

_____ moved to amend as follows:

In line 1479, delete "(D)" and insert "(D) (1)" 1

After line 1492, insert: 2

"(2) The court shall hold the hearing not less than forty- 3
five days and not more than ninety days after the date of the 4
filling of the application." 5

In line 1494, delete "both" and insert "all" 6

In line 1505, after "objection" insert ";" 7

(3) Weigh the interests of the applicant in having the 8
record of conviction expunged against the legitimate needs, if 9
any, of the government to maintain those records" 10

In line 1506, after "(F)" insert "If the court, after complying with 11
division (E) of this section, finds that the applicant has, prior to the 12
effective date of this section, been convicted of or pleaded guilty to a 13
violation of division (C) (3) or (7) of section 2925.11 of the Revised 14
Code; that the conduct that was the basis for the violation involved 15
possession of not more than fifteen grams of hashish and not more than two 16



and one-half ounces of marihuana other than hashish; and that the 17
interests of the applicant in having the record of conviction sealed are 18
not substantially outweighed by any legitimate governmental needs to 19
maintain those records, both of the following apply: 20

(1) " 21

In line 1519, delete "(G)" and insert "(2)" 22

In line 1528, delete "(H)" and insert "(G)" 23

The motion was _____ agreed to.

SYNOPSIS 24

Expungement - weighing of interests and hearing 25

R.C. 2953.321 26

Requires the court to weigh the interests of the applicant 27
in having a record of conviction expunged against the legitimate 28
needs, if any, of the government to maintain those records. 29

Requires the court to hold a hearing on the application 30
for expungement not less than 45 days and not more than 90 days 31
after the date of the filing of the application for expungement. 32