within agency's	
Permissive Mandatory Perm  2. Decrease Costs 4. Decre	5.Types of Local Governm  ase Revenue  issive Mandatory ease Revenue  issive Mandatory  Districts  5.Types of Local Governm Units Affected  Towns  Counties  Other  School  Districts  Districts	rs S
Fund Sources Affected  GPR FED PRO PRS	Affected Ch. 20 Appropr SEG SEGS	iations
Agency/Prepared By	Authorized Signature	Date
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## Fiscal Estimate Narratives DOC 2/16/2021

LRB Number 21-1377/1	Introduction Number	SB-078	Estimate Type	Original	
Description					
expungement of records of certain crimes and discrimination based on expunged conviction					

## Assumptions Used in Arriving at Fiscal Estimate

Under current law, if a person who has not previously committed a felony commits a crime before the age of 25 that carries a maximum imprisonment term of six years of less, the court may, at sentencing, order the expungement of the criminal record upon completion of his or her sentence. This bill removes the age criteria for expungement and allows a person to request expungement from the sentencing court at least one year after successful completion of his or her sentence if it was not ordered at the time of sentencing. If the court denies the first petition, the person may file a second petition two years after they filed the first petition and pay a \$100 fee to the county. A person may not file more than two petitions per crime and is limited to one criminal record expungement. This bill also allows the sentencing court to order a person's record ineligible for expungement and makes certain traffic crimes ineligible for expungement.

Under the proposed legislation, there will likely be an increase in expungement orders that the Department receives and processes.

The amount of time required to process orders at the county level would also likely increase under the bill. There would be additional requests made for records to be expunged and additional copies of court files made.

Since it is not possible to project the increase in expungement orders that would need to be processed by the Department or by counties, it is not possible to determine the state or local cost increase resulting from this bill.

Long-Range Fiscal Implications