

CHAPTER 490

(House Bill 1129)

AN ACT concerning

State Police - DNA Testing

FOR the purpose of specifying additional crimes in the definition of "crime of violence"; requiring that certain persons convicted of certain crimes of violence provide a DNA sample under certain circumstances; establishing that failure to provide a DNA sample is a violation of probation under certain circumstances; altering the date establishing, upon conviction, as to who is required to submit a DNA sample; allowing the Director of the Crime Laboratory Division of the Department of State Police to specify which facility will collect a DNA sample from certain persons who are not sentenced to a term of incarceration; and generally relating to DNA testing of certain persons convicted of certain crimes.

BY repealing and reenacting, with amendments,

Article 88B - Department of State Police

Section 12A

Annotated Code of Maryland

(1998 Replacement Volume)

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

Article 88B - Department of 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 Crime Laboratory Division of the Department of State Police.

(4) "Director" means the Director of the Crime Laboratory or the Director's designee.

(5) "DNA" means deoxyribonucleic acid.

(6) "DNA record" means DNA information stored in the statewide DNA data base system of the Department of State Police or CODIS and includes that information commonly referred to as a DNA profile.