

McHenry County Expungement Filing Fees

- **Petition to Expunge**
Filing Fee \$209.65
- **Petition to Expunge Arrest
Record/No Court Case Filed**
(new MR case)
Filing Fee \$209.65

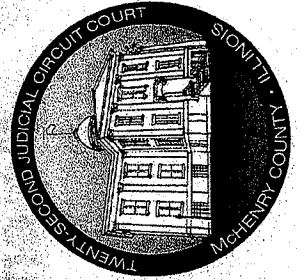
- **Petition to Expunge Juvenile**
Filing Fee \$209.65
- **Petition to Seal**
Filing Fee \$209.65

**Expungement Filing Fees include
Petition Filing Fee, Copy Fees,
Mailing Notice Fee, Postage & \$60
Fee for IL State Police.**

****If Petition to Expunge or Seal is denied, \$60 fee for IL State Police will be refunded to the filing party.**

The McHenry County Circuit Clerk accepts cash, check or credit card (Visa, MasterCard, Discover). Make checks payable to **CIRCUIT CLERK.**

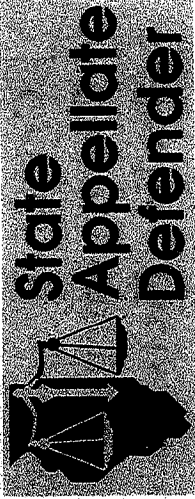
Fee revised 3-3-2014



DEFINITIONS

Expunge—To physically destroy records or to return the records to the petitioner, and to obliterate (remove) the petitioner's name from any official index or public record.

Seal—To physically and electronically maintain records, but to make the records unavailable to the public without a court order and to obliterate (remove) the petitioner's name from any official index or public record. However, law enforcement agencies and the courts will still have access to the records, as will a few employers and other entities as allowed by law.



CRIMINAL EXPUNGEMENT & SEALING

The process of getting your record expunged or sealed can appear to be overwhelming and difficult. But Illinois law established procedures so people can clear their records without needing to hire an attorney. The information and worksheets provided on the State Appellate Defender's website are designed to assist you through the legal process by providing you with a simple step-by-step approach to successfully determine if your record can be expunged or sealed.

APPELLATE DEFENDER CONTACT INFORMATION

Website

www.illinois.gov/OSAD

Email

Expungement@osad.state.il.us

Phone

(866)787-1776

Criminal Expungement & Sealing Facts

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 honorably 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 the State Appellate Defender's 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:

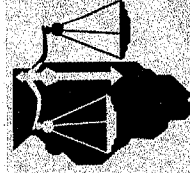
You will be charged a fee to file your petition. However, if you cannot afford the filing fee you may file a request to waive the fee along with your petition. (Affidavit of Indigency / Petition to Sue or Defend as a Poor Person)

This information was provided 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 they can provide you with the information you need to determine if you can expunge or seal your criminal or juvenile record.

Please visit the State Appellate Defender's website at

www.illinois.gov/osad for more detailed information and forms. You may email questions to the State Appellate Defender at expungement@osad.state.il.us or call them toll-free at (866)787-1776 with additional questions.

Information updated by State Appellate Defender October 19, 2013.



State
Appellate
Defender