



Expungement of Juvenile Records

Morgan D. Kunz – HCAO

Sarah Davis – Legal Rights Center

Maggie Skelton – Juvenile Court



Overview of Process - Committee

- **State Filed Motions.** Youth do not need to request expungement; State screens all cases for eligibility; State prepares paperwork; Courts and State work together to serve necessary parties; Informing youth of motion;
- **Systematic Review.** Data analysis; Expandable process; Legislative changes.
- **Impact Racial Disparities.** Researched areas where expungement will have the greatest positive effect on racial disparities. HCAO Public Data Dashboard used to identify case types where the disparities are most significant.
- **Phase 1 and 2.** Post-Charge Diversion cases. Felony Delinquency where youth is over 16 are public; Felony cases are most likely to result in reporting to BCA.

Phase 1

Successfully completed delinquency post-charge diversion between Jan 2019 and July 2020.

- 171 cases (144 youth) meet criteria for screening;

No charged delinquency case or adult case in Minnesota for at least 1 year following completion

- State filed petitions in 136 cases (114 youth).
- 79.5% of cases (79.1% of youth).

- Demographics:

White	19.56%
Black or African American	55.07%
Hispanic or Latino	9.42%
Unknown	7.97%
Asian	2.89%
Native American	3.62%

Felony	17.39%
Gross Misdemeanor	25.36%
Misdemeanor	53.62%
Petty Misdemeanor	2.17%

Assault	47
Shoplifting/Fraud/Theft	23
Drugs	17
Disorderly	15
Prop Damage	8
Receiving	7

Feedback

- “On behalf of my son, [], I want to thank you for advocating for him in the full expungement of his case. [], my wife and I really appreciate you going to bat for him. You might be happy to know that he is a rising sophomore at a major university, on scholarship. He has his head on straight, and has a bright future. Your actions serve to help pave the way for a brighter path. I would hate to think that I would be indentured to some of the decisions I made when I was a young man! We grow, learn, mature, and ideally become better, more contributing citizens to society. Thank you for your part in that.”

Phase 2

Successfully completed CWOP or SOA on felony property offense for 16/17-year-old youth that occurred in 2017 through 2019.

No charged delinquency or adult case for 1 year following completion



Morgan Kunz – Morgan.Kunz@Hennepin.Us;

Sarah Davis – sdavis@legalrightscenter.org;

Maggie Skelton – Maggie.Skelton@courts.state.mn.us