

**HOUSE . . . . . No. 2297**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Bradley H. Jones, Jr.***

*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 expansion of the state DNA database.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>1/19/2017</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>3/14/2018</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>	<i>3/14/2018</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>	<i>2/3/2017</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>	<i>3/14/2018</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>3/14/2018</i>
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>	<i>3/14/2018</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>3/14/2018</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>3/14/2018</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>3/14/2018</i>
<i>Nicholas A. Boldyga</i>	<i>3rd Hampden</i>	<i>3/14/2018</i>
<i>David K. Muradian, Jr.</i>	<i>9th Worcester</i>	<i>3/14/2018</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>	<i>3/14/2018</i>

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By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 2297) of Bradley H. Jones, Jr., and others that persons charged with the commission of a felony be required to submit a DNA sample. The Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1403 OF 2015-2016.]

**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
\_\_\_\_\_

An Act relative to the expansion of the state 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. Chapter 22E of the General Laws, as appearing in the 2014 Official Edition,  
2 is hereby amended by striking out section 3 and inserting in place thereof the following section: -

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

10 SECTION 2. Section 12 of said chapter 22E, as appearing in the 2014 Official Edition, is  
11 hereby amended by striking out, in line 7, the figure “\$1,000” and inserting in its place thereof  
12 the following figure:- \$2,000,- and by striking out, in line 8, the words “six months” and  
13 inserting in place thereof the following words: - 1 year.

14 SECTION 3. Section 13 of said chapter 22E, as so appearing , is hereby amended by  
15 striking out, in line 4, the figure “\$1,000” and inserting in its place thereof the following figure:-  
16 \$2,000,- and by striking out ,in line 5, the words “six months” and inserting in place thereof the  
17 following words: - 1 year.

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