

## Specialty Courts

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Specialty court programs are an alternative form of justice for specific crimes and specific circumstances.

These programs help participants by providing services like mental health and substance abuse treatment, with the goal of helping the participant learn how to work through their problems.

Kansas has three main types of specialty courts:

- Drug Courts
- Behavioral Health Courts
- Veterans' Treatment Court

## Specialty Courts & Expungements

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With the recent change in Kansas law, most specialty court graduates are eligible to have the crime that got them into the specialty court program expunged the moment they graduate.

### Apply to KLS!

#### Call our application line

Call 316-267-3975

Monday - Friday, from 8:00 am to 4:30 pm.

#### Apply online at

[www.kansaslegalservices.org](http://www.kansaslegalservices.org)

Monday - Thursday from 8:00 am to 4:30 pm.

Find more information about expungement clinics by scanning this QR Code



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for Equal Justice

LEGAL SERVICES CORPORATION

# Kansas Legal Services



## Expungement in Kansas

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## What is An Expungement?

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Expungement is the removal of an arrest or conviction from a person's criminal record. When a person's record is expunged, it is sealed from the view of the public and must only be disclosed in limited circumstances.

## What Records Can Be Expunged?

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Arrest records, criminal convictions, and juvenile adjudications can all be expunged in Kansas.

## What Criminal Convictions Cannot Be Expunged in Kansas?

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- Capital Murder
- First/Second Degree Murder
- Voluntary/Involuntary Manslaughter
- Rape
- Aggravated Sexual Battery
- Sexual Battery of a Minor
- Indecent Liberties with a Child
- Child Sodomy
- Indecent Solicitation of a Child
- Sexual Exploitation of a Child
- Aggravated Incest
- Endangering and Abuse of a Child
- Commercial DUI (and diversion)

## Can Arrest Records Be Expunged in Kansas?

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An arrest record can be expunged if:

- The arrest occurred because of a mistaken identity;
- A court found there was no probable cause for the arrest;
- You were found not guilty in court proceedings; or
- The expungement would be in the best interest of justice and either charges have been dismissed or no charges are likely to be filed.

Any arrest record can be expunged and there is no required time limit.

## Can Criminal Convictions Be Expunged in Kansas?

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A criminal conviction can be expunged if:

- Your conviction qualifies;
- You have not been convicted of a felony in the past 2 years and no such proceeding is pending;
- You are not required to register on any of the Kansas Offender Registries
- Your circumstances and behavior warrant the expungement; and
- The expungement is consistent with the public welfare.

## How Long Do I Have to Wait?

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Misdemeanors, traffic infractions, and some felonies can be expunged 3 years after the completion of the sentence or probation.

Other more serious felonies and motor vehicle offenses, such as driving while suspended, can be expunged 5 years after the completion of the sentence or probation.

A first offense of Driving Under the Influence (DUI) can be expunged 5 years after the completion of the sentence, and after 10 years for a second and subsequent convictions.



***\*Disclaimer: This is general information. For specific advice on individual matters, you should consult an attorney.***