

## Expungement and Sealing Fact Sheet

People with qualifying arrests and convictions may petition the court of their sentencing county to expunge or seal their records.

**FACT:** If you have a conviction on your record you are not eligible to have your record expunged. You may be eligible to have your record sealed.

**Unless:**

You are an Honorable discharged veteran convicted of a non-violent, non-sexual or non-gun-related Class 3 or Class 4 Felony may be eligible for expungement of their record or if you have received a pardon from the Governor that authorizes expungement. However, Request for Consideration to Illinois Prisoner Review Board must be filed and approved before expungement proceedings can begin.

**FACT:** Certain special felony probations, such as TASC probation or First Offender drug probation under Section 10 of the Cannabis Control Act, Section 410 of the Controlled Substance Act and Section 70 of the Methamphetamine Control and Community Control Act are not considered convictions and may be eligible for expungement.

**FACT:** Juvenile expungement is different from adult expungement. Please read information on our website regarding juvenile expungement for additional information.

**FACT:** Certain Class 3 and Class 4 Felony Convictions may be eligible for sealing. Effective January 1, 2014.

**FACT:** You will be charged a fee to file your petition. However, if you cannot afford the filing fee you may file a request to waive the fee along with your petition. (Affidavit of Indigency)

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This fact sheet was prepared for you by the Office of the State Appellate Defender. The Office of the State Appellate Defender cannot represent you on a petition to expunge or seal your records, but we do provide you with the information you need to determine if you can expunge or seal your record. Please visit our website at [www.illinois.gov/osad](http://www.illinois.gov/osad) for more detailed information and forms. You may email us at [Expungement@osad.state.il.us](mailto:Expungement@osad.state.il.us) or call us toll free at (866)787-1776 with additional questions. **NOTE:** Cook County defendants must use the Cook County forms and procedures provided by the Cook County Clerk's Office and should not use the forms available on our website.

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