

~~(C) FOLLOWING ENTRY OF A FINAL ORDER OF CONVICTION AND SENTENCE IN A CASE SUBJECT TO THE SENTENCING GUIDELINES, THE CLERK OF THE CIRCUIT COURT IN WHICH THE CASE WAS TRIED SHALL SEND A COPY OF THE ORDERS, THE ORIGINAL OF THE SENTENCING GUIDELINES WORKSHEET, AND A COPY OF ANY DEPARTURE EXPLANATION TO THE STATE COMMISSION ON CRIMINAL SENTENCING POLICY AS SOON AS POSSIBLE AND NO LATER THAN 30 DAYS AFTER SENTENCING.~~

~~[(e)] (D) (1) If a court prepares a Maryland sentencing guidelines worksheet, the clerk of the court shall deliver to the agency that has been ordered by the court to retain custody of the defendant a copy of the Maryland sentencing guidelines worksheet with the commitment order or as soon as practicable after issuance of the commitment order.~~

~~(2) The Parole Commission shall review a Maryland sentencing guidelines worksheet for purposes of complying with the requirements of Article 41, Title 4, Subtitle 5 of the Code.~~

~~(E) THE FAILURE OF A COURT TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION DOES NOT AFFECT THE LEGALITY OR EFFICACY OF THE SENTENCE IMPOSED.~~

645JA.

(a) Unless [no different sentence could have been imposed or unless] the sentence was imposed by more than one trial judge, every person convicted of a crime by any trial court of this State and sentenced to serve, with or without suspension, a total of more than two years imprisonment in any penal or correctional institution in this State shall be entitled to have the sentence reviewed by a panel of three or more trial judges of the judicial circuit in which the sentencing court is located. However, a person has no right to have any sentence reviewed more than once pursuant to this section. Notwithstanding any rule of the Court of Appeals to the contrary, the judge who sentenced the convicted person shall not be one of the members of the panel, but if he so desires he may sit with the panel in an advisory capacity only.

(b) The review of a sentence of death is governed by the provisions of § 414 of this article.

645JC.

(a) The panel shall have the right to require the Division of Parole and Probation to investigate, report, and make recommendations with regard to any such application for review.

(b) (1) The panel shall consider each application for review and shall have the power, with a hearing, to order a different sentence to be imposed or served, including, by way of illustration and not by way of limitation, an increased or decreased sentence, or a suspended sentence to be served in whole or in part, or a sentence to be suspended with or without probation, upon such terms and conditions as the panel may deem just and which could lawfully have been imposed by the sentencing court at the time of the imposition of the sentence under review, or the panel may decide that the sentence under review should remain unchanged.