

Sealing Juvenile Court Records In Washington State

**Forms and Instructions
Updated November
2015**

**This packet provides information regarding juvenile court records ONLY.
It DOES NOT provide information on vacating adult criminal records.**

Prepared by
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SEALING JUVENILE COURT RECORDS IN WASHINGTON STATE

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This information is provided as a public service. The information provided in this packet is specific to Washington State law. It is accurate as of the date noted in the materials. It is not intended to be legal advice. If you need legal advice, you should contact a lawyer through your local legal aid organization. Because the laws may have changed since the updates in this document and individual circumstances can be unique or complicated, always talk to a competent lawyer, if you can, before taking legal action.

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INTRODUCTION

In Washington, juvenile court records are available and open to the general public until sealed. This information packet describes how to seal your juvenile record. You must meet certain conditions in order to have your record sealed by the court. Most people with juvenile records will need to go through the specific steps described in this packet. Once sealed, records are not available to the public, **but they do still exist**. Records may be unsealed if you are convicted of a new juvenile offense, adult crime, or if you are *charged* with a felony.

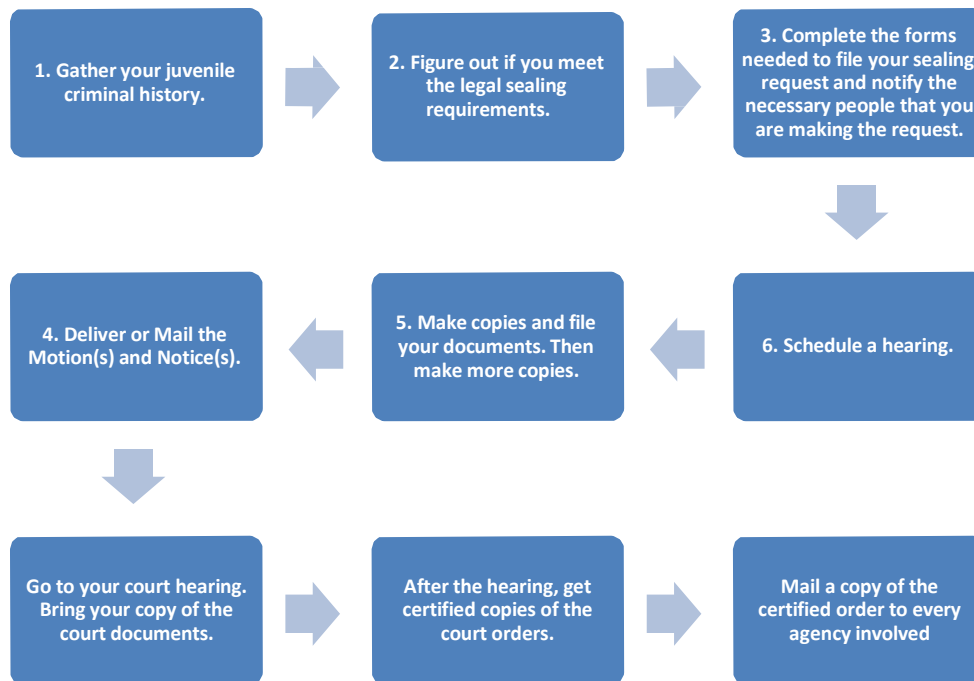
This packet provides general information about juvenile record sealing in Washington State. Additional information is available on TeamChild's website. See www.teamchild.org and search for Juvenile Record Sealing Project. There are also a number of record sealing clinics where you may be able to receive free assistance or legal advice about sealing your record. For more information, contact TeamChild's Record Sealing Project at recordsealing@teamchild.org.

2015 Update: *There are many new updates to the law in 2015 that may make it easier to seal your record. If you tried to seal your record in the past, but were not eligible, there may be new opportunities for you to seal your record now. For example:*

- *If you have paid restitution (the money owed to a victim), you may now be eligible to seal, even without paying fines and other court costs.*
- *If you have unpaid restitution and fines, but cannot afford to pay them, you may be able to ask the court to modify them.*
- *If you owe restitution along with other youth involved in your case, you may ask the court to set a separate amount of restitution so you can pay for your share of the damage to the victim before sealing your record.*
- *Courts, court clerks, law enforcement agencies, prosecutors, and the Department of Licensing are not allowed to release sealed records to anyone who has not specifically been given access under the law.*

Note that most of these new opportunities in the law will require more legal advice and representation than this information packet can provide.

This packet walks through the process of sealing a juvenile record and provides general information for each step.



The Process: How to Seal Your Juvenile Offender Record

If you have been involved with the juvenile justice system, the court keeps a record of your case and other related information. This is what we mean when we use the term, *juvenile court record*. The juvenile court record has two components: the *official juvenile court file* and the *social file*. The official juvenile court file contains charges, lawyers' documents, findings of the court, and court orders. It may be viewed by the public. The social file contains things like the reports from your probation counselors. It may only be viewed by specific people involved in your case. When you seal your record, the public cannot see the official juvenile court file or the social file.

The *official juvenile court file* is physically kept in the court clerk's office in the county where your case was filed. A copy may also be kept by law enforcement and other juvenile justice or care agencies that may have been involved, like the Juvenile Rehabilitation Administration if you were incarcerated there.

It may be helpful to read through the whole instruction packet so you can get an idea of the steps before you get started.

1. Gather your juvenile criminal history.

To start the process, you will need to get a complete listing of your criminal history. You can get this from the Superior Court clerk or juvenile court in any county. See Appendix B for a listing of all the juvenile courts in Washington. Ask the court clerk for a listing of all of the juvenile offender cases filed against you in juvenile court, including those cases that were not charged, or were dismissed. You should also ask for a copy of the financial history for each of those cases. The financial history will show amounts of any fines, fees and or restitution imposed by the court, and whether any money is still owed.

If you had juvenile court cases in more than one county, make sure to ask the clerk for help in identifying which county each case is associated with.

2. Figure out if you meet the legal sealing requirements.

Look through your criminal and financial history. If you have more than one juvenile case, you will need to make a separate request to the court to seal each one. In order to seal a juvenile case, you will need to meet a certain set of requirements in the law. For each case you want to seal, go through the checklist of questions in the chart below. For a listing of types of offenses and their "class", see Appendix A.

Legal Requirements for Sealing Juvenile Offender Records

The juvenile court can order the sealing of your juvenile court record only if you meet certain legal requirements. If you answer “Yes” to all of the questions listed below, and if you follow the correct procedures, you may be able to have your record sealed.

