

By: Senator(s) Frazier

To: Judiciary

SENATE BILL NO. 2322

1 AN ACT TO PROVIDE MEANS FOR THE EXPUNCTION OF CRIMINAL  
2 RECORDS BY THE COURT OF CONVICTION; AND FOR RELATED PURPOSES.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

4 **SECTION 1.** Motion for expunction.

5 (1) Any person who is a first offender may file a motion for  
6 the expunction of all records and records of conviction for a  
7 felony or misdemeanor by filing a motion in the court in which the  
8 conviction took place; provided, that no person who has been  
9 convicted of a crime of violence shall have his or her records and  
10 records of conviction expunged.

11 (2) Subject to subsection (1) of this section, a person may  
12 file a motion for the expunction of records relating to a  
13 misdemeanor conviction after five (5) years from the date of the  
14 completion of his or her sentence.

15 (3) Subject to subsection (1) of this section, a person may  
16 file a motion for the expunction of records relating to a felony  
17 conviction after ten (10) years from the date of the completion of  
18 his or her sentence.

19 **SECTION 2.** This act shall take effect and be in force from  
20 and after July 1, 2002.

