

---

## **N.J.S.A. 2C:52-1. Definition of expungement**

a. Except as otherwise provided in this chapter, expungement shall mean the extraction and isolation of all records on file within any court, detention or correctional facility, law enforcement or criminal justice agency concerning a person's detection, apprehension, arrest, detention, trial or disposition of an offense within the criminal justice system.

b. Expunged records shall include complaints, warrants, arrests, commitments, processing records, fingerprints, photographs, index cards, "rap sheets" and judicial docket records.

### **Credits**

L.1979, c. 178, § 108, eff. Sept. 1, 1979.

N. J. S. A. 2C:52-1, NJ ST 2C:52-1

Current with laws effective through L.2017, c. 66 and J.R. No. 4.

---

---

## **N.J.S.A. 2C:52-15. Records to be removed; control**

If an order of expungement of records of arrest or conviction under this chapter is granted by the court, all the records specified in said order shall be removed from the files of the agencies which have been noticed of the pendency of petitioner's motion and which are, by the provisions of this chapter, entitled to notice, and shall be placed in the control of a person who has been designated by the head of each such agency which, at the time of the hearing, possesses said records. That designated person shall, except as otherwise provided in this chapter, insure that such records or the information contained therein are not released for any reason and are not utilized or referred to for any purpose. In response to requests for information or records of the person who was arrested or convicted, all noticed officers, departments and agencies shall reply, with respect to the arrest, conviction or related proceedings which are the subject of the order, that there is no record information.

### **Credits**

L.1979, c. 178, § 122, eff. Sept. 1, 1979.

N. J. S. A. 2C:52-15, NJ ST 2C:52-15

Current with laws effective through L.2017, c. 66 and J.R. No. 4.

---

---

## **N.J.S.A. 2C:52-27. Effect of expungement**

Effective: April 18, 2016

Effect of expungement.

Unless otherwise provided by law, if an order of expungement is granted, the arrest, conviction and any proceedings related thereto shall be deemed not to have occurred, and the petitioner may answer any questions relating to their occurrence accordingly, except as follows:

a. The fact of an expungement, sealing or similar relief shall be disclosed as provided in section 2C:52-8b.

b. The fact of an expungement of prior charges which were dismissed because of the person's acceptance into and successful completion of a supervisory treatment or other diversion program shall be disclosed by said person to any court that is determining the propriety of accepting said person into a supervisory treatment or other diversion program for subsequent criminal charges; and

c. Information divulged on expunged records shall be revealed by a petitioner seeking employment within the judicial branch or with a law enforcement or corrections agency and such information shall continue to provide a disability as otherwise provided by law.

### **Credits**

L.1979, c. 178, § 134, eff. Sept. 1, 1979. Amended by L.1981, c. 290, § 45, eff. Sept. 24, 1981; L.2015, c. 261, § 8, eff. April 18, 2016.

N. J. S. A. 2C:52-27, NJ ST 2C:52-27

Current with laws effective through L.2017, c. 66 and J.R. No. 4.

---