Yes No

1. I do not have any criminal charges pending in the juvenile or adult court.		
2. I am not currently completing a diversion agreement.		
3. The charge I am trying to seal is not classified as a sex offense. ¹ (If the charge is a sex offense, see # 7 below)		
4. I do not owe any restitution to the named victim (this does not include insurance companies) for the case I want to seal.		
5. Eligibility for sealing a juvenile Class A felony (for sex offenses see #7 below)² A. It has been more than five years since the date of my last sentencing (disposition) and the date I was released from confinement, whichever is later. _____ B. The Class A felony I am trying to seal is not Rape 1, Rape 2, or Indecent Liberties with Forcible Compulsion. _____	_____ _____	_____ _____
6. Eligibility for sealing any other juvenile case, including in court diversions (for sex offenses see #7 below) It has been more than two years since the date of my last sentencing (disposition) and the date I was released from confinement, whichever is later.		
7. Eligibility for sealing a juvenile sex offense. In addition to meeting all of the requirements above, I no longer have to register as a sex offender under RCW 9A.44.130 or RCW 9A.44.143.		

¹ There is a Classification of Offenses chart in Appendix A you can use to see how your charge(s) is/are classified.

² In July 2011, the Washington State legislature reinstated the right of juvenile sex offenders to petition the court to have their records sealed (RCW 13.50.260), however, adjudications for three Class A felonies cannot be sealed: Rape 1 & 2 and Indecent Liberties with Forcible Compulsion.

3. Complete the forms needed to file your sealing request and notify the necessary people that you are making the request.

If you are eligible for sealing, you must make your request to seal in the county where your case took place. You can check Appendix B for more information about how each county processes juvenile record sealing requests. You will need to fill out one copy of each of these forms for every case you would like to have sealed:

- Motion and Declaration to Seal Records of Juvenile Offender Pursuant to RCW 13.50.260(3) and (4)
- Notice of Respondent's Motion to Seal Records of Juvenile Offender
- Order on Motion to Seal Records of Juvenile Offender Pursuant to RCW 13.50.260(3) & (4)
- Certificate of Service

This packet has the forms and sample letters in Appendix C and D.

You can also use an online tool that will generate the court forms for you. See www.washingtonlawhelp.org and select Youth Law & Education > Juvenile Offenders.

4. Schedule a hearing.

In most counties, sealing your record requires a hearing in front of a judge. Before you file your motion, you will need to get a hearing date from the juvenile court. You usually have to do this in person. Bring your completed forms with you. Explain to the juvenile court clerk that you would like to seal your record, and ask for a hearing date and time. When you get a hearing date, you will need to add that information to the form "Notice of Respondent's Motion to Seal Records of Juvenile Offender" before you mail or deliver it to the prosecutor, law enforcement and juvenile justice agencies that need to be notified.

5. Make copies and file your documents. Then make more copies.

After you fill in the hearing date on the Notice form, you should make a copy of the documents to keep for yourself. Now you are ready to file the *original* documents with the court.

When you file the original documents with the juvenile court clerk, ask the clerk to **stamp the date** on your copy. That "date stamp" is proof that you filed the original documents. The clerk will keep your original documents. You will need to take your copy of the "date stamped" documents and make enough additional copies (except for the Order) to deliver or mail to all the agencies described in Step 6.

6. Deliver or Mail the Motion(s) and Notice(s).

Court rules say that after you file your Motion(s) for sealing, you must deliver and/or mail the Motion(s) and Notice(s) to these agencies:

- juvenile court prosecutor in the county where your case was originally heard
- the juvenile court administrator in the county where your case was originally heard and
- law enforcement agencies that have records of your case, including the Washington State Patrol (WSP), county sheriff, and local police departments, and
- the Juvenile Rehabilitation Administration, if you were incarcerated in one of its facilities for the case(s) you are trying to seal.

Guide for identifying where to mail or deliver the Notices and Motions:

- **Prosecutor:** Look up the mailing address for the county prosecutor. Sometimes they are in the same building as the court, so you can deliver it. Make sure you have them stamp the copy you are keeping, or give you a receipt. This is your proof they received it.
- **Juvenile Court Administrator:** You can send or deliver it to the County Juvenile Court. Appendix B has a listing of Juvenile Court addresses.
- **Washington State Patrol:** *Washington State Patrol, Records Division, PO Box 42633, Olympia, WA 98504.*
- **Other Law Enforcement Agencies:** You will also have to mail or deliver the Motion and Notice to any other law enforcement agencies that were involved with the case(s) that you are trying to seal. If you do not know, then you should send the Notice and Motion to both the local police and the county sheriff.
- **Juvenile Rehabilitation Administration:** *Records Coordinator, Juvenile Rehabilitation Administration, DSHS, P.O. Box 45045, Olympia, WA 98504.*

If you mail the documents, send a cover letter. You can use the first sample letter in Appendix D, including your personal information. Sign and date the letter. Make and keep a copy of each letter that you send. If you need to send more documents for more than one case, you can send them in the same envelope.

If you can afford it, you should send the Notice and Motions by certified mail, so you will know that they received it.

After you have mailed or delivered the Notices and Motions, fill out the Certificate of Service found in Appendix C. A Certificate of Service is a statement saying that you mailed or delivered the Motion and Notice to the necessary agencies or departments. Bring it and a copy to your court hearing.

7. Go to your court hearing. Bring your copy of the court documents.

The hearing will take place in front of a judge or commissioner at Juvenile Court. Bring your copy the Motion(s) and Notice(s) that you filed, your copy of the Certificate of Service, and the Order that you filled out for each case.

8. After the hearing, get certified copies of the court orders.

If the Court approves your Motion(s) and signs your Order(s), you will need a certified copy of the Order(s). You can ask the judge to order the clerk to provide a certified copy of the order at no cost, or you can get a certified copy of the order from the clerk. The cost for a certified copy will vary from court to court. You should keep your certified copy someplace safe.

9. Mail a copy of the certified order to every agency involved.

Make enough copies of the certified court Order(s) so that you can mail or deliver a copy to each of the agencies that you sent notice in #6. Send a cover letter with the Order(s). You can use the second sample letter in Appendix D, including your personal information. Sign and date the letter. Make and keep a copy of each letter that you send.

After all this hard work, do not skip this last step! The agencies will not know to seal your record unless they get a copy of the certified Order.

