

## HR 5492

### Fresh Start Act of 2010

**Congress:** 111 (2009–2011, Ended)

**Chamber:** House

**Policy Area:** Crime and Law Enforcement

**Introduced:** Jun 9, 2010

**Current Status:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.

**Latest Action:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security. (Jul 26, 2010)

**Official Text:** <https://www.congress.gov/bill/111th-congress/house-bill/5492>

## Sponsor

**Name:** Rep. Cohen, Steve [D-TN-9]

**Party:** Democratic • **State:** TN • **Chamber:** House

## Cosponsors (21 total)

| Cosponsor   | Party / State | Role | Date Joined  |
|---|---------------|------|--------------|
| Rep. Cleaver, Emanuel [D-MO-5]                            | D · MO        |      | Jun 9, 2010  |
| Rep. Conyers, John, Jr. [D-MI-14]                         | D · MI        |      | Jun 9, 2010  |
| Rep. Davis, Danny K. [D-IL-7]                             | D · IL        |      | Jun 9, 2010  |
| Rep. Delahunt, Bill [D-MA-10]                             | D · MA        |      | Jun 9, 2010  |
| Rep. Fudge, Marcia L. [D-OH-11]                           | D · OH        |      | Jun 9, 2010  |
| Rep. Gutierrez, Luis V. [D-IL-4]                          | D · IL        |      | Jun 9, 2010  |
| Rep. Hastings, Alcee L. [D-FL-23]                         | D · FL        |      | Jun 9, 2010  |
| Rep. Jackson, Jesse L., Jr. [D-IL-2]                      | D · IL        |      | Jun 9, 2010  |
| Rep. Johnson, Henry C. "Hank," Jr. [D-GA-4]               | D · GA        |      | Jun 9, 2010  |
| Rep. Lee, Barbara [D-CA-9]                                | D · CA        |      | Jun 9, 2010  |
| Rep. Moore, Gwen [D-WI-4]                                 | D · WI        |      | Jun 9, 2010  |
| Rep. Payne, Donald M. [D-NJ-10]                           | D · NJ        |      | Jun 9, 2010  |
| Rep. Rangel, Charles B. [D-NY-15]                         | D · NY        |      | Jun 9, 2010  |
| Rep. Watt, Melvin L. [D-NC-12]                            | D · NC        |      | Jun 9, 2010  |
| Rep. Richardson, Laura [D-CA-37]                          | D · CA        |      | Jun 17, 2010 |
| Rep. Stark, Fortney Pete [D-CA-13]                        | D · CA        |      | Jun 17, 2010 |
| Resident Commissioner Pierluisi, Pedro R. [D-PR-At Large] | D · PR        |      | Jun 17, 2010 |
| Rep. Watson, Diane E. [D-CA-33]                           | D · CA        |      | Jul 1, 2010  |
| Del. Norton, Eleanor Holmes [D-DC-At Large]               | D · DC        |      | Jul 15, 2010 |
| Rep. Rothman, Steven R. [D-NJ-9]                          | D · NJ        |      | Nov 16, 2010 |
| Rep. Towns, Edolphus [D-NY-10]                            | D · NY        |      | Dec 17, 2010 |

## Committee Activity

| Committee           | Chamber | Activity    | Date         |
|---------------------|---------|-------------|--------------|
| Judiciary Committee | House   | Referred to | Jul 26, 2010 |

## Subjects & Policy Tags

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### Policy Area:

Crime and Law Enforcement

### Related Bills

| Bill        | Relationship | Last Action  |
|-------------|--------------|--|
| 111 HR 1529 | Related bill | Apr 27, 2009: Referred to the Subcommittee on Crime, Terrorism, and Homeland Security. |

### Summary (as of Jun 9, 2010)

Fresh Start Act of 2010 - Amends the federal criminal code to allow an individual convicted of a nonviolent criminal offense to file a petition for expungement of the record of such conviction. Allows expungement if such individual: (1) has never been convicted of any criminal offense other than the nonviolent offense for which expungement is sought; (2) has fulfilled all requirements of the sentence of the court, including payment of all fines, restitution, or assessments and completion of terms of imprisonment and probation; and (3) has remained free (if required by the court's sentence) from dependency on or abuse of alcohol or a controlled substance for at least one year.

Requires the Attorney General to maintain an unaltered nonpublic copy of expunged criminal records, to be disclosed for limited purposes to federal, state, or local law enforcement agencies.

Amends the Omnibus Crime Control and Safe Streets Act of 1968 to increase by 5% grant funding under the Edward Byrne Memorial Justice Assistance Grant Program to states that implement expungement procedures substantially similar to the procedures enacted by this Act. Decreases such grant funding by 5% for states that fail to adopt expungement procedures.

### Actions Timeline

- **Jul 26, 2010:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.
- **Jun 9, 2010:** Introduced in House
- **Jun 9, 2010:** Referred to the House Committee on the Judiciary.