

~~§ 201.~~

~~(a) (1) In this section the following words have the meanings indicated.~~

~~(2) "Biological evidence" includes, but is not limited to, any blood, hair, saliva, semen, epithelial cells, buccal cells, or other bodily substances from which genetic marker groupings may be obtained.~~

~~(3) "DNA" means deoxyribonucleic acid.~~

~~(4) "Law enforcement agency" means any of the following:~~

~~(i) a municipal or county police department;~~

~~(ii) sheriff's office;~~

~~(iii) the Maryland State Police;~~

~~(iv) any prosecuting authority;~~

~~(v) any state, university, county, or municipal police unit or police force; and~~

~~(vi) any hospital, medical facility, or private entity that is conducting forensic examinations and securing biological evidence related to criminal investigations.~~

~~(5) "Scientific identification evidence" means evidence that:~~

~~(i) is related to an investigation or prosecution that resulted in a judgment of conviction;~~

~~(ii) is in the actual or constructive possession of a law enforcement agency or agent of a law enforcement agency; and~~

~~(iii) contains biological evidence from which DNA may be recovered that may produce exculpatory or mitigating evidence relevant to a claim of a convicted person of wrongful conviction or sentencing if subject to DNA testing.~~

~~(b) Notwithstanding any other law governing postconviction relief, a person who is convicted of a violation of § 2-201, § 2-204, § 2-207, or §§ 3-303 through 3-306 of the Criminal Law Article may file a petition:~~