Background Checks: There may be a lag time between the time the court enters an order sealing your record and the removal of the information from private credit reporting companies. Generally these companies update their databases with court information every three months, so expect that your record may still be available to these companies for 4 or more months after you get an order of sealing. If you believe that you successfully sealed your record, but find out that the record has shown up on a background check, contact TeamChild's Record Sealing Clinic at recordsealing@teamchild.org

APPENDIX A - Classification of Offenses

Juvenile offenses are ranked under [RCW 13.40.0357](#) from A+ through E. The rankings correspond to adult crime categories: Offense category A equals class A felony; offense category B equals class B felony; offense category C equals class C felony; offense category D equals gross misdemeanor; and offense category E equals misdemeanor. Felonies are generally more serious than misdemeanors.

OFFENSE CATEGORY	DESCRIPTION (RCW CITATION)	CATEGORY FOR ATTEMPT, BAILJUMP, CONSPIRACY, OR SOLICITATION
Arson and Malicious Mischief		
A	Arson 1 (9A.48.020)	B+
B	Arson 2 (9A.48.030)	C
C	Reckless Burning 1 (9A.48.040)	D
D	Reckless Burning 2 (9A.48.050)	E
B	Malicious Mischief 1 (9A.48.070)	C
C	Malicious Mischief 2 (9A.48.080)	D
D	Malicious Mischief 3 (9A.48.090(2)(a) and (c))	E
E	Malicious Mischief 3 (9A.48.090(2)(b))	E
E	Tampering with Fire Alarm Apparatus (9.40.100)	E
E	Tampering with Fire Alarm Apparatus with Intent to Commit Arson (9.40.105)	E
A	Possession of Incendiary Device (9.40.120)	B+
Assault and Other Crimes Involving Physical Harm		
A	Assault 1 (9A.36.011)	B+
B+	Assault 2 (9A.36.021)	C+
C+	Assault 3 (9A.36.031)	D+
D+	Assault 4 (9A.36.041)	E

B+	Drive-By Shooting (9A.36.045)	C+
D+	Reckless Endangerment (9A.36.050)	E
C+	Promoting Suicide Attempt (9A.36.060)	D+
D+	Coercion (9A.36.070)	E
C+	Custodial Assault (9A.36.100)	D+
Burglary and Trespass		
B+	Burglary 1 (9A.52.020)	C+
B	Residential Burglary (9A.52.025)	C
B	Burglary 2 (9A.52.030)	C
D	Burglary Tools (Possession of) (9A.52.060)	E
D	Criminal Trespass 1 (9A.52.070)	E
E	Criminal Trespass 2 (9A.52.080)	E
C	Mineral Trespass (78.44.330)	C
C	Vehicle Prowling 1 (9A.52.095)	D
D	Vehicle Prowling 2 (9A.52.100)	E
Drugs		
E	Possession/Consumption of Alcohol (66.44.270)	E
C	Illegally Obtaining Legend Drug (69.41.020)	D
C+	Sale, Delivery, Possession of Legend Drug with Intent to Sell (69.41.030(2)(a))	D+
E	Possession of Legend Drug (69.41.030(2)(b))	E
B+	Violation of Uniform Controlled Substances Act - Narcotic, Methamphetamine, or Flunitrazepam Sale (69.50.401(2) (a) or (b))	B+

C	Violation of Uniform Controlled Substances Act – Non-narcotic Sale (69.50.401(2)(c))	C
E	Possession of Marijuana <40 grams (69.50.4014)	E
C	Fraudulently Obtaining Controlled Substance (69.50.403)	C
C+	Sale of Controlled Substance for Profit (69.50.410)	C+
E	Unlawful Inhalation (9.47A.020)	E
B	Violation of Uniform Controlled Substances Act - Narcotic, Methamphetamine, or Flunitrazepam Counterfeit Substances (69.50.4011(2) (a) or (b))	B
C	Violation of Uniform Controlled Substances Act - Nonnarcotic Counterfeit Substances (69.50.4011(2) (c), (d), or (e))	C
C	Violation of Uniform Controlled Substances Act - Possession of a Controlled Substance (69.50.4013)	C
C	Violation of Uniform Controlled Substances Act - Possession of a Controlled Substance (69.50.4012)	C
Firearms and Weapons		
B	Theft of Firearm (9A.56.300)	C
B	Possession of Stolen Firearm (9A.56.310)	C
E	Carrying Loaded Pistol Without Permit (9.41.050)	E
C	Possession of Firearms by Minor (<18) (9.41.040(2)(a)(iii))	C
D+	Possession of Dangerous Weapon (9.41.250)	E
D	Intimidating Another Person by use of Weapon (9.41.270)	E

Homicide		
A+	Murder 1 (9A.32.030)	A
A+	Murder 2 (9A.32.050)	B+
B+	Manslaughter 1 (9A.32.060)	C+
C+	Manslaughter 2 (9A.32.070)	D+
B+	Vehicular Homicide (46.61.520)	C+
Kidnapping		
A	Kidnap 1 (9A.40.020)	B+
B+	Kidnap 2 (9A.40.030)	C+
C+	Unlawful Imprisonment (9A.40.040)	D+
Obstructing Governmental Operation		
D	Obstructing a Law Enforcement Officer (9A.76.020)	E
E	Resisting Arrest (9A.76.040)	E
B	Introducing Contraband 1 (9A.76.140)	C
C	Introducing Contraband 2 (9A.76.150)	D
E	Introducing Contraband 3 (9A.76.160)	E
B+	Intimidating a Public Servant (9A.76.180)	C+
B+	Intimidating a Witness (9A.72.110)	C+
Public Disturbance		
C+	Riot with Weapon (9A.84.010(2)(b))	D+
D+	Riot Without Weapon (9A.84.010(2)(a))	E
E	Failure to Disperse (9A.84.020)	E
E	Disorderly Conduct (9A.84.030)	E
Sex Crimes		
A	Rape 1 (9A.44.040)	B+

A-	Rape 2 (9A.44.050)	B+
C+	Rape 3 (9A.44.060)	D+
A-	Rape of a Child 1 (9A.44.073)	B+
B+	Rape of a Child 2 (9A.44.076)	C+
B	Incest 1 (9A.64.020(1))	C
C	Incest 2 (9A.64.020(2))	D
D+	Indecent Exposure (Victim <14) (9A.88.010)	E
E	Indecent Exposure (Victim 14 or over) (9A.88.010)	E
B+	Promoting Prostitution 1 (9A.88.070)	C+
C+	Promoting Prostitution 2 (9A.88.080)	D+
B+	Indecent Liberties (9A.44.100)	C+
A-	Child Molestation 1 (9A.44.083)	B+
B	Child Molestation 2 (9A.44.086)	C+
Theft, Robbery, Extortion, and Forgery		
B	Theft 1 (9A.56.030)	C
C	Theft 2 (9A.56.040)	D
D	Theft 3 (9A.56.050)	E
B	Theft of Livestock 1 and 2 (9A.56.080 and 9A.56.083)	C
C	Forgery (9A.60.020)	D
A	Robbery 1 (9A.56.200)	B+
B+	Robbery 2 (9A.56.210)	C+
B+	Extortion 1 (9A.56.120)	C+
C+	Extortion 2 (9A.56.130)	D+
C	Identity Theft 1 (9.35.020(2))	D
D	Identity Theft 2 (9.35.020(3))	E
D	Improperly Obtaining Financial Information (9.35.010)	E

