

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1181

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Domestic Violence” and substitute “Denial or Dismissal of Domestic Violence Petitions”; strike beginning with “requiring” in line 3 down through “circumstances;” in line 4; in line 5, after “certain” insert “domestic violence”; in the same line, strike “for relief from abuse”; in the same line, strike “petition” and substitute “written request”; strike beginning with the first “requiring” in line 7 down through “time” in line 9 and substitute “providing that a certain request for expungement may not be filed within a certain time except under certain circumstances”; in line 10, strike “about” and substitute “relating to”; in line 12, strike “person seeking expungement” and substitute “respondent”; and in line 13, after “to” insert “domestic violence and the”.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 19 on page 2 through line 26 on page 3, inclusive, and substitute:

**“(B) IF A PETITION FILED UNDER THIS SUBTITLE IS DENIED OR DISMISSED AT AN INTERIM, A TEMPORARY, OR A FINAL PROTECTIVE ORDER STAGE OF A PROCEEDING UNDER THIS SUBTITLE, THE RESPONDENT MAY FILE A WRITTEN REQUEST TO EXPUNGE ALL COURT RECORDS RELATING TO THE PROCEEDING.**

**“(C) A REQUEST FOR EXPUNGEMENT UNDER THIS SECTION MAY NOT BE FILED WITHIN 3 YEARS AFTER THE DENIAL OR DISMISSAL OF THE PETITION, UNLESS THE RESPONDENT FILES WITH THE REQUEST A GENERAL WAIVER AND**

(Over)

RELEASE OF ALL THE RESPONDENT'S TORT CLAIMS RELATED TO THE PROCEEDING UNDER THIS SUBTITLE.

(D) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF THE COURT FINDS THAT THE PETITION WAS DENIED OR DISMISSED AT EITHER THE INTERIM, TEMPORARY, OR FINAL PROTECTIVE ORDER STAGE OF THE PROCEEDING, THE COURT SHALL ORDER THE EXPUNGEMENT OF ALL COURT RECORDS RELATING TO THE PROCEEDING.

On page 3, in line 29, strike “(G)” and substitute “(E)”; in line 30, strike “(B) OR (F)” and substitute “(D)”; and in line 32, strike “PERSON WHO IS SEEKING EXPUNGEMENT” and substitute “RESPONDENT”.