

**2005 DNA Database Expansion Legislation**  
 Prepared by Smith Alling Lane on behalf of Applied Biosystems  
 (As of December 2005)

AK	HB 124	Anderson	Allows the use of reasonable force in collection of DNA samples from persons convicted of felony crimes.	<b>ENACTED</b>
HI	HB 64	Chang	Requires collection of DNA from all persons convicted of a felony, including minors adjudicated of a felony, and requires defendant to provide buccal swabs in addition to blood samples. Retroactive only to currently incarcerated and community sentences. Includes juveniles.	See HB 1733
HI	HB 191	Marumoto	Requires collection of DNA from all persons convicted of a felony, including minors adjudicated of a felony, and requires defendant to provide buccal swabs in addition to blood samples. Retroactive only to currently incarcerated and community sentences. Does not include juveniles. Makes an appropriation.	See HB 1733
HI	HB 229	Marumoto	Requires collection of DNA from all persons convicted of a felony, and requires defendant to provide buccal swabs in addition to blood samples. Retroactive only to currently incarcerated and community sentences. Does not include juveniles.	See HB 1733
HI	HB 590	Say	Requires collection of DNA from all persons convicted or <i>arrested</i> for a felony, including minors adjudicated of a felony, and requires defendant to provide buccal swabs in addition to blood samples.	See HB 1733
HI	HB 1733	Luke	Requires collection of DNA from all persons convicted of a felony, and is fully retroactive to include persons on probation and parole. Does not include juveniles.	<b>ENACTED</b>
HI	SB 470	Chun Oakland	Requires collection of DNA from all persons convicted of a felony, including minors adjudicated of a felony, and requires defendant to provide buccal swabs in addition to blood samples. Retroactive only to currently incarcerated and community sentences. Does not include juveniles.	See HB 1733
HI	SB 699	Bunda	Requires collection of DNA from all persons convicted or <i>arrested</i> for a felony, including minors adjudicated of a felony, and requires defendant to provide buccal swabs in addition to blood samples.	See HB 1733
HI	SB 957	Kokubun	Requires collection of DNA from all persons convicted of a felony, including minors adjudicated of a felony, and requires defendant to provide buccal swabs in addition to blood samples. Retroactive only to currently incarcerated and community sentences. Does not include juveniles.	See HB 1733
IA	HB 619	House Human Resources	Expands offender DNA database to include all convicted felons. Includes juvenile adjudications and all sentences, and is fully retroactive.	<b>ENACTED</b>
IA	HB 713	House Public Safety	Requires DNA samples for convictions of murder, kidnapping, sex offenses, and some burglaries. (Roll-back on all felons statute, which has never been implemented.)	See HB 619
IA	SD SB 1074	Senate Judiciary	Requires a study of implementing the all convicted felons database statute. (Roll-back on all felons statute, which has never been implemented.)	See HB 619
ID	SB 1197	Judiciary Committee	Expands offender DNA database to include a wider variety of felony offenses, primarily violent felonies or sex crime-related felonies.	<b>ENACTED</b>

IL	HB 779	Mendoza	Expands offender DNA database to include all felony <i>arrests</i> . Requires expungement if no conviction. Becomes effective upon funding or by January 2008.	Passed House. Died in Senate.
IL	HB 897	Millner	Expands offender DNA database to include all felony convictions of not guilty by reason on insanity.	Died in Committee
IL	HB 992	Delgado	Requires DNA samples within 45 days of conviction for persons sentenced to life in prison or to death.	<b>ENACTED</b>
IL	SB 333	Clayborne	Expands offender DNA database to include all felony <i>arrests</i> . Requires expungement if no conviction. Becomes effective upon funding or by January 2008.	Died in Committee
IN	HB 1241	Harris	Expands DNA database to include all convicted felons, including convictions of conspiracy to commit a felony and attempted felony. Retroactive only to currently incarcerated, but prospective to include community sentences. Does not include juveniles. Includes \$1 fee for all criminal convictions, infractions and ordinance violations.	<b>ENACTED</b>
IN	HB 1253	Lawson	Expands DNA database to include all convicted felons, including convictions of conspiracy to commit a felony and attempted felony. Retroactive only to currently incarcerated, but prospective to include community sentences. Does not include juveniles.	See HB 1241
IN	HB 1267	Pond	Expands DNA database to include all convicted felons, including convictions of conspiracy to commit a felony and attempted felony. Retroactive only to currently incarcerated, but prospective to include community sentences. Does not include juveniles.	See HB 1241
IN	SB 13	Zakas	Expands DNA database to include all convicted felons, including convictions of conspiracy to commit a felony and attempted felony. Retroactive only to currently incarcerated, but prospective to include community sentences. Does not include juveniles. Clarifies a database hit is not invalidated if sample is included by mistake.	<b>ENACTED</b>
IN	SB 318	Bray	Expands DNA database to include all convicted felons, including convictions of conspiracy to commit a felony and attempted felony. Retroactive only to currently incarcerated, but prospective to include community sentences. Does not include juveniles.	See SB 13
IN	SB 522	Zakas	Expands DNA database to include residential entry and incest, plus attempts or conspiracy to commit any crime listed as a DNA database offense.	See SB 13
MI	SB 575	McManus	Expands DNA database to include anyone <i>bound over for trial</i> felony or attempted felony charges.	Carried over to 2006
MN	HB 1	Smith	Expands DNA database to include <i>arrests</i> for violent felony or burglary, upon finding of probable cause for the arrest.	<b>ENACTED</b>
MN	HB 1244	Paulsen	Expands DNA database to include all felony <i>arrestees</i> .	See HB 1
MN	SB 1201	Foley	Expands DNA database to include all felony <i>arrestees</i> .	See HB 1
MS	HB 882	Fillingane	Makes mandatory current permissive language to collect DNA from all convicted felons	Died in Committee