B	Possession of Stolen Property 1 (9A.56.150)	C
C	Possession of Stolen Property 2 (9A.56.160)	D
D	Possession of Stolen Property 3 (9A.56.170)	E
C	Taking Motor Vehicle Without Permission 1 and 2 (9A.56.070 and 9A.56.075)	D
Motor Vehicle Related Crimes		
E	Driving Without a License (46.20.005)	E
B+	Hit and Run - Death (46.52.020(4)(a))	C+
C	Hit and Run - Injury (46.52.020(4)(b))	D
D	Hit and Run-Attended (46.52.020(5))	E
E	Hit and Run-Unattended (46.52.010)	E
C	Vehicular Assault (46.61.522)	D
C	Attempting to Elude Pursuing Police Vehicle (46.61.024)	D
E	Reckless Driving (46.61.500)	E
D	Driving While Under the Influence (46.61.502 and 46.61.504)	E
Other		
B	Animal Cruelty 1 (16.52.205)	C
B	Bomb Threat (9.61.160)	C
C	Escape 1 (9A.76.110)	C
C	Escape 2 (9A.76.120)	C
D	Escape 3 (9A.76.130)	E
E	Obscene, Harassing, Etc., Phone Calls (9.61.230)	E
A	Other Offense Equivalent to an Adult Class A Felony	B+

B	Other Offense Equivalent to an Adult Class B Felony	C
C	Other Offense Equivalent to an Adult Class C Felony	D
D	Other Offense Equivalent to an Adult Gross Misdemeanor	E
E	Other Offense Equivalent to an Adult Misdemeanor	E
V	Violation of Order of Restitution, Community Supervision, or Confinement (13.40.200)	V

APPENDIX B - County-Specific Practices for Juvenile Record Sealing Requests

The following information was provided by the juvenile court clerks in each county and was last updated in May 2012. The laws have changed since then, so before filing, you should call your county court clerk to make sure that you have the most up to date instructions about the local record sealing process.

updated 05/2012

County	
Adams County	<p>You must be 23 years of age. They recommend you contact a private attorney. They will allow you to file without an attorney, but will not offer help in the process.</p> <p>For more information, contact:</p> <p>Adams County Juvenile Court 425 E. Main Suite 100 Othello, WA 99344 Phone: 509-488-5646</p>
Asotin County	<p>Asotin County follows the general process described in this Manual. The Clerk's office will help you get a court date and give you information regarding your cause numbers and potential fines owed.</p> <p>For more information, contact:</p> <p>Asotin County Clerk's Office 135 2nd St, PO Box 159 Asotin, WA 99402-0159 Phone: 509-243-2081</p>
Benton/ Franklin Counties	<p>Benton and Franklin Counties follow the general process described in this Manual.</p> <p>For more information, contact:</p> <p>Benton County Clerk's Office 7122 W Okanogan Pl, Bldg A Kennewick, WA 99336-2359 Phone: 509-735-8388 x5</p>

Chelan County	<p>Chelan County has its own sealing process which you must follow. You can buy all forms and instructions from the Clerk's Office for \$5. Chelan County needs some additional documentation. Their instruction packet explains. If you are out of the County, you can have someone process the paperwork for you.</p> <p>For more information, contact the Clerk's office:</p> <p>350 Orondo Ave PO Box 3025 Wenatchee, WA 98807-3025 509-667-6380</p>
Clallam County	<p>Contact Clallam County Juvenile Court for help. Court staff will check your eligibility to seal for a \$20 non-refundable fee. If you are eligible, court staff will complete the sealing process for you for an extra \$80. The process takes about three weeks. You can either go to the hearing or have the signed order mailed to you.</p> <p>Clallam County requires that you have no outstanding restitution on any matters before sealing.</p> <p>Juvenile and Family Services 1912 West 18th Street Port Angeles, Washington 98363 Phone: (360) 417-2282</p>
Clark County	<p>Clark County Juvenile Court provides full assistance with the records sealing process. This process takes approximately four months. Do not delay in starting. To start the process, you must fill out two forms and return them to the Juvenile Justice Center. The Juvenile Justice Center then reviews your motion for eligibility. If you are eligible, they will handle providing notice to the parties and will ultimately provide you with a signed order.</p> <p>More information online at http://www.clark.wa.gov/juvenile/sealing-destroying.htm</p> <p>Or contact:</p> <p>Juvenile Justice Center 500 W 11th St PO Box 5000 Vancouver, WA 98666-5000 Phone: 360-397-2201 x2</p>
Columbia County	<p>You must get a motion form from the Juvenile Justice Center. You may fill out the form right there in the office. Staff at the Center will help you get your</p>

	<p>criminal history, which you must attach to your motion. Your motion is then provided to the Prosecutor's Office. If you are eligible to seal your record(s), the Prosecutor's Office will handle the rest of the process and help you get a signed order.</p> <p>You must have paid all outstanding juvenile and adult fines before sealing your records.</p> <p>For more information contact:</p> <p>Juvenile Justice Center 455 W Rose St PO Box 1754 Walla Walla, WA 99362-1790 Phone: 509-524-2800</p> <p>Or find information online at http://www.co.walla-walla.wa.us/departments/jjc/SealRecords.shtml</p>
Cowlitz County	<p>You must stop by the Juvenile Department and fill out a record sealing request form. Juvenile Department staff will complete further paperwork for you and set a court date for you about six weeks out. You must then return and sign that paperwork. Notice will be sent to all the parties. If there is no objection, your motion will be presented to the court on the day of your hearing.</p> <p>For more information see: http://www.co.cowlitz.wa.us/juvenile/probation_services/rec_seal_procedure.htm</p> <p>Cowlitz County Juvenile Department 1725 1st Avenue, Longview, WA 98632 Phone: 360.577.3100</p>
Douglas County	<p>Douglas County follows the general process described in this Manual. You can buy a hard copy of the manual for \$5 from the Clerk's office. If you live out of the county, you can petition the Prosecutor's Office to have your presence waived. Paperwork must be filed with the Clerk's Office in Waterville, WA. Court hearings are held every Wednesday.</p> <p>For more information contact:</p> <p>Douglas County Clerk's Office 203 S Rainier Waterville, WA 98858-0516</p>

