



HR0755

LRB099 14206 MST 38269 r

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HOUSE RESOLUTION

2 WHEREAS, Many people believe that if they are released
3 after being mistakenly arrested and the charges are dropped or
4 dismissed without any court date being set, they will not have
5 an arrest record; and

6 WHEREAS, Even in the case of a mistaken arrest, the
7 damaging documents are not automatically removed; and

8 WHEREAS, Hundreds of thousands of innocent Americans who
9 are mistakenly arrested are still haunted by arrest records;
10 and

11 WHEREAS, An arrest record can ruin an innocent individual's
12 chance to get into college or secure employment, loans, and
13 housing; and

14 WHEREAS, An arrest record is an ugly stain for law-abiding
15 citizens who, in some cases, found themselves arrested for
16 circumstances beyond their control; and

17 WHEREAS, When an individual answers questions about an
18 arrest on a job application, he or she is treated as though he
19 or she is guilty no matter what the outcome was; and

1 WHEREAS, The process to remove an arrest record can cost an
2 average of \$5,000 and can take a significant amount of time;
3 and

4 WHEREAS, The wrongful arrest rates of African Americans are
5 the highest among all races; therefore, be it

6 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE
7 NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we
8 applaud the nationwide efforts of the #AutoErase Campaign to
9 bring awareness to the fact that individuals wrongfully
10 arrested may still have an arrest record even after they are
11 released and to remove the burden from the individual of having
12 that wrongful arrest record erased; and be it further

13 RESOLVED, That we call on all local, state, and federal
14 agencies to automatically erase and destroy all information
15 pertaining to arrest records of innocent individuals
16 wrongfully arrested immediately after the individual is no
17 longer being detained by the arresting agency and to ensure the
18 arrest record does not appear in any local, state, or federal
19 agency's database; and be it further

20 RESOLVED, That we call on the United States Congress,
21 states, and localities, under such circumstances indicated
22 above, to ensure that an innocent individual's record appears

1 as it did before the wrongful arrest occurred, at no expense
2 and with no action required by the individual; and be it
3 further

4 RESOLVED, That we support that, under such circumstances,
5 the innocent individual can in the future be legally and
6 factually allowed to deny the arrest under all circumstances
7 and on any local, state, federal, corporate, or private form,
8 including, but not limited to, applying for a state-issued
9 professional license, applying for a law enforcement job,
10 applying for a federal or national security clearance, applying
11 for a school-related job, buying a firearm or applying for a
12 concealed carry permit, running for public office, or applying
13 as a candidate for a state bar; and be it further

14 RESOLVED, That a copy of this resolution be delivered to
15 the President of the United States, the Vice-President of the
16 United States, members of the United States House of
17 Representatives and the United States Senate, and other federal
18 and state government officials as appropriate.