

(I) DEFINE SATISFACTORY PROFICIENCY TESTING PERFORMANCE; AND

(II) SET STANDARDS AND REQUIREMENTS THAT A FORENSIC PROFICIENCY TESTING PROGRAM SHALL MEET ~~BEFORE IT MAY BE DESIGNATED AN APPROVED PROGRAM.~~

~~(3) AN EMPLOYEE OF THE~~ THE DEPARTMENT SHALL REVIEW ALL PROFICIENCY TESTS AND PROFICIENCY TEST RESULTS EVERY 2 YEARS A FORENSIC LABORATORY'S PROFICIENCY TESTING PROGRAM.

(C) TO ASSURE COMPLIANCE WITH THE STANDARDS AND REQUIREMENTS ~~SET FORTH IN REGULATIONS ADOPTED~~ UNDER THIS SUBTITLE, THE SECRETARY SHALL CONDUCT:

(1) AN INSPECTION OF EACH FORENSIC LABORATORY FOR WHICH A LICENSE TO OPERATE IS SOUGHT; AND

(2) ~~PERIODIC INSPECTIONS~~ AN INSPECTION OF EACH FORENSIC LABORATORY FOR WHICH A LICENSE HAS BEEN ISSUED; ~~AND~~

~~(3) AN INSPECTION WITHIN 6 MONTHS PRIOR TO REISSUING A LICENSE TO A FORENSIC LABORATORY.~~

(D) TO ASSURE COMPLIANCE WITH THE STANDARDS AND REQUIREMENTS UNDER THIS SUBTITLE, THE SECRETARY MAY CONDUCT:

(1) A COMPLAINT INVESTIGATION; AND

(2) A VALIDATION SURVEY OF AN ACCREDITED FORENSIC LABORATORY.

~~17-2A-04, 17-2A-03.~~

~~THE SECRETARY SHALL MAKE REPORTS OF INSPECTIONS CONDUCTED BY THE SECRETARY UNDER THIS SUBTITLE, DISCREPANCY LOGS, CONTAMINATION RECORDS, PROFICIENCY TESTS AND TEST RESULTS, AND DIRECTED PLANS OF CORRECTION AVAILABLE TO THE PUBLIC WITHIN 10 DAYS OF A WRITTEN REQUEST.~~

~~17-2A-05.~~