

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Bud L. Williams

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act removing barriers to the expungement of records.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Bud L. Williams</i>	<i>11th Hampden</i>	<i>1/16/2025</i>

HOUSE No.

[Pin Slip]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Fourth General Court
(2025-2026)**

An Act removing barriers to the expungement of records.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 276 of the General Laws is hereby amended by striking out section 100I, as
2 appearing in the 2022 Official Edition, and inserting in place thereof the following section:-

3 Section 100I. (a) The commissioner shall certify that a record or records that are the
4 subject of the petition filed pursuant to section 100F, section 100G or section 100H are eligible
5 for expungement provided that:

6 (1) any offense resulting in the record or records that are the subject of the petition is not
7 a criminal offense included in section 100J;

8 (2) all offenses that are the subject of the petition to expunge the record or records
9 occurred before the petitioner's twenty-first birthday;

10 (3) all offenses that are the subject of the petition to expunge the record or records,
11 including any period of incarceration, custody or probation, occurred not less than 7 years before
12 the date on which the petition was filed if the record or records that are the subject of the petition

13 include a felony, and not less than 3 years before the date on which the petition was filed if the
14 record or records that are the subject of the petition only include a misdemeanor or
15 misdemeanors;

16 (4) other than motor vehicle offenses in which the penalty does not exceed a fine of \$50
17 and the record or records that are the subject of the petition to expunge, the petitioner does not
18 have any other criminal court convictions or juvenile court convictions on file with the
19 commissioner; provided, however, multiple offenses arising out of the same incident shall be
20 considered a single offense for the purposes of this section;

21 (5) other than motor vehicle offenses in which the penalty does not exceed a fine of \$50,
22 the petitioner does not have any criminal court convictions or juvenile court convictions on file
23 in any other state, United States possession or in a court of federal jurisdiction; and

24 (6) the petition includes a certification by the petitioner that, to the petitioner's
25 knowledge, the petitioner is not currently the subject of an active criminal investigation by any
26 criminal justice agency.

27 Any violation of section 7 of chapter 209A or section 9 of chapter 258E shall be treated
28 as a felony for purposes of this section.