

Dear Delegate Luke Clippinger and Members of the House Judiciary Committee,

This testimony is being submitted by Showing Up for Racial Justice Baltimore, a group of individuals working to move white folks as part of a multi-racial movement for equity and racial justice in Baltimore City, Baltimore County, and Howard County. We are also working in collaboration with Out for Justice. I am a resident of District 8 and staff member of Out For Justice. am testifying in support of [HB0746](#), Criminal Procedure – Non-Convictions Expungement.



In Maryland, a criminal record is acquired upon arrest, whether or not a person is ever convicted of a crime. Anything that occurs after an arrest is documented on an individual's criminal record and, in Maryland, will remain publicly visible via [Maryland Case Search](#) for three years unless the individual waives their right to sue. The appearance of a criminal record in a routine background check can and often will block access to employment, education, housing, and occupational licensing- all of which are necessary to advance in Maryland. [85% of employers perform background checks on all of their job applicants](#) and deny employment to many returning citizens based on a record. There is no valid reason that charges that did not result in a conviction (i.e. non-convictions) should visibly remain on the public record and prevent access to opportunity. Maryland's current law inadvertently replaces the "innocent until proven guilty" standard with an unjust "guilty even if proven innocent" standard.

As a content writer for Out For Justice, I regularly hear the stories of members whose lives have been upended by the appearance of a criminal record on background checks. They are trying to do the right thing and get a job to pay rent, food, raise their children, etc. But this law prevents them from getting back on the right track.

Allow [Immediate Expungement via Storage](#) for all charges that resulted in acquittals, dismissals, and nolle prosequis. Doing so will relieve an unnecessary barrier to employment, education, housing, and public assistance, while still allowing the individual their legal right to sue.

It is for these reasons that I am encouraging you to vote **in support** of [HB0746](#), Criminal Procedure – Non-Convictions Expungement.

Thank you for your time, service, and consideration.

Sincerely,

Melissa Badeker  
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Showing Up for Racial Justice Baltimore