

28 to permit redaction of the petitioner's name to avoid destruction or sealing of] expunge the records
29 in whole or in part.

30 (5) No state, county, or local entity, agency, or official may, after receiving service of an
31 expungement order, divulge information contained in the expunged **h PORTION OF THE h** record.

32 (6) (a) An order of expungement shall not restrict an agency's use or dissemination of
33 records in its ordinary course of business until the agency has received service of a copy of the
34 order.

35 (b) Any action taken by an agency after issuance of the order but prior to the agency's
36 receipt of a copy of the order may not be invalidated by the order.

37 (7) An order of expungement may not:

38 (a) terminate or invalidate any pending administrative proceedings or actions of which the
39 petitioner had notice according to the records of the administrative body prior to issuance of the
40 expungement order;

41 (b) affect the enforcement of any order or findings issued by an administrative body
42 pursuant to its lawful authority prior to issuance of the expungement order; or

43 (c) remove any evidence relating to the petitioner including records of arrest, which the
44 administrative body has used or may use in these proceedings.

45 (8) The division shall provide the petitioner with a list of the agencies affected by this
46 subsection with clear written directions regarding the requirements of this section.

Legislative Review Note
as of 2-4-99 2:19 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel