

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 624

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Vallario” and substitute “Vallario, Brown, Kelley, Menes, Sophocleus, Benson, Branch, Griffith, Haynes, Jones, Kirk, Krysiak, Paige, Petzold, Proctor, F. Turner, V. Turner, and Vaughn”; and in line 2, strike “Automatic” and substitute “Notice to Defendant”.

On pages 1 and 2, strike beginning with “prohibiting” in line 3 on page 1 down through “facts;” in line 3 on page 2 and substitute “requiring a court to advise a certain defendant in a certain manner that the defendant may be entitled to a certain expungement under certain circumstances; providing that the failure of a court to comply with a certain provision of law does not affect the legality or efficacy of a certain sentence or disposition;”.

On page 2, strike in their entirety lines 4 through 18, inclusive; and in line 21, strike “10-103.1, 10-105.1, 10-106.1, and 10-107” and substitute “6-229”.

AMENDMENT NO. 2

On pages 2 through 12, strike in their entirety the lines beginning with line 27 on page 2 through line 10 on page 12, inclusive, and substitute:

“6-229.

(A) IN A CRIMINAL CASE, WHEN ALL OF THE CHARGES AGAINST THE DEFENDANT ARE DISPOSED OF BY ACQUITTAL, DISMISSAL, PROBATION BEFORE JUDGMENT, NOLLE PROSEQUI, OR STET, THE COURT SHALL ADVISE THE DEFENDANT VERBALLY AND IN WRITING THAT THE DEFENDANT MAY BE ENTITLED TO EXPUNGE THE RECORDS RELATING TO THE CHARGE OR CHARGES AGAINST THE DEFENDANT IN ACCORDANCE WITH TITLE 10, SUBTITLE 1 OF THIS ARTICLE.

(Over)

(B) THE FAILURE OF A COURT TO COMPLY WITH SUBSECTION (A) OF THIS SECTION DOES NOT AFFECT THE LEGALITY OR EFFICACY OF THE SENTENCE OR DISPOSITION OF THE CASE.”.