HOUSE DOCKET, NO. 850 FILED ON: 1/19/2011

HOUSE . . . . . No. 437

The Commonwealth of Massachusetts

PRESENTED BY:

Bradford Hill

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying:

An Act relative to the collecting of DNA.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Bradford Hill	*4th Essex*

HOUSE DOCKET, NO. 850 FILED ON: 1/19/2011

HOUSE . . . . . No. 437

By Mr. Hill of Ipswich, a petition (accompanied by bill, House, No. 437) of Bradford Hill relative to the collecting of DNA. The Judiciary.

The Commonwealth of Massachusetts

An Act relative to the collecting of DNA.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 22E of the General Laws is hereby amended by striking out section 3, as appearing in the 2006 Official Edition, and inserting in place thereof the following section: -

Section 3 . Any person who is arrested by virtue of process, or is taken into custody by an officer and charged with the commission of a felony, and who upon arrest has been arraigned pursuant to the applicable court rules under the Massachusetts Rules of Criminal Procedure, shall submit a DNA sample to the department . The sample shall be collected by a person authorized under section 4 of this chapter subsequent to arraignment, in accordance with regulations or procedures established by the director . The results of such sample shall be made part of the state DNA database.

SECTION 2 . Section 12 of said chapter 22E , as so appearing, is hereby amended by striking out, in line 6, the figure “$1,000” and inserting in its place thereof the following figure:- $2,000,- and by striking out, in line 7, the words “six months” and inserting in place thereof the following words: - 1 year.

SECTION 3 . Section 13 of said chapter 22E , as so appearing , is hereby amended by striking out, in line 4, the figure “$1,000” and inserting in its place thereof the following figure:- $2,000,- and by striking out ,in line 5, the words “six months” and inserting in place thereof the following words: - 1 year.

SECTION 4 . Section 15 of said chapter 22E , as so appearing, is hereby amended by inserting after the word “expunged”, in line 3, the following words: - if the original offense upon which the collection of DNA is based does not result in a conviction; or.