(C)   (1)   ~~SUBJECT TO THE PROVISIONS OF PARAGRAPH (2) OF THIS SUBSECTION,~~ THE COMMISSION SHALL ADOPT GUIDELINES TO IDENTIFY DEFENDANTS WHO WOULD BE APPROPRIATE FOR PARTICIPATION IN CORRECTIONS OPTIONS PROGRAMS.

~~(2)   THE GUIDELINES MAY NOT ALLOW A DEFENDANT CONVICTED OF A VIOLENT CRIME, AS DEFINED IN § 4-501(12) OF THIS ARTICLE, TO PARTICIPATE IN CORRECTIONS OPTIONS PROGRAMS.~~

~~(2)~~   ~~(3)~~   (2)   THE GUIDELINES FOR CORRECTIONS OPTIONS SHALL BE CONSIDERED BY THE SENTENCING COURT IN DETERMINING WHETHER TO SENTENCE A DEFENDANT TO CORRECTIONS OPTIONS OR THE ORDINARY SENTENCE OTHERWISE CALLED FOR BY THE SENTENCING GUIDELINES.

~~(3)~~   ~~(4)~~   (3)   IN DECIDING WHETHER TO SENTENCE A DEFENDANT TO CORRECTIONS OPTIONS, THE SENTENCING COURT SHALL GIVE PRIMARY CONSIDERATION TO PROTECTION OF PUBLIC SAFETY.

(D)   (1)   THE COMMISSION SHALL UNDERTAKE AN ANNUAL REVIEW OF SENTENCING POLICY AND PRACTICE AND MAKE A REPORT TO THE GENERAL ASSEMBLY IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE ON OR BEFORE DECEMBER 1 OF EACH YEAR.

(2)   THE ANNUAL REPORT SHALL INCLUDE ANY CHANGES TO THE GUIDELINES MADE DURING THE PRECEDING YEAR.

(3)   (I)   THE ANNUAL REPORT SHALL REVIEW JUDICIAL COMPLIANCE WITH THE GUIDELINES, INCLUDING COMPLIANCE BY OFFENSE AND BY JUDICIAL CIRCUIT.

(II)   IN DETERMINING WHETHER A SENTENCE IS WITHIN THE GUIDELINES, THE COMMISSION SHALL CONSIDER A SENTENCE TO A CORRECTIONS OPTIONS PROGRAM AS BEING WITHIN THE GUIDELINES IF THE SENTENCE FALLS WITHIN A CORRECTIONS OPTIONS ZONE SHOWN ON THE MATRIX.

(E)   (1)   THE COMMISSION SHALL COLLECT SENTENCING GUIDELINES WORKSHEETS AND AUTOMATE THE INFORMATION WITH THE ASSISTANCE OF THE ADMINISTRATIVE OFFICE OF THE COURTS.

~~(2)   EACH YEAR, THE COMMISSION SHALL COMPILE THE FOLLOWING INFORMATION ON EACH CIRCUIT COURT JUDGE:~~

~~(I)   THE WRITTEN EXPLANATION SUBMITTED BY EACH JUDGE REGARDING THE JUDGE'S DEPARTURE FROM THE SENTENCING GUIDELINES; AND~~

~~(II)   THE NUMBER OF TIMES AND THE PERCENTAGE OF TIMES THAT THE SENTENCE IMPOSED:~~

~~1.   WAS BELOW THE SENTENCING GUIDELINES;~~

~~2.   WAS ABOVE THE SENTENCING GUIDELINES;~~