

1 **SENATE FLOOR VERSION**
February 24, 2026
2 **AS AMENDED**

3 SENATE BILL NO. 2030

By: Pugh

4
5
6 [criminal procedure - expungement of records -
7 consideration - portal - review - eligibility -
8 notification - rules - petition - repealer -
9 effective date]

10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 1. AMENDATORY 22 O.S. 2021, Section 18, as last
12 amended by Section 1, Chapter 259, O.S.L. 2024 (22 O.S. Supp. 2025,
13 Section 18), is amended to read as follows:

14 Section 18. A. Persons authorized to file a motion for
15 expungement, as provided herein, must be within one of the following
16 categories:

17 1. The person has been acquitted;

18 2. The conviction was reversed with instructions to dismiss by
19 an appellate court of competent jurisdiction, or an appellate court
20 of competent jurisdiction reversed the conviction and the
21 prosecuting agency subsequently dismissed the charge;

22 3. The factual innocence of the person was established by the
23 use of deoxyribonucleic acid (DNA) evidence subsequent to
24

1 conviction, including a person who has been released from prison at
2 the time innocence was established;

3 4. The person has received a full pardon by the Governor for
4 the crime for which the person was sentenced;

5 5. The person was arrested and no charges of any type,
6 including charges for an offense different than that for which the
7 person was originally arrested, are filed and the statute of
8 limitations has expired or the prosecuting agency has declined to
9 file charges;

10 6. The person was under eighteen (18) years of age at the time
11 the offense was committed and the person has received a full pardon
12 for the offense;

13 7. The person was charged with one or more misdemeanor or
14 felony crimes, all charges have been dismissed, the person has never
15 been convicted of a felony, no misdemeanor or felony charges are
16 pending against the person and the statute of limitations for
17 refiling the charge or charges has expired or the prosecuting agency
18 confirms that the charge or charges will not be refiled; provided,
19 however, this category shall not apply to charges that have been
20 dismissed following the completion of a deferred judgment or delayed
21 sentence;

22 8. The person was charged with a misdemeanor, the charge was
23 dismissed following the successful completion of a deferred judgment
24 or delayed sentence, the person has never been convicted of a

1 felony, no misdemeanor or felony charges are pending against the
2 person and at least one (1) year has passed since the charge was
3 dismissed;

4 9. The person was charged with a nonviolent felony offense not
5 listed in Section 571 of Title 57 of the Oklahoma Statutes, the
6 charge was dismissed following the successful completion of a
7 deferred judgment or delayed sentence, the person has never been
8 convicted of a felony, no misdemeanor or felony charges are pending
9 against the person and at least five (5) years have passed since the
10 charge was dismissed;

11 10. The person was convicted of a misdemeanor offense, the
12 person was sentenced to a fine less than Five Hundred One Dollars
13 (\$501.00) without a term of imprisonment or a suspended sentence,
14 the fine has been paid or satisfied by time served in lieu of the
15 fine, the person has not been convicted of a felony and no felony or
16 misdemeanor charges are pending against the person;

17 11. The person was convicted of a misdemeanor offense, the
18 person was sentenced to a term of imprisonment, a suspended sentence
19 or a fine in an amount greater than Five Hundred Dollars (\$500.00),
20 the person has not been convicted of a felony, no felony or
21 misdemeanor charges are pending against the person and at least five
22 (5) years have passed since the end of the last misdemeanor
23 sentence;

24

1 12. The person was convicted of a misdemeanor offense, the
2 person has not been convicted of a felony, no felony or misdemeanor
3 charges are pending against the person, and five (5) years have
4 passed since the end of the last misdemeanor sentence;

5 13. The person was convicted of a nonviolent felony offense not
6 listed in Section 571 of Title 57 of the Oklahoma Statutes, the
7 person has not been convicted of any other felony, the person has
8 not been convicted of a separate misdemeanor in the last seven (7)
9 years, no felony or misdemeanor charges are pending against the
10 person and at least five (5) years have passed since the completion
11 of the sentence for the felony conviction;

12 ~~13.~~ 14. The person was convicted of not more than two felony
13 offenses, none of which is a felony offense listed in Section 13.1
14 of Title 21 of the Oklahoma Statutes or any offense that would
15 require the person to register pursuant to the provisions of the Sex
16 Offenders Registration Act, no felony or misdemeanor charges are
17 pending against the person, and at least ten (10) years have passed
18 since the completion of the sentence for the felony conviction;

