

1 AMENDMENT TO HOUSE BILL 1091

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1091 as follows:

3 on page 2, by replacing lines 19 through 22 with the  
4 following:

5 "the Department of State Police. Notice of the proposed  
6 expungement pursuant to subsections (1) and (2) of this  
7 Section shall be served upon the State's Attorney or  
8 prosecutor charged with the duty of prosecuting the offense,  
9 the Department of State Police, and the arresting agency for  
10 each arrest. If an objection is filed within 90 days of the  
11 notice of the proposed expungement, the court shall set a  
12 date for hearing. At the hearing the court shall hear  
13 evidence on whether the expungement should or should not be  
14 granted. Unless the State's Attorney or prosecutor, the  
15 Department of State Police, or an arresting agency objects to  
16 the expungement within 90 days of the notice, the court shall  
17 enter an order granting the expungement.

18 ~~Notice--of--the--petition--shall--be--served--upon--the--State's~~  
19 ~~Attorney--and--upon--the--arresting--authority--which--is--the~~  
20 ~~subject--of--the--petition--for--expungement-".~~