

1 INTERIM STUDY PROPOSAL 2015-135

2
3 REQUESTING THAT THE ARKANSAS LEGISLATIVE COUNCIL REFER TO THE
4 HOUSE COMMITTEE ON JUDICIARY A REQUEST TO STUDY THE CIRCUMSTANCES
5 CONCERNING AND PROCEDURES FOR FINGERPRINTING AND PHOTOGRAPHING A
6 JUVENILE FOR LAW ENFORCEMENT PURPOSES, AS WELL AS THE
7 REQUIREMENTS AND PROCESS FOR SEALING OR EXPUNGING THOSE RECORDS.
8

9 WHEREAS, a juvenile's interaction with a law enforcement agency and the
10 criminal justice system should be managed with the utmost care; and
11

12 WHEREAS, the arrest of a juvenile for a criminal offense has
13 repercussions that can last well into adulthood; and
14

15 WHEREAS, Acts 2015, No. 1016, addresses the circumstances concerning
16 and the procedures for fingerprinting and photographing a juvenile, requiring
17 that, before the juvenile's fingerprints are taken by the arresting law
18 enforcement agency, the juvenile is either arrested for an offense that if
19 committed by an adult would constitute a Class Y, Class A, or Class B felony
20 or, in the case of an allegation of delinquency, in custody for an offense
21 that if committed by an adult would constitute a Class Y, Class A, or Class B
22 felony; and
23

24 WHEREAS, the sealing or expungement of a juvenile's fingerprints and
25 photograph from the criminal justice system should be an option under certain
26 circumstances; and
27

28 WHEREAS, further study is needed of the circumstances concerning and
29 the procedures for fingerprinting and photographing a juvenile by a law
30 enforcement agency, as well as the requirements and process of sealing or
31 expunging those records,
32

33 NOW THEREFORE,

34 BE IT PROPOSED BY THE ARKANSAS LEGISLATIVE COUNCIL OF THE NINETIETH GENERAL
35 ASSEMBLY OF THE STATE OF ARKANSAS:
36

1 THAT the Arkansas Legislative Council refer to the House Committee on
2 Judiciary a request to study the circumstances concerning and procedures for
3 fingerprinting and photographing a juvenile for law enforcement purposes, as
4 well as the requirements and process for sealing or expunging those records.

5
6 Respectfully submitted,

7
8
9
10 Representative Justin Boyd
11 District 77

12
13
14 By: BPG/BPG
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36