

Submitter: Tom Espinosa
On Behalf Of:
Committee: House Committee On Rules
Measure: HB4097

Dear Chairman Fahey and members of the Judiciary committee,

Thank you for your committee's work to improve the lives of Oregonians.

The current system and the proposed set aside change, both mandate timeframes before set-aside can be considered. Mandated timeframes penalize affected individuals beyond what is reasonable for the individual's circumstances.

I would propose, barring any compounding charges, circumstances, or opposition by prosecutors or victims, all misdemeanor records be automatically expunged at the completion of their sentence and or completion of related treatment.

To unburden the Judges, I would recommend that DA's review the list of available expungement candidates and that they initiate the process of denial or setting additional conditions prior to set-aside and notify affected parties so they may request a hearing. Otherwise, expungement would be automatic.

Perhaps an account could be created that allows affected people to check and monitor their own record, thus giving them an incentive to participate.

Thank you for your committee's work to improve the lives of Oregonians.

Kind regards, Tom Espinosa, Medford, Oregon.