



# How will Clean Slate

## WORK?

Clean Slate's seven-bill package will improve Michigan's expungement system. How these bills affect people with a criminal record depends on factors such as the kind of conviction someone has, how long ago a sentence was completed and whether an individual petitioned a judge for an expungement. Here's how it works.

### Marijuana Offenses



Judges must grant expungement requests for offenses that would no longer be a crime as of Dec. 6, 2018.

However, prosecutors may object to an expungement application within 60 days. Applicants will have an opportunity to answer and defend their request.

### Minor Misdemeanors

People can petition for expungement after three years.

After seven years, up to **FOUR** misdemeanors will be automatically expunged.



### Serious Misdemeanors

First offense: can petition a judge for expungement five years after the imposition of a sentence or release from incarceration, whichever is later.

Subsequent offenses: the wait is seven years.



### Traffic Offenses

If a misdemeanor: Can petition a judge for expungement three years after the completion of a sentence.

Otherwise: Can petition for an expungement after five years.



### Non-Assaultive Felonies



- After five years: Can petition for expungement of first felony.
- After seven years: Can petition for expungement of second and third felonies.
- After 10 years: Up to **TWO** non-assaultive felonies will be automatically expunged.

### Assaultive Felonies & Crimes with 10+ Year Sentences that ARE eligible for expungement

- A person can have up to two assaultive crimes expunged in a lifetime.
- After five years: Can petition for expungement of first felony.



- After seven years: Can petition for expungement of first, second & third felonies.
- These convictions will **NOT** be eligible for automatic expungement.

### Keep in Mind:

- Driving under the influence, traffic convictions under a commercial drivers license and traffic convictions involving injury or death aren't expungeable under House Bill 4981.
- Up to three felonies and an unlimited number of non-assaultive misdemeanors can be expunged - however, a person cannot have more than two convictions for assaultive crimes or have multiple convictions of the same kind of crime if it carries a maximum sentence of 10+ years.

### Learn More

Read about the bills, get the latest news on the #CleanSlateMI campaign, hear about upcoming events and more at [www.safeandjustmi.org/Clean-Slate-for-Michigan](http://www.safeandjustmi.org/Clean-Slate-for-Michigan)

**Safe & Just**  
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