

In subsections (a)(8)(ii), (c)(3), and (e)(4) of this section, the former references to the "full and unconditional" character of a pardon are deleted as unnecessary in light of subsection (a)(8) of this section.

In subsections (a)(8)(ii) and (c)(3) of this section, the former phrase "only one criminal act[,]" which is not a crime of violence" is deleted as unnecessary in light of subsection (a)(8) of this section.

In subsection (c)(2)(ii) of this section, the former reference to the "entry of judgment" is deleted as unnecessary in light of the reference to the "grant[ing]" of probation before judgment.

In subsection (c)(4) of this section, the reference to "the compromise" is substituted for the former reference to an "order" to conform to the terminology used in this subsection.

In subsection (c)(5) of this section, the former phrase "[n]otwithstanding any other provision of this section" is deleted for brevity.

Also in subsection (c)(5) of this section, the former reference to a showing of good cause "by the petitioner" is deleted as implicit in the reference to a "showing of good cause".

The Criminal Procedure Article Review Committee notes, for consideration by the General Assembly, that subsection (b)(2) of this section, which states that, if a proceeding is transferred, a person is required to file a petition in the court to which the proceeding was transferred, apparently does not contemplate a proceeding that is transferred to juvenile court.

Defined terms: "Court record" § 10-101

"Crime of violence" § 1-101

"Expungement" § 10-101

"Minor traffic violation" § 10-101

"Nolle prosequi" § 1-101

"Person" § 1-101

"Police record" § 10-101

10-106. EXPUNGEMENT OF CRIMINAL CHARGE TRANSFERRED TO JUVENILE COURT.

(A) WHEN ALLOWED.

A PERSON MAY FILE A PETITION FOR EXPUNGEMENT OF A CRIMINAL CHARGE TRANSFERRED TO THE JUVENILE COURT UNDER § 4-202 OF THIS ARTICLE:

(1) AFTER THE DATE OF THE DECISION NOT TO FILE A PETITION UNDER § 3-810 OF THE COURTS ARTICLE; OR

(2) IF A PETITION IS FILED UNDER § 3-810 OF THE COURTS ARTICLE, AFTER A DECISION OF FACTS-NOT-SUSTAINED.

(B) DISCRETIONARY GRANTS OF EXPUNGEMENT.