

HB0321S02 compared with HB0321S01

~~deleted text~~ shows text that was in HB0321S01 but was deleted in HB0321S02.

inserted text shows text that was not in HB0321S01 but was inserted into HB0321S02.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Marsha Judkins proposes the following substitute bill:

EVICTION RECORDS AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Marsha Judkins

Senate Sponsor: _____

LONG TITLE

General Description:

This bill modifies provisions related to the expungement of evictions.

Highlighted Provisions:

This bill:

- ▶ modifies the time period required before an automatic expungement of an eviction takes place; and
- ▶ corrects structural issues in the section.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

HB0321S02 compared with HB0321S01

AMENDS:

78B-6-852, as enacted by Laws of Utah 2022, Chapter 372

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **78B-6-852** is amended to read:

78B-6-852. Automatic expungement of eviction.

(1) [(a)] Without the filing of a petition, a court shall order expungement of all records of an eviction if:

[(+)] (a) (i) the entire case was dismissed;

(ii) there is no appeal pending for the case; and

(iii) at least [~~three years~~] 90 days have passed from the day on which the eviction was [~~filed~~] dismissed; or

(b) the parties to the eviction stipulated to expungement and have filed a stipulation with the court.

(2) The court shall issue an order of expungement when the court determines that an eviction qualifies for automatic expungement under Subsection (1).

[(+)](3) This section applies to evictions filed on or after July 1, 2022. [(+)]

Section 2. **Effective date.**

This bill takes effect on May 1, 2024.