

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

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HOUSE BILL 88

Short Title: LRC Study Expunctions.

(Public)

Sponsors: Representatives Moore; Faison, Howard, and Walend.

Referred to: Rules, Calendar, and Operations of the House.

February 7, 2007

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO
2 STUDY EXPUNCTIONS.
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4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** The Legislative Research Commission may study the law
6 regarding expunctions. In its study, the Commission may consider all of the following:

- 7 (1) Whether there should be a limit on the number of times a person can
8 have his or her record expunged.
9 (2) Whether expunction of records should be limited to those cases in
10 which criminal charges against a person are dismissed or the person is
11 acquitted of the criminal offense.
12 (3) Whether it is appropriate to allow expunctions for convictions of
13 certain crimes, and if so, what those crimes are.
14 (4) Whether a person's youth at the time the person committed the crime
15 should be a factor in determining whether to allow the expunction of
16 the person's record.
17 (5) Whether a person's record since committing the crime should be a
18 factor in determining whether to allow the expunction of the person's
19 record.
20 (6) Any other issues the Commission considers relevant to this topic.

21 **SECTION 2.** The Legislative Research Commission may make an interim
22 report to the 2007 General Assembly, Regular Session 2008, and shall make its final
23 report to the 2009 General Assembly.

24 **SECTION 3.** The Legislative Services Officer shall allocate funds
25 appropriated to the General Assembly for the expenditures of the Legislative Services
26 Commission in conducting this study.

27 **SECTION 4.** This act becomes effective July 1, 2007.