19 ~~14.~~ 15. The person was charged with not more than two felony
20 offenses and the charges were dismissed following the successful
21 completion of a deferred judgment or delayed sentence, none of which
22 were felony offenses listed in Section 13.1 of Title 21 of the
23 Oklahoma Statutes or would require the person to register pursuant
24 to the provisions of the Sex Offenders Registration Act, no felony

1 or misdemeanor charges are pending against the person, and at least
2 ten (10) years have passed since the charges were dismissed;

3 16. The person has been charged or arrested or is the subject
4 of an arrest warrant for a crime that was committed by another
5 person who has appropriated or used the person's name or other
6 identification without the person's consent or authorization; ~~or~~

7 ~~15.~~ 17. The person was convicted of a nonviolent felony offense
8 not listed in Section 571 of Title 57 of the Oklahoma Statutes which
9 was subsequently reclassified as a misdemeanor under Oklahoma law,
10 the person is not currently serving a sentence for a crime in this
11 state or another state, at least thirty (30) days have passed since
12 the completion or commutation of the sentence for the crime that was
13 reclassified as a misdemeanor, any restitution ordered by the court
14 to be paid by the person has been satisfied in full, and any
15 treatment program ordered by the court has been successfully
16 completed by the person, including any person who failed a treatment
17 program which resulted in an accelerated or revoked sentence that
18 has since been successfully completed by the person or the person
19 can show successful completion of a treatment program at a later
20 date. Persons seeking an expungement of records under the
21 provisions of this paragraph may utilize the expungement forms
22 provided in Section 18a of this title; or

23 18. The person was convicted of a nonviolent felony offense not
24 listed in Section 571 of Title 57 of the Oklahoma Statutes that was

1 subsequently reclassified as a misdemeanor in this state, excluding
2 convictions pursuant to paragraph 1 of subsection A of Section 2-402
3 of Title 63 of the Oklahoma Statutes, the person is not currently
4 -serving a sentence for a crime in this state, and at least five (5)
5 years have passed since the end of **the sentence for** the last felony
6 or misdemeanor offense.

7 B. For purposes of Section 18 et seq. of this title:

8 1. "Expungement" means the sealing of criminal records, as well
9 as any public civil record, involving actions brought by and against
10 the State of Oklahoma arising from the same arrest, transaction or
11 occurrence, including court records. A fully sealed expunged record
12 shall not be available to the public or to law enforcement. Such
13 records may be retained in the state criminal history repository but
14 shall only be accessible to designated employees of the Oklahoma
15 State Bureau of Investigation for research and statistical purposes.
16 A partially sealed expunged record shall not be available to the
17 public but shall be available to law enforcement agencies for law
18 enforcement purposes; and

19 2. "Single-source record" means a criminal history record from
20 this state that consists of an Oklahoma arrest record only. A
21 single-source record shall not contain any arrest from another
22 state, a federal arrest, or an entry into the National Sex Offender
23 Registry or a National Crime Information Center (NCIC)
24 wanted/warrant entry.

1 C. Beginning ~~three (3) years after November 1, 2022~~ on the
2 effective date of this act, and subject to the availability of
3 funds, individuals with clean slate eligible ~~arrest~~ records shall be
4 eligible to have their ~~arrest~~ records sealed automatically. For
5 purposes of determining if the waiting periods in subsection A of
6 this section have been met, the Oklahoma State Bureau of
7 Investigation shall consider records in its possession and, in the
8 absence of disposition or sentence termination records, shall deem
9 sentences to have ended based on the sentence or supervision term
10 length information in its possession. In the absence of a known
11 term length of supervision or sentence, the Bureau shall deem a
12 sentence completed if the statutory maximum term length has elapsed
13 since the disposition date. For purposes of Section 18 et seq. of
14 this title, "clean slate eligible ~~arrest~~ record" shall mean ~~an~~
15 ~~arrest~~ a record where each charge within the record meets one of the
16 following criteria:

17 1. Records described in paragraph 1, 2, 3, 4, ~~5~~, 6, ~~14~~ 7, or ~~15~~
18 16 of subsection A of this section;

19 2. Records described in paragraph ~~7~~ 5 of subsection A of this
20 section where the prosecuting agency has declined to file charges
21 and the record is an Oklahoma single-source record; or

22 3. Records described in paragraph 8, ~~10~~, 12, or ~~11~~ 18 of
23 subsection A of this section where the record is an Oklahoma single-
24 source record.

