



SB 698 & 697

Automating the Oregon Expungement Process

Current System

Petition-Based Process

1. Become eligible for expungement
2. Obtain a lawyer to navigate onerous process
3. Petition the court
4. Pay background check fees
5. Wait for the lengthy process to complete

SB 698 Clean Slate Proposal

Automation Process

1. A person with an eligible conviction or dismissal becomes eligible for expungement
2. Automated computer system flags the record for clearance
3. State Court Administrator sends order for records to be sealed

No other steps required

Proposed Amendments

SB 698 Amendment

Eligible in automated system:

- Dismissals
- non-person convictions
- no partial set asides

Not eligible:

- Specific restraining and/or protective orders
- Any person crime
- DV/Sex Assault crimes

Wouldn't block eligibility:

- Municipal court or out-of-state charges
- Pending charges, subsequent arrests, or investigations

Changes to Both

Clarifies that people **remain responsible for paying restitution** and compensatory fines

Incarceration status does not block expungement

SB 697 Amendment

Reinserts the District Attorney objection and judicial review function

Traffic dismissal fix from SB 397 (2021)

Automation Eligibility

SB 698 will...

- Create a framework for more efficiently and equitably providing record clearance to individuals in Oregon
- NOT expand the category of crimes eligible for expungement
- NOT include Domestic Violence and Sexual Assault convictions
- Automate expungement only for Non-Person (No victim) convictions