	Phone: 509-745-8529
Ferry/Pend Oreille/ Stevens County	<p>Ferry County follows the general process described in this Manual. You are encouraged to seek help from an attorney.</p> <p>For more information contact:</p> <p>Juvenile Court 350 E Delaware Ave, Ste 10 Republic, WA 99166-9747 Phone: 509-775-5225 ext. 1108</p>
Franklin County	See listing for Benton/Franklin above
Garfield County	<p>Garfield County follows the general process described in this Manual.</p> <p>Staff at Juvenile Court will help you figure out and get through the court process. Juvenile Court hearings are held once a month on the first Tuesday of the month.</p> <p>For more information, contact:</p> <p>Garfield County Juvenile Court 135 2nd St Asotin, WA 99402 Phone: 509-243-2024</p>
Grant County	<p>Grant County follows the general process described in this Manual.</p> <p>Staff at Juvenile Court will help you figure out and get through the court process.</p> <p>For more information, contact:</p> <p>Grant County Juvenile Court 303 Abel Rd PO Box 818 Ephrata, WA 98823-0818 Phone: 509-754-5690</p>
Grays Harbor County	<p>Grays Harbor County follows the general process described in this Manual.</p> <p>The Grays Harbor Prosecutor files a response to every sealing motion. If the Prosecutor disagrees with your Motion to Seal, it does not mean the motion is denied. You should still appear at your court hearing and allow the Judge to decide whether or not to sign your Order. You can also call the Prosecutor's</p>

	<p>office a week after you file the notice and motion to see if you are eligible. This will allow you to take any needed actions that will make you eligible at the time of your court hearing.</p> <p>For more information contact:</p> <p>Grays Harbor Juvenile Court 103 Hagara St Aberdeen, WA 98520-3198 Phone: 360-533-3919</p>
Island County	<p>Island County follows the general process described in this Manual. You can get a free packet of information at Juvenile Court. The court charges for copies.</p> <p>For more information, contact:</p> <p>Island County Juvenile Court 501 N Main St PO Box 5000 Coupeville, WA 98239-5000 Phone: 360-679-7325</p>
Jefferson County	<p>Contact Juvenile Court for help with the process. Court staff will help determine whether you are eligible to seal your records. If you are eligible, you will be sent a packet of forms to complete. Court staff will assist you with obtaining a court date and will notify the other parties for you. There is a \$30 filing fee for each record that you are trying to seal.</p> <p>For more information, contact:</p> <p>Jefferson County Juvenile Court 1820 Jefferson St PO Box 1220 Port Townsend, WA 98368-0920 Phone: 360-385-9190</p>
King County	<p>Follow sealing process described in this manual. See www.teamchild.org and search for Juvenile Record Sealing Project for information on free help from the Juvenile Record Sealing Clinics.</p>
Kitsap County	<p>You must visit Juvenile court between 8:30 am and 4:00 pm. Show a copy of your picture ID. Staff will help you get a copy of your criminal history. Staff will then review your criminal history with you to see if you are eligible to</p>

	<p>seal. If it appears that you are, you must make an appointment to meet further with a staff member. There are three staff members who meet with people to explain the sealing process, help filling out the needed paperwork, and give you a court date. You must then mail out notice to the parties. The process takes about four weeks.</p> <p>For more information visit:</p> <p>http://www.kitsapgov.com/juv/sealing.htm</p> <p>or contact Juvenile Court directly at:</p> <p>614 Division St, MS-28 Port Orchard WA 98366 Phone: 360-337-5401</p>
Kittitas County	<p>Kittitas County generally follows the process as described in this Manual. Juvenile Court staff is unable to help with the process.</p> <p>For more information, contact:</p> <p>Kittitas County Juvenile Court 205 W 5th Ave, Ste 211 Ellensburg, WA 98926-2887 Phone: 509-962-7516</p>
Klickitat County	<p>The Klickitat Clerk's office will process everything for you. Just call them. They will give you a court date and notify all of the necessary parties.</p> <p>For more information, contact:</p> <p>Klickitat County Juvenile Court 131 W Court St, MS CH-16 Goldendale, WA 98620-8932 Phone: 509-773-3355</p>
Lewis County	<p>Lewis County generally follows the process as described in this Manual. You can get a packet of information and instructions from Juvenile Court. If you call the court, they will look up your record for you. Lewis County contracts with one attorney who will handle the sealing process for you for a negotiated price of \$150 per cause number.</p> <p>For more information, contact:</p> <p>Lewis County Juvenile Court</p>

	<p>1255 SW Pacific Ave Chehalis, WA 98532-4802 Phone: 360-740-1178</p>
Lincoln County	<p>Lincoln County generally follows the process as described in this Manual. The court will help you get your criminal history and see if you are eligible to have your record sealed. Contact juvenile court for information regarding attorneys who will help you for a reduced fee.</p> <p>For more information, contact:</p> <p>Lincoln County Juvenile Court 450 Logan St PO Box 5 Davenport, WA 99122-0005 Phone: 509-725-7475</p>
Mason County	<p>Mason County generally follows the process as described in this Manual. You can get a packet of information and instructions from Juvenile Court.</p> <p>For more information, contact:</p> <p>Mason County Juvenile Court 615 W Alder St PO Box 368 Shelton, WA 98584-0368 Phone: 360-427-9670</p>
Okanogan County	<p>Contact juvenile court for help. You will be asked to provide your name and date of birth to staff who will review your criminal history with you. You may choose to pay a fee of \$100 for court staff to complete the sealing process for you. You must go to a court hearing. This process takes approximately three weeks. Okanogan County requires you to have NO outstanding court fines on any matters before sealing.</p> <p>For more information, contact:</p> <p>Okanogan County Juvenile Court 237 N 4th Ave PO Box 432 Okanogan, WA 98840-0432 Phone: 509-422-7250</p>
Pacific County	<p>You may get help with the process from juvenile court. Contact juvenile court to schedule an appointment with a staff member who will screen for eligibility. If you are eligible for sealing, staff will complete the sealing process</p>

