

## **Notice of Rights Regarding the Sealing, Destruction, or Release of Juvenile Records**

### Sealing Juvenile Records Pursuant to Welfare and Institutions Code § 389 and 781

You have the right to petition the Juvenile Court to seal your Juvenile Court record and records in the custody of other agencies such as law enforcement and public officials, after one of the following occurs:

1. Five years or more after the jurisdiction of the Juvenile Court has terminated;
2. Five years or more after you were cited to appear before a probation officer or were taken before a probation officer or any law enforcement officer;
3. At any time after you have reached 18 years of age.

Unless the Court finds good cause to retain your juvenile record, the Juvenile Court shall order the destruction of a sealed record in the possession of the Juvenile Court and any outside agencies:

1. Five years after the record was ordered sealed if you were adjudicated pursuant to WIC § 601;
2. When you reach the age of 38 years old if you were adjudicated pursuant to WIC § 602;
3. When you reach the age of 33 years old if you were adjudicated pursuant to WIC § 602 and were subject to a prohibited firearm restriction.

Applications to petition the Juvenile Court for record sealing requests can be obtained and initiated by contacting the Tulare County Probation Department, Juvenile Division, at (559) 735-1525, 11200 Ave 368, Rm 101, Visalia, CA 93291.

Notwithstanding any other law, the Department of Motor Vehicles shall allow insurers access to the sealed record for the purposes of determining eligibility for the insurance and insurance rates. The information shall not be used for any other purpose and will not be disclosed by the insurer to any other person or party.

### Sealing Juvenile Records Pursuant to Welfare and Institutions Code § 786

If you have been adjudicated pursuant to WIC § 602 and satisfactorily completed a formal or informal supervision program, the Court shall order the petition dismissed. The Juvenile Court will order all records in the custody of the Juvenile Court and other public agencies pertaining to the dismissed petition be sealed and specify a date by which the sealed record will be destroyed. The Juvenile Court will provide notice to you and your attorney that it has ordered the petition dismissed and the records sealed.

### Destruction or Release of Juvenile Court Records Pursuant to Welfare and Institutions Code § 826

If the Juvenile Court did not order your record sealed, the Juvenile Court record will be destroyed after one of the following occurs:

1. When you reach the age of 28 years old if you were adjudicated pursuant to WIC § 300;
2. When you reach the age of 21 years old if you were adjudicated pursuant to WIC § 601;
3. When you reach the age of 38 years old if you were adjudicated pursuant to WIC § 602;

You have the right to request that your Juvenile Court record be released to your custody rather than have it destroyed. The request may be granted only under the order of the Juvenile Court and five years after jurisdiction has been terminated. Your request for release of records must be made before you reach the age of 28 years old if you were adjudicated pursuant to WIC § 300 or 601; or before the age of 38 years old if you were adjudicated pursuant to WIC § 602. Written requests should include your true name, date of birth, and juvenile case number and can be mailed to Tulare County Superior Court, Juvenile Division, 11200 Avenue 368, Room 201, Visalia, CA 93291.

If after the Juvenile Court has made the order to destroy or release your juvenile record you discover that any other agency still retains a record, you may file a petition with the Court request that the records be destroyed. Applications to petition the Juvenile Court for destruction of discovered record requests can be initiated by contacting the Tulare County Probation Department, Juvenile Division, at (559) 735-1525, 11200 Avenue 368, Room 101, Visalia, CA 93291.