

at the Crime Laboratory; requiring the Crime Laboratory to retain certain records; specifying the duties and responsibilities of the Crime Laboratory in processing DNA samples; allowing the Director to enter into certain contracts; specifying which individuals and agencies shall have access to the data base system and the manner of requesting such access; providing that the personal identification information of DNA profiles may be made available to certain agencies and persons under certain circumstances; requiring personal identification information of DNA profiles to be made available to certain persons under certain circumstances; requiring that a search of the data base be conducted under certain circumstances; providing that a match between an evidence sample and a data base entry may only be used for certain purposes and is not admissible at trial unless confirmed by additional testing; requiring the Director of the Crime Laboratory to create a population data base comprised of certain information; requiring all personal identifiers to be removed before information is entered into the population data base; specifying that certain agencies and third party interests may share in the population data base information under certain circumstances; providing for the expungement of certain information from the data base system and repository under certain conditions and specifying those conditions; requiring the Director of the Crime Laboratory to purge certain information from the data base system and repository under certain circumstances; providing for the security and confidentiality of the statewide DNA data base system and repository; establishing certain penalties for the disclosing or obtaining of certain information from the repository or data base system in violation of this Act; making provisions of this Act severable; defining certain terms; and generally relating to the creation of a statewide DNA repository and data base system.

BY adding to

Article 88B – State Police

Section 12A

Annotated Code of Maryland

(1991 Replacement Volume and 1993 Supplement)

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

Article 88B – State Police

12A.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "CODIS" MEANS THE FEDERAL BUREAU OF INVESTIGATION'S "COMBINED DNA INDEX SYSTEM" THAT ALLOWS THE STORAGE AND EXCHANGE OF DNA RECORDS SUBMITTED BY STATE AND LOCAL FORENSIC DNA LABORATORIES.

(3) "CRIME LABORATORY" MEANS THE MARYLAND STATE POLICE CRIME LABORATORY DIVISION.

(4) "DIRECTOR" MEANS THE DIRECTOR OF THE MARYLAND STATE POLICE CRIME LABORATORY OR THE DIRECTOR'S DESIGNEE.