	<p>for you. You must go to your court hearing unless you live outside of the county. This process takes approximately one month.</p> <p>For more information, contact:</p> <p>Pacific County Juvenile Court 300 Memorial Dr PO Box 93 South Bend, WA 98586-0093 Phone: 360-875-9350</p>
Pend Oreille County	See Ferry County above
Pierce County	<p>Pierce County generally follows the process as described in this Manual. However, they require specific forms, available on their website and at the Clerk's Office. ALL outstanding fines must be paid in order to seal records in Pierce County.</p> <p>For more information, contact:</p> <p>Pierce County Juvenile Court 5501 6th Ave Tacoma, WA 98406-2603 Phone: 253-798-7900</p> <p>http://www.co.pierce.wa.us/pc/abtus/ourorg/juvct/abtusjuv.htm</p>
San Juan County	<p>You may get help with the process from juvenile court.</p> <p>For more information contact:</p> <p>San Juan County Juvenile Court 350 Court St, #4 Friday Harbor, WA 98250-7901 360-378-4620</p>
Skagit County	<p>Skagit County generally follows the process as described in this Manual. You may buy a packet of forms and instructions for \$5 from the Clerk's Office. Clerk's Office staff will help you get a copy of your criminal history and schedule a court date. Court hearings are held on Tuesdays and must be scheduled a minimum of two weeks out. Once the judge has signed your order, the Clerk's Office will send copies to the agencies which have your criminal records.</p>

	<p>For more information, contact:</p> <p>Skagit County Clerk's Office 205 W Kincaid St, Rm 103 Mount Vernon, WA 98273-4225 Phone: 360-336-9440</p>
Skamania County	<p>Contact Juvenile Court for assistance. Staff will help you fill out the needed paperwork and send out notice to the parties. If there is no objection to the motion to seal, the order will be signed by the judge without a hearing. A copy of the signed order will then be sent to you for your records.</p> <p>For more information, contact:</p> <p>Skamania County Juvenile Court 240 Vancouver Ave. Stevenson, WA 98648 Phone: 509-427-3715</p>
Snohomish County	<p>Snohomish County generally follows the process as described in this Manual.</p> <p>For more information see:</p> <p>Denney Juvenile Justice Center 2801 10th Street Everett, Washington 98201 Phone: (425) -388 -7800</p>
Spokane County	<p>Call the court at the number below. They will determine your eligibility for free. This process takes approximately two weeks. You will get a letter stating your eligibility. If you are eligible, you can choose to process the paperwork on your own, hire a private attorney, or pay the court a \$100 fee to process the paperwork for you. If you choose to pay the court, you do not need to appear to the hearing. The court will send you a copy of the signed order. The sealing process takes approximately four to six weeks.</p> <p>For more information see:</p> <p>http://www.spokanecounty.org/data/juvenile/pdf/Sealing%20and%20Destruction%20of%20Juvenile%20Court%20Records.pdf</p> <p>Or contact:</p> <p>Juvenile Court</p>

	<p>1208 W Mallon Ave Spokane, WA 99201-2091 Phone: 509-477-2411</p>
Stevens County	See Ferry County above
Thurston County	<p>You must get a packet of forms and instructions from Thurston County Juvenile Court. Staff at Thurston County Juvenile Court will help you figure out which agencies hold your juvenile records. Once you fill out the needed paperwork, your motion will be provided to the Prosecutor's Office and then to the Judge for signature. You will be notified once your Order is signed. You generally do not need to appear for a court hearing. All legal and court fees must be paid.</p> <p>For more information, contact:</p> <p>Dave Furman, Juvenile Probation 2801 32nd Ave. SW., Tumwater, WA 98501 Phone: 360-709-3189</p>
Wahkiakum County	<p>Contact Juvenile Court for help. You will be asked to provide your name, date of birth and current address. If you are eligible to seal your records, you will be sent a form to fill out and send back. Court staff will then give you a court date and send out notice of the hearing to all parties. These hearings are held only once a month. You must appear at the hearing.</p> <p>For more information, contact:</p> <p>Wahkiakum County Juvenile Court 300 Memorial Ave, Fl 2 South Bend, WA 98586-0093 Phone: 360-875-9350</p>
Walla Walla County	<p>You must get a motion form from the Walla Walla Juvenile Justice Center. Staff at the Center will help you get your criminal history, which you must attach to your motion. Your motion is then provided to the Prosecutor's Office. If you are eligible to seal your record(s), the Prosecutor's Office will handle the rest of the process and help you get a signed order. Walla Walla County requires that you have paid all outstanding juvenile and adult court fees and fines before sealing your records.</p> <p>For more information, contact:</p> <p>Juvenile Justice Center</p>

	<p>455 W Rose St Walla Walla, WA 99362-0033 Phone: 509-524-2800</p> <p>Or online at: http://www.co.walla-walla.wa.us/departments/jjc/SealRecords.shtml</p>
Whatcom County	<p>You must contact the Whatcom Juvenile court and fill out a sealing request form. Once the request form is turned in, your records are reviewed for eligibility. You will be notified of your eligibility and the next steps to take about a week later. Court hearings are held on Wednesdays at 10am. You must have paid all juvenile fines before sealing.</p> <p>For more information, contact:</p> <p>Whatcom County Juvenile Court 311 Grand Ave, Ste 501 Bellingham, WA 98225-4048 Phone: 360-676-6780</p> <p>Or online at http://www.co.whatcom.wa.us/juvenile/sealingrecords.jsp</p>
Whitman County	<p>You may buy a packet of forms and instructions for \$5 from Clerk's Office. Follow the procedures in the packet.</p> <p>For more information, contact:</p> <p>Whitman County Clerk 400 N Main St Colfax, WA 99111-0598 Phone: 509-397-6240</p>
Yakima County	<p>Yakima County generally follows the process as described in this Manual.</p> <p>For more information see:</p> <p>County of Yakima: Juvenile Court Administration 1728 Jerome Avenue Yakima, Washington 98902 Phone: 509-574-2050</p>

APPENDIX C - Court Forms

- 1. Motion and Declaration to Seal Records of Juvenile Offender**
- 2. Order on Motion to Seal Records of Juvenile Offender**
- 3. Notice of Respondent's Motion to Seal Records of Juvenile Offender**
- 4. Certificate of Service**

1.Motion and Declaration to Seal Records of Juvenile Offender

**SUPERIOR COURT OF WASHINGTON
COUNTY OF _____
JUVENILE COURT**

STATE OF WASHINGTON v.

D.O.B.:

Respondent.

