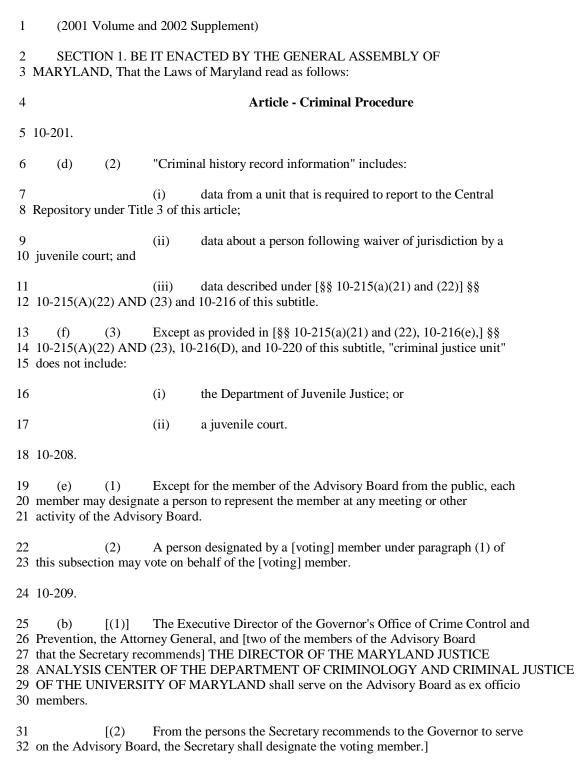
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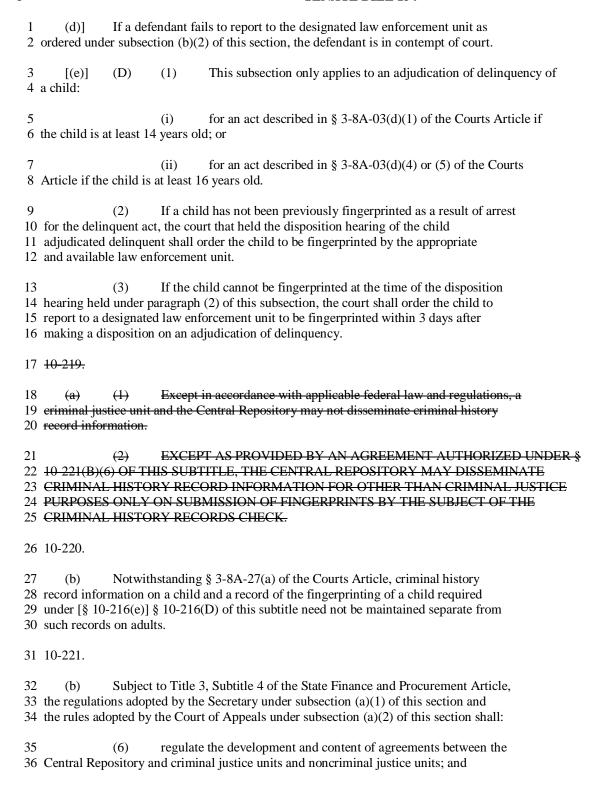
By: Senator Jimeno Introduced and read first time: January 27, 2003 Assigned to: Judicial Proceedings								
Committee Report: Favorable with amendments								
	Senate action: Adopted							
Read second time: March 20, 2003								
	, 							
	CHAPTER							
1 .	AN ACT concerning							
2	Criminal Procedure - Criminal Justice Information System							
3 1 4 5 6 7 8 9 10 11 12 13 14	FOR the purpose of altering the ex officio membership of the Criminal Justice Information Advisory Board; designating the Director of the Maryland Justice Analysis Center to serve as an ex officio member of the Advisory Board; abolishing a certain distinction between members of the Advisory Board so as to make each Advisory Board member a voting member; adding the failure of a defendant to appear for a criminal justice proceeding as an event that must be reported by a criminal justice unit to the Criminal Justice Information System Central Repository; requiring a sentencing judge to order the fingerprinting of a defendant under certain circumstances for certain offenses and when granting probation before judgment; allowing the Central Repository to disseminate eriminal history record information for other than criminal justice purposes under certain circumstances; and generally relating to the Criminal Justice Information System.							
16 17 18 19 20 21	BY repealing and reenacting, with amendments, Article - Criminal Procedure Section 10-201(d)(2) and (f)(3), 10-208(e), 10-209(b), 10-215(a), 10-216, 10-219(a), and 10-220(b) Annotated Code of Maryland (2001 Volume and 2002 Supplement)							
22 23 24 25	BY repealing and reenacting, without amendments, Article - Criminal Procedure Section 10-221(b)(6) Annotated Code of Maryland							



1 -	<del>10-215.</del>							
2 3 i	2 (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 issue	ance or withdrawal of an arrest warrant;				
5		<del>(2)</del>	an arres	<del>t.</del>				
6		<del>(3)</del>	the relea	ase of a person after arrest without the filing of a charge;				
7		(4)	the filin	g of a charging document;				
8		<del>(5)</del>	a release pending trial or an appeal;					
9		<del>(6)</del>	a commitment to an institution of pretrial detention;					
10		<del>(7)</del>	the dismissal of an indictment or criminal information;					
11		<del>(8)</del>	a nolle prosequi;					
12		<del>(9)</del>	the marking of a charge "stet" on the docket;					
	3 (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;							
	other disposition of a case at or following trial, including a finding of probation before judgment;							
19		<del>[(11)]</del>	<del>(12)</del>	the imposition of a sentence;				
20 21	correctional	[(12)] facility;	<del>(13)</del>	a commitment to a State correctional facility or local				
	Hygiene under § 3-105 or § 3-111 of this article as incompetent to stand trial or not eriminally responsible;							
25		<del>[(14)]</del>	<del>(15)</del>	a release from detention or confinement;				
28	discharge of under § 3-10 responsible;	05 or § 3	( <del>16)</del> committ <del>111 of th</del>	a conditional release, revocation of conditional release, or seed to the Department of Health and Mental Hygiene his article as incompetent to stand trial or not criminally				
30		<del>[(16)]</del>	<del>(17)</del>	an escape from confinement or commitment;				
31 32	in a sentence	<del>[(17)]</del> e, includi	. ,	a pardon, reprieve, commutation of a sentence, or other change age in a sentence that a court orders;				

## **SENATE BILL 154**

1		<del>[(18)]</del>	<del>(19)</del>	an entry of an appeal to an appellate court;				
2		<del>[(19)]</del>	<del>(20)</del>	a judgment of an appellate court;				
3	<del>person's conv</del>	<del>[(20)]</del> viction, se	(21) entence, o	an order of a court in a collateral proceeding that affects a confinement;				
5		<del>[(21)]</del>	<del>(22)</del>	an adjudication of a child as delinquent:				
6 7	<del>3-8A-03(d)(</del> 1	l) of the (		if the child is at least 14 years old, for an act described in § ticle; or				
8 9	<del>3-8A-03(d)(4</del>	1) or (5) c		if the child is at least 16 years old, for an act described in § arts Article;				
10 11	<del>juvenile cou</del>	<del>[(22)]</del> rt; and	<del>(23)</del>	the issuance or withdrawal of a writ of attachment by a				
	a criminal promakes a repo	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, c	county, or municipal police unit; or				
18		(2)	a sheriff	s office.				
19	(b)	[Subject	to subsec	etion (c) of this section:]				
	(1) [if] IF a defendant was not fingerprinted at the time of arrest for the sentenced crime, the sentencing judge shall order the defendant to be fingerprinted by the appropriate and available 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	the 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				
	(c) offense", a s subsection (l	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.