

2026 Regular Session

HOUSE BILL NO. 435

BY REPRESENTATIVE CHASSION

CRIMINAL/RECORDS: Provides relative to expungements

1 AN ACT

2 To amend and reenact Code of Criminal Procedure Article 999(A) and 999.1, relative to
3 expedited expungement; to provide for qualification of expedited expungement; and
4 to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Criminal Procedure Article 999(A) and 999.1 are hereby
7 amended and reenacted to read as follows:

8 Art. 999. Expungement of arrest records for certain individuals

9 A. A person shall be entitled to the expedited expungement of his arrest, at
10 no cost to him, if the person meets ~~all~~ either of the following:

11 ~~(1) The person is seventeen years of age when the person is arrested or~~
12 ~~charged with any criminal offense as provided in Title 14 or 40 of the Louisiana~~
13 ~~Revised Statutes of 1950.~~

14 ~~(2)~~ (1) The district attorney, for any reason, declined to prosecute all
15 offenses arising out of that arrest, including the reason that the person successfully
16 completed a pretrial diversion program.

17 ~~(3)~~ (2) Prosecution was instituted and such proceedings have been finally
18 disposed of by dismissal, sustaining of a motion to quash, or acquittal.

19 * * *

1 Art. 999.1. Order form to be used; expedited expungement

2 **JUDICIAL DISTRICT FOR THE PARISH OF**

3 _____

4 **No.:** _____ **Division: " _____ "**

5 **State of Louisiana**

6 **vs.**

7 _____

8 **ORDER OF EXPUNGEMENT UNDER**

9 **CODE OF CRIMINAL PROCEDURE ARTICLE 999**

10 Pursuant to Code of Criminal Procedure Article 999, wherein ~~an~~ either of the
11 following applies,

12 ~~(1) The defendant was seventeen years of age when the defendant was~~
13 ~~arrested or charged with any criminal offense as provided in Title 14 or 40 of the~~
14 ~~Louisiana Revised Statutes of 1950.~~

15 ~~(2)~~ (1) The district attorney, for any reason, declined to prosecute all
16 offenses arising out of that arrest, including the reason that the person successfully
17 completed a pretrial diversion program.

18 ~~(3)~~ (2) Prosecution was instituted and such proceedings have been finally
19 disposed of by dismissal, sustaining of a motion to quash, or acquittal.

20 **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** that the
21 following charges and arrest on the dates provided herein be expunged.

22 **THUS ORDERED AND SIGNED, ADJUDGED, AND DECREED** this
23 ____ day of _____, 20 ____ at _____, Louisiana,
24 _____.

25 _____

26 JUDGE

27 **DEFENDANT INFORMATION:**

28 NAME: _____

29 First Middle Last

1 DATE OF BIRTH: _____

2 GENDER: _____

3 SS# _____

4 RACE _____

5 DRIVER'S LICENSE# _____

6 ARRESTING AGENCY _____

7 SID# _____

8 ARREST NUMBER (ATN) _____

9 AGENCY ITEM NO: _____

10 **PLEASE SERVE:**

11 1. District Attorney: _____

12 2. Arresting Agency: _____

13 3. Parish Sheriff: _____

14 4. Louisiana Bureau of Criminal Identification and Information

15 _____

16 5. Attorney for Defendant (or defendant) _____

17 6. Clerk of Court _____

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 435 Original	2026 Regular Session	Chassion
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Abstract: Changes the age requirement to qualify for expedited expungement.

Present law provides for expedited expungement when the person is 17, the district attorney declined to prosecute, and prosecution was instituted and disposed of by dismissal, motion to quash, or acquittal.

Proposed law removes the requirement that a person be 17 years old to receive an expedited expungement, and provides for expedited expungement when either the district attorney declined to prosecute or prosecution was instituted and disposed of by dismissal, motion to quash, or acquittal.

Proposed law removes the requirement that a person be 17 years old from the Order of Expungement form as provided in present law (C.Cr.P. Art. 999.1).

(Amends C.Cr.P. 999(A) and 999.1)