No:

**Motion and Declaration to Seal
Records of Juvenile Offender
(MTAF)**

I. Motion

RESPONDENT moves the court for an order sealing his or her juvenile court records. This motion is based on ☐ RCW Title 13.50.260 or ☐ GR 15(c) and the declaration of respondent.

Dated: _____

Attorney for Respondent/WSBA No.

II. Declaration of Respondent

I, _____, state as follows:

2.1. Finding of guilt: On _____ [date] I was found guilty of

[name of offense].

2.2 Sealing records - factors pursuant to RCW Title 13.50.260:

- ☐ **Class A Felony Conviction:** At least one of the offenses I am attempting to seal involves a Class "A" felony but both of the following are true:
- (1) Since my last date of release from confinement, including full-time residential treatment, or from the entry of disposition (including deferred disposition), I have spent five consecutive years in the community without committing any offense or crime that has resulted in conviction or adjudication.
 - (2) I have not been convicted of Rape in the First Degree, Rape in the Second Degree, or Indecent Liberties with Forcible Compulsion;
- ☐ **All Class B and C Felony, Gross Misdemeanor, or Misdemeanor Convictions, or Diversions:** Since my last date of release from confinement, including full-time residential treatment, or from the entry of disposition (including deferred disposition), I have spent two consecutive years in the community without committing any offense or crime that has resulted in conviction or diversion.

And, I meet the following requirements:

There are no proceedings pending against me seeking the conviction or diversion of a juvenile or criminal offense.

I am no longer required to register as a sex offender under RCW 9A.44.130 or I have been relieved of the duty to register under RCW 9A.44.143 if I was convicted of a sex offense.

I have paid the full amount of restitution owing to the individual victim named in the restitution order, excluding restitution owed to any insurance provider authorized under Title 48 RCW.

I am eligible to have my records sealed under RCW Title 13.50 in that I have satisfied all the requirements of those statutes.

2.3 Sealing records of vacated deferred disposition – factors pursuant to RCW Title 13.50:

I meet the following requirements:

The court vacated my deferred disposition and dismissed the case with prejudice pursuant to RCW 13.40.127(9) prior to June 7, 2012.

I am over 18 years of age.

I have paid the full amount of restitution owing to the individual victim named in the restitution order, excluding restitution owed to any insurance provider authorized under Title 48 RCW.

2.4 Other circumstances that I believe require sealing of my juvenile court records (GR 15):

I declare under penalty of perjury under the laws of the state of Washington that the foregoing is, to the best of my knowledge, true and correct.

Signed on _____, at _____, Washington.

Respondent

Address

2. Order on Motion to Seal Records of Juvenile Offender

SUPERIOR COURT OF WASHINGTON COUNTY OF _____ <div style="text-align: center;">JUVENILE COURT</div>	
STATE OF WASHINGTON v. <div style="text-align: right;">Respondent.</div>	No: Order Re: Sealing Records of Juvenile Offender (ORSF, ORSFD)
D.O.B.: _____	

I. Basis

- 1.1 THIS MATTER came on before the court on (choose one):
- ☐ **Motion to seal records under RCW 13.50.260:** Respondent's motion to vacate and seal records of juvenile offender pursuant to RCW Title 13.50.260.
 - ☐ **Administrative Sealing Under RCW 13.50.260 or 13.40.127:** Administrative sealing of juvenile records pursuant to ☐ regular statutory administrative sealing of a qualified disposition order entered after June 11, 2014 (RCW Title 13.50), or, ☐ vacated deferred disposition dismissed and vacated after June 6, 2012 (RCW 13.40.127).
 - ☐ **Acquittal or Dismissal of Charges Under RCW 13.50.260:** Sealing of juvenile records pursuant to ☐ acquittal of charges in the case, or ☐ dismissal of charges with prejudice and subject to the state's right, if any, to appeal the dismissal. (RCW 13.50.260).
 - ☐ **Re-Sealing Post Nullification Under RCW 13.50.260:** Sealing of juvenile records previously nullified by subsequent adjudication and disposition in a different case number, but for which the respondent requests re-sealing (RCW 13.50.260).
 - ☐ **Motion to Seal Records Under GR 15:** Respondent's motion to seal records of juvenile offender pursuant to GR 15.
- 1.2 The court heard the matter ☐ with ☐ without oral argument and considered ☐ the pleadings submitted on the matter ☐ and the relevant court records.

II. . Findings

- 2.1 ☐ Motion to seal records pursuant to RCW 13.50.260:
- ☐ Notice of motion: Adequate notice ☐ was ☐ was not given to the appropriate parties and agencies; and,
 - ☐ Satisfaction of motion requirements: Respondent ☐ has satisfied the requirements of RCW 13.50.260 and is entitled to have sealed the official juvenile court record, the social

file, and the records of the court and of any other agency in the case ☐ has not satisfied the requirements of RCW 13.50.260 and is not entitled to have sealed the official juvenile court record, the social file, and the records of the court and of any other agency in the case.

2.2 ☐ **Administrative sealing under RCW 13.50.260 or 13.40.127:**

☐ **Deferred disposition vacated after June 6, 2012:** The deferred disposition was dismissed and vacated after June 6, 2012. The respondent is entitled to have the files and records in this case sealed under to RCW 13.40.127.

☐ **Regular statutory administrative sealing:** A disposition in this case was entered after June 11, 2014, and, the respondent is entitled to have the files and records in this case reviewed for automatic sealing pursuant to RCW 13.50.260 because the respondent is now at least 18 years of age and is no longer subject to community supervision and/or JRA commitment and parole. At the regular sealing hearing set for this matter, the court found:

☐ **Entitled to administratively seal:** there is no objection to sealing, nor is there any compelling reason not to seal. The respondent is entitled to have the files and records in this case administratively sealed pursuant to RCW 13.50.260 because respondent complied with all terms of the disposition order and has paid in full the amount of restitution owing to the individual victim named in the restitution order, excluding restitution owed to any insurance provider authorized under Title 48 RCW.

☐ **Failure to complete the terms of the disposition:** The respondent failed to complete the terms of the disposition order and has failed to pay in full the amount of restitution owing to the individual victim named in the restitution order, excluding restitution owed to any insurance provider authorized under Title 48 RCW. The respondent is not entitled to administrative sealing of the files and records in this case.

☐ **Objection or compelling reason:** Despite being eligible for administrative sealing, there was an objection made to sealing and/or the court found a compelling reason not to seal the case. A hearing was set for today. This date ☐ was ☐ was not at least 18 days after notice of the hearing and opportunity to object was sent to the respondent, the victim, and respondent's attorney. After hearing arguments from the attorneys, the court finds sealing the files and records in this case ☐ appropriate ☐ inappropriate.

