

**TO DETERMINE IF YOUR CRIMINAL RECORDS ARE ELIGIBLE TO BE
EXPUNGED OR SEALED UNDER THE CLEAN SLATE LAW,
CONSULT YOUR ATTORNEY OR VISIT THE
MY CLEAN SLATE PROGRAM WEBSITE AT
[HTTPS://CLSPHILA.ORG/MYCLEANSLATEPA](https://clspbila.org/mycleanslatepa)**

EXPUNGEMENT

**For the law about Expungement, see
18 Pa C.S.A. 9122 et seq.**

This information is taken verbatim from www.pacourts.us.

What is Expungement?

Expungement is the only mechanism to permanently and completely remove criminal history record information.

Criminal history record information must be expunged when:

- Case dispositions have not been received or recorded within 18 months of arrest, and the court certifies that a disposition is not available or an action is not pending
- A court directs that non-conviction data be expunged
- Individuals reaching 21 years of age who were convicted of Section 6308 of the Crimes Code, often referred to as “underage drinking” after they turned 18, who satisfy all conditions of the sentence and petition for expungement

Expungement is also available for individuals:

- Reaching 70 years of age who are free of arrest or prosecution for ten years following final release from confinement or supervision
- Who have been dead for three years
- Who petition the court for expungement of summary offenses and have been free of arrest or prosecution for five years following the conviction for that offense

Expungement and Clean Slate are not a “Pardon.”

Clemency applications must be submitted to the Pennsylvania Board of Pardons. See www.bop.pa.gov

PENNSYLVANIA CLEAN SLATE LAW

**For the law about Petition for Limited Access,
See 18 Pa C.S.A. 9122.1 et seq.**

This information is taken verbatim from www.pacourts.us.

What is Clean Slate?

Under Clean Slate, criminal history record information pertaining to eligible criminal and summary records, and non-conviction records will be automatically shielded from public view when individuals have been free from conviction of offenses punishable by a year or more in prison and have completed all court-ordered obligations for 10 years. These records will NOT be expunged, and will still be accessible to law enforcement and judicial officers.

Individuals convicted of the following offenses are eligible for Clean Slate:

- Second and third degree misdemeanors, and misdemeanors punishable by two years or less in prison
- Summary convictions
- Charges not resulting in convictions

Processing of cases automatically will begin on June 28, 2019. Due to a large volume of cases, there will likely be a backlog of cases during the first year of the Clean Slate program. An individual who believes their record was not sealed due to a backlog, or was not sealed in error, may file an Act 5 petition for limited access.

**For more information about Expungement and the Clean Slate Law
and for links to the Petition forms on the Pennsylvania Courts
Website see:**

- www.pacourts.us/learn/learn-about-the-judicial-system/clean-slate-expungement-and-limited-access
- <http://www.pacourts.us/forms/for-the-public>

**NOTICE: Nothing in this pathfinder is intended to be legal advice.
If you desire legal advice in determining your eligibility or help filing a
petition you must hire a private attorney.**