

1 AN ACT concerning courts.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Juvenile Court Act of 1987 is amended by  
5 changing Sections 1-7, 1-8, and 5-915 as follows:

6 (705 ILCS 405/1-7) (from Ch. 37, par. 801-7)

7 Sec. 1-7. Confidentiality of law enforcement and municipal  
8 ordinance violation records.

9 (A) All juvenile records which have not been expunged are  
10 sealed and may never be disclosed to the general public or  
11 otherwise made widely available. Sealed records may be obtained  
12 only under this Section and Sections ~~Section~~ 1-8 and 5-915 of  
13 this Act, when their use is needed for good cause and with an  
14 order from the juvenile court, as required by those not  
15 authorized to retain them. Inspection and copying of law  
16 enforcement records maintained by law enforcement agencies or  
17 records of municipal ordinance violations maintained by any  
18 State, local, or municipal agency that relate to a minor who  
19 has been investigated, arrested, or taken into custody before  
20 his or her 18th birthday shall be restricted to the following:

21 (0.05) The minor who is the subject of record, his or  
22 her parents, guardian, and counsel.

23 (1) Any local, State, or federal law enforcement

1 officers of any jurisdiction or agency when necessary for  
2 the discharge of their official duties during the  
3 investigation or prosecution of a crime or relating to a  
4 minor who has been adjudicated delinquent and there has  
5 been a previous finding that the act which constitutes the  
6 previous offense was committed in furtherance of criminal  
7 activities by a criminal street gang, or, when necessary  
8 for the discharge of its official duties in connection with  
9 a particular investigation of the conduct of a law  
10 enforcement officer, an independent agency or its staff  
11 created by ordinance and charged by a unit of local  
12 government with the duty of investigating the conduct of  
13 law enforcement officers. For purposes of this Section,  
14 "criminal street gang" has the meaning ascribed to it in  
15 Section 10 of the Illinois Streetgang Terrorism Omnibus  
16 Prevention Act.

17 (2) Prosecutors, public defenders, probation officers,  
18 social workers, or other individuals assigned by the court  
19 to conduct a pre-adjudication or pre-disposition  
20 investigation, and individuals responsible for supervising  
21 or providing temporary or permanent care and custody for  
22 minors pursuant to the order of the juvenile court, when  
23 essential to performing their responsibilities.

24 (3) Prosecutors, public defenders, and probation  
25 officers:

26 (a) in the course of a trial when institution of

1 criminal proceedings has been permitted or required  
2 under Section 5-805; or

3 (b) when institution of criminal proceedings has  
4 been permitted or required under Section 5-805 and such  
5 minor is the subject of a proceeding to determine the  
6 amount of bail; or

7 (c) when criminal proceedings have been permitted  
8 or required under Section 5-805 and such minor is the  
9 subject of a pre-trial investigation, pre-sentence  
10 investigation, fitness hearing, or proceedings on an  
11 application for probation.

12 (4) Adult and Juvenile Prisoner Review Board.

13 (5) Authorized military personnel.

14 (6) Persons engaged in bona fide research, with the  
15 permission of the Presiding Judge of the Juvenile Court and  
16 the chief executive of the respective law enforcement  
17 agency; provided that publication of such research results  
18 in no disclosure of a minor's identity and protects the  
19 confidentiality of the minor's record.

20 (7) Department of Children and Family Services child  
21 protection investigators acting in their official  
22 capacity.

23 (8) The appropriate school official only if the agency  
24 or officer believes that there is an imminent threat of  
25 physical harm to students, school personnel, or others who  
26 are present in the school or on school grounds.

1 (A) Inspection and copying shall be limited to law  
2 enforcement records transmitted to the appropriate  
3 school official or officials whom the school has  
4 determined to have a legitimate educational or safety  
5 interest by a local law enforcement agency under a  
6 reciprocal reporting system established and maintained  
7 between the school district and the local law  
8 enforcement agency under Section 10-20.14 of the  
9 School Code concerning a minor enrolled in a school  
10 within the school district who has been arrested or  
11 taken into custody for any of the following offenses:

12 (i) any violation of Article 24 of the Criminal  
13 Code of 1961 or the Criminal Code of 2012;

14 (ii) a violation of the Illinois Controlled  
15 Substances Act;

16 (iii) a violation of the Cannabis Control Act;

17 (iv) a forcible felony as defined in Section  
18 2-8 of the Criminal Code of 1961 or the Criminal  
19 Code of 2012;

20 (v) a violation of the Methamphetamine Control  
21 and Community Protection Act;

22 (vi) a violation of Section 1-2 of the  
23 Harassing and Obscene Communications Act;

24 (vii) a violation of the Hazing Act; or

25 (viii) a violation of Section 12-1, 12-2,  
26 12-3, 12-3.05, 12-3.1, 12-3.2, 12-3.4, 12-3.5,

1           12-5, 12-7.3, 12-7.4, 12-7.5, 25-1, or 25-5 of the  
2           Criminal Code of 1961 or the Criminal Code of 2012.

3           The information derived from the law enforcement  
4           records shall be kept separate from and shall not  
5           become a part of the official school record of that  
6           child and shall not be a public record. The information  
7           shall be used solely by the appropriate school official  
8           or officials whom the school has determined to have a  
9           legitimate educational or safety interest to aid in the  
10          proper rehabilitation of the child and to protect the  
11          safety of students and employees in the school. If the  
12          designated law enforcement and school officials deem  
13          it to be in the best interest of the minor, the student  
14          may be referred to in-school or community based social  
15          services if those services are available.  
16          "Rehabilitation services" may include interventions by  
17          school support personnel, evaluation for eligibility  
18          for special education, referrals to community-based  
19          agencies such as youth services, behavioral healthcare  
20          service providers, drug and alcohol prevention or  
21          treatment programs, and other interventions as deemed  
22          appropriate for the student.

23                 (B) Any information provided to appropriate school  
24                 officials whom the school has determined to have a  
25                 legitimate educational or safety interest by local law  
26                 enforcement officials about a minor who is the subject

1 of a current police investigation that is directly  
2 related to school safety shall consist of oral  
3 information only, and not written law enforcement  
4 records, and shall be used solely by the appropriate  
5 school official or officials to protect the safety of  
6 students and employees in the school and aid in the  
7 proper rehabilitation of the child. The information  
8 derived orally from the local law enforcement  
9 officials shall be kept separate from and shall not  
10 become a part of the official school record of the  
11 child and shall not be a public record. This limitation  
12 on the use of information about a minor who is the  
13 subject of a current police investigation shall in no  
14 way limit the use of this information by prosecutors in  
15 pursuing criminal charges arising out of the  
16 information disclosed during a police investigation of  
17 the minor. For purposes of this paragraph,  
18 "investigation" means an official systematic inquiry  
19 by a law enforcement agency into actual or suspected  
20 criminal activity.

