

Details on Juvenile Expunction

January 2026

Do I qualify for an expunction?

Qualification for an expunction is based on a number of potential different factors, including your age, type of crime your charges were for, and length of time since you were terminated from juvenile court. There are a number of references to ORS, or Oregon Revised Statutes, below. These are Oregon's state laws. You can find them online at www.oregonlegislature.gov. You have the right to a court appointed attorney to help you determine if you are eligible and to help you with the expunction process.

To qualify, you have to meet ONE of the nine criteria listed below:

- 1.** You were NEVER found within the jurisdiction of the juvenile court and you meet ALL of these conditions (ORS 419A.267 and ORS 419A.261(2)):
 - You are at least 18 years old;
 - There is no pending petition in juvenile court that alleges criminal conduct;
 - You do not have an open referral for a case by informal means;
 - You were not waived to criminal court. (ORS 419C.349 or ORS 419C.352) unless the waiver did not result in a conviction, or resulted in a conviction that has been set aside; and
 - You did not have contact with the juvenile department resulting in a conviction under ORS 137.707, unless the conviction has been set aside.

 - 2.** You were previously under the jurisdiction of the juvenile court for a misdemeanor or violation but now you meet ALL of these conditions (ORS 419A.261(3)):
 - You are at least 18 years old.
 - You were never under the jurisdiction of the court for a felony, unless set aside as misdemeanor treatment, at the end of jurisdiction, except for felony crimes under ORS 419A.260 (1)(d)(J)
 - There is no pending petition in juvenile court that alleges criminal conduct.
 - You were not waived to criminal court. (ORS 419C.349 or ORS 419C.352) unless the waiver did not result in a conviction or resulted in a conviction that has been set aside.
 - You did not have contact with the juvenile department resulting in a conviction under ORS 137.707, unless the conviction has been set aside and
 - You do not owe restitution.

 - 3.** You were previously under the jurisdiction of the juvenile court for a misdemeanor involving violence specifically:
 - Assault in the Fourth Degree under ORS 163.160
 - Strangulation under ORS 163.187
 - Menacing under ORS 163.190
 - Reckless Endangering under ORS 163.195
 - Bias in the Second Degree under ORS 166.155(1)(b)
- but now you meet ALL of these conditions (ORS 419A.261(4)):
- You are at least 18 years old, as of January 1, 2026;
 - You must have been terminated from juvenile court jurisdiction for at least 4 years;

- You were never under the jurisdiction of the court for a felony;
- Since termination, you have not been convicted of a felony or a Class A misdemeanor;
- You are not the subject of a pending proceeding in juvenile or criminal court;
- You are not the subject of a pending police criminal investigation;
- You have not had contact with the juvenile department resulting in a conviction under ORS 137.707 that has not been set aside under ORS 137.221, 137.223 or 137.225;
- You have not been waived to criminal court pursuant to a hearing under ORS 419C.349 or 419C.352 resulting in a conviction that has not been set aside under ORS 137.221, 137.223 or 137.225; and
- You do not owe restitution.

4. You were previously under the jurisdiction of the juvenile court for a felony but now you meet ALL of these conditions (ORS 419A.261(4)):

- You are at least 18 years old on or after January 1, 2026;
- You must have been terminated from juvenile court jurisdiction for at least 4 years;
- You were not adjudicated for any of the following felonies:
 - Arson in the first degree under ORS 164.325 (1)(a)(B) or (C)
 - Robbery in the first degree under ORS 164.415;
 - Robbery in the second degree under ORS 164.405;
 - Assault in the second degree under ORS 163.175;
 - Kidnapping in the second degree under ORS 163.225; or
 - Using a child in a display of sexually explicit conduct under ORS 163.670.
 - Any felony listed in 419A.260(1)(d)(J);
- Since termination, you have not been convicted of a felony or a Class A misdemeanor;
- You are not the subject of a pending proceeding in juvenile or criminal court;
- You are not the subject of a pending police criminal investigation;
- You have not had contact with the juvenile department resulting in a conviction under ORS 137.707 that has not been set aside under ORS 137.221, 137.223 or 137.225;
- You have not been waived to criminal court pursuant to a hearing under ORS 419C.349 or 419C.352 resulting in a conviction that has not been set aside under ORS 137.221, 137.223 or 137.225; and
- You do not owe restitution.

5. You were previously under the jurisdiction of the juvenile court and do not qualify under number 2, 3 or 4 above but now you meet ALL of these conditions (ORS 419A.262):

- At least four years have passed since your most recent termination;
- Since termination, you have not been convicted of a felony or a Class A misdemeanor;
- You are not the subject of a pending proceeding in juvenile or criminal court;
- You are not currently within the jurisdiction of any juvenile court;
- You are not the subject of a pending police criminal investigation; and
- You do not owe restitution.

6. You were previously under the jurisdiction of the juvenile court, but you meet ALL of these conditions (ORS 419A.265):

- You were adjudicated for a crime involving possession, delivery, or manufacturing of marijuana;
- At least one year has passed since your most recent termination;
- You have not been adjudicated for any other offense; and

- You complied with and performed all conditions of the adjudication.

7. You were referred for a prostitution-related offense, and you meet these conditions (ORS 419A.262(3)):

- You were younger than 18 at the time.
- The request for expunction only applies to the part of the record that involves a charge, allegation, or adjudication of prostitution (ORS 167.007).

8. Expunging your record is in the best interests of both you and the public (ORS 419A.262(8)).

9. Expunction for a limited number of sex offense adjudications under very narrow circumstances (ORS 419A.262(9)).

To learn more, view the statewide application at bit.ly/3Ct2Q72.

Are all records able to be expunged?

No. You are NOT allowed to expunge these types of records:

Records where you were found within the jurisdiction of the court for acts:

- Aggravated murder or murder
- Attempt, solicitation, or conspiracy to commit murder or aggravated murder
- Manslaughter, aggravated vehicular homicide, or criminally negligent homicide
- Assault, kidnapping, or criminal mistreatment in the first degree
- Promoting or compelling prostitution
- Sexual abuse, rape, sodomy, or unlawful sexual penetration
- An attempt to commit any of these acts listed above

Any records from:

- Youth Corrections Education Program
- Medical records
- Department of Transportation (DMV)
- State Fish and Wildlife Commission
- State Marine Board
- Blood or buccal samples, other physical evidence, and identification information kept by Oregon State Police. Buccal samples are those related to the mouth.

For a complete list of records that cannot be expunged, see ORS 419A.260.