

SENATE BILL No. 116

By Committee on Federal and State Affairs

1-27

9 AN ACT concerning private detectives; relating to permits to carry concealed firearms; amending K.S.A. 2008 Supp. 12-4516, 21-4619, 75-11 7b01 and 75-7b17 and repealing the existing sections.

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13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 2008 Supp. 12-4516 is hereby amended to read as
15 follows: 12-4516. (a) (1) Except as provided in subsection (b) or (c), any
16 person who has been convicted of a violation of a city ordinance of this
17 state may petition the convicting court for the expungement of such con-
18 viction and related arrest records if three or more years have elapsed
19 since the person:

20 (A) Satisfied the sentence imposed; or

21 (B) was discharged from probation, parole or a suspended sentence.

22 (2) Except as provided in subsection (b) or (c), any person who has
23 fulfilled the terms of a diversion agreement based on a violation of a city
24 ordinance of this state may petition the court for the expungement of
25 such diversion agreement and related arrest records if three or more years
26 have elapsed since the terms of the diversion agreement were fulfilled.

27 (b) No person may petition for expungement until five or more years
28 have elapsed since the person satisfied the sentence imposed or the terms
29 of a diversion agreement or was discharged from probation, parole, con-
30 ditional release or a suspended sentence, if such person was convicted of
31 the violation of a city ordinance which would also constitute:

32 (1) Vehicular homicide, as defined by K.S.A. 21-3405, and amend-
33 ments thereto;

34 (2) driving while the privilege to operate a motor vehicle on the public
35 highways of this state has been canceled, suspended or revoked, as pro-
36 hibited by K.S.A. 8-262, and amendments thereto;

37 (3) perjury resulting from a violation of K.S.A. 8-261a, and amend-
38 ments thereto;

39 (4) a violation of the provisions of the fifth clause of K.S.A. 8-142.
40 and amendments thereto, relating to fraudulent applications;

41 (5) any crime punishable as a felony wherein a motor vehicle was
42 used in the perpetration of such crime;

43 (6) failing to stop at the scene of an accident and perform the duties

