

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas  
95th General Assembly  
Regular Session, 2025

# A Bill

SENATE BILL 277

By: Senator J. Bryant  
By: Representative Unger

## For An Act To Be Entitled

AN ACT TO AMEND THE COMPREHENSIVE CRIMINAL RECORD SEALING ACT OF 2013; TO PERMIT THE FILING OF A NEW UNIFORM PETITION TO SEAL A MISDEMEANOR VIOLATION OF THEFT OF PROPERTY AFTER TEN YEARS HAVE ELAPSED SINCE THE DATE OF THE THEFT OF PROPERTY OFFENSE; AND FOR OTHER PURPOSES.

## Subtitle

TO AMEND THE COMPREHENSIVE CRIMINAL RECORD SEALING ACT OF 2013; AND TO PERMIT THE FILING OF A NEW UNIFORM PETITION TO SEAL A MISDEMEANOR VIOLATION OF THEFT OF PROPERTY AFTER TEN YEARS HAVE ELAPSED SINCE THE THEFT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 16-90-1405(b), concerning the number of times a person may file a new uniform petition to seal a misdemeanor or violation conviction, is amended to read as follows:

(b) There is not a limit to the number of times a person may file a uniform petition to seal his or her record of a misdemeanor or violation, except that the person may not file:

(1) A new uniform petition to seal one (1) of the following criminal offenses until after a period of five (5) years has elapsed since the completion of the person's sentence for the conviction:

(A) Negligent homicide, § 5-10-105, if it was a Class A



misdemeanor;

- (B) Battery in the third degree, § 5-13-203;
- (C) Indecent exposure, § 5-14-112;
- (D) Public sexual indecency, § 5-14-111;
- (E) Sexual assault in the fourth degree, § 5-14-127; or
- (F) Domestic battering in the third degree, § 5-26-305;

(2) A new uniform petition to seal a misdemeanor violation of driving or boating while intoxicated, § 5-65-103, until after the applicable lookback periods under § 5-65-111 have elapsed;

(3) A new uniform petition to seal a criminal offense listed in subdivisions (b)(1)(A)-(F) or subdivision (b)(2) of this section before one (1) year from the date of the order denying the previous uniform petition;

(4) A new uniform petition to seal a misdemeanor or violation before ninety (90) days from the date of an order denying a uniform petition to seal the misdemeanor or violation;

(5) A new uniform petition to seal a misdemeanor or violation under this section if an appeal of a previous denial of a uniform petition to seal a misdemeanor or violation for the same misdemeanor or violation is still pending; ~~or~~

(6) A new uniform petition to seal a misdemeanor or violation under this section if:

(A) The person was a holder of a commercial driver license or commercial learner's permit at the time the misdemeanor or violation was committed; and

(B) The misdemeanor or violation was a traffic offense, other than a parking violation, vehicle weight violation, or vehicle defect violation, committed in any type of motor vehicle; or

(7) A new uniform petition to seal a misdemeanor violation of theft of property, § 5-36-103, until after a period of ten (10) years has elapsed since the date of the offense.