1 D. For purposes of seeking an expungement under the provisions
2 of paragraph ~~10~~, 11, 12, 13, or ~~13~~ 14 of subsection A of this
3 section, offenses arising out of the same transaction or occurrence
4 shall be treated as one conviction and offense.

5 E. Records expunged pursuant to paragraphs 4, 8, 9, 10, 11, ~~12~~,
6 13, 14 and, 15, 16, or 17 of subsection A of this section and all
7 records expunged pursuant to subsection C of this section shall be
8 partially sealed so that such records are not available to the
9 public but remain available to law enforcement agencies for law
10 enforcement purposes. Records expunged pursuant to paragraphs 8, 9,
11 10, 11, ~~12~~ and 13, 14, or 15 of subsection A of this section shall
12 be admissible in any subsequent criminal prosecution to prove the
13 existence of a prior conviction or prior deferred judgment without
14 the necessity of a court order requesting the unsealing of the
15 records. Records expunged pursuant to paragraph 4, 6, ~~12~~ or 13, or
16 14 of subsection A of this section may also include the sealing of
17 Pardon and Parole Board records related to an application for a
18 pardon. Such records shall be sealed to the public but not to the
19 Pardon and Parole Board.

20 F. 1. The Oklahoma State Bureau of Investigation shall
21 establish and maintain a publicly accessible online portal for
22 individuals to submit an expedited expungement request for records
23 described in paragraph 17 of subsection A of this section or any
24

1 clean slate eligible records described in subsection C of this
2 section.

3 2. An expedited expungement request submitted through the
4 portal shall only require the individual to provide sufficient
5 personal identification information to allow the Bureau to locate
6 the relevant criminal history record and contact information,
7 including an email address or phone number, for notification
8 purposes.

9 3. Upon receipt of an expedited expungement request, the Bureau
10 shall review the associated criminal history record to determine if
11 it meets the criteria for an expedited expungement request pursuant
12 to this subsection. If the record is determined to be eligible, the
13 Bureau shall seal the record pursuant to the requirements of Section
14 19 of this title. If the record is determined not to be eligible,
15 the Bureau shall provide a written or electronic notice of rejection
16 to the individual, clearly stating the reason or reasons for
17 rejection based on the criteria established in this section.

18 4. If the Bureau fails to provide a sealing of the record or a
19 notice of rejection, or if the individual disagrees with the
20 rejection, the individual may petition the district court pursuant
21 to Section 19 of this title.

22 5. Upon the sealing of a record pursuant to this subsection,
23 the Bureau shall immediately notify the individual, via the contact
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1 information provided in the request, that the record has been
2 sealed.

3 SECTION 2. AMENDATORY 22 O.S. 2021, Section 19, as last
4 amended by Section 1, Chapter 292, O.S.L. 2025 (22 O.S. Supp. 2025,
5 Section 19), is amended to read as follows:

6 Section 19. A. Any person qualified under Section 18 of this
7 title may petition the district court of the district in which the
8 arrest information pertaining to the person is located for the
9 sealing of all or any part of the record, including a court record,
10 except basic identification information.

11 B. The process for the automatic expungement of a clean slate
12 eligible ~~arrest~~ record as defined in subsection C of Section 18 of
13 this title is as follows:

14 1. On a monthly basis, the Oklahoma State Bureau of
15 Investigation shall identify ~~arrest~~ records which are clean slate
16 eligible by conducting a search of the criminal history repository
17 records of the Bureau;

18 2. The Bureau shall, ~~on a monthly basis,~~ provide to the courts
19 a list of ~~clean slate eligible arrest records to the prosecuting~~
20 ~~agency and the arresting agency;~~

21 ~~3. The prosecuting agency, arresting agency, and the Bureau~~
22 ~~may, no later than forty-five (45) days from the day on which the~~
23 ~~notice described in paragraph 2 of this subsection is transmitted,~~
24 ~~object to an automatic expungement and such objection shall be~~

