

## HOUSE BILL NO. 236

INTRODUCED BY E. GREEF

A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING A TIME LIMIT REGARDING WHEN CONSUMER REPORTS MAY INCLUDE CONVICTION INFORMATION; AND AMENDING SECTION 31-3-112, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 31-3-112, MCA, is amended to read:

**"31-3-112. Obsolete information.** ~~(1) No~~ Except as provided in subsection (2), a consumer reporting agency may not make any consumer report containing any of the following items of information:

~~(1)(a)~~ bankruptcies ~~which that~~, from the date of adjudication of the most recent bankruptcy, antedate the report by more than 14 years;

~~(2)(b)~~ suits and judgments ~~which that~~, from the date of entry, antedate the report by more than 7 years or until the governing statute of limitations has expired, whichever is the longer period;

~~(3)(c)~~ paid tax liens ~~which that~~, from the date of payment, antedate the report by more than 7 years;

~~(4)(d)~~ accounts placed for collection or charged to profit and loss ~~which that~~ antedate the report by more than 7 years;

~~(5)(e)~~ records of arrest, or indictment, ~~or conviction of for a crime~~ ~~which, that~~, from the date of disposition; or release, ~~or parole~~, antedate the report by more than 7 years; or

~~(6)(f)~~ any other adverse item of information ~~which that~~ antedates the report by more than 7 years.

(2) There is no time limit requiring expungement from a consumer report of convictions or pleadings of no contest regarding a crime."

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