2.3 ☐ **Acquittal or dismissal of charges under RCW Title 13.50.260:** The respondent is entitled to sealing of juvenile records base on ☐ acquittal of charges in the case, or ☐ dismissal of charges.

2.4 ☐ **Re-sealing post nullification under RCW Title 13.50.260:** This case was previously sealed and then the sealing order nullified after adjudication in a subsequent case number _____-8-_____. Since nullification, there has been a disposition in the subsequent case number. Now, this case ☐ does qualify ☐ does not qualify for sealing by statute. Re-sealing in this case is ☐ appropriate ☐ inappropriate (RCW 13.50.260).

2.5 ☐ **Motion to seal records under GR 15:** Compelling privacy or safety concerns that outweigh the public interest in access to the court records ☐ have ☐ have not been found. In addition, the court finds as follows:

_____.

III. Order

Based on the above findings, it is hereby ordered:

☐ **Sealing Denied:** The files and records in this case shall not be sealed.

☐ **Sealing Granted:** The files and records in this case shall be sealed as follows:

☐ **Pursuant to RCW 13.50.260 or RCW 13.40.127:** The court grants the motion to seal pursuant to RCW 13.50.260 or RCW 13.40.127, as applicable, including any administrative review required by statute. Pursuant to this order:

1. With the exception of identifying information specified in RCW 13.50.050(13), the official juvenile court record, the social file, and other records relating to the case as are named herein are sealed;
2. The proceedings in the case shall be treated as if they never occurred and the subject of the records may reply accordingly to any inquiry about the events, the records of which are sealed. However, county clerks may interact or correspond with the respondent, respondent's parents, and any holders of potential assets or wages of the respondent for the purposes of collecting any outstanding legal financial obligations even after juvenile court records have been sealed.
3. Any agency shall reply to any inquiry concerning confidential or sealed records that records are confidential, and no information can be given about the existence or nonexistence of records concerning an individual;
4. Inspection of the files and records included in this order may only be permitted by order of the court and upon motion made by the person who is the subject of the information or complaint, except as otherwise provided in RCW 13.50.010(8) and 13.50.050(13);
5. Any adjudication of a juvenile offense or a crime subsequent to sealing has the effect of nullifying this order; however, the court may order this case resealed upon disposition of the subsequent matter if this case meets the sealing criteria under RCW 13.50.260 and this case has not previously been resealed;
6. Any charging of an adult felony subsequent to this order has the effect of nullifying this order.

☐ **Pursuant to GR 15:** The court grants the motion to seal pursuant to GR 15. The files and records in this case are sealed for a period not to exceed the following time period:

_____, and
the clerk of the court is ordered to seal the entire court file and to secure it from public access. Any adjudication of a juvenile offense or a crime subsequent to sealing has the effect of nullifying this order.

Dated: _____

Judge/Commissioner

Submitted by:

Attorney for Respondent/WSBA No.

3. Notice of Respondent's Motion to Seal Records of Juvenile Offender

SUPERIOR COURT OF WASHINGTON
COUNTY OF _____
JUVENILE COURT

STATE OF WASHINGTON v.

D.O.B.:

Respondent.

No:

**NOTICE OF RESPONDENT'S MOTION
TO SEAL RECORDS OF JUVENILE
OFFENDER
(NT)**

TO: _____ County Superior Court Clerk's Office
TO: _____ County Prosecutor, Juvenile Division
TO: _____ County Juvenile Court Administrator
TO: _____ Police Department/Sheriff's Office
TO: Washington State Patrol, Records Division
TO: Juvenile Rehabilitation Administration (DSHS)
TO: _____
TO: _____

PLEASE TAKE NOTICE that on _____ at _____ a.m./p.m., at

_____, will move for an order sealing the juvenile records on the above
entitled matter.

Dated: _____

Pro Se Respondent (Sign Name)

5. Certificate of Service

SUPERIOR COURT OF WASHINGTON COUNTY OF _____ JUVENILE COURT

STATE OF WASHINGTON v.

No:

CERTIFICATE OF SERVICE

Respondent.

D.O.B.:

I, _____, certify under that today I served a copy of the Notice and Motion to Seal Records in the above referenced matter to the following in the manner indicated below:

PERSONAL SERVICE

I served the Notice by delivering a true copy to the following:

**Name of court/prosecutor/
Law enforcement agency**

Address Where Served

Date

_____	_____	_____
_____	_____	_____
_____	_____	_____

SERVICE BY MAIL (Attach to this form both the postal receipt and the return receipt signed by the defendant.)

I served the Notice by depositing in the United States Post Office a true copy of the Notice enclosed in a sealed envelope having adequate postage and sent as follows:

Name of court/prosecutor/ Law enforcement agency	Address Where Mailed	Date Mailed
_____	_____	_____
_____	_____	_____
_____	_____	_____

I, the undersigned, declare under penalty of perjury that the foregoing is true and correct.

Dated: _____

Signature

Printed Name

Signed in _____

[City & State]

APPENDIX D - Sample Letters

<p>Sample Letter to Law Enforcement, Juvenile Rehabilitation Administration (JRA), and/or, Washington State Patrol (WSP) Motion and Notice of Hearing</p>
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(Write the date here)

Washington State Patrol
Records Division
P.O. Box 42633
Olympia, WA 98504

RE: Motion to Seal Juvenile Records- **(write your name here)** No: **(write your case numbers here)**

Enclosed please find a copy of Notice and Motion to Seal Records of Juvenile Offender Pursuant to RCW 13.50.260 in the above referenced matters. The motion to seal is set for **(write the date of your hearing here)** at **(write the county here)** Superior Court, Juvenile Division.

Sincerely,

Your signature here

(Print your name and address here)

**Sample Letter to Law Enforcement, Juvenile Rehabilitation
Administration (JRA), and/or, Washington State Patrol (WSP)
After Order is Signed**

(Write the date here)

Washington State Patrol
Records Division
P.O. Box 42633

Olympia, WA 98504

RE: Motion to Seal Juvenile Records

Enclosed please find a copy of **(write your name here)**'s Orders on Motion to Seal Records of Juvenile Offender Pursuant to RCW 13.50.260. Pursuant to this order, RCW 13.50.260 requires any agency in possession of sealed records keep the content of the records, as well as their existence or nonexistence, confidential.

Thank you for your cooperation in this matter. If you have any questions about these documents, please telephone me at **(write your telephone number or a message number here)**.

Respectfully,

Your signature here

(Print your name and address here)