1 ~~transmitted to all parties. An objection may be made for any of the~~
2 ~~following reasons:~~

3 ~~a. after reviewing the agency record, the agency believes~~
4 ~~the arrest record does not meet the definition of a~~
5 ~~clean slate eligible arrest record,~~

6 ~~b. the individual has not paid court-ordered restitution~~
7 ~~to the victim, or~~

8 ~~c. the agency has a reasonable belief, grounded in~~
9 ~~supporting facts, that an individual with a clean~~
10 ~~slate eligible arrest record is continuing to engage~~
11 ~~in criminal activity, whether charged or not charged,~~
12 ~~within or outside the state;~~

13 ~~4. If an agency identified in paragraph 3 of this subsection~~
14 ~~objects for a reason described in paragraph 3 of this subsection~~
15 ~~within forty-five (45) days of the day on which the notice described~~
16 ~~in paragraph 2 of this subsection is transmitted, the record shall~~
17 ~~not be expunged. Once a year, the Bureau shall electronically~~
18 ~~submit a report to the Legislature with a list of all cases where a~~
19 ~~record was not expunged pursuant to this paragraph; and~~

20 ~~5. After forty-five (45) days pass from the day on which the~~
21 ~~notice described in paragraph 2 of this subsection is sent, the~~
22 ~~Bureau shall provide to the courts a list of all cases where~~
23 ~~responses from all parties were received and no parties objected.~~
24 ~~The court shall review this list and provide to all agencies that~~

1 ~~have criminal history records a signed expungement order for all~~
2 ~~cases approved. Upon receipt of a signed expungement order, each~~
3 ~~agency shall seal the relevant records.~~

4 ~~The Bureau and the Supreme Court may promulgate rules to govern~~
5 ~~the process for automatic expungement of records for a clean slate~~
6 ~~eligible arrest record in accordance with this subsection all cases~~
7 ~~identified pursuant to paragraph 1 of this subsection. The court~~
8 ~~shall review the list and provide a signed expungement order for all~~
9 ~~cases approved to all agencies that have criminal history records.~~
10 ~~Upon receipt of a signed expungement order, each agency shall seal~~
11 ~~the relevant records.~~

12 3. The Bureau and the Supreme Court may promulgate rules to
13 govern the process for automatic expungement of records for a clean
14 slate eligible record in accordance with this subsection.

15 C. 1. Nothing in this section precludes an individual from
16 filing a petition for expungement of records that are eligible for
17 automatic expungement under ~~subsection~~ subsections C and F of
18 Section 18 of this title if an automatic expungement has not
19 occurred pursuant to subsection B of this section.

20 2. An individual does not have a cause of action for damages as
21 a result of the failure of the Bureau to identify an arrest record
22 as eligible for automatic expungement.

23 D. An automatic expungement granted under subsection B of this
24 section does not preclude an individual from requesting the

1 unsealing of records in accordance with subsection P of this
2 section.

3 E. Upon the filing of a petition or entering of a court order
4 as prescribed in subsection A of this section, the court shall set a
5 date for a hearing and shall provide thirty (30) days of notice of
6 the hearing to the prosecuting agency, the arresting agency, the
7 Oklahoma State Bureau of Investigation, and any other person or
8 agency whom the court has reason to believe may have relevant
9 information related to the sealing of such record.

10 F. If a petitioner requests expungement for multiple offenses
11 in one county, each of which would qualify for expungement if
12 processed sequentially, the expungements may be considered under a
13 single petition. The petitioner shall not be required to submit
14 multiple petitions to accomplish the sequential sealing of multiple
15 offenses in a single county.

16 G. Upon a finding that the harm to privacy of the person in
17 interest or dangers of unwarranted adverse consequences outweigh the
18 public interest in retaining the records, the court may order such
19 records, or any part thereof except basic identification
20 information, to be sealed. If the court finds that neither sealing
21 of the records nor maintaining of the records unsealed by the agency
22 would serve the ends of justice, the court may enter an appropriate
23 order limiting access to such records.

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1 Any order entered under this subsection shall specify those
2 agencies to which such order shall apply. Any order entered
3 pursuant to this subsection may be appealed by the petitioner, the
4 prosecuting agency, the arresting agency, or the Oklahoma State
5 Bureau of Investigation to the Supreme Court in accordance with the
6 rules of the Supreme Court. In all such appeals, the Oklahoma State
7 Bureau of Investigation is a necessary party and must be given
8 notice of the appellate proceedings.

