
A BILL FOR AN ACT

RELATING TO EXPUNGEMENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that court records for an
2 arrest or case that has been expunged from a person's record may
3 still be accessed by prospective employers, landlords, lenders,
4 educational institutions, and others. Though expunged, these
5 records can be regarded negatively and have a significant and
6 long-lasting impact on a person's future. The legislature
7 further finds that for a person who has received an expungement
8 order, the current process to have their records and other
9 information pertaining to the arrest or case sealed or removed
10 from the judiciary's publicly accessible electronic database
11 requires yet another petition.

12 The purpose of this Act is to require the court to
13 automatically seal or remove from the judiciary's publicly
14 accessible databases any information relevant to the arrest or
15 case of a person for whom an expungement order has been entered
16 and transmitted to the court.

17 The legislature notes that all law enforcement agencies,
18 including the department of the attorney general, sheriff



1 division, county prosecuting attorneys, and county police
2 departments, will continue to have access to information
3 regarding expunged cases, regardless of whether those agencies
4 utilize publicly accessible or other types of electronic
5 databases.

6 SECTION 2. Section 831-3.2, Hawaii Revised Statutes, is
7 amended by amending subsection (f) to read as follows:

8 "(f) [~~Any person for whom an expungement order has been~~
9 ~~entered may request in writing that the]~~ The court shall seal or
10 otherwise remove from the judiciary's publicly accessible
11 electronic databases all judiciary files and other information
12 pertaining to the applicable arrest or case [~~from the~~
13 ~~judiciary's publicly accessible electronic databases.] of any
14 person for whom an expungement order listing the court case
15 number has been entered and transmitted to the court. The court
16 shall make good faith diligent efforts to seal or otherwise
17 remove the applicable files and information within a reasonable
18 time."~~

19 SECTION 3. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.

21 SECTION 4. This Act shall take effect on July 1, 2025.



Report Title:

Driver's Record; Public Record; Expungement; Judiciary

Description:

Requires the court to automatically seal or remove from the judiciary's publicly accessible databases any information relevant to the arrest or case of a person for whom an expungement order has been entered and transmitted to the court. Effective 7/1/2025. (CD1)

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