

In subsection (a)(2) of this section, the defined term "person" is substituted for the former reference to "individual" to conform to the terminology used throughout this article. See General Revisor's Note to article.

In subsection (a)(7) of this section, the former reference to the "quashing" of an indictment is deleted in light of the reference to the "dismissal" of an indictment.

In subsection (a)(21) of this section, the reference to the "Courts Article" is substituted for the former reference to the "Courts and Judicial Proceedings Article" in light of Art. 1, § 25(g).

Subsections (a)(23) and (b) of this section are revised to distinguish between regulations and rules. The Secretary is head of an executive unit, *i.e.*, Department of Public Safety and Correctional Services, and may adopt regulations in accordance with Title 10, Subtitle 1 of the State Government Article (Administrative Procedure Act - Regulations). The Court of Appeals, however, is not an executive unit and, therefore, does not come under Title 10, Subtitle 1 of the State Government Article. Instead, the Court of Appeals may adopt rules under Md. Constitution, Art. IV, § 18.

In subsection (b) of this section, the reference to reportable events "described under subsection (a) of this section" is added for clarity.

Also in subsection (b) of this section, the reference to the "Central Repository" is added for clarity.

Defined terms: "Central Repository" § 10-201

"Charging document" § 1-101

"Criminal history record information" § 10-201

"Criminal justice unit" § 10-201

"Local correctional facility" § 1-101

"Person" § 1-101

"Reportable event" § 10-201

"Secretary" § 1-101

"State correctional facility" § 1-101

#### 10-216. FINGERPRINTING.

##### (A) "LAW ENFORCEMENT UNIT" DEFINED.

IN THIS SECTION, "LAW ENFORCEMENT UNIT" MEANS:

- (1) A STATE, COUNTY, OR MUNICIPAL POLICE UNIT; OR
- (2) A SHERIFF'S OFFICE.

##### (B) FINGERPRINTING ON ORDER OF COURT.

SUBJECT TO SUBSECTION (C) OF THIS SECTION:

- (1) IF A DEFENDANT WAS NOT FINGERPRINTED AT THE TIME OF ARREST FOR THE SENTENCED CRIME, THE SENTENCING JUDGE SHALL ORDER THE