

SB0874/758878/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 874
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “establishing” in line 3 down through “Act;” in line 9 and substitute “altering the name of the Partial Expungement Workgroup to be the Workgroup to Study Partial Expungement; altering the composition of the Workgroup; altering the requirement for the selection of the chair of the Workgroup; altering the due date by which the Workgroup is required to submit a certain report on certain findings and recommendations; altering the termination date for the Workgroup;”; and after line 10, insert:

“BY repealing and reenacting, with amendments,

Chapter 31 of the Acts of the General Assembly of 2021
Section 3 and 6”.

AMENDMENT NO. 2

On page 1, in line 12, after “That” insert “the Laws of Maryland read as follows”.

On pages 1 and 2, strike in their entirety the lines beginning with line 13 on page 1 through line 16 on page 2, inclusive, and substitute:

“Chapter 31 of the Acts of 2021

SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) **There is a [Partial Expungement Workgroup] WORKGROUP TO STUDY PARTIAL EXPUNGEMENT.**

(b) **The Workgroup consists of the following members:**

(Over)

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(1) two members of the Senate of Maryland, appointed by the President of the Senate;

(2) two members of the House of Delegates, appointed by the Speaker of the House;

(3) the Public Defender, or the Public Defender's designee;

(4) one representative of the Administrative Office of the Courts, APPOINTED BY THE CHIEF JUDGE OF THE COURT OF APPEALS; [and]

(5) the President of the Maryland State's Attorneys' Association, or the President's designee; AND

(6) ONE REPRESENTATIVE OF THE JOB OPPORTUNITIES TASK FORCE, APPOINTED BY THE GOVERNOR.

(c) The Workgroup shall [designate the chair of the Workgroup] ELECT A CHAIR FROM AMONG ITS MEMBERS.

(d) The Governor's Office of Crime Prevention, Youth, and Victim Services shall provide staff for the Workgroup.

(e) A member of the Workgroup:

(1) may not receive compensation as a member of the Workgroup; but

(2) is entitled to reimbursement for expenses under the Standard State Travel Regulations, as provided in the State budget.

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(f) The Workgroup shall study and develop a plan and legislative recommendations for enabling the expungement of criminal charges that are currently not eligible for expungement because of the requirements of § 10–107 of the Criminal Procedure Article.

(g) On or before January 5, [2021] 2022, the Workgroup shall report its plan and legislative recommendations to the General Assembly, in accordance with § 2–1257 of the State Government Article.

SECTION 6. AND BE IT FURTHER ENACTED, That, subject to Sections 4 and 5 of this Act, this Act shall take effect June 1, 2020. Section 3 of this Act shall remain effective for a period of [1 year] 2 YEARS and 1 month and, at the end of June 30, [2021] 2022, Section 3 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.

On page 2, strike in their entirety lines 21 through 23, inclusive.