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SENATE CHAMBER

**DAVID B. HALEY**  
SENATOR  
DISTRICT 4  
WYANDOTTE COUNTY

February 15, 2017

## TESTIMONY IN SUPPORT OF SENATE BILL 136

**TO CHAIRMAN WILBURN; VICE-CHAIR LYNN & MEMBERS OF THE SENATE JUDICIARY COMMITTEE:**

Thank you for hearing SB 136; a bill for mandatory expungement of an arrest record of a person arrested as result of mistaken identity or identity theft.

Thematically, it seems obvious to me (as it might hopefully to you as well, Mr. Chair and Members of the Committee), ANY one erroneously arrested and subsequently found to NOT be the TRUE and ACTUAL individual suspected of committing the crime, should NOT have an arrest record.

Doesn't it?

Whether the mistaken identity is based on a true suspect's physical description; or identity theft; or even a similar name; or residential address; or for whatever reason, should ANY innocent party have to apply for or wait to have the mistake fully purged from their name and their now existent "record"?! SB 136 will require swift and mandatory expungement of the arrest record of that hapless person (which ANY one; even ANY of US, Mr. Chair could be) that through no fault of their own is wrongfully detained or arrested. Even an "arrest record" of any kind can have detrimental effects on one's daily personal life.

It's a very serious matter.

I urge the Committee to pass SB 136 and I'll be happy to stand for questions at the appropriate time.

Thank you.

COMMITTEE ASSIGNMENTS  
FEDERAL & STATE AFFAIRS  
JUDICIARY REAPPORTIONMENT  
PUBLIC HEALTH & WELFARE

JOINT COMMITTEE ASSIGNMENTS  
STATE TRIBAL RELATIONS CHILDREN'S ISSUES  
CORRECTIONS & JUVENILE JUSTICE OVERSIGHT  
HEALTH POLICY OVERSIGHT