

HB0097/223525/1

BY: Judiciary Committee

AMENDMENTS TO HOUSE BILL 97
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “**Delegate Bartlett**” and substitute “**Delegates Bartlett, Cardin, Conaway, Crutchfield, Embry, Kaufman, Moon, Pasteur, Phillips, Simmons, Taylor, Williams, and Young**”; in line 2, strike “ – **Waiting Periods**”; after line 2, insert:

“(REDEEM Act of 2023)”;

in line 3, after the first “of” insert “providing that any unpaid court fees or costs are not a bar to a certain expungement; requiring a court to waive certain court fees and costs when ordering or effecting a certain expungement; adding malicious destruction of property to the list of misdemeanor convictions that may be expunged;”; strike in their entirety lines 6 through 10, inclusive, and substitute:

“BY adding to

Article – Criminal Procedure

Section 10–105.4

Annotated Code of Maryland

(2018 Replacement Volume and 2022 Supplement)”;

and in line 13, strike “10–110(c)” and substitute “10–110(a) and (c)”.

AMENDMENT NO. 2

On page 1, after line 18, insert:

“10–105.4.

(A) ANY UNPAID COURT FEES OR COSTS ARE NOT A BAR TO EXPUNGEMENT UNDER THIS SUBTITLE.

(B) WHEN ORDERING OR EFFECTING AN EXPUNGEMENT UNDER THIS SUBTITLE, THE COURT SHALL WAIVE ANY COURT FEES AND COSTS ASSOCIATED WITH THE CHARGE BEING EXPUNGED.”.

AMENDMENT NO. 3

On page 2, in line 14, after “§ 6–206,” insert “§ 6–301.”

AMENDMENT NO. 4

On page 3, in line 26, strike “3” and substitute “5”; and in line 30, strike “5” and substitute “7”.

On page 4, in line 6, strike “paragraph” and substitute “PARAGRAPHS”; in the same line, after “(5)” insert “AND (6)”; in line 7, strike “5” and substitute “7”; and after line 14, insert:

“(6) A PETITION FOR EXPUNGEMENT OF A CONVICTION FOR § 6–202(A), § 6–203, OR A FELONY THAT IS A VIOLATION OF § 7–104 OF THE CRIMINAL LAW ARTICLE MAY NOT BE FILED EARLIER THAN 10 YEARS AFTER THE PERSON SATISFIES THE SENTENCE OR SENTENCES IMPOSED FOR ALL CONVICTIONS FOR WHICH EXPUNGEMENT IS REQUESTED, INCLUDING PAROLE, PROBATION, OR MANDATORY SUPERVISION.”.