

(I) (1) ANY AGGRIEVED PERSON IN ANY TRIAL, HEARING, OR PROCEEDING IN OR BEFORE ANY COURT, DEPARTMENT, OFFICER, AGENCY, REGULATORY BODY, OR OTHER AUTHORITY OF THIS STATE OR A POLITICAL SUBDIVISION THEREOF, MAY MOVE TO SUPPRESS THE CONTENTS OF ANY INTERCEPTED WIRE OR ORAL COMMUNICATION, OR EVIDENCE DERIVED THEREFROM, ON THE GROUNDS THAT:

(I) THE COMMUNICATION WAS UNLAWFULLY INTERCEPTED;

(II) THE ORDER OF AUTHORIZATION UNDER WHICH IT WAS INTERCEPTED IS INSUFFICIENT ON ITS FACE; ~~OR~~ OR WAS NOT OBTAINED OR ISSUED IN STRICT COMPLIANCE WITH THIS SUBTITLE; OR

(III) THE INTERCEPTION WAS NOT MADE IN CONFORMITY WITH THE ORDER OF AUTHORIZATION.

(2) THIS MOTION SHALL MAY BE MADE BEFORE OR DURING THE TRIAL, HEARING, OR PROCEEDING ~~UNLESS THERE WAS NO OPPORTUNITY TO MAKE IT OR THE PERSON WAS NOT AWARE OF THE GROUNDS OF THE MOTION.~~ IF THE MOTION IS GRANTED, THE CONTENTS OF THE INTERCEPTED WIRE OR ORAL COMMUNICATION, OR EVIDENCE DERIVED THEREFROM, SHALL BE TREATED AS HAVING BEEN OBTAINED IN VIOLATION OF THIS SUBTITLE. THE JUDGE, UPON THE FILING OF THE MOTION BY THE AGGRIEVED PERSON, IN HIS DISCRETION MAY MAKE AVAILABLE TO THE AGGRIEVED PERSON OR HIS COUNSEL FOR INSPECTION SUCH PORTIONS OF THE INTERCEPTED COMMUNICATION OR EVIDENCE DERIVED THEREFROM AS THE JUDGE DETERMINES TO BE IN THE INTERESTS OF JUSTICE.

(3) IN ADDITION TO ANY OTHER RIGHT TO APPEAL, THE STATE SHALL HAVE THE RIGHT TO APPEAL FROM AN ~~ORDER GRANTING A MOTION TO SUPPRESS MADE UNDER PARAGRAPHS (1) AND (2) OF THIS SUBSECTION,~~ OF THE DENIAL OF AN APPLICATION FOR AN ORDER OF APPROVAL, IF THE PROSECUTING ATTORNEY SHALL CERTIFY TO THE JUDGE OR OTHER OFFICIAL ~~GRANTING THE MOTION OR DENYING THE APPLICATION~~ THAT THE APPEAL IS NOT TAKEN FOR PURPOSES OF DELAY. THE APPEAL SHALL BE TAKEN WITHIN 30 DAYS AFTER THE DATE THE ORDER WAS ENTERED AND SHALL BE DILIGENTLY PROSECUTED.

10-409.

(A) WITHIN 30 DAYS AFTER THE EXPIRATION OF AN ORDER (OR EACH EXTENSION THEREOF) ENTERED UNDER SECTION 10-408 OF THIS SUBTITLE, THE ISSUING JUDGE SHALL REPORT TO THE ADMINISTRATIVE OFFICE OF THE COURTS:

(1) THE FACT THAT AN ORDER OR EXTENSION WAS APPLIED FOR;

(2) THE KIND OF ORDER OR EXTENSION APPLIED FOR;

(3) THE FACT THAT THE ORDER OR EXTENSION WAS