

APPROVED AS TO FORM

COUNCIL AS A WHOLE

*Charles J. ...*  
DEPARTMENT OF LAW

MAYOR JOHN A. MCNALLY

RES-17-15

A RESOLUTION

MOVED TO 2nd RD.	<input type="checkbox"/>
MOVED TO 3rd RD.	<input type="checkbox"/>
COMMITTEE	<input type="checkbox"/>
SUSPEND	<input checked="" type="checkbox"/>

**EXPRESSING THE SUPPORT OF THE MAYOR AND THE COUNCIL FOR THE CITY OF YOUNGSTOWN FOR OHIO HOUSE BILL 64, WHICH WOULD CREATE AN AUTOMATIC MECHANISM FOR THE EXPUNGEMENT OF RECORDS RELATING TO ARRESTS RESULTING FROM MISTAKEN IDENTITY**

\* \* \*

**WHEREAS,** in the course of law enforcement, citizens are occasionally arrested as a result of a mistaken identity; and

**WHEREAS,** such an arrest creates an official record that is not automatically expunged from the arrestee's record when the mistake is discovered; and

**WHEREAS,** the arrestee must currently expend considerable time, effort, and money to have the records sealed; and

**WHEREAS,** House Bill 64 provides a mechanism for a person arrested based upon a mistaken identity to have official records related to the arrest easily expunged by notifying the prosecutor of the mistake; and

**WHEREAS,** House Bill 64 requires that the court issue, upon notice from the prosecutor, an automatic order of expungement of the official records relating to the mistaken arrest.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF YOUNGSTOWN, STATE OF OHIO:**

**SECTION 1**

That the Mayor and Council of the City of Youngstown does hereby express support for Ohio House Bill 64, which would create an automatic mechanism for the expungement of records relating to arrests resulting from mistaken identity, and urge the Ohio House of Representatives, the Ohio Senate and Governor Kasich to support the bill.

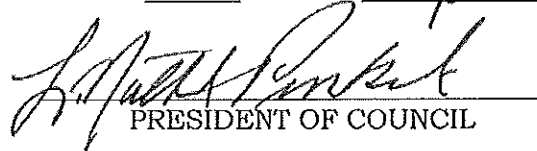
**SECTION 2**

That this resolution be spread upon the minutes of Council and copies be sent to John Kasich, Governor of Ohio; Cliff Rosenberger, Speaker of the House; Larry Obhof, President of the Senate; and Tim Ginter, Chair of the House Community and Family Advancement Committee.

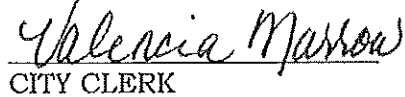
**SECTION 3**

That the Clerk of Council is hereby instructed to forward a copy of this resolution to individuals as designated by Council.

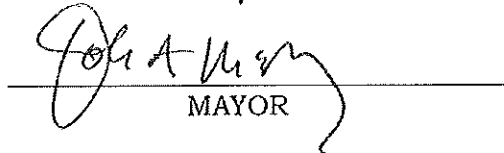
PASSED IN COUNCIL THIS 19<sup>th</sup> DAY OF April, 2017.

  
PRESIDENT OF COUNCIL

ATTEST:

  
CITY CLERK

APPROVED: THIS 26<sup>th</sup> DAY OF April, 2017.

  
MAYOR