

BY: Conference Committee

AMENDMENTS TO SENATE BILL NO. 486

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “felony” insert “or certain misdemeanors”; in line 17, strike “that” and substitute “during which”; in line 18, strike “scientific identification”; and in the same line, after “evidence;” insert “making stylistic changes;”.

AMENDMENT NO. 2

On page 2, strike beginning with “SAMPLE,” in line 31 down through “SALIVA,” in line 32; in line 33, after “FELONY” insert “OR A VIOLATION OF § 6-205 OR § 6-206 OF THE CRIMINAL LAW ARTICLE”; and in line 34, strike “SAMPLE, INCLUDING BLOOD OR SALIVA,”.

On page 3 in line 31, and on page 4 in line 11, in each instance, after “FELONY” insert “OR A VIOLATION OF § 6-205 OR § 6-206 OF THE CRIMINAL LAW ARTICLE”.

On page 4, strike in their entirety lines 5 and 6 and substitute:

“(D) A SECOND DNA SAMPLE MAY BE TAKEN IF NEEDED TO OBTAIN SUFFICIENT DNA FOR THE STATE DATABASE OR IF ORDERED BY THE COURT FOR GOOD CAUSE SHOWN.”.

On page 5, in line 33, strike “180” and substitute “183”; and in the same line, strike “, including at least one external blind test,”.

On page 6, strike in their entirety lines 3 and 4 and substitute:

“2. UNDER THE FEDERAL BUREAU OF INVESTIGATION’S QUALITY ASSURANCE STANDARDS FOR CONVICTED OFFENDER’S DNA DATA”

(Over)

BASING AND FORENSIC DNA TESTING LABORATORIES.”.

On page 7, in line 22, strike “a blood” and substitute “AN ADDITIONAL DNA”; strike beginning with the colon in line 29 down through “(I)” in line 30; strike beginning with “; OR” in line 31 down through “APPEAL” in line 32; and strike beginning with “FOR” in line 33 down through “SUBSECTION” in line 34.

On page 9, in line 2, strike “GRANTED BY” and substitute “RECEIVED FROM”.

On page 10, strike beginning with the first “THE” in line 8 down through “SECURED” in line 10 and substitute “THE TIME OF THE SENTENCE, INCLUDING ANY CONSECUTIVE SENTENCE IMPOSED IN CONNECTION WITH THE OFFENSE”; and in lines 23 and 24, in each instance, after “felony” insert “or a violation of § 6-205 or § 6-206 of the Criminal Law Article”.

On pages 10 and 11, strike in their entirety the lines beginning with line 33 on page 10 through line 11 on page 11, inclusive, and substitute:

“SECTION 4. AND BE IT FURTHER ENACTED, That this Act is contingent on the receipt by the Department of State Police of a binding written award of a grant from any private entity or federal agency by September 1, 2002, of at least \$1,500,000 to be used to implement the provisions of this Act during the period between October 1, 2002 and September 30, 2003. If the Department of State Police does not receive a binding written award by September 1, 2002 as provided in this Section, this Act, with no further action required by the General Assembly, shall be null and void and of no force and effect. If the Department of State Police receives a binding written award by September 1, 2002, the Department shall forward a copy of the written award within 5 days of receipt to the Department of Legislative Services, 90 State Circle, Annapolis, Maryland 21401.

SECTION 5. AND BE IT FURTHER ENACTED, That, subject to Section 4 of this Act, this Act shall take effect October 1, 2002. It shall remain effective for a period of 1 year and, at the end of September 30, 2003, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.