

Kansas Legal Services

A non-profit law firm and community education organization helping low and moderate income people in Kansas

www.kansaslegalservices.org



2018 Wichita Expungement Drive -- Apply by September 30!

Through the Kansas Bar Foundation CRHA Grant Program, Kansas Legal Services and the Wichita Bar Association are holding an expungement drive this fall.

Applications accepted between August 15, 2018 until September 30, 2018 ONLY.

What is an expungement?

An expungement is the sealing of criminal conviction, diversion, or even an arrest. After an expungement, qualifying criminal convictions can only be discovered by certain individuals, and only has to be disclosed in certain situations. An expungement basically removes a conviction from your record.

What is an expungement drive?

Individuals interested in removing a qualifying conviction from their record apply online at www.kansaslegalservices.org or by phone (1-800-723-6953) between AUGUST 15, 2018 – SEPTEMBER 30, 2018 for the fall project.

What's the timeline?

Applications for the project will be accepted August 15, 2018 - September 30, 2018. Applicants will then be prescreened. If you qualify for an expungement, you will have to pay a \$20 background fee to obtain the information needed for your expungement. Your case will then be given to a volunteer attorney to draft your documents. Your documents should be prepared and handed off to the district attorney or prosecutor by December 1, 2018. The prosecutor will then review the documents to verify your case qualifies. This can take some time, but we anticipate

all cases being completed by early spring 2019.

What are the requirements to get an expungement?

- You must not have any pending criminal cases.
- You must not have had any contact with law enforcement in the last two years.
- **At least 3 to 5 years must have passed since you were released from probation and all supervision (depending on crime).**
- Removing your record must be consistent with the public welfare.

What crimes are NOT eligible for expungement?

Rape	Capital murder	Aggravated incest
Indecent liberties with a child	Murder in the first degree	Endangering a child
Aggravated indecent liberties with a child	Murder in the second degree	Aggravated sexual battery
Criminal sodomy	Voluntary manslaughter	Commercial driving under the influence, including any diversion for such violation
Aggravated criminal sodomy	Involuntary manslaughter	
Indecent solicitation of a child	Involuntary manslaughter while driving under the influence	Any comparable offense if the conviction was in effect at any time prior to July 1, 2011.
Aggravated indecent solicitation of a child	Sexual battery when the victim is less than 18 years of age	
Sexual exploitation of a child	Internet trading in child pornography	
Aggravated endangering a child	Aggravated internet trading in child pornography	
Abuse of a child		

How do I qualify for this project?

This project is only covering adult conviction or diversions in Sedgwick County or the City of Wichita.

After application, you will be contacted about whether or not you are eligible for expungement. There are some requirements tied to this project:

- You will have to sign a participation agreement and agreement of representation in order to obtain a volunteer attorney.
- You will have to pay a \$20 background fee to obtain case information, and you will have to fill out a poverty affidavit with your income and asset information in order for the county court to reduce or waive your filing fee (usually about \$200).
- If your case is in the City of Wichita, you will have to pay your filing fee (\$90 per police case number).
- Due to Kansas Legal Services' funding, you must also be and sign a statement that you are a citizen of the United States or a lawful permanent resident.

What information will I need to apply?

Personal ID information, income information, and information about your case, such as: when you were arrested, case number, what crime you were charged with, what crime you were convicted or diverted of, date you were released from all supervision)

How do I apply for the project?

Click below, or call the Application Line **1-800-723-6953** during business hours .

APPLY HERE.

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<http://www.kansaslegalservices.org/node/2200/2018-wichita-expungement-drive-apply-september-30>

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