

HB0282/992217/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 282

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 4 down through “Attorney;” in line 5; strike beginning with “authorizing” in line 8 down through “circumstances” in line 11 and substitute “authorizing the court to rule on a petition for expungement with or without a hearing; requiring an order for expungement to require the expungement of certain records”; and strike beginning with “authorizing” in line 14 down through “circumstances;” in line 15.

AMENDMENT NO. 2

On page 2, strike beginning with “MEANS” in line 4 down through “BOTH” in line 6 and substitute “HAS THE MEANING STATED IN § 10-101 OF THE CRIMINAL PROCEDURE ARTICLE”; in line 9, strike “(1)”; and strike in their entirety lines 12 and 13.

AMENDMENT NO. 3

On page 2, in line 19, after “ADJUDICATED” insert “DELINQUENT FOR”; in line 23, strike “PERSON HAS NOT BEEN ADJUDICATED OF” and substitute “JUVENILE DELINQUENCY RECORD DOES NOT CONCERN”; in line 25, strike “AND”; and in line 27, after “PROCEEDING” insert “;AND”

(6) THE STATE’S ATTORNEY CONSENTS IN WRITING TO THE EXPUNGEMENT.

AMENDMENT NO. 4

On page 3, in line 1, strike “(1) IF NO OBJECTION IS FILED, THE” and substitute “THE”; in the same line, strike “GRANT” and substitute “RULE ON”; in line 2, after “PETITION” insert “WITH OR”; strike in their entirety lines 3 through 21,

(Over)

inclusive; in lines 22 and 27, strike “(G)” and “(H)”, respectively, and substitute “(F)” and “(G)”, respectively; in line 22, strike “UNLESS AN ORDER IS STAYED PENDING AN APPEAL, EACH” and substitute “IF THE COURT GRANTS A PETITION FOR EXPUNGEMENT UNDER THIS SECTION:”

(1) THE ORDER SHALL REQUIRE THE EXPUNGEMENT OF ALL COURT RECORDS, POLICE RECORDS, AND STATE’S ATTORNEY’S RECORDS RELATING TO THE DELINQUENCY PROCEEDINGS; AND

(2) EACH”;

in line 23, strike “POLICE AND COURT” and substitute “JUVENILE DELINQUENCY”; in line 24, strike the third comma and substitute “AND”; and strike beginning with “, AND” in line 24 down through “PROCEEDING” in line 25.