

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

- abuse;
- (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.

(c) Pursuant to regulations adopted by the Secretary after consultation with the Director under this section, a person convicted of a [qualifying crime of violence] FELONY OR A VIOLATION OF § 6-205 OR § 6-206 OF THE CRIMINAL LAW ARTICLE shall:

(1) Have a DNA sample collected upon intake to any prison or detention facility; or

(2) If not sentenced to a term of imprisonment, provide a DNA sample as a condition of sentence or probation.