

HOUSE No. 1244

The Commonwealth of Massachusetts

PRESENTED BY:

Edward F. Coppinger

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 adoption of the accompanying bill:

An Act relative to the DNA database.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Edward F. Coppinger</i>	<i>10th Suffolk</i>	<i>1/15/2015</i>

HOUSE No. 1244

By Mr. Coppinger of Boston, a petition (accompanied by bill, House, No. 1244) of Edward F. Coppinger relative to penalties and submission of DNA samples for domestic violence. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1275 OF 2013-2014.]

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act relative to the DNA database.

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

1 SECTION 1. Section 3 of chapter 22E of the General Laws, as appearing in the 2010
2 Official Edition, is hereby amended by inserting before the first sentence the following:-

3 Any person who is arrested by virtue of process, or is taken into custody by an officer and
4 charged with the commission of a felony shall submit a DNA sample upon arrest.

5 Said section 3, as so appearing, is further amended in lines 5 - 7, by striking the words
6 “within 1 year of such conviction or adjudication or, if incarcerated, before release from custody,
7 whichever occurs first” and inserting in place thereof the following:-

8 forthwith upon conviction.

9 SECTION 2. Section 11 of said chapter 22E, as so appearing, is hereby amended by
10 striking the section, and inserting in place thereof the following words:-

11 Any person required to provide a DNA sample pursuant to this chapter and who fails to
12 provide such DNA sample upon arrest, conviction or adjudication shall be subject to arrest,
13 punishment by a fine of not more than \$1,000 or imprisonment in a jail or house of correction for
14 not more than six months or both.

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