

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4
5 By: Representative Vess

A Bill

ACT 738 OF 1997
HOUSE BILL 1227

For An Act To Be Entitled

9 "AN ACT TO PROVIDE FOR THE EXPUNGEMENT OF THE CRIMINAL
10 RECORDS OF INDIVIDUALS WHO ARE CHARGED AND ARRESTED FOR A
11 CRIMINAL OFFENSE AND THE CHARGES ARE NOLLE PROSSED,
12 DISMISSED, OR THE INDIVIDUAL IS ACQUITTED AT TRIAL IN
13 ACCORDANCE WITH ARKANSAS CODE ANNOTATED § 16-90-901 ET
14 SEQ.; AND FOR OTHER PURPOSES."

Subtitle

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17 "TO PROVIDE FOR THE EXPUNGEMENT OF THE
18 CRIMINAL RECORDS OF INDIVIDUALS WHO ARE
19 CHARGED AND ARRESTED FOR A CRIMINAL
20 OFFENSE AND THE CHARGES ARE NOLLE
21 PROSSED, DISMISSED, OR THE INDIVIDUAL IS
22 ACQUITTED AT TRIAL"

23
24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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26 SECTION 1. Any individual who has been charged and arrested for any
27 criminal offense and the charges are subsequently nolle prossed, dismissed, or
28 the individual is acquitted at trial is eligible to have all arrest records,
29 petitions, orders, docket sheets, and any other documents relating to the case
30 expunged in accordance with the procedures defined by § 16-90-901 et seq. and
31 upon entry of an order of expungement may state that no such charges, arrest
32 and the resulting trial ever occurred.

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34 SECTION 2. All provisions of this act of a general and permanent nature
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
36 Revision Commission shall incorporate the same in the Code.

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SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.

APPROVED: 3-21-97