

Department of Finance and Administration

Legislative Impact Statement

Bill: SB685

Bill Subtitle: CONCERNING THE SEALING OF A MISDEMEANOR OFFENSE OF DRIVING OR BOATING WHILE INTOXICATED.

Basic Change :

Sponsor: Sen. L. Eads

SB685 would prohibit a person from filing a Petition to Seal a misdemeanor violation of Driving or Boating while Intoxicated until at least ten years have elapsed since the person completed his or her sentence. Under current law, a person is not eligible to file a uniform Petition to Seal a misdemeanor violation of Driving or Boating While Intoxicated until at least five years have elapsed since the person completed his or her sentence for the conviction. SB685 prohibits a person from filing the uniform Petition to Seal until after the applicable lookback period for the underlying offense has elapsed. This change follows Act 274 of 2021, which increased the lookback period for Driving or Boating While Intoxicated from five years to ten years for misdemeanor offenses.

Revenue Impact :

None.

Taxpayer Impact :

DWI and BWI offenses would not eligible to be sealed until the applicable lookback period for the offense has elapsed.

Resources Required :

Programming changes will be required.

Time Required :

Adequate time has been provided for implementation.

Procedural Changes :

The Office of Driver Services would update training materials for employees, law enforcement, and courts.

Other Comments :

None.

Legal Analysis :

None.