21 (9) Mental health professionals on behalf of the  
22 Illinois Department of Corrections or the Department of  
23 Human Services or prosecutors who are evaluating,  
24 prosecuting, or investigating a potential or actual  
25 petition brought under the Sexually Violent Persons  
26 Commitment Act relating to a person who is the subject of

1 juvenile law enforcement records or the respondent to a  
2 petition brought under the Sexually Violent Persons  
3 Commitment Act who is the subject of the juvenile law  
4 enforcement records sought. Any records and any  
5 information obtained from those records under this  
6 paragraph (9) may be used only in sexually violent persons  
7 commitment proceedings.

8 (10) The president of a park district. Inspection and  
9 copying shall be limited to law enforcement records  
10 transmitted to the president of the park district by the  
11 Illinois State Police under Section 8-23 of the Park  
12 District Code or Section 16a-5 of the Chicago Park District  
13 Act concerning a person who is seeking employment with that  
14 park district and who has been adjudicated a juvenile  
15 delinquent for any of the offenses listed in subsection (c)  
16 of Section 8-23 of the Park District Code or subsection (c)  
17 of Section 16a-5 of the Chicago Park District Act.

18 (B)(1) Except as provided in paragraph (2), no law  
19 enforcement officer or other person or agency may knowingly  
20 transmit to the Department of Corrections or the Department of  
21 State Police or to the Federal Bureau of Investigation any  
22 fingerprint or photograph relating to a minor who has been  
23 arrested or taken into custody before his or her 18th birthday,  
24 unless the court in proceedings under this Act authorizes the  
25 transmission or enters an order under Section 5-805 permitting  
26 or requiring the institution of criminal proceedings.

1           (2) Law enforcement officers or other persons or agencies  
2 shall transmit to the Department of State Police copies of  
3 fingerprints and descriptions of all minors who have been  
4 arrested or taken into custody before their 18th birthday for  
5 the offense of unlawful use of weapons under Article 24 of the  
6 Criminal Code of 1961 or the Criminal Code of 2012, a Class X  
7 or Class 1 felony, a forcible felony as defined in Section 2-8  
8 of the Criminal Code of 1961 or the Criminal Code of 2012, or a  
9 Class 2 or greater felony under the Cannabis Control Act, the  
10 Illinois Controlled Substances Act, the Methamphetamine  
11 Control and Community Protection Act, or Chapter 4 of the  
12 Illinois Vehicle Code, pursuant to Section 5 of the Criminal  
13 Identification Act. Information reported to the Department  
14 pursuant to this Section may be maintained with records that  
15 the Department files pursuant to Section 2.1 of the Criminal  
16 Identification Act. Nothing in this Act prohibits a law  
17 enforcement agency from fingerprinting a minor taken into  
18 custody or arrested before his or her 18th birthday for an  
19 offense other than those listed in this paragraph (2).

20           (C) The records of law enforcement officers, or of an  
21 independent agency created by ordinance and charged by a unit  
22 of local government with the duty of investigating the conduct  
23 of law enforcement officers, concerning all minors under 18  
24 years of age must be maintained separate from the records of  
25 arrests and may not be open to public inspection or their  
26 contents disclosed to the public. For purposes of obtaining



1 documents under this Section, a civil subpoena is not an order  
2 of the court.

3 (1) In cases where the law enforcement, or independent  
4 agency, records concern a pending juvenile court case, the  
5 party seeking to inspect the records shall provide actual  
6 notice to the attorney or guardian ad litem of the minor  
7 whose records are sought.

8 (2) In cases where the records concern a juvenile court  
9 case that is no longer pending, the party seeking to  
10 inspect the records shall provide actual notice to the  
11 minor or the minor's parent or legal guardian, and the  
12 matter shall be referred to the chief judge presiding over  
13 matters pursuant to this Act.

14 (3) In determining whether the records should be  
15 available for inspection, the court shall consider the  
16 minor's interest in confidentiality and rehabilitation  
17 over the moving party's interest in obtaining the  
18 information. Any records obtained in violation of this  
19 subsection (C) shall not be admissible in any criminal or  
20 civil proceeding, or operate to disqualify a minor from  
21 subsequently holding public office or securing employment,  
22 or operate as a forfeiture of any public benefit, right,  
23 privilege, or right to receive any license granted by  
24 public authority.

25 (D) Nothing contained in subsection (C) of this Section  
26 shall prohibit the inspection or disclosure to victims and

1 witnesses of photographs contained in the records of law  
2 enforcement agencies when the inspection and disclosure is  
3 conducted in the presence of a law enforcement officer for the  
4 purpose of the identification or apprehension of any person  
5 subject to the provisions of this Act or for the investigation  
6 or prosecution of any crime.

7 (E) Law enforcement officers, and personnel of an  
8 independent agency created by ordinance and charged by a unit  
9 of local government with the duty of investigating the conduct  
10 of law enforcement officers, may not disclose the identity of  
11 any minor in releasing information to the general public as to  
12 the arrest, investigation or disposition of any case involving  
13 a minor.

14 (F) Nothing contained in this Section shall prohibit law  
15 enforcement agencies from communicating with each other by  
16 letter, memorandum, teletype or intelligence alert bulletin or  
17 other means the identity or other relevant information  
18 pertaining to a person under 18 years of age if there are  
19 reasonable grounds to believe that the person poses a real and  
20 present danger to the safety of the public or law enforcement  
21 officers. The information provided under this subsection (F)  
22 shall remain confidential and shall not be publicly disclosed,  
23 except as otherwise allowed by law.

24 (G) Nothing in this Section shall prohibit the right of a  
25 Civil Service Commission or appointing authority of any state,  
26 county or municipality examining the character and fitness of

1 an applicant for employment with a law enforcement agency,  
2 correctional institution, or fire department from obtaining  
3 and examining the records of any law enforcement agency  
4 relating to any record of the applicant having been arrested or  
5 taken into custody before the applicant's 18th birthday.

6 (H) The changes made to this Section by Public Act 98-61  
7 apply to law enforcement records of a minor who has been  
8 arrested or taken into custody on or after January 1, 2014 (the  
9 effective date of Public Act 98-61).

10 (I) Willful violation of this Section is a Class C  
11 misdemeanor and each violation is subject to a fine of \$1,000.  
12 This subsection (I) shall not apply to the person who is the  
13 subject of the record.

