

Maryland Criminal Defense Attorneys' Association



MD Senate -Judicial Proceedings Committee

February 7, 2023 1:00pm

Hearing on SB 173

Automatic Expungement - Clarification

MCDAA POSITION: SUPPORT

Brief bill explanation: Pursuant to 2021 Laws, Chapter 680, beginning October 1, 2021, any police record, court record, or other record maintained by the State or a political subdivision of the State relating to the charging of a crime or a civil offense under § 5-601 (c)(2)(ii) of the Criminal Law Article, including a must-appear violation of the Transportation Article, must be expunged three years after a disposition of the charge under certain conditions. The bill clarifies that these provisions apply to a civil offense under § 5-601(c)(2)(ii) of the Criminal Law Article or a crime other than a violation of the Transportation Article for which the defendant is not required to appear

MCDAA Position: This is common-sense legislation that corrects and oversight in the drafting of the original legislation, and MCDAA believes this enacts the intention of the legislature to have these charges expunged automatically after three years.

For additional information or questions regarding this legislation, please contact MCDAA Government Relations Contact John Giannetti 410.300.6393, JohnGiannetti.mcdaa@gmail.com