

AMENDMENT NO. 1
TO
ORDINANCE NO. BL2019-1517

Mr. President –

I hereby move to amend Ordinance No. BL2019-1517 by amending Section 1 by deleting proposed Section 1.24.050, Subsection B, and substituting in lieu thereof the following:

- B. When a person ~~pleads guilty to a violation of~~ is found liable for violating a metropolitan ordinance, the court having jurisdiction of such previous action, upon petition of such person, may order that all public records concerning same shall be expunged if:
1. At the time of filing, the person has never been convicted of any criminal offense, including federal offenses and offenses in other states; provided, however, that any moving or non-moving traffic offense shall not be considered a criminal offense as used in this section;
 2. At the time of the filing of the petition for expungement, at least five (5) years have elapsed since the completion of the sentence imposed for the offense; and
 3. The person has fulfilled all the requirements of the sentence imposed by the court in which the individual was convicted of the offense, including:
 - a. Payment of all fines, restitution, court costs and other assessments;
 - b. Completion of any term of imprisonment or probation;
 - c. Meeting all conditions of supervised or unsupervised release; and
 - d. If so required by the conditions of the sentence imposed, remaining free from dependency on or abuse of alcohol or a controlled substance or other prohibited substance for a period of not less than one (1) year.

INTRODUCED BY:

Freddie O'Connell
Member of Council