

Article 10 - Attorneys at Law and Attorneys in Fact
Section 37
Annotated Code of Maryland
(1976 Replacement Volume and 1980 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows: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,
OR

(6) THE CASE IS COMPROMISED PURSUANT TO ARTICLE 10, § 37 OF THIS CODE, 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 written