

(7) "DNA sample" means a body fluid ~~SAMPLE, INCLUDING BLOOD OR SALIVA,~~ or tissue sample provided by any person convicted of a [qualifying crime of violence] ~~FELONY OR A VIOLATION OF § 6-205 OR § 6-206 OF THE CRIMINAL LAW ARTICLE OR BREAKING AND ENTERING MISDEMEANOR~~ or any body fluid ~~SAMPLE, INCLUDING BLOOD OR SALIVA,~~ or tissue sample submitted to the statewide DNA data base system for analysis pursuant to a criminal investigation.

[(8) "Qualifying crime of violence" means:

- (i) A violation of Article 27, § 35C of the Code that involves sexual abuse;
- (ii) Rape in any degree;
- (iii) A sexual offense in the first, second, or third degree;
- (iv) Murder;
- (v) Robbery under Article 27, § 486 or § 487 of the Code;
- (vi) First degree assault; or
- (vii) Attempts to commit these offenses.]

[(9)] (8) "Statewide DNA data base system" means the DNA record system administered by the Department of State Police for identification purposes.

[(10)] (9) "Statewide DNA repository" means the State repository of DNA samples collected under this section.

(b) (1) There is created within the Crime Laboratory a statewide DNA data base system.

(2) The system shall be the central repository for all DNA testing information as provided in this section.

(3) The Director shall:

- (i) Administer and manage the system;
- (ii) Consult with the Secretary on the adoption of appropriate regulations concerning system protocols and operations;
- (iii) Ensure compatibility with Federal Bureau of Investigation and CODIS requirements, including the use of comparable test procedures, quality assurance, laboratory equipment, and computer software; and
- (iv) Ensure the security and confidentiality of all records of the system.

(4) The Secretary, after consultation with the Director, shall adopt appropriate regulations concerning system protocols and operation.