9 H. Upon the entry of an order to seal the records, or any part
10 thereof, or upon an automatic expungement described in subsection B
11 of this section, the subject official actions shall be deemed never
12 to have occurred, and the person in interest and all criminal
13 justice agencies may properly reply, upon any inquiry in the matter,
14 that no such action ever occurred and that no such record exists
15 with respect to such person.

16 I. Inspection of the records included in the order may
17 thereafter be permitted by the court only upon petition by the
18 person in interest who is the subject of such records, the Attorney
19 General, or by the prosecuting agency and only to those persons and
20 for such purposes named in such petition.

21 J. Employers, educational institutions, state and local
22 government agencies, officials, and employees shall not, in any
23 application or interview or otherwise, require an applicant to
24 disclose any information contained in sealed records. An applicant

1 need not, in answer to any question concerning arrest and criminal
2 records, provide information that has been sealed, including any
3 reference to or information concerning such sealed information and
4 may state that no such action has ever occurred. Such an
5 application may not be denied solely because of the refusal of the
6 applicant to disclose arrest and criminal records information that
7 has been sealed.

8 K. All arrest and criminal records information existing prior
9 to May 14, 1987, except basic identification information, is also
10 subject to sealing in accordance with subsection G of this section.

11 L. Nothing in this section shall be construed to authorize the
12 physical destruction of any criminal justice records.

13 M. For the purposes of this section, sealed materials which are
14 recorded in the same document as unsealed material may be recorded
15 in a separate document, and sealed, then obliterated in the original
16 document.

17 N. For the purposes of this section, district court index
18 reference of sealed material shall be destroyed, removed or
19 obliterated.

20 O. Any record ordered to be sealed pursuant to this section, if
21 not unsealed within ten (10) years of the expungement order, may be
22 obliterated or destroyed at the end of the ten-year period.

23 P. Subsequent to records being sealed as provided herein, the
24 prosecuting agency, the arresting agency, the Oklahoma State Bureau

1 of Investigation, or other interested person or agency may petition
2 the court for an order unsealing such records. Upon filing of a
3 petition, the court shall set a date for hearing, which hearing may
4 be closed at the discretion of the court, and shall provide thirty
5 (30) days of notice to all interested parties. If, upon hearing,
6 the court determines there has been a change of conditions or that
7 there is a compelling reason to unseal the records, the court may
8 order all or a portion of the records unsealed.

9 Q. Nothing herein shall prohibit the introduction of evidence
10 regarding actions sealed pursuant to the provisions of this section
11 at any hearing or trial for purposes of impeaching the credibility
12 of a witness or as evidence of character testimony pursuant to
13 Section 2608 of Title 12 of the Oklahoma Statutes.

14 R. If a person qualifies for an expungement under the
15 provisions of paragraph 3 of subsection A of Section 18 of this
16 title and the petition for expungement is granted by the court, the
17 court shall order the reimbursement of all filing fees and court
18 costs incurred by the petitioner as a result of filing the
19 expungement request.

20 S. If a person qualifies for an expungement under the
21 provisions of paragraph 3 or 4 of subsection A of Section 18 of this
22 title, the person may request a hearing be set within thirty (30)
23 days after the date of filing the petition for expungement. The
24 court shall grant the request for the hearing and shall provide a

1 notice of no less than ten (10) days for said hearing to the
2 prosecuting agency, the arresting agency, the Oklahoma State Bureau
3 of Investigation, and any other person or agency whom the court has
4 reason to believe may have relevant information related to the
5 sealing of such record. Any order entered pursuant to the
6 provisions of this subsection shall be subject to the provisions of
7 subsections F through P of this section.

8 T. Any offense that has been expunged shall not be treated as a
9 prior offense in determining whether another offense qualifies for
10 an expungement under Section 18 of this title.

11 SECTION 3. REPEALER 22 O.S. 2021, Section 18, as last
12 amended by Section 12, Chapter 452, O.S.L. 2024 (22 O.S. Supp. 2025,
13 Section 18), is hereby repealed.

14 SECTION 4. This act shall become effective November 1, 2026.

15 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
16 February 24, 2026 - DO PASS AS AMENDED
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