

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read 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 the licensee's public driving record, the Administration shall expunge the record if, at the time of application:

(1) THE LICENSEE DOES NOT HAVE CHARGES PENDING FOR ALLEGEDLY COMMITTING A MOVING VIOLATION OR A CRIMINAL OFFENSE INVOLVING A MOTOR VEHICLE; AND

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

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

[(3)] (4) (III) WITHIN THE PRECEDING 10 YEARS:

1. The licensee has not ~~VIOLATED--§ 16-205.1-OF-THIS-ARTICLE-OR~~ been convicted of nor been granted probation before judgment for a violation of § 21-902 of this article ~~nor~~;

2. THE LICENSEE'S DRIVING RECORD SHOWS NO CONVICTIONS FROM ANOTHER JURISDICTION OF A MOVING VIOLATION IDENTICAL OR SUBSTANTIALLY SIMILAR TO § 21-902 OF THIS ARTICLE;
AND

3. THE LICENSEE HAS NOT been convicted of any other moving violation or criminal offense involving a motor vehicle ~~for--the-preceding-10-years,~~ regardless of the number of suspensions or revocations;~~OR~~