

~~BY repealing and reenacting, with amendments:~~

~~Article — Public Safety~~

~~Section 2-501 and 2-504~~

~~Annotated Code of Maryland~~

~~(2003 Volume and 2007 Supplement)~~

~~(As enacted by Section 1 of this Act)~~

~~BY repealing and reenacting, without amendments:~~

~~Article — Public Safety~~

~~Section 2-506, 2-511, 2-512, 2-513, and 2-514~~

~~Annotated Code of Maryland~~

~~(2003 Volume and 2007 Supplement)~~

~~(As enacted by Section 1 of this Act)~~

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Criminal Procedure

6-232.

(a) In a criminal case, when all of the charges against the defendant are disposed of by acquittal, dismissal, probation before judgment, nolle prosequi, or stet, the court shall advise the defendant that the defendant may be entitled to expunge the records AND ANY DNA SAMPLE AND DNA RECORD relating to the charge or charges against the defendant in accordance with Title 10, Subtitle 1 of this article AND TITLE 2, SUBTITLE 5 OF THE PUBLIC SAFETY ARTICLE.

(b) The failure of a court to comply with subsection (a) of this section does not affect the legality or efficacy of the sentence or disposition of the case.

8-201.

(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;