

Amendment No. 1 to HB0281

Hulsey  
Signature of Sponsor

**AMEND Senate Bill No. 1215**

**House Bill No. 281\***

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 16-18-302(a), is amended by adding the following as a new subdivision:

(3)

(A) A municipal court has jurisdiction over the expunction of a conviction for a violation of a municipal ordinance from a person's public record in the municipal court upon the person's petition requesting removal of a public record of a violation of a municipal ordinance.

(B) The court may grant the petition if:

(i) The petition satisfactorily demonstrates to the court that the petitioner merits such relief;

(ii) At the time of the filing of the petition, at least one hundred eighty (180) days have elapsed since the completion of the penalty imposed for the ordinance violation; and

(iii) The person has fulfilled all requirements of the judgment imposed by the court for the conviction, including payment of all fines, court costs, and other assessments.

(C) As used in this subdivision (a)(3), "public record" has the same meaning as in § 40-32-101(b).

(D) The municipal court clerk may charge a fee for the expunction of public records pursuant to this subdivision (a)(3). The fee for expunction of a public record in municipal court must be set by municipal law or ordinance.

(E) A municipal court's jurisdiction under this subdivision (a)(3):

(i) Is limited to the records in that municipal court; and

(ii) Does not include records of the department of safety relating to driver records or the driver improvement program established in § 55-50-505.

SECTION 2. This act takes effect July 1, 2023, the public welfare requiring it.