

Prior law authorized the sheriff and the district attorney to each charge a processing fee of \$50 for the expungement of any record of arrest when ordered by the court.

New law provides that the clerk of court shall collect the processing fee at the time the motion for expungement is filed. If the court finds the mover is entitled to the relief sought, the clerk shall direct the collected processing fee to the sheriff and the district attorney and the processing fee amount shall be remitted immediately upon receipt in equal proportions to the office of the district attorney and the sheriff's general fund.

New law provides that if the court does not grant the relief, the clerk of court shall return the processing fee to the moving party.

Effective August 15, 2011.

(Amends R.S. 44:9(A)(4))