

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments  
 Section 737  
 Annotated Code of Maryland  
 (1971 Replacement Volume and 1975 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 737 of Article 27 - Crimes and Punishments, of the Annotated Code of Maryland (1971 Replacement Volume and 1975 Supplement) be and it is hereby repealed and reenacted, with amendments, to read as follows:

Article 27 - Crimes and Punishments

737.

(a) If a person is charged with the commission of a crime and

- (1) Is acquitted, or
- (2) The charge is otherwise dismissed or quashed, or
- (3) A judgment of probation without finding a verdict OR PROBATION ON STAY OF ENTRY OF JUDGMENT is entered, or

(4) A nolle prosequi is entered, or

(5) The proceeding is placed on the stet docket,

he may file a petition setting forth the relevant facts and requesting expungement of both the police records and the court records pertaining to the charge.

(b) The petition shall be filed in the court in which the proceeding was commenced. If the proceeding was commenced in one court and transferred to another court, the petition shall be filed in the court to which the proceeding was transferred. If the proceeding in a court of original jurisdiction was appealed to a court exercising appellate jurisdiction, the petition shall be filed in the appellate court. However, the appellate court may remand the matter to the court of original jurisdiction.

(c) The petition may not be filed earlier than three years nor later than eight years after the date the judgment or order was entered or the action was taken which terminated the proceeding. However, EXCEPT FOR AN ACQUITTAL ON GROUNDS OF INSANITY, the three-year waiting period does not apply to a charge specified in subsection (a) (1) or (a) (2) if a person files, with the petition, a