

(Rescinds Oakland County Probate Court Administrative Orders 1985-07, 1985-08 and 1991-04)

STATE OF MICHIGAN 6TH JUDICIAL CIRCUIT COURT OAKLAND COUNTY PROBATE COURT	ORDER AUTHORIZING EARLY EXPUNGEMENT OF JUVENILE RECORDS	JOINT ADMINISTRATIVE ORDER 1998-02J
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This administrative order is issued in accordance with Michigan Court Rules 8.112(B) and 5.925(E), which provides that a court may order expungement of its own files and records pertaining to an offense by or against a minor for good cause. The purpose of this order is to rescind Oakland County Probate Court Administrative Orders 1985-07, 1985-08 and 1991-04 and to consolidate them in a joint administrative order that will allow for standardized management of juvenile files and records.

THIS ORDER PERTAINS TO ALL JUVENILE CASE FILES AND RECORDS WHERE:

The only disposition made was Awarned and dismissed;@

The only disposition made was Adismissed;@

The only disposition made was AJurisdiction transferred;@

The only offense charged was a status offense; or

The petition was referred to the consent calendar and probation was successfully completed without a subsequent referral to the formal calendar.

Maintenance of these files and records serves no useful purpose. Expungement of such files and records clears the records of the juveniles involved and results in economy of operation of the court.

IT IS THEREFORE ORDERED THAT:

1. All case files and records on juvenile cases where the only disposition made was Awarned and dismissed@be expunged within the year following the twenty-first birthday of the youngest child subject to the petitions in the file. This section does not apply to case files and records pertaining to adjudicated offenses described in MCR 5.925(E)(a) and (b).

2. All case files and records on juvenile cases where the only disposition made was Adismissed@be expunged within the year following the eighteenth birthday of a child who was alleged to have committed acts of delinquency or within the year following the eighteenth birthday of the youngest child subject to petitions alleging neglect.

3. All case files and records on juvenile cases where the only disposition made was AJurisdiction Transferred@ (to a court in another county in the state of Michigan) be expunged within the year following the eighteenth birthday of a child who was alleged to have committed acts of delinquency or within the year following the eighteenth birthday of the youngest child subject to petitions alleging neglect.

4. All case files and records on juvenile cases where the only offense charged was a status offense be expunged within a year following the eighteenth birthday of the juvenile.

5. All case files and records on juvenile cases where the petition was referred to the consent calendar and probation was successfully completed without a subsequent referral to the formal calendar, be expunged within a year following the eighteenth birthday of the juvenile. This section does not apply to case files and records pertaining to adjudicated offenses described in MCR 5.925(E)(a) and (b).

This order shall become effective immediately. Upon its taking effect, Oakland County Probate Court Administrative Orders 1985-07, 1985-08 and 1991-04 are RESCINDED.

Dated: April 27, 1998

/s Hon. Eugene Arthur Moore
Chief Judge of Probate Court

/s Hon. Edward Sosnick
Chief Judge of Circuit Court