

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland read(s) as follows:

Article - Transportation

16-117.1.

(a) (1) In this section the following words have the meanings indicated.

(2) "Criminal offense" does not include any violation of the Maryland Vehicle Law.

(3) "Moving violation" means a moving violation of the Maryland Vehicle Law other than a violation of any of its size, weight, load, equipment, or inspection provisions.

(b) Except as provided in subsection (c) of this section, if a licensee applies for the expungement of [his] THE LICENSEE'S public driving record, the Administration shall expunge the record if, at the time of application:

(1) The licensee has not been convicted of a moving violation or a criminal offense involving a motor vehicle for the preceding 3 years, and [his] THE LICENSEE'S license never has been suspended or revoked;

(2) The licensee has not been convicted of a moving violation or a criminal offense involving a motor vehicle for the preceding 5 years, and [his] THE LICENSEE'S record shows not more than one suspension and no revocations; or

(3) The licensee has not been convicted of [a] NOR BEEN GRANTED PROBATION BEFORE JUDGMENT FOR A VIOLATION OF § 21-902 OF THIS ARTICLE NOR BEEN CONVICTED OF ANY OTHER moving violation or [a] criminal offense involving a motor vehicle for the preceding 10 years, regardless of the number of suspensions or revocations.

(c) The Administration may refuse to expunge a driving record if it determines that the individual requesting the expungement has not driven a motor vehicle on the highways during the particular conviction-free period on which [he bases his request] THE REQUEST IS BASED.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1982.

Approved May 3, 1982.

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