

Department of Legislative Services  
Maryland General Assembly

**FISCAL NOTE****Revised**

House Bill 838 (Delegate Malone. *et al.*)

Commerce and Government Matters

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**Motor Vehicle Administration - Records - Probation Before Judgment Dispositions**

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This bill requires the Motor Vehicle Administration (MVA) to keep records on every probation before judgement disposition (PBJ) of any violation under the Maryland Vehicle Law. Current law required such records for PBJs related to drunk or drugged driving only. The MVA must expunge from its driving record data base PBJ dispositions provided that the licensee: (1) has not been convicted of a moving violation in the past three years; (2) has not been convicted of violations involving drunk driving or failure to remain at the scene of an accident resulting in bodily injury or death; and (3) has never had a license suspension or revocation. The bill further adds the defendant's attorney to the list of entities and individuals that are allowed access to such records.

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**Fiscal Summary**

**State Effect:** Potential indeterminate increase in computer programming costs.

**Local Effect:** None.

**Small Business Effect:** None.

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**Fiscal Analysis**

**State Expenditures:** The MVA advises that computer programming expenditures could increase by an estimated \$10,000 to modify the computer programs to include records on PBJ dispositions as required by the bill. The Department of Legislative Services (DLS) advises that if other legislation is passed requiring computer reprogramming changes, economies of scale could be realized. This would reduce computer programming costs associated with this

bill and other legislation affecting the MVA system. Further, DLS advises that the increased computer expenditure is simply an estimate and the MVA may be able to handle the changes with either less money than it estimates or existing resources.

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**Information Source(s):** Department of Transportation (Motor Vehicle Administration), Judiciary (The District Court), Office of Administrative Hearings, Department of Legislative Services

**Fiscal Note History:** First Reader - March 4, 1998  
lc Revised - House Third Reader - March 31, 1998

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