HOUSE BILL NO. 1310

1   AN ACT TO AMEND SECTION 99-15-57, MISSISSIPPI CODE OF 1972,
2 TO ALLOW EXPUNCTION OF RECORDS FOR PERSONS WHO PLED GUILTY AFTER
3 CERTAIN DATE; AND FOR RELATED PURPOSES.

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

5   **SECTION 1.** Section 99-15-57, Mississippi Code of 1972, is

6 amended as follows:

7   99-15-57. (1) Any person who pled guilty within six (6)

8 months prior to or on or after March 31, 1983, and who would have

9 otherwise been eligible for the relief allowed in such section,

10 may apply to the court in which such person was sentenced for an

11 order to expunge from all official public records all recordation

12 relating to his arrest, indictment, trial, finding of guilty and

13 sentence. If the court determines, after hearing, that such

14 person has satisfactorily served his sentence or period of

15 probation and parole, pled guilty within six (6) months prior to

16 or on or after March 31, 1983, and would have otherwise been

17 eligible for the relief allowed in such section, it may enter such

18 order. The effect of such order shall be to restore such person,

19 in the contemplation of the law, to the status he occupied before

20 such arrest or indictment. No person as to whom such order has

21 been entered shall be held thereafter under any provision of any

22 law to be guilty of perjury or otherwise giving a false statement

23 by reason of his failures to recite or acknowledge such arrest, or

24 indictment or trial in response to any inquiry made of him for any

25 purpose.

26   (2) Upon petition therefor, the court shall expunge the

27 record of any case in which an arrest was made, the person

28 arrested was released and the case was dismissed or the charges

29 were dropped or there was no disposition of such case.

30   **SECTION 2.** This act shall take effect and be in force from

31 and after its passage.

H. B. No. 1310   *HR40/R1736*
04/HR40/R1736   ST: Crimes; allow expunction of records for
PAGE 2 (CJR\BD)   persons who pled guilty after certain date.