

within a certain time, who have not been convicted of or granted probation before judgment for certain alcohol- and drug-related offenses, and whose license or privilege to drive has never been suspended or revoked; and generally relating to expungement by the Motor Vehicle Administration of driving records.

BY repealing and reenacting, with amendments,

Article - Transportation

Section 16-117.1

Annotated Code of Maryland

(1987 Replacement Volume and 1991 Supplement)

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 and in Subtitle 8 of this title, 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

(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;

(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

(iii) Within the preceding 10 years:

1. The licensee has not been convicted of nor been granted probation before judgment for a violation of § 21-902 of this article;

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