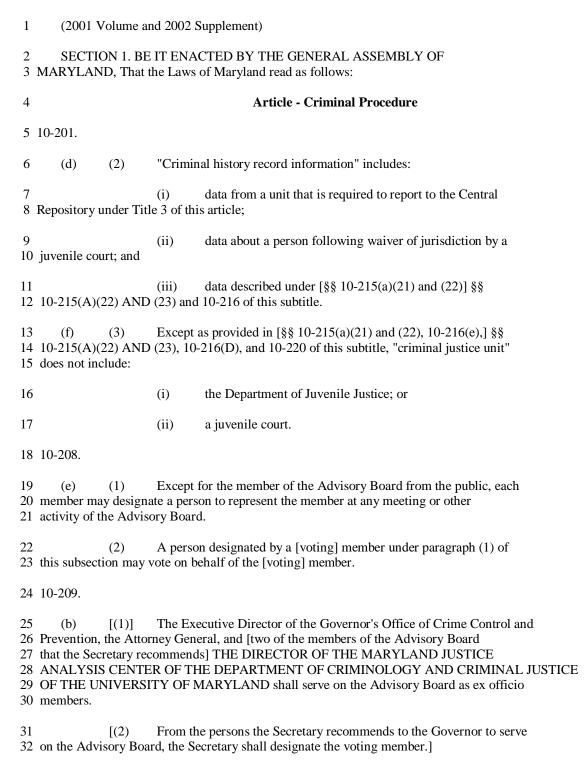
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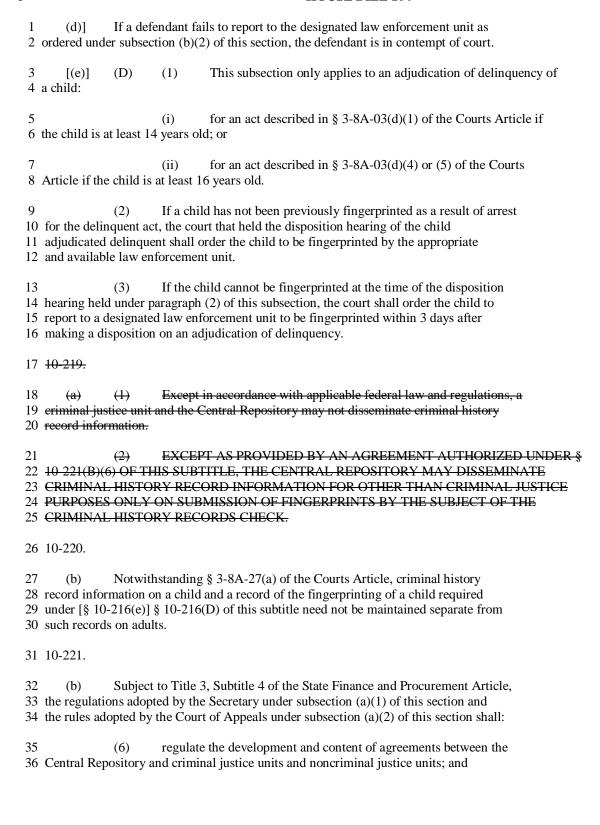
By: Delegate Hutchins Introduced and read first time: January 23, 2003 Assigned to: Judiciary								
Com	Committee Report: Favorable with amendments House action: Adopted							
Reac	d second time: March 18, 2003							
	CHAPTER							
1	AN ACT concerning							
2	Criminal Procedure - Criminal Justice Information System							
3	FOR the purpose of altering the ex officio membership of the Criminal Justice							
4	Information Advisory Board; designating the Director of the Maryland Justice							
5	Analysis Center to serve as an ex officio member of the Advisory Board;							
6	abolishing a certain distinction between members of the Advisory Board so as to							
7	make each Advisory Board member a voting member; adding the failure of a							
8	defendant to appear for a criminal justice proceeding as an event that must be							
9	reported by a criminal justice unit to the Criminal Justice Information System							
10	Central Repository; requiring a sentencing judge to order the fingerprinting of a							
11	defendant under certain conditions for certain offenses and when granting							
12	probation before judgment; allowing the Central Repository to disseminate							
13 14	eriminal history record information for other than criminal justice purposes under certain circumstances; and generally relating to the Criminal Justice							
15	Information System.							
16	BY repealing and reenacting, with amendments,							
17	Article - Criminal Procedure							
18	Section 10-201(d)(2) and (f)(3), 10-208(e), 10-209(b), 10-215(a), 10-216,							
19	10-219(a), and 10-220(b)							
20	Annotated Code of Maryland							
21	(2001 Volume and 2002 Supplement)							
22	BY repealing and reenacting, without amendments,							
23	Article - Criminal Procedure							
24	Section 10-221(b)(6)							
25	Annotated Code of Maryland							



