

# Adult Expungement and Sealing Flowchart

## Expungement

### Non-convictions

Stricken off with Leave to Reinstate, Nolle Prosequi, Finding of No Probable Cause, Not Guilty, Non-Suit, RWOC

Supervisions, Qualified Probations, Offender Initiative Program - if satisfactorily completed

**Acquittals & Dismissals**  
Stricken off with Leave to Reinstate, Nolle Prosequi, Finding of No Probable Cause, Not Guilty, Non-Suit, RWOC

**Supervision (satisfactorily completed)**  
EXCEPT: DUI, Reckless Driving & Sex Offenses Involving Minors

**710-1410 Probation (satisfactorily completed)**  
TASC Probation (satisfactorily completed & vacated)  
Second Chance Probation (satisfactorily completed)  
Offender Initiative Program (satisfactorily completed & nolle'd)

**No waiting period**  
Except for SOL or Non-Suit which is 160 days

**2-year waiting period from completion of sentence**  
Unless listed below

**5 years from completion of sentence for:**  
Domestic Battery, Criminal Sexual Abuse, Insurance Violations

**5-year waiting period from completion of sentence**  
Requires proof of clean drug test taken within 30 days of filing.

Are there any pending cases?

If yes, cannot expunge or seal at this time, but see Waiting Period Exceptions

If no, proceed to determine eligibility

**\*Waiting Period Exceptions\***  
Eligible offenses can be sealed upon termination of last sentence if client earned high school diploma, associate's degree, career certificate, vocational technical certification, bachelor's degree, or GED during that sentence, aftercare release, or mandatory supervised release.

**\*\*Unsealable misdemeanor & felony convictions & supervisions\*\***

**\*Violent Offenses\*** - Domestic Battery, Violations of Orders of Protection, Violations of No Stalking Orders

**\*Sex Crimes\*** - Criminal Sexual Assault/Abuse, Patronizing a Prostitute, Solicitation, and other offenses under Article 11 (Misdemeanor and felony Prostitution and misdemeanor public indecency are excluded)

Dog Fighting, Animal Cruelty, DUIs & Reckless Driving

## Sealing

### Convictions

Convictions include sentences of:  
(1) Probation  
(2) Conditional Discharge  
(3) Jail or Prison Time  
(4) Time Considered Served  
(5) Fines or Ex-Parte Judgments

And Unsatisfactory Termination of Supervision or Qualified Probation Sentences

**Misdemeanor Convictions**  
\*\*Except Violent Offenses or Sex Crimes (see bottom center box)\*\*

**Felony Convictions<sup>1</sup>**  
All felony offenses are eligible to be sealed unless excluded below.  
\*\*(See note in box at bottom center) \*\*

**3-year waiting period\* from completion of last sentence<sup>2</sup>**  
*If required to register, cannot petition for that case until off the public registry.*  
\*But see Waiting Period Exceptions Box\*

<sup>1</sup>Eligible felony drug convictions require proof of clean drug test taken within 30 days of filing

<sup>2</sup>Last sentence is the termination of the last conviction or supervision in time, in any jurisdiction, whether or not it's eligible for sealing. If sentenced to DOC, the termination is the discharge date from mandatory supervised release (a/k/a parole).