

STATEMENT OF PURPOSE

RS29704 / H0815

The Clean Slate Act would permit those with relatively minor non-violent, non-sexual offenses to petition for sealing of their public records provided they have gone at least five years since the completion of the sentence without any subsequent offenses. Only one offense, or offenses arising from a single incident or transaction would be eligible for sealing. Should there be a subsequent felony conviction, the exemption from disclosure would be revoked. Should the sealing remedy be granted, the record would still be available to law enforcement and prosecutors for any purpose and could still be used to enhance future penalties. The person seeking to have the records shielded from disclosure would bear the costs of legal counsel in seeking such relief.

FISCAL NOTE

The Idaho State Police estimates that a technical records specialist would be required to annotate records at a cost of \$63,650 per year. The courts do not anticipate any additional costs as a result of this legislation.

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DISCLAIMER: This statement of purpose and fiscal note are a mere attachment to this bill and prepared by a proponent of the bill. It is neither intended as an expression of legislative intent nor intended for any use outside of the legislative process, including judicial review (Joint Rule 18).