MT	HB 113	Jent	Expands offender DNA database to include all convicted felons.	<b>ENACTED</b>
ND	HB 1061	Koppelman	Would require DNA from all registered sex offenders, including those whose sentences are fully completed.	<b>ENACTED</b>
ND	HB 1235	Klemin	Expands DNA database to include all convicted felons. Includes all sentences, but does not include juveniles and is not retroactive	<b>ENACTED</b>
NC	HB 1209	Goodwin	Expands offender DNA database to include sexual battery	<b>ENACTED</b>
NC	SB 746	Rand	Expands offender DNA database to include most felony <i>arrests</i> .	Carried over to 2006
NE	LB 143	Price	Expands DNA database to include all convicted felons, including juveniles. Includes community sentences, and retroactive only to currently incarcerated.	Died in Committee
NE	LB 385	Johnson	Expands DNA database to include burglary and robbery.	Carried over to 2006
NJ	HB 2747	Johnson	Expands offender DNA databases to include violent felony <i>arrests</i> and for disorderly conduct convictions. (New Jersey already collects from all convicted felons and some misdemeanors)	Died in Committee
NJ	SB 1513	Sacco	Expands offender DNA databases to include violent felony <i>arrests</i> and for disorderly conduct convictions. (New Jersey already collects from all convicted felons and some misdemeanors)	Died in Committee
NM	HB 165	Balderas	Requires DNA from all registered sex offenders, including those whose sentences are fully completed.	<b>ENACTED</b>
NM	HB 1001	Arnold-Jones	Requires DNA from all sex offenders upon registration.	See HB 165
NM	SB 55	Carraro	Requires DNA from all registered sex offenders, including those whose sentences are fully completed.	See HB 165
NV	HB 382	Weber	Expands DNA database to include all convicted felons.	Died in Committee
NY	HB 5470	Scozzafava	Expands offender DNA database to include all felony and misdemeanor convictions.	Died in Committee
NY	HB 5474	Zebrowski	Expands offender DNA database to include all convicted felons.	Died in Committee.
NY	HB 5964	Kolb	Expands offender DNA database to include all felony and misdemeanor convictions.	Died in Committee
NY	HB 5967	Kolb	Expands offender DNA database to include all felony and misdemeanor convictions.	Died in Committee
NY	HB 7031	Espaillet	Expands offender DNA database to include the crime of electronic stalking.	Died in Committee
NY	HB 8676	Rules Committee	Expands offender DNA database to include all felony and misdemeanor convictions.	Died in Committee
NY	SB 1018	Sampson	Expands offender DNA database to include all felony and misdemeanor convictions.	Died in Committee

NY	SB 2959	Morahan	Expands offender DNA database to include all convicted felons.	Died in Committee
NY	SB 5342	Skelos	Expands offender DNA database to include all felony and misdemeanor convictions.	Passed Senate. Died in Assembly
NY	SB 5474	Meier	Expands offender DNA database to include the crime of electronic stalking.	Died in Committee
OK	HB 1219	Morgan	Expands DNA database to include all convicted felons, including community sentences. Retroactive only to currently incarcerated (if convicted after 1996). Does not include juveniles.	See SB 646
OK	HB 1509	Roan	Expands DNA database to include all convicted felons, including community sentences. Retroactive only to currently incarcerated (if convicted after 1996). Does not include juveniles.	See SB 646
OK	SB 506	Branan	Expands DNA database to include all convicted felons, including community sentences. Retroactive only to currently incarcerated. Does not include juveniles.	See SB 646
OK	SB 646	Nichols	Expands DNA database to include all convicted felons, including community sentences. Retroactive only to currently incarcerated (if convicted after 1996). Does not include juveniles.	<b>ENACTED</b>
OK	SB 675	Brogdon	Expands DNA database to include all convicted felons, including community sentences. Retroactive only to currently incarcerated. Does not include juveniles.	See SB 646
TX	HB 867	Allen	Expands offender DNA database to include anyone required to register as a sex offender..	<b>ENACTED</b>
TX	HB 1068	Driver	Expands offender DNA database