

2. ANY OTHER LAW ENFORCEMENT AGENCY OR BOOKING FACILITY THE LAW ENFORCEMENT AGENCY BELIEVES MAY HAVE POLICE RECORDS CONCERNING THAT ARREST, DETENTION, OR CONFINEMENT; AND

3. THE INDIVIDUAL REQUESTING EXPUNGEMENT.

(d) The other law enforcement agency, BOOKING FACILITY, and the central repository shall, within 30 days after receipt of the notice provided for in subsection [(c)(3)] (C)(2)(III) OF THIS SECTION:

(1) Make a diligent search for any police records concerning the arrest, detention, or confinement; and

(2) Expunge the police records it has concerning that arrest, detention, or confinement.

(e) If the law enforcement agency to which the [person has] INDIVIDUAL addressed [his] THE notice finds that the [person] INDIVIDUAL is not entitled to an expungement of the police records, [it] THE LAW ENFORCEMENT AGENCY shall, within 60 days after receipt of the notice, advise the [person] INDIVIDUAL in writing of its denial of the request for expungement and of the reasons for its denial.

(f) (1) [A person] AN INDIVIDUAL whose request for expungement is denied in accordance with subsection (e) OF THIS SECTION may, within 30 days after written notice of the denial is mailed or otherwise delivered to [him] THE INDIVIDUAL, file an application in the District Court having proper venue against the law enforcement agency for an order of expungement.

(2) If the court finds, after a hearing held upon proper notice to the agency, that the [person] INDIVIDUAL is entitled to expungement, [it] THE COURT shall enter an order requiring the agency to comply with subsection (c) OF THIS SECTION. Otherwise, [it] THE COURT shall deny the application. The agency is deemed to be a party to the proceeding. All parties to the proceeding have the right of appellate review on the record provided for in the Courts and Judicial Proceedings Article with respect to appeals in civil cases from the District Court.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1999.

Approved April 13, 1999.

CHAPTER 32

(Senate Bill 76)

AN ACT concerning

Department of State Police - Communication Systems - Responsibility

FOR the purpose of specifying certain communication systems for which the Department of State Police is responsible with respect to connection with other