

shall enter an order requiring the expungement of police records and court records pertaining to the charge.

(e) If the State's attorney files a timely objection to the petition, the court shall conduct a hearing. If the court finds that the person is entitled to expungement, it shall enter an order requiring the expungement of police records and all court records pertaining to the charge. Otherwise, it shall deny the petition. If the petition is based upon the entry of a judgment of probation without finding a verdict, probation on stay of entry of judgment, a nolle prosequi, or placement on the stet docket, or a full and unconditional pardon by the Governor, the person is not entitled to expungement if:

(1) He has since been convicted of any crime, other than violations of the State vehicle laws or other traffic laws, ordinances, or regulations not carrying a possible sentence of imprisonment, or

(2) He is then a defendant in a pending criminal proceeding.

(f) The State's attorney is a party to the proceeding. Any party aggrieved by the decision of the court has the right of appellate review provided in the Courts and Judicial Proceedings Article.

(g) Every custodian of the police records and court records subject to the order shall, within 60 days after entry of the order, unless it is stayed pending an appeal, advise the court and the person in writing of compliance with the order.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1988.

Approved May 27, 1988.

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CHAPTER 629

(House Bill 46)

AN ACT concerning

General State Scholarship - Duration of Award

FOR the purpose of altering the period for which a recipient may hold a general State scholarship; specifying certain conditions that must be met in order for a recipient to hold