14 (J) A person convicted of violating this Section is liable  
15 for damages in the amount of \$1,000 or actual damages,  
16 whichever is greater.

17 (Source: P.A. 99-298, eff. 8-6-15; 100-285, eff. 1-1-18;  
18 revised 10-5-17.)

19 (705 ILCS 405/1-8) (from Ch. 37, par. 801-8)

20 Sec. 1-8. Confidentiality and accessibility of juvenile  
21 court records.

22 (A) A juvenile adjudication shall never be considered a  
23 conviction nor shall an adjudicated individual be considered a  
24 criminal. Unless expressly allowed by law, a juvenile  
25 adjudication shall not operate to impose upon the individual

1 any of the civil disabilities ordinarily imposed by or  
2 resulting from conviction. Unless expressly allowed by law,  
3 adjudications shall not prejudice or disqualify the individual  
4 in any civil service application or appointment, from holding  
5 public office, or from receiving any license granted by public  
6 authority. All juvenile records which have not been expunged  
7 are sealed and may never be disclosed to the general public or  
8 otherwise made widely available. Sealed records may be obtained  
9 only under this Section and Section 1-7 and Section 5-915 of  
10 this Act, when their use is needed for good cause and with an  
11 order from the juvenile court, as required by those not  
12 authorized to retain them. Inspection and copying of juvenile  
13 court records relating to a minor who is the subject of a  
14 proceeding under this Act shall be restricted to the following:

15 (1) The minor who is the subject of record, his  
16 parents, guardian and counsel.

17 (2) Law enforcement officers and law enforcement  
18 agencies when such information is essential to executing an  
19 arrest or search warrant or other compulsory process, or to  
20 conducting an ongoing investigation or relating to a minor  
21 who has been adjudicated delinquent and there has been a  
22 previous finding that the act which constitutes the  
23 previous offense was committed in furtherance of criminal  
24 activities by a criminal street gang.

25 Before July 1, 1994, for the purposes of this Section,  
26 "criminal street gang" means any ongoing organization,

1 association, or group of 3 or more persons, whether formal  
2 or informal, having as one of its primary activities the  
3 commission of one or more criminal acts and that has a  
4 common name or common identifying sign, symbol or specific  
5 color apparel displayed, and whose members individually or  
6 collectively engage in or have engaged in a pattern of  
7 criminal activity.

8 Beginning July 1, 1994, for purposes of this Section,  
9 "criminal street gang" has the meaning ascribed to it in  
10 Section 10 of the Illinois Streetgang Terrorism Omnibus  
11 Prevention Act.

12 (3) Judges, hearing officers, prosecutors, public  
13 defenders, probation officers, social workers or other  
14 individuals assigned by the court to conduct a  
15 pre-adjudication or predisposition investigation, and  
16 individuals responsible for supervising or providing  
17 temporary or permanent care and custody for minors pursuant  
18 to the order of the juvenile court when essential to  
19 performing their responsibilities.

20 (4) Judges, prosecutors, public defenders, and  
21 probation officers:

22 (a) in the course of a trial when institution of  
23 criminal proceedings has been permitted or required  
24 under Section 5-805; or

25 (b) when criminal proceedings have been permitted  
26 or required under Section 5-805 and a minor is the

1 subject of a proceeding to determine the amount of  
2 bail; or

3 (c) when criminal proceedings have been permitted  
4 or required under Section 5-805 and a minor is the  
5 subject of a pre-trial investigation, pre-sentence  
6 investigation or fitness hearing, or proceedings on an  
7 application for probation; or

8 (d) when a minor becomes 18 years of age or older,  
9 and is the subject of criminal proceedings, including a  
10 hearing to determine the amount of bail, a pre-trial  
11 investigation, a pre-sentence investigation, a fitness  
12 hearing, or proceedings on an application for  
13 probation.

14 (5) Adult and Juvenile Prisoner Review Boards.

15 (6) Authorized military personnel.

16 (7) Victims, their subrogees and legal  
17 representatives; however, such persons shall have access  
18 only to the name and address of the minor and information  
19 pertaining to the disposition or alternative adjustment  
20 plan of the juvenile court.

21 (8) Persons engaged in bona fide research, with the  
22 permission of the presiding judge of the juvenile court and  
23 the chief executive of the agency that prepared the  
24 particular records; provided that publication of such  
25 research results in no disclosure of a minor's identity and  
26 protects the confidentiality of the record.

1           (9) The Secretary of State to whom the Clerk of the  
2 Court shall report the disposition of all cases, as  
3 required in Section 6-204 of the Illinois Vehicle Code.  
4 However, information reported relative to these offenses  
5 shall be privileged and available only to the Secretary of  
6 State, courts, and police officers.

7           (10) The administrator of a bonafide substance abuse  
8 student assistance program with the permission of the  
9 presiding judge of the juvenile court.

10           (11) Mental health professionals on behalf of the  
11 Illinois Department of Corrections or the Department of  
12 Human Services or prosecutors who are evaluating,  
13 prosecuting, or investigating a potential or actual  
14 petition brought under the Sexually Violent Persons  
15 Commitment Act relating to a person who is the subject of  
16 juvenile court records or the respondent to a petition  
17 brought under the Sexually Violent Persons Commitment Act,  
18 who is the subject of juvenile court records sought. Any  
19 records and any information obtained from those records  
20 under this paragraph (11) may be used only in sexually  
21 violent persons commitment proceedings.

22           (A-1) Findings and exclusions of paternity entered in  
23 proceedings occurring under Article II of this Act shall be  
24 disclosed, in a manner and form approved by the Presiding Judge  
25 of the Juvenile Court, to the Department of Healthcare and  
26 Family Services when necessary to discharge the duties of the

1 Department of Healthcare and Family Services under Article X of  
2 the Illinois Public Aid Code.

3 (B) A minor who is the victim in a juvenile proceeding  
4 shall be provided the same confidentiality regarding  
5 disclosure of identity as the minor who is the subject of  
6 record.

7 (C) Juvenile court records shall not be made available to  
8 the general public. For purposes of inspecting documents under  
9 this Section, a civil subpoena is not an order of the court.

10 (0.1) In cases where the records concern a pending  
11 juvenile court case, the requesting party seeking to  
12 inspect the juvenile court records shall provide actual  
13 notice to the attorney or guardian ad litem of the minor  
14 whose records are sought.

