

EXPUNGEMENT PROCEDURE FOR JUVENILE CASES

You may receive correspondence from the Wyandotte County District Attorney's Office. If so, please contact Division 1 at 913-573-2923.

If you do not receive correspondence from the Wyandotte County District Attorney's Office and would like to know the status of your expungement, please call Division 1 at 913-573-2923.

You will need to get a copy of your Journal Entry or ROA from the Juvenile Clerks office, 738 Ann Ave KCKS 66101, to help fill out this form. Once your form is **COMPLETELY** filled out, you will file it in the Juvenile Clerk's office.

You must pay a \$195 filing fee in order for your expungement to be processed. Make check or money order payable to Clerk of the District Court.

IN THE 29TH JUDICIAL DISTRICT
DISTRICT COURT WYANDOTTE COUNTY, KANSAS
JUVENILE DEPARTMENT

IN THE MATTER OF

Name _____, Juvenile
Year of Birth _____

Case No. _____
 male female

PETITION FOR EXPUNGEMENT

Pursuant to K.S.A. 38-2312

COMES NOW _____ the juvenile named above, having attained the age of 18 years _____, parent or next friend of the juvenile named above who is less than 18 years of age, and moves the Court for an order of expungement. In support thereof the following is alleged:

1. The full name of the juvenile offender is _____
2. The full name of the juvenile offender as reflected in the court record if different than #1 is _____
3. The juvenile offender's personal identification information is: Year of Birth _____
SSN _____
4. The sex of the juvenile offender is: _____
5. The offense for which the juvenile offender was adjudicated is _____
6. The date of trial herein was _____, 20____; the identity of the trial court was _____
the date of adjudication was _____, 20____; the date of final discharge was _____, 20____.
7. The juvenile offender has not been convicted of a felony or of a misdemeanor other than a traffic offense or adjudicated as a juvenile offender since the date of adjudication herein, and no proceedings are pending seeking conviction or adjudication of the named juvenile offender;
8. The offense for which expungement is sought is not one of the offenses set out in K.S.A. 38-2312(b), for which no expungement is permitted;

Petitioner requests that the matter be set for hearing and expungement granted.

Juvenile Offender/Parent/Next Friend Name
Address _____

Telephone Number: _____
Fax Number: _____
E-mail Address: _____

5/1/13

Authority

K.S.A. 38-2312.

Notes on Use

A juvenile offender who has attained the age of 18 years, or the juvenile's parent or next friend if the juvenile is less than 18 years of age, may apply for expungement of the court record concerning the juvenile. After a hearing the court shall order expungement of the records and files if the court finds that: (A) two years has elapsed since the final discharge or if the juvenile has reached the age of 23 years; (B) since the final discharge of the juvenile, the juvenile has not been convicted of a felony or of a misdemeanor other than a traffic offense or adjudicated as a juvenile offender under the revised Kansas juvenile justice code and no proceedings are pending seeking such a conviction or adjudication; and (C) the circumstances and behavior of the petitioner warrant expungement. The statute dictates the contents of the petition, as reflected in the form. The petition shall be accompanied by a docket fee of at least \$100.00. K.S.A. 38-2312.

IN THE 29TH JUDICIAL DISTRICT
DISTRICT COURT WYANDOTTE COUNTY, KANSAS
JUVENILE DEPARTMENT

IN THE MATTER OF

Name _____, Juvenile

Case No. _____

Year of Birth _____

male female

ORDER FOR EXPUNGEMENT

Pursuant to K.S.A. 38-2312

Now, on this ____ day of _____, 20__ the Court considers the Petition for Expungement filed herein. The State of Kansas appears by the County/District Attorney or designee. The juvenile offender named above appears in person and by _____ other appearing are _____

The Court finds jurisdiction and venue are proper. Notice to parties and those required to receive notice has been given as required by law.

The Court, having reviewed the file, received the evidence, and heard the statements of counsel, makes the following findings, and enters the following orders:

1. The full name of the juvenile offender is _____
2. The full name of the juvenile offender as reflected in the court record if different than #1 is _____
3. The juvenile offender's personal identification information is: Year of Birth _____
SSN _____
4. The sex of the juvenile offender is: _____
5. The offense for which the juvenile offender was adjudicated is _____
6. The date of adjudication was _____, 20__; the date of final discharge was _____, 20__.
7. The juvenile offender has not been convicted of a felony or of a misdemeanor other than a traffic offense or adjudicated as a juvenile offender since the date of adjudication herein, and no proceedings are pending seeking conviction or adjudication of the named juvenile offender;
8. The offense for which expungement is sought is not one of the offenses set out in K.S.A. 38-2312(b), for which no expungement is permitted;
9. The juvenile offender has reached 23 years of age Two years or more have elapsed since the final discharge;

10. The circumstances and behavior of the juvenile offender warrant expungement;

11. The juvenile offender has been informed of the provisions of K.S.A. 38-2312

It is therefore ordered that the offense(s) herein, named above, shall be expunged.

IT IS SO ORDERED this _____ day of _____, 20_____.

Judge of the District Court

5/1/13

Authority

K.S.A. 38-2312.

Notes on Use

The court shall order expungement of the court records and files upon finding that the juvenile offender has reached 23 years of age or that two years have elapsed since the final discharge, that the juvenile has not been convicted of a crime other than a traffic offense or adjudicated as a juvenile offender since the final discharge, that no proceedings are pending seeking conviction or adjudication, and that the circumstances and behavior of the petitioner warrant expungement. The court may require that all court costs, fees and restitution shall be paid. K.S.A. 38-2312.