

**HOUSE BILL NO. 34**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVES WEYHRAUCH, Hawker**

**Introduced: 1/10/05**

**Referred: State Affairs, Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the expungement of records relating to conviction set asides granted**  
2 **after suspended imposition of sentence."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 **\* Section 1.** AS 12.55.085(e) is amended to read:

5 (e) Upon the discharge by the court without imposition of sentence, the court  
6 may set aside the conviction and issue to the person a certificate to that effect. **The**  
7 **person may provide the certificate to the Department of Public Safety and to the**  
8 **clerk of court. The department and the clerk of court shall destroy all records**  
9 **relating to the conviction, the suspended imposition of sentence, and the set aside,**  
10 **including records maintained under AS 12.62.**

11 **\* Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to  
12 read:

13 APPLICABILITY. The change to AS 12.55.085(e) made by sec. 1 of this Act  
14 allowing the destruction of certain records only applies when a conviction, suspension of

- 1 imposition of sentence, and set aside under AS 12.55.085 have all occurred after the effective
- 2 date of this Act.