

(2) IF THE LAW ENFORCEMENT UNIT FINDS THE FACTS ARE TRUE, THE LAW ENFORCEMENT UNIT SHALL:

(I) SEARCH DILIGENTLY FOR EACH POLICE RECORD ABOUT THE ARREST, DETENTION, OR CONFINEMENT OF THE PERSON;

(II) EXPUNGE EACH POLICE RECORD IT HAS ABOUT THE ARREST, DETENTION, OR CONFINEMENT WITHIN 60 DAYS AFTER RECEIPT OF THE NOTICE; AND

(III) SEND A COPY OF THE NOTICE AND THE LAW ENFORCEMENT UNIT'S VERIFICATION OF THE FACTS IN THE NOTICE TO:

1. THE CENTRAL REPOSITORY;

2. EACH BOOKING FACILITY OR LAW ENFORCEMENT UNIT THAT THE LAW ENFORCEMENT UNIT BELIEVES MAY HAVE A POLICE RECORD ABOUT THE ARREST, DETENTION, OR CONFINEMENT; AND

3. THE PERSON REQUESTING EXPUNGEMENT.

(D) DUTIES OF OTHER UNITS.

WITHIN 30 DAYS AFTER RECEIPT OF THE NOTICE, THE CENTRAL REPOSITORY, BOOKING FACILITY, AND ANY OTHER LAW ENFORCEMENT UNIT SHALL SEARCH DILIGENTLY FOR AND EXPUNGE A POLICE RECORD ABOUT THE ARREST, DETENTION, OR CONFINEMENT.

(E) DENIAL OF REQUEST.

IF THE LAW ENFORCEMENT UNIT TO WHICH THE PERSON HAS SENT NOTICE FINDS THAT THE PERSON IS NOT ENTITLED TO AN EXPUNGEMENT OF THE POLICE RECORD, THE LAW ENFORCEMENT UNIT, WITHIN 60 DAYS AFTER RECEIPT OF THE NOTICE, SHALL ADVISE THE PERSON IN WRITING OF:

(1) THE DENIAL OF THE REQUEST FOR EXPUNGEMENT; AND

(2) THE REASONS FOR THE DENIAL.

(F) COURT ORDER.

(1) (I) IF A REQUEST BY THE PERSON FOR EXPUNGEMENT OF A POLICE RECORD IS DENIED UNDER SUBSECTION (E) OF THIS SECTION, THE PERSON MAY APPLY FOR AN ORDER OF EXPUNGEMENT IN THE DISTRICT COURT THAT HAS PROPER VENUE AGAINST THE LAW ENFORCEMENT UNIT.

(II) THE PERSON SHALL FILE THE APPLICATION WITHIN 30 DAYS AFTER THE WRITTEN NOTICE OF THE DENIAL IS MAILED OR DELIVERED TO THE PERSON.

(2) AFTER NOTICE TO THE LAW ENFORCEMENT UNIT, THE COURT SHALL HOLD A HEARING.