

57 (1) An individual may petition the agency that maintains, on a state-controlled website
58 available to the public, a record of administrative disciplinary action, to remove the record of
59 administrative disciplinary action from public access on the state-controlled website, if:

60 ~~H~~→ (a) ←~~H~~ (i) five years have passed since:

61 (A) the date the final order was issued; or

62 (B) if no final order was issued, the date the administrative disciplinary action was
63 commenced; or

64 (ii) the individual has obtained a criminal expungement order under Title 77, Chapter
65 40, Utah Expungement Act, for the individual's criminal records related to the same incident or
66 conviction upon which the administrative disciplinary action was based;

67 (b) the individual has successfully completed all action required by the agency relating
68 to the administrative disciplinary action within the time frame set forth in the final order, or if
69 no time frame is specified in the final order, within the time frame set forth in Title 63G,
70 Chapter 4, Administrative Procedures Act;

71 (c) from the time that the original administrative disciplinary action was filed, the
72 individual has not violated the same statutory provisions or administrative rules related to those
73 statutory provisions that resulted in the original administrative disciplinary action; and

74 (d) the individual pays an application fee determined by the agency in accordance with
75 Section 63J-1-504.

76 (2) The individual petitioning the agency under Subsection (1) shall provide the agency
77 with a written request containing the following information:

78 (a) the petitioner's full name, address, telephone number, and date of birth;

79 (b) the information the petitioner seeks to remove from public access; and

80 (c) an affidavit certifying that the petitioner is in compliance with the provisions of
81 Subsection (1).

82 (3) Within 30 days of receiving the documents and information described in
83 Subsection (2):

84 (a) the agency shall review the petition and all documents submitted with the petition
85 to determine whether the petitioner has met the requirements of Subsections (1) and (2); and

86 (b) if the agency determines that the petitioner has met the requirements of Subsections
87 (1) and (2), the agency shall immediately remove the record of administrative disciplinary