

SB1056/258871/2

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1056  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 8, 9, and 10, in each instance, strike “entitled to” and substitute “eligible for”; in line 13, after “Attorney;” insert “authorizing the court to order the shielding of certain records after taking certain objections or information into consideration.”; in lines 13 and 14, strike “and order the shielding of certain records”; in line 14, strike “requiring” and substitute “authorizing”; in line 15, strike “under certain circumstances” and substitute “for good cause; authorizing a court to grant only one shielding petition to a person over the lifetime of the person”; and in line 31, after “license,” insert “certificate.”.

On page 2, in line 2, after “license,” insert “certificate.”; in line 4, after “information” insert “, with a certain exception”; and strike in their entirety lines 17 through 21, inclusive, and substitute:

“BY adding to

Article – General Provisions

Section 4-326

Annotated Code of Maryland

(As enacted by Chapter \_\_\_\_\_ (H.B. 270) of the Acts of the General Assembly of 2014)”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 16 and 17; and in lines 18, 20, 22, 24, 26, and 29, strike “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, “**(11)**”, and “**(12)**”, respectively, and substitute “**(6)**”, “**(7)**”, “**(8)**”, “**(9)**”, “**(10)**”, and “**(11)**”, respectively.

(Over)

On page 4, in line 1, strike “**(13)**” and substitute “**(12)**”; in line 23, strike “**SUBSECTIONS (B) AND (C)**” and substitute “**SUBSECTION (B)**”; in line 25, strike “**A SHIELDABLE CONVICTION**” and substitute “**ALL SHIELDABLE CONVICTIONS**”; and in line 27, strike “**THE CONVICTION**” and substitute “**ALL CONVICTIONS**”.

On pages 4 and 5, strike in their entirety the lines beginning with line 29 on page 4 through line 2 on page 5, inclusive.

On page 5, in lines 3, 9, 12, 18, and 25, strike “**(C)**”, “**(D)**”, “**(E)**”, “**(F)**”, and “**(G)**”, respectively, and substitute “**(B)**”, “**(C)**”, “**(D)**”, “**(E)**”, and “**(F)**”, respectively; and in line 4, strike “**OR (B)**”.

**AMENDMENT NO. 3**

On page 5, in lines 7, 9, and 10, in each instance, strike “**ENTITLED TO**” and substitute “**ELIGIBLE FOR**”; in line 16, strike “**SHALL**” and substitute “**MAY**”; in line 17, after “**CONVICTION**” insert “**AFTER TAKING INTO CONSIDERATION ANY OBJECTIONS OR ADDITIONAL INFORMATION PROVIDED BY THE STATE’S ATTORNEY OR THE VICTIM**”; and after line 24, insert:

**“(4) A COURT MAY GRANT ONLY ONE SHIELDING PETITION TO A PERSON OVER THE LIFETIME OF THE PERSON.”**

On page 6, in line 28, strike “**A**” and substitute “**EXCEPT AS PROVIDED IN § 10-302(B)(2) OF THIS SUBTITLE, A**”; and in line 30, after “**LICENSE,**” insert “**CERTIFICATE,**”.

On page 7, in line 3, after “**LICENSE,**” insert “**CERTIFICATE,**”; strike beginning with “**GUILTY**” in line 7 down through “**IS**” in line 8; in line 9, strike “**FINE**” and substitute “**CIVIL PENALTY**”; in line 10, strike “**State Government**” and substitute

“General Provisions”; in line 11, strike “10-616.” and substitute “4-326.”; and in line 12, strike “(W)”.

AMENDMENT NO. 4

On page 4, in line 12, after “PROSPECTIVE” insert “OR CURRENT”; in lines 13 and 14, strike “AN APPLICANT’S” and substitute “THE”; and in line 14, after “BACKGROUND” insert “OF AN APPLICANT OR EMPLOYEE”.

AMENDMENT NO. 5

On page 5, strike in their entirety lines 23 and 24 and substitute:

“(3) THE COURT MAY DENY A PETITION UNDER THIS SUBSECTION FOR GOOD CAUSE.”.