1	10 215.						
2 3	(a) The following events are reportable events under this subtitle that must be reported to the Central Repository in accordance with § 10-214 of this subtitle:						
4	(1)	the issu	ance or withdrawal of an arrest warrant;				
5	(2)	an arres	t;				
6	(3)	the rele	ase of a person after arrest without the filing of a charge;				
7	(4)	the filin	g of a charging document;				
8	(5)	a releas	e pending trial or an appeal;				
9	(6)	a comm	itment to an institution of pretrial detention;				
10	(7)	the disn	nissal of an indictment or criminal information;				
11	(8)	a nolle	prosequi;				
12	(9)	the mar	king of a charge "stet" on the docket;				
	(10) FAILURE OF A DEFENDANT TO APPEAR FOR TRIAL OR ANY OTHER CRIMINAL JUSTICE PROCEEDING ARISING FROM A CRIMINAL CHARGE, INCLUDING A PROBATION VIOLATION HEARING;						
	(11) other disposition of judgment;		ittal, conviction, verdict of not criminally responsible, or any or following trial, including a finding of probation before				
19	[(11)]	(12)	the imposition of a sentence;				
20 21	[(12)] correctional facility		a commitment to a State correctional facility or local				
22 23 24	[(13)] Hygiene under § 3- eriminally responsi	105 or § 3	a commitment to the Department of Health and Mental -111 of this article as incompetent to stand trial or not				
25	[(14)]	(15)	a release from detention or confinement;				
28	[(15)] discharge of a pers under § 3-105 or § responsible;	on commit	a conditional release, revocation of conditional release, or ted to the Department of Health and Mental Hygiene his article as incompetent to stand trial or not criminally				
30	[(16)]	(17)	an escape from confinement or commitment;				
31 32	[(17)] in a sentence, inclu		a pardon, reprieve, commutation of a sentence, or other change nge in a sentence that a court orders;				

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1		[(18)]	(19)	an entry of an appeal to an appellate court;
2		[(19)]	(20)	a judgment of an appellate court;
3	person's conv	[(20)] viction, se	(21) entence, o	an order of a court in a collateral proceeding that affects a or confinement;
5		[(21)]	(22)	an adjudication of a child as delinquent:
6 7	3-8A-03(d)(1) of the (if the child is at least 14 years old, for an act described in § ticle; or
8 9	3-8A-03(d)(4	l) or (5) c		if the child is at least 16 years old, for an act described in § arts Article;
10 11	juvenile cou	[(22)] rt; and	(23)	the issuance or withdrawal of a writ of attachment by a
	a criminal pr	roceeding	that the	any other event arising out of or occurring during the course of Secretary by regulation or the Court of Appeals by rule
15	10-216.			
16	(a)	In this se	ection, "la	w enforcement unit" means:
17		(1)	a State, o	county, or municipal police unit; or
18		(2)	a sheriff	s office.
19	(b)	[Subject	to subsec	etion (c) of this section:]
			sentencin	defendant was not fingerprinted at the time of arrest for the g judge shall order the defendant to be fingerprinted e law enforcement unit when the defendant:
23 24	that is report	table as c		is found guilty or pleads guilty or nolo contendere to a crime story record information under this subtitle; and
			sentence,	is sentenced to commitment in a local correctional facility or probation, [other than] probation before judgment a fine[; and].
30			ncing judg	ne defendant cannot be fingerprinted at the time of ge shall order the defendant to report to a designated gerprinted within 3 days after the date of the
	` '	entencing	g judge m	ged is a crime defined by law or a rule of court as a "petty ay order that the defendant be fingerprinted under



- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 2 October 1, 2003.