15 (0.2) In cases where the records concern a juvenile  
16 court case that is no longer pending, the requesting party  
17 seeking to inspect the juvenile court records shall provide  
18 actual notice to the minor or the minor's parent or legal  
19 guardian, and the matter shall be referred to the chief  
20 judge presiding over matters pursuant to this Act.

21 (0.3) In determining whether records should be made  
22 available for inspection and whether inspection should be  
23 limited to certain parts of the file, the court shall  
24 consider the minor's interest in confidentiality and  
25 rehabilitation over the requesting party's interest in  
26 obtaining the information. The State's Attorney, the



1 minor, and the minor's parents, guardian, and counsel shall  
2 at all times have the right to examine court files and  
3 records.

4 (0.4) Any records obtained in violation of this Section  
5 shall not be admissible in any criminal or civil  
6 proceeding, or operate to disqualify a minor from  
7 subsequently holding public office, or operate as a  
8 forfeiture of any public benefit, right, privilege, or  
9 right to receive any license granted by public authority.

10 (D) Pending or following any adjudication of delinquency  
11 for any offense defined in Sections 11-1.20 through 11-1.60 or  
12 12-13 through 12-16 of the Criminal Code of 1961 or the  
13 Criminal Code of 2012, the victim of any such offense shall  
14 receive the rights set out in Sections 4 and 6 of the Bill of  
15 Rights for Victims and Witnesses of Violent Crime Act; and the  
16 juvenile who is the subject of the adjudication,  
17 notwithstanding any other provision of this Act, shall be  
18 treated as an adult for the purpose of affording such rights to  
19 the victim.

20 (E) Nothing in this Section shall affect the right of a  
21 Civil Service Commission or appointing authority of any state,  
22 county or municipality examining the character and fitness of  
23 an applicant for employment with a law enforcement agency,  
24 correctional institution, or fire department to ascertain  
25 whether that applicant was ever adjudicated to be a delinquent  
26 minor and, if so, to examine the records of disposition or

1 evidence which were made in proceedings under this Act.

2 (F) Following any adjudication of delinquency for a crime  
3 which would be a felony if committed by an adult, or following  
4 any adjudication of delinquency for a violation of Section  
5 24-1, 24-3, 24-3.1, or 24-5 of the Criminal Code of 1961 or the  
6 Criminal Code of 2012, the State's Attorney shall ascertain  
7 whether the minor respondent is enrolled in school and, if so,  
8 shall provide a copy of the dispositional order to the  
9 principal or chief administrative officer of the school. Access  
10 to such juvenile records shall be limited to the principal or  
11 chief administrative officer of the school and any guidance  
12 counselor designated by him.

13 (G) Nothing contained in this Act prevents the sharing or  
14 disclosure of information or records relating or pertaining to  
15 juveniles subject to the provisions of the Serious Habitual  
16 Offender Comprehensive Action Program when that information is  
17 used to assist in the early identification and treatment of  
18 habitual juvenile offenders.

19 (H) When a Court hearing a proceeding under Article II of  
20 this Act becomes aware that an earlier proceeding under Article  
21 II had been heard in a different county, that Court shall  
22 request, and the Court in which the earlier proceedings were  
23 initiated shall transmit, an authenticated copy of the Court  
24 record, including all documents, petitions, and orders filed  
25 therein and the minute orders, transcript of proceedings, and  
26 docket entries of the Court.

1 (I) The Clerk of the Circuit Court shall report to the  
2 Department of State Police, in the form and manner required by  
3 the Department of State Police, the final disposition of each  
4 minor who has been arrested or taken into custody before his or  
5 her 18th birthday for those offenses required to be reported  
6 under Section 5 of the Criminal Identification Act. Information  
7 reported to the Department under this Section may be maintained  
8 with records that the Department files under Section 2.1 of the  
9 Criminal Identification Act.

10 (J) The changes made to this Section by Public Act 98-61  
11 apply to law enforcement records of a minor who has been  
12 arrested or taken into custody on or after January 1, 2014 (the  
13 effective date of Public Act 98-61).

14 (K) Willful violation of this Section is a Class C  
15 misdemeanor and each violation is subject to a fine of \$1,000.  
16 This subsection (K) shall not apply to the person who is the  
17 subject of the record.

18 (L) A person convicted of violating this Section is liable  
19 for damages in the amount of \$1,000 or actual damages,  
20 whichever is greater.

21 (Source: P.A. 100-285, eff. 1-1-18.)

22 (705 ILCS 405/5-915)

23 Sec. 5-915. Expungement of juvenile law enforcement and  
24 court records.

25 (0.05) For purposes of this Section:

1           "Dissemination" or "disseminate" means to publish,  
2 produce, print, manufacture, distribute, sell, lease,  
3 exhibit, broadcast, display, transmit, or otherwise share  
4 information in any format so as to make the information  
5 accessible to others.

6           "Expunge" means to physically destroy the records and  
7 to obliterate the minor's name and juvenile court records  
8 from any official index, public record, or electronic  
9 database. No evidence of the juvenile court records may be  
10 retained by any law enforcement agency, the juvenile court,  
11 or by any municipal, county, or State agency or department.  
12 Nothing in this Act shall require the physical destruction  
13 of the internal office records, files, or databases  
14 maintained by a State's Attorney's Office or other  
15 prosecutor, public defender, probation officer, or by the  
16 Office of the Secretary of State.

17           "Juvenile court record" includes, but is not limited  
18 to:

19           (a) all documents filed in or maintained by the  
20 juvenile court pertaining to a specific incident,  
21 proceeding, or individual;

22           (b) all documents relating to a specific incident,  
23 proceeding, or individual made available to or maintained  
24 by probation officers;

25           (c) all documents, video or audio tapes,  
26 photographs, and exhibits admitted into evidence at

1 juvenile court hearings; or

2 (d) all documents, transcripts, records, reports  
3 or other evidence prepared by, maintained by, or released  
4 by any municipal, county, or State ~~state~~ agency or  
5 department, in any format, if indicating involvement with  
6 the juvenile court relating to a specific incident,  
7 proceeding, or individual.

8 "Law enforcement record" includes, l but is not limited  
9 to, l records of arrest, station adjustments, fingerprints,  
10 probation adjustments, the issuance of a notice to appear,  
11 or any other records or documents maintained by any law  
12 enforcement agency relating to a minor suspected of  
13 committing an offense or evidence of interaction with law  
14 enforcement.

