

HOUSE BILL 882

E2

EMERGENCY BILL

11r2491
CF 11r2743

By: **Delegate Barron**

Introduced and read first time: January 29, 2021

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Workgroup to Study Partial Expungement**

3 FOR the purpose of establishing the Workgroup to Study Partial Expungement; providing
4 for the composition, chair, and staffing of the Workgroup; prohibiting a member of
5 the Workgroup from receiving certain compensation, but authorizing the
6 reimbursement of certain expenses; requiring the Workgroup to study and make
7 recommendations regarding certain matters; requiring the Workgroup to submit a
8 report to the General Assembly on or before a certain date; providing for the
9 termination of this Act; making this Act an emergency measure; and generally
10 relating to the Workgroup to Study Partial Expungement.

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
12 That:

13 (a) There is a Workgroup to Study Partial Expungement.

14 (b) The Workgroup consists of the following members:

15 (1) two members of the Senate of Maryland, appointed by the President of
16 the Senate;

17 (2) two members of the House of Delegates, appointed by the Speaker of
18 the House;

19 (3) the Public Defender, or the Public Defender's designee;

20 (4) one representative of the Administrative Office of the Courts, appointed
21 by the Governor;

22 (5) the President of the Maryland State's Attorneys' Association, or the
23 President's designee; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (6) one representative of the Job Opportunities Task Force, appointed by
2 the Governor.

3 (c) The Workgroup shall elect a chair from among its members.

4 (d) The Governor's Office of Crime Prevention, Youth, and Victim Services shall
5 provide staff for the Workgroup.

6 (e) A member of the Workgroup:

7 (1) may not receive compensation as a member of the Workgroup; but

8 (2) is entitled to reimbursement for expenses under the Standard State
9 Travel Regulations, as provided in the State budget.

10 (f) The Workgroup shall study and develop a plan and legislative
11 recommendations for enabling the expungement of criminal charges that are currently not
12 eligible for expungement because of the requirements of § 10–107 of the Criminal Procedure
13 Article.

14 (g) On or before January 5, 2022, the Workgroup shall report its plan and
15 legislative recommendations to the General Assembly, in accordance with § 2–1257 of the
16 State Government Article.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
18 measure, is necessary for the immediate preservation of public health or safety, has been
19 passed by a yea and nay vote supported by three–fifths of all the members elected to each
20 of the two Houses of the General Assembly, and shall take effect from the date it is enacted.
21 It shall remain effective for a period of 1 year and 6 months from the date it is enacted and,
22 at the end of the 1–year and 6–month period, this Act, with no further action required by
23 the General Assembly, shall be abrogated and of no further force and effect.