

| Seal and Expunge Home (/seal-and-expunge-process)

Seal and Expunge Application (<https://web.fdle.state.fl.us/intakeweb/formrenderer.xhtml?pageId=se>)

Reasons for Denial (/seal-and-expunge-process/reasons-for-denial)

Seal and Expunge Links (/seal-and-expunge-process/links)

Lawful Self-Defense Expungement (/seal-and-expunge-process/lawful-self-defense-expungement)

| Juvenile Diversion Expunction (/seal-and-expunge-process/juvenile-diversion-expunction)

Human Trafficking Expungement (/seal-and-expunge-process/human-trafficking-expungement)

Seal and Expunge FAQ (Español) (/seal-and-expunge-process/frequently-asked-questions-espanol)

Seal and Expunge FAQ (/seal-and-expunge-process/frequently-asked-questions)

Entitled Entities (/seal-and-expunge-process/entitled-agencies)

Early Juvenile Expungement (/seal-and-expunge-process/early-juvenile-expungement)

Contact Seal and Expunge (/seal-and-expunge-process/contact-us)

Certificate of Eligibility Instructions (/seal-and-expunge-process/certificate-of-eligibility-instructions)

Seal and Expunge Home (/seal-and-expunge-process/seal-and-expunge-home)

Applying for a Juvenile Diversion Expungement

The following requirements must be met, pursuant to Section 943.0582 (http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=943.0582&URL=0900-0999/0943/Sections/0943.0582.html), Florida Statutes (F.S.), in order to obtain a juvenile diversion expungement of a criminal history record. **A juvenile diversion expungement will not prevent you from applying for and obtaining a court-ordered sealing or expungement under Section 943.059** (http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=943.059&URL=0900-0999/0943/Sections/0943.059.html) **or Section 943.0585** (http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=943.059&URL=0900-0999/0943/Sections/0943.0585.html), **F.S.**

Eligibility for a juvenile diversion expungement is conditioned upon the successful completion of a diversion program authorized by Section 985.3065, F.S., in which the applicant's participation was based on an arrest for a misdemeanor offense or for a felony offense other than a forcible felony as defined in s. 776.08, or a felony involving the manufacture, sale, purchase, transport, possession, or use of a firearm or weapon as those terms are defined in s. 790.001. You should also be aware that the term "expunction" as used in Section 943.0582 (http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=943.0582&URL=0900-0999/0943/Sections/0943.0582.html), Florida Statutes, **differs significantly** in operation and effect from the term "expunction" as used in 943.0585 (http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=943.059&URL=0900-0999/0943/Sections/0943.0585.html), F.S.

Application

- You may obtain an application for the Juvenile Diversion Expungement by downloading the application, or by emailing the FDLE Seal and Expunge Section at SEinfo@fdle.state.fl.us (<mailto:SEinfo@fdle.state.fl.us>), and requesting an application be sent to you.
 - Section A** - Section A of the application must be completed and signed by the applicant and parent/guardian (if under 18 years of age) in the presence of a Notary Public or a Deputy Clerk of the Court.

Completed Written Certified Statement Page

- For **all** expunction applications (including juveniles), the written certified statement page completed by the appropriate state attorney or statewide prosecutor is required.

Disposition

- For pre-trial intervention cases and other diversion programs, the applicant must provide a copy of the pretrial completion certificate or a letter of successful completion.

Completed Fingerprint Form/Card

- The applicant must be fingerprinted by an authorized member of law enforcement or by a vendor engaged in the business of electronic fingerprint submissions which has an agreement in place with FDLE pursuant to Section 943.053(13), F.S.
- Although FDLE will accept fingerprints taken by a vendor who has agreement in place with FDLE pursuant to Section 943.053(13), F.S., such fingerprints must be submitted in physical paper form. FDLE will not accept electronically submitted fingerprints.
- The fingerprint form/card must include the applicant's name, date of birth, signature, and date.
- The fingerprint form/card must include the signature of the official taking the fingerprints and the agency's ORI/ stamp.

Attorney Letterhead (if applicable)

- If you are represented by an attorney, a letter of representation from the attorney on letterhead must be submitted with the application. If an attorney letter is not received, FDLE will only correspond with the applicant.
- Make sure the appropriate mailing address is clearly indicated on this letter.

SPECIAL NOTE: It is *highly recommended* that you obtain and keep a copy of all pertinent documents (arrest report, certified disposition, order to seal/expunge, etc.) for your records before you secure the sealing or expunction of your criminal history record(s).

REASONS A JUVENILE DIVERSION APPLICATION WILL BE DENIED

Pursuant to s. 943.0582 (http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=943.0582&URL=0900-0999/0943/Sections/0943.0582.html), F.S., the non-judicial arrest record of a minor cannot be expunged under any of the following circumstances:

1. The Florida criminal history record reflects you did not successfully complete a diversion program.
2. The arrest to which the application pertains is for a forcible felony offense defined in s. 776.08 or for a felony involving the manufacture, sale, purchase, transport, possession, or use of a firearm or weapon as those terms are defined in s. 790.001.
3. You have been charged by the state attorney with, or found guilty/adjudicated delinquent of, a criminal offense or comparable ordinance violation stemming from the arrest to which the application pertains.
4. You have been charged by the state attorney with, or found guilty/adjudicated delinquent of, a criminal offense or comparable ordinance violation prior to the application being received by FDLE.

[Return to top](#)



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Florida Department of Law Enforcement Priorities

FDLE is composed of five areas: Executive Direction and Business Support, Criminal Investigations and Forensic Science, Criminal Justice Information, Criminal Justice Professionalism and Florida Capitol Police. FDLE's duties, responsibilities and procedures are mandated through Chapter 943 (/ [cjstc/publications/florida-statute-943](#)), FS, and Chapter 11 (/ [cjstc/publications/cjstc-fac-rules](#)), FAC. To learn more about these areas, read our Statement of Agency Organization and Operation (/ [getContentAsset/a06eae6f-eb33-405c-a039-e5ee66d5fb11/73aabf56-e6e5-4330-95a3-5f2a270a1d2b/StatementofAgencyOrg_October2021_Final.pdf?language=en](#)) or visit our Open Government page (/ [open-government/open-government](#)).

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