15 (0.1) (a) The Department of State Police and all law  
16 enforcement agencies within the State shall automatically  
17 expunge, on or before January 1 of each year, all law  
18 enforcement records relating to events occurring before an  
19 individual's 18th birthday if:

20 (1) one year or more has elapsed since the date of the  
21 arrest or law enforcement interaction documented in the  
22 records;

23 (2) no petition for delinquency or criminal charges  
24 were filed with the clerk of the circuit court relating to  
25 the arrest or law enforcement interaction documented in the  
26 records; and

1           (3) 6 months have elapsed without an additional  
2           subsequent arrest or filing of a petition for delinquency  
3           or criminal charges whether related or not to the arrest or  
4           law enforcement interaction documented in the records.

5           (b) If the law enforcement agency is unable to verify  
6           satisfaction of conditions (2) and (3) of this subsection  
7           (0.1), records that satisfy condition (1) of this subsection  
8           (0.1) shall be automatically expunged if the records relate to  
9           an offense that if committed by an adult would not be an  
10          offense classified as Class 2 felony or higher, an offense  
11          under Article 11 of the Criminal Code of 1961 or Criminal Code  
12          of 2012, or an offense under Section 12-13, 12-14, 12-14.1,  
13          12-15, or 12-16 of the Criminal Code of 1961.

14          (0.2) (a) Upon dismissal of a petition alleging delinquency  
15          or upon a finding of not delinquent, the successful termination  
16          of an order of supervision, or the successful termination of an  
17          adjudication for an offense which would be a Class B  
18          misdemeanor, Class C misdemeanor, or a petty or business  
19          offense if committed by an adult, the court shall automatically  
20          order the expungement of the juvenile court and law enforcement  
21          records. The clerk shall deliver a certified copy of the  
22          expungement order to the Department of State Police and the  
23          arresting agency. Upon request, the State's Attorney shall  
24          furnish the name of the arresting agency. The expungement shall  
25          be completed within 60 business days after the receipt of the  
26          expungement order.

1 (b) If the chief law enforcement officer of the agency, or  
2 his or her designee, certifies in writing that certain  
3 information is needed for a pending investigation involving the  
4 commission of a felony, that information, and information  
5 identifying the juvenile, may be retained in an intelligence  
6 file until the investigation is terminated or for one  
7 additional year, whichever is sooner. Retention of a portion of  
8 a juvenile's law enforcement record does not disqualify the  
9 remainder of his or her record from immediate automatic  
10 expungement.

11 (0.3) (a) Upon an adjudication of delinquency based on any  
12 offense except a disqualified offense, the juvenile court shall  
13 automatically order the expungement of the juvenile court and  
14 law enforcement records 2 years after the juvenile's case was  
15 closed if no delinquency or criminal proceeding is pending and  
16 the person has had no subsequent delinquency adjudication or  
17 criminal conviction. The clerk shall deliver a certified copy  
18 of the expungement order to the Department of State Police and  
19 the arresting agency. Upon request, the State's Attorney shall  
20 furnish the name of the arresting agency. The expungement shall  
21 be completed within 60 business days after the receipt of the  
22 expungement order ~~The court shall automatically order the~~  
23 ~~expungement of the juvenile court and law enforcement records~~  
24 ~~within 60 business days.~~ For the purposes of this subsection  
25 (0.3), "disqualified offense" means any of the following  
26 offenses: Section 8-1.2, 9-1, 9-1.2, 9-2, 9-2.1, 9-3, 9-3.2,

1 10-1, 10-2, 10-3, 10-3.1, 10-4, 10-5, 10-9, 11-1.20, 11-1.30,  
2 11-1.40, 11-1.50, 11-1.60, 11-6, 11-6.5, 12-2, 12-3.05,  
3 12-3.3, 12-4.4a, 12-5.02, 12-6.2, 12-6.5, 12-7.1, 12-7.5,  
4 12-20.5, 12-32, 12-33, 12-34, 12-34.5, 18-1, 18-2, 18-3, 18-4,  
5 18-6, 19-3, 19-6, 20-1, 20-1.1, 24-1.2, 24-1.2-5, 24-1.5,  
6 24-3A, 24-3B, 24-3.2, 24-3.8, 24-3.9, 29D-14.9, 29D-20, 30-1,  
7 31-1a, 32-4a, or 33A-2 of the Criminal Code of 2012, or  
8 subsection (b) of Section 8-1, paragraph (4) of subsection (a)  
9 of Section 11-14.4, subsection (a-5) of Section 12-3.1,  
10 paragraph (1), (2), or (3) of subsection (a) of Section 12-6,  
11 subsection (a-3) or (a-5) of Section 12-7.3, paragraph (1) or  
12 (2) of subsection (a) of Section 12-7.4, subparagraph (i) of  
13 paragraph (1) of subsection (a) of Section 12-9, subparagraph  
14 (H) of paragraph (3) of subsection (a) of Section 24-1.6,  
15 paragraph (1) of subsection (a) of Section 25-1, or subsection  
16 (a-7) of Section 31-1 of the Criminal Code of 2012.

17 (b) If the chief law enforcement officer of the agency, or  
18 his or her designee, certifies in writing that certain  
19 information is needed for a pending investigation involving the  
20 commission of a felony, that information, and information  
21 identifying the juvenile, may be retained in an intelligence  
22 file until the investigation is terminated or for one  
23 additional year, whichever is sooner. Retention of a portion of  
24 a juvenile's law enforcement record does not disqualify the  
25 remainder of his or her record from immediate automatic  
26 expungement.



1           (1) Nothing in this subsection (1) precludes an eligible  
2 minor from obtaining expungement under subsection ~~subsections~~  
3 (0.1), (0.2), or (0.3). Whenever a person has been arrested,  
4 charged, or adjudicated delinquent for an incident occurring  
5 before his or her 18th birthday that if committed by an adult  
6 would be an offense, and that person's records are not eligible  
7 for automatic expungement under subsection ~~subsections~~ (0.1),  
8 (0.2), or (0.3), the person may petition the court at any time  
9 for expungement of law enforcement records and juvenile court  
10 records relating to the incident and, upon termination of all  
11 juvenile court proceedings relating to that incident, the court  
12 shall order the expungement of all records in the possession of  
13 the Department of State Police, the clerk of the circuit court,  
14 and law enforcement agencies relating to the incident, but only  
15 in any of the following circumstances:

16           (a) the minor was arrested and no petition for  
17 delinquency was filed with the clerk of the circuit court;

18           (a-5) the minor was charged with an offense and the  
19 petition or petitions were dismissed without a finding of  
20 delinquency;

21           (b) the minor was charged with an offense and was found  
22 not delinquent of that offense;

23           (c) the minor was placed under supervision pursuant to  
24 Section 5-615, and the order of supervision has since been  
25 successfully terminated; or

26           (d) the minor was adjudicated for an offense which

1 would be a Class B misdemeanor, Class C misdemeanor, or a  
2 petty or business offense if committed by an adult.

