

~~(II) THE STAYING OF A JUDGMENT OF CONVICTION AND THE PLACING OF A DEFENDANT ON PROBATION AFTER A FINDING OF GUILTY OR THE ACCEPTANCE OF A PLEA OF GUILTY OR NOLO CONTENDERE; OR~~

~~(III) AN ADJUDICATION AS A DELINQUENT CHILD AS A RESULT OF AN ACT WHICH WOULD BE A CONTROLLED DANGEROUS SUBSTANCE OFFENSE IF COMMITTED BY AN ADULT IN MARYLAND.~~

(3) "LICENSE" HAS THE MEANING STATED IN ARTICLE 41, § 1-403 OF THE CODE.

(4) "LICENSING INFORMATION" MEANS A STATEMENT OF:

(I) THE LICENSES HELD BY THE DEFENDANT ON THE DATE OF SENTENCING;

(II) THE FULL NAME OF THE LICENSEE AS IT APPEARS ON THE LICENSES AND, IF DIFFERENT, AS IT APPEARS IN THE COURT'S DOCKET;

(III) THE BIRTH DATE OF THE LICENSEE; AND

(IV) THE NAME OF EACH STATE LICENSING AUTHORITY BY WHOM THE DEFENDANT IS LICENSED.

(5) "STATE LICENSING AUTHORITY" MEANS THE SAME AS IT DOES HAS THE MEANING STATED IN ARTICLE 41, § 1-403 OF THE CODE.

~~{(a)} (B) It shall not be necessary for the State to negate any exemption, proviso or exception set forth in this subheading in any complaint, information, indictment or other pleading or in any trial, hearing, or other proceeding under this subheading, and the burden of proof of any such exemption, proviso or exception shall be upon the person claiming its benefit. In the absence of proof that a person is the duly authorized holder of an appropriate registration or order form issued under this subheading, he shall be presumed not to be the holder of such registration or form, and the burden of proof shall be upon him to rebut such presumption.~~

~~{(b)} (C) No criminal liability shall be imposed by virtue of this subheading upon any duly authorized officer of the United States, this State or any political subdivision of this State, or upon any duly authorized police department civilian employee of the United States, this State, or any political subdivision of this State, engaged in the enforcement or prosecution of this subheading, who shall be engaged in the enforcement of any law or municipal ordinance relating to controlled dangerous substances. Every such public official or employee may temporarily possess controlled dangerous substances or controlled paraphernalia incidental to the discharge of his official or employee duties.~~

~~(D) (1) WHEN SENTENCING A PERSON CONVICTED OF A VIOLATION OF THIS SUBTITLE, THE COURT SHALL DETERMINE WHETHER THE PERSON IS LICENSED BY A STATE LICENSING AUTHORITY~~