

## CHAPTER 388

(House Bill 278)

AN ACT concerning

### Expungement - Civil Offenses or Infractions

FOR the purpose of providing for expungement of court, police, and other governmental records concerning certain civil offenses or infractions under certain circumstances; providing for the application of this Act; and generally relating to expungement of court, police, and other governmental records concerning certain civil offenses or infractions under certain circumstances.

BY repealing and reenacting, with amendments,  
Article - Criminal Procedure  
Section 10-101(c)(1) and (h) and 10-105(a)  
Annotated Code of Maryland  
(2001 Volume and 2006 Supplement)

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

#### Article - Criminal Procedure

10-101.

(c) (1) "Court record" means an official record of a court [about a criminal proceeding] that the clerk of a court or other court personnel keeps ABOUT:

(I) A CRIMINAL PROCEEDING; OR

(II) ANY OTHER PROCEEDING, EXCEPT A JUVENILE PROCEEDING, CONCERNING A CIVIL OFFENSE OR INFRACTION ENACTED UNDER STATE OR LOCAL LAW AS A SUBSTITUTE FOR A CRIMINAL CHARGE.

(h) "Police record" means an official record that a law enforcement unit, booking facility, or the Central Repository maintains about the arrest and detention of, or further proceeding against, a person for:

(1) a criminal charge;

(2) a suspected violation of a criminal law; [or]