

2020 Regular Session

HOUSE BILL NO. 129

BY REPRESENTATIVE WILFORD CARTER

1 AN ACT

2 To amend and reenact Code of Criminal Procedure Article 976(A)(2), relative to  
3 expungement of records; to provide relative to the motion to expunge a record of  
4 arrest that did not result in a conviction; to provide that a person may file a motion  
5 to expunge such record if the person successfully completes a pretrial diversion  
6 program; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Code of Criminal Procedure Article 976(A)(2) is hereby amended and  
9 reenacted to read as follows:

10 Art. 976. Motion to expunge record of arrest that did not result in a conviction

11 A. A person may file a motion to expunge a record of his arrest for a felony  
12 or misdemeanor offense that did not result in a conviction if any of the following  
13 apply:

14 \* \* \*

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

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_