

CHAPTER 647

(House Bill 600)

AN ACT concerning

Motor Vehicle Administration - Records - Probation Before Judgment Dispositions

FOR the purpose of requiring the Motor Vehicle Administration to keep records and make suitable notations showing probation before judgment dispositions of all violations of the Maryland Vehicle Law; requiring the Administration to segregate records or notations of probation before judgment dispositions and make them available only to certain persons; requiring the Motor Vehicle Administration to expunge certain records pertaining to probation before judgment; making stylistic changes; and generally relating to records of probation before judgment dispositions of vehicle law violations.

BY repealing and reenacting, with amendments,

Article - Transportation

Section 16-117 and 16-117.1(d)

Annotated Code of Maryland

(1998 Replacement Volume and 1998 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Transportation

16-117.

(a) The Administration shall keep a record of:

(1) Each driver's license application that it receives;

(2) Each driver's license that it issues; and

(3) Each licensee whose license to drive the Administration has suspended or revoked, and the reasons for the action.

(b) (1) The Administration shall file each accident report and abstract of court disposition records that it receives under the laws of this State.

(2) The Administration shall keep convenient records or make suitable notations showing the convictions or traffic accidents in which each licensee has been involved and every probation before judgment disposition of any violation of [this article] THE MARYLAND VEHICLE LAW [for which a period of incarceration may be imposed]. A record or notation of a probation before judgment disposition, or a first offense of driving with an alcohol concentration of 0.10 or more under § 16-205.1 of this [article] TITLE, shall be segregated by the Administration and shall be available only to the Administration, the courts, criminal justice agencies, and the defendant or