3 (1.5) ~~January 1, 2015 (Public Act 98-637)~~ The Department of  
4 State Police shall allow a person to use the Access and Review  
5 process, established in the Department of State Police, for  
6 verifying that his or her law enforcement records relating to  
7 incidents occurring before his or her 18th birthday eligible  
8 under this Act have been expunged.

9 (1.6) (Blank). ~~January 1, 2015 (Public Act 98-637) January~~  
10 ~~1, 2015 (Public Act 98-637)~~

11 (1.7) (Blank).

12 (1.8) (Blank).

13 (2) Any person whose delinquency adjudications are not  
14 eligible for automatic expungement under subsection (0.3) of  
15 this Section may petition the court to expunge all law  
16 enforcement records relating to any incidents occurring before  
17 his or her 18th birthday which did not result in proceedings in  
18 criminal court and all juvenile court records with respect to  
19 any adjudications except those based upon first degree murder  
20 or an offense under Article 11 of the Criminal Code of 2012 if  
21 the person is required to register under the Sex Offender  
22 Registration Act; provided that:

23 (a) (blank); or

24 (b) 2 years have elapsed since all juvenile court  
25 proceedings relating to him or her have been terminated and  
26 his or her commitment to the Department of Juvenile Justice

1 under this Act has been terminated.

2 (2.5) If a minor is arrested and no petition for  
3 delinquency is filed with the clerk of the circuit court at the  
4 time the minor is released from custody, the youth officer, if  
5 applicable, or other designated person from the arresting  
6 agency, shall notify verbally and in writing to the minor or  
7 the minor's parents or guardians that the minor shall have an  
8 arrest record and shall provide the minor and the minor's  
9 parents or guardians with an expungement information packet,  
10 information regarding this State's expungement laws including  
11 a petition to expunge juvenile records obtained from the clerk  
12 of the circuit court.

13 (2.6) If a minor is referred to court then at the time of  
14 sentencing or dismissal of the case, or successful completion  
15 of supervision, the judge shall inform the delinquent minor of  
16 his or her rights regarding expungement and the clerk of the  
17 circuit court shall provide an expungement information packet  
18 to the minor, written in plain language, including information  
19 regarding this State's expungement laws and a petition for  
20 expungement, a sample of a completed petition, expungement  
21 instructions that shall include information informing the  
22 minor that (i) once the case is expunged, it shall be treated  
23 as if it never occurred, (ii) he or she may apply to have  
24 petition fees waived, (iii) once he or she obtains an  
25 expungement, he or she may not be required to disclose that he  
26 or she had a juvenile record, and (iv) if petitioning he or she

1 may file the petition on his or her own or with the assistance  
 2 of an attorney. The failure of the judge to inform the  
 3 delinquent minor of his or her right to petition for  
 4 expungement as provided by law does not create a substantive  
 5 right, nor is that failure grounds for: (i) a reversal of an  
 6 adjudication of delinquency, (ii) a new trial; or (iii) an  
 7 appeal.

8 (2.7) (Blank).

9 (2.8) The petition for expungement for subsection (1) and  
 10 (2) may include multiple offenses on the same petition and  
 11 shall be substantially in the following form:

12 IN THE CIRCUIT COURT OF ....., ILLINOIS  
 13 ..... JUDICIAL CIRCUIT

14 IN THE INTEREST OF ) NO.  
 15 )  
 16 )  
 17 .....)  
 18 (Name of Petitioner)

19 PETITION TO EXPUNGE JUVENILE RECORDS  
 20 (705 ILCS 405/5-915 (SUBSECTION 1 AND 2))

21 Now comes ....., petitioner, and respectfully requests  
 22 that this Honorable Court enter an order expunging all juvenile  
 23 law enforcement and court records of petitioner and in support  
 24 thereof states that: Petitioner was arrested on ..... by the

1 ..... Police Department for the offense or offenses of  
2 ....., and:

3 (Check All That Apply:)

4 ( ) a. no petition or petitions were filed with the Clerk of  
5 the Circuit Court.

6 ( ) b. was charged with ..... and was found not delinquent of  
7 the offense or offenses.

8 ( ) c. a petition or petitions were filed and the petition or  
9 petitions were dismissed without a finding of delinquency on  
10 .....

11 ( ) d. on ..... placed under supervision pursuant to Section  
12 5-615 of the Juvenile Court Act of 1987 and such order of  
13 supervision successfully terminated on .....

14 ( ) e. was adjudicated for the offense or offenses, which would  
15 have been a Class B misdemeanor, a Class C misdemeanor, or a  
16 petty offense or business offense if committed by an adult.

17 ( ) f. was adjudicated for a Class A misdemeanor or felony,  
18 except first degree murder or an offense under Article 11 of  
19 the Criminal Code of 2012 if the person is required to register  
20 under the Sex Offender Registration Act, and 2 years have  
21 passed since the case was closed.

22 Petitioner .... has .... has not been arrested on charges in  
23 this or any county other than the charges listed above. If  
24 petitioner has been arrested on additional charges, please list  
25 the charges below:

26 Charge(s): .....

1 Arresting Agency or Agencies: .....

2 Disposition/Result: (choose from a. through f., above): .....

3 WHEREFORE, the petitioner respectfully requests this Honorable  
4 Court to (1) order all law enforcement agencies to expunge all  
5 records of petitioner to this incident or incidents, and (2) to  
6 order the Clerk of the Court to expunge all records concerning  
7 the petitioner regarding this incident or incidents.

8 .....  
9 Petitioner (Signature)

10 .....  
11 Petitioner's Street Address

12 .....  
13 City, State, Zip Code

14 .....  
15 Petitioner's Telephone Number

16 Pursuant to the penalties of perjury under the Code of Civil  
17 Procedure, 735 ILCS 5/1-109, I hereby certify that the  
18 statements in this petition are true and correct, or on  
19 information and belief I believe the same to be true.

20 .....

1 Petitioner (Signature)

2 ~~first degree~~

3 (3) The chief judge of the circuit in which an arrest was  
4 made or a charge was brought or any judge of that circuit  
5 designated by the chief judge may, upon verified petition of a  
6 person who is the subject of an arrest or a juvenile court  
7 proceeding under subsection (1) or (2) of this Section, order  
8 the law enforcement records or official court file, or both, to  
9 be expunged from the official records of the arresting  
10 authority, the clerk of the circuit court and the Department of  
11 State Police. The person whose records are to be expunged shall  
12 petition the court using the appropriate form containing his or  
13 her current address and shall promptly notify the clerk of the  
14 circuit court of any change of address. Notice of the petition  
15 shall be served upon the State's Attorney or prosecutor charged  
16 with the duty of prosecuting the offense, the Department of  
17 State Police, and the arresting agency or agencies by the clerk  
18 of the circuit court. If an objection is filed within 45 days  
19 of the notice of the petition, the clerk of the circuit court  
20 shall set a date for hearing after the 45-day objection period.  
21 At the hearing the court shall hear evidence on whether the  
22 expungement should or should not be granted. Unless the State's  
23 Attorney or prosecutor, the Department of State Police, or an  
24 arresting agency objects to the expungement within 45 days of  
25 the notice, the court may enter an order granting expungement.  
26 The clerk shall forward a certified copy of the order to the

1 Department of State Police and deliver a certified copy of the  
2 order to the arresting agency.

3 (3.1) The Notice of Expungement shall be in substantially  
4 the following form:

5 IN THE CIRCUIT COURT OF ....., ILLINOIS  
6 ..... JUDICIAL CIRCUIT

7 IN THE INTEREST OF ) NO.  
8 )  
9 )  
10 .....)  
11 (Name of Petitioner)

12 NOTICE

13 TO: State's Attorney

14 TO: Arresting Agency

15

16 .....

17 .....

18

19 .....

20 .....

21 TO: Illinois State Police

22

23 .....

24



1 .....  
2

ATTENTION: Expungement

3 You are hereby notified that on ....., at ....., in courtroom  
4 ..., located at ..., before the Honorable ..., Judge, or any  
5 judge sitting in his/her stead, I shall then and there present  
6 a Petition to Expunge Juvenile records in the above-entitled  
7 matter, at which time and place you may appear.

8 .....  
9

Petitioner's Signature

10 .....  
11

Petitioner's Street Address

12 .....  
13

City, State, Zip Code

14 .....  
15

Petitioner's Telephone Number

16 PROOF OF SERVICE

17 On the ..... day of ....., 20..., I on oath state that I  
18 served this notice and true and correct copies of the  
19 above-checked documents by:

20 (Check One:)

21 delivering copies personally to each entity to whom they are  
22 directed;

23 or

24 by mailing copies to each entity to whom they are directed by  
25 depositing the same in the U.S. Mail, proper postage fully  
26 prepaid, before the hour of 5:00 p.m., at the United States

1 Postal Depository located at .....  
2 .....  
3

4 Signature  
5 Clerk of the Circuit Court or Deputy Clerk

6 Printed Name of Delinquent Minor/Petitioner: ....

7 Address: .....

8 Telephone Number: .....

9 (3.2) The Order of Expungement shall be in substantially  
10 the following form:

11 IN THE CIRCUIT COURT OF ....., ILLINOIS  
12 ..... JUDICIAL CIRCUIT

13 IN THE INTEREST OF ) NO.  
14 )  
15 )  
16 .....)  
17 (Name of Petitioner)

18 DOB .....

19 Arresting Agency/Agencies .....

20 ORDER OF EXPUNGEMENT  
21 (705 ILCS 405/5-915 (SUBSECTION 3))

22 This matter having been heard on the petitioner's motion and  
23 the court being fully advised in the premises does find that  
24 the petitioner is indigent or has presented reasonable cause to

1 waive all costs in this matter, IT IS HEREBY ORDERED that:

2 ( ) 1. Clerk of Court and Department of State Police costs  
3 are hereby waived in this matter.

4 ( ) 2. The Illinois State Police Bureau of Identification  
5 and the following law enforcement agencies expunge all records  
6 of petitioner relating to an arrest dated ..... for the  
7 offense of .....

8 Law Enforcement Agencies:

9 .....  
10 .....

11 ( ) 3. IT IS FURTHER ORDERED that the Clerk of the Circuit  
12 Court expunge all records regarding the above-captioned case.

13 ENTER: .....

14  
15 JUDGE

16 DATED: .....

17 Name:

18 Attorney for:

19 Address: City/State/Zip:

20 Attorney Number:

21 (3.3) The Notice of Objection shall be in substantially the  
22 following form:

23 IN THE CIRCUIT COURT OF ....., ILLINOIS

24 ..... JUDICIAL CIRCUIT

25 IN THE INTEREST OF ) NO.

1 )  
 2 )  
 3 .....)  
 4 (Name of Petitioner)

NOTICE OF OBJECTION

TO: (Attorney, Public Defender, Minor)

7 .....  
 8 .....

TO: (Illinois State Police)

10 .....  
 11 .....

TO: (Clerk of the Court)

13 .....  
 14 .....

TO: (Judge)

16 .....  
 17 .....

TO: (Arresting Agency/Agencies)

19 .....  
 20 .....

21 ATTENTION: You are hereby notified that an objection has been  
 22 filed by the following entity regarding the above-named minor's  
 23 petition for expungement of juvenile records:

( ) State's Attorney's Office;

( ) Prosecutor (other than State's Attorney's Office) charged

1 with the duty of prosecuting the offense sought to be expunged;  
 2 ( ) Department of Illinois State Police; or  
 3 ( ) Arresting Agency or Agencies.

4 The agency checked above respectfully requests that this case  
 5 be continued and set for hearing on whether the expungement  
 6 should or should not be granted.

7 DATED: .....

8 Name:

9 Attorney For:

10 Address:

11 City/State/Zip:

12 Telephone:

13 Attorney No.:

14 FOR USE BY CLERK OF THE COURT PERSONNEL ONLY

15 This matter has been set for hearing on the foregoing  
 16 objection, on ..... in room ....., located at ....., before the  
 17 Honorable ....., Judge, or any judge sitting in his/her stead.  
 18 (Only one hearing shall be set, regardless of the number of  
 19 Notices of Objection received on the same case).

20 A copy of this completed Notice of Objection containing the  
 21 court date, time, and location, has been sent via regular U.S.  
 22 Mail to the following entities. (If more than one Notice of  
 23 Objection is received on the same case, each one must be  
 24 completed with the court date, time and location and mailed to  
 25 the following entities):

26 ( ) Attorney, Public Defender or Minor;

- 1       ( ) State's Attorney's Office;
- 2       ( ) Prosecutor (other than State's Attorney's Office) charged
- 3 with the duty of prosecuting the offense sought to be expunged;
- 4       ( ) Department of Illinois State Police; and
- 5       ( ) Arresting agency or agencies.

6       Date: .....

7       Initials of Clerk completing this section: .....

8               (4)(a) Upon entry of an order expunging records or files,

9 the offense, which the records or files concern shall be

10 treated as if it never occurred. Law enforcement officers and

11 other public offices and agencies shall properly reply on

12 inquiry that no record or file exists with respect to the

13 person.

14               (a-5) Local law enforcement agencies shall send written

15 notice to the minor of the expungement of any records within 60

16 days of automatic expungement or the date of service of an

17 expungement order, whichever applies. If a minor's court file

18 has been expunged, the clerk of the circuit court shall send

19 written notice to the minor of the expungement of any records

20 within 60 days of automatic expungement or the date of service

21 of an expungement order, whichever applies.

22               (b) Except with respect to authorized military personnel,

23 an expunged juvenile record may not be considered by any

24 private or public entity in employment matters, certification,

25 licensing, revocation of certification or licensure, or

26 registration. Applications for employment within the State

1 must contain specific language that states that the applicant  
2 is not obligated to disclose expunged juvenile records of  
3 adjudication or arrest. Employers may not ask, in any format or  
4 context, if an applicant has had a juvenile record expunged.  
5 Information about an expunged record obtained by a potential  
6 employer, even inadvertently, from an employment application  
7 that does not contain specific language that states that the  
8 applicant is not obligated to disclose expunged juvenile  
9 records of adjudication or arrest, shall be treated as  
10 dissemination of an expunged record by the employer.

11 (c) A person whose juvenile records have been expunged is  
12 not entitled to remission of any fines, costs, or other money  
13 paid as a consequence of expungement.

14 (5) (Blank).7

15 (5.5) Whether or not expunged, records eligible for  
16 automatic expungement under subdivision (0.1) (a), (0.2) (a), or  
17 (0.3) (a) may be treated as expunged by the individual subject  
18 to the records.

19 (6) Nothing in this Section shall be construed to prohibit  
20 the maintenance of information relating to an offense after  
21 records or files concerning the offense have been expunged if  
22 the information is kept in a manner that does not enable  
23 identification of the individual. This information may only be  
24 used for anonymous statistical and bona fide research purposes.

25 (6.5) The Department of State Police or any employee of the  
26 Department shall be immune from civil or criminal liability for

1 failure to expunge any records of arrest that are subject to  
2 expungement under this Section because of inability to verify a  
3 record. Nothing in this Section shall create Department of  
4 State Police liability or responsibility for the expungement of  
5 law enforcement records it does not possess.

6 (7) (a) The State Appellate Defender shall establish,  
7 maintain, and carry out, by December 31, 2004, a juvenile  
8 expungement program to provide information and assistance to  
9 minors eligible to have their juvenile records expunged.

10 (b) The State Appellate Defender shall develop brochures,  
11 pamphlets, and other materials in printed form and through the  
12 agency's World Wide Web site. The pamphlets and other materials  
13 shall include at a minimum the following information:

14 (i) An explanation of the State's juvenile expungement  
15 laws, including both automatic expungement and expungement  
16 by petition;

17 (ii) The circumstances under which juvenile  
18 expungement may occur;

19 (iii) The juvenile offenses that may be expunged;

20 (iv) The steps necessary to initiate and complete the  
21 juvenile expungement process; and

22 (v) Directions on how to contact the State Appellate  
23 Defender.

24 (c) The State Appellate Defender shall establish and  
25 maintain a statewide toll-free telephone number that a person  
26 may use to receive information or assistance concerning the



1 expungement of juvenile records. The State Appellate Defender  
2 shall advertise the toll-free telephone number statewide. The  
3 State Appellate Defender shall develop an expungement  
4 information packet that may be sent to eligible persons seeking  
5 expungement of their juvenile records, which may include, but  
6 is not limited to, a pre-printed expungement petition with  
7 instructions on how to complete the petition and a pamphlet  
8 containing information that would assist individuals through  
9 the juvenile expungement process.

10 (d) The State Appellate Defender shall compile a statewide  
11 list of volunteer attorneys willing to assist eligible  
12 individuals through the juvenile expungement process.

13 (e) This Section shall be implemented from funds  
14 appropriated by the General Assembly to the State Appellate  
15 Defender for this purpose. The State Appellate Defender shall  
16 employ the necessary staff and adopt the necessary rules for  
17 implementation of this Section.

18 (7.5) (a) Willful dissemination of any information  
19 contained in an expunged record shall be treated as a Class C  
20 misdemeanor and punishable by a fine of \$1,000 per violation.

21 (b) Willful dissemination for financial gain of any  
22 information contained in an expunged record shall be treated as  
23 a Class 4 felony. Dissemination for financial gain by an  
24 employee of any municipal, county, or State agency, including  
25 law enforcement, shall result in immediate termination.

26 (c) The person whose record was expunged has a right of

1 action against any person who intentionally disseminates an  
2 expunged record. In the proceeding, punitive damages up to an  
3 amount of \$1,000 may be sought in addition to any actual  
4 damages. The prevailing party shall be entitled to costs and  
5 reasonable attorney fees.

6 (d) The punishments for dissemination of an expunged record  
7 shall never apply to the person whose record was expunged.

8 (8) (a) An expunged juvenile record may not be considered by  
9 any private or public entity in employment matters,  
10 certification, licensing, revocation of certification or  
11 licensure, or registration. Applications for employment must  
12 contain specific language that states that the applicant is not  
13 obligated to disclose expunged juvenile records of  
14 adjudication, conviction, or arrest. Employers may not ask if  
15 an applicant has had a juvenile record expunged. Effective  
16 January 1, 2005, the Department of Labor shall develop a link  
17 on the Department's website to inform employers that employers  
18 may not ask if an applicant had a juvenile record expunged and  
19 that application for employment must contain specific language  
20 that states that the applicant is not obligated to disclose  
21 expunged juvenile records of adjudication, arrest, or  
22 conviction.

23 (b) (Blank). ~~Public Act 93-912~~

24 (c) The expungement of juvenile records under subsection  
25 ~~subsections~~ 0.1, 0.2, or 0.3 of this Section shall be funded by  
26 the additional fine imposed under Section 5-9-1.17 of the

1 Unified Code of Corrections.

2 (9) (Blank).

3 (10) (Blank). ~~Public Act 98-637 Public Act 98-637~~

4 (Source: P.A. 99-835, eff. 1-1-17; 99-881, eff. 1-1-17;  
5 100-201, eff. 8-18-17; 100-285, eff. 1-1-18; revised  
6 10-10-17.)

7 Section 99. Effective date. This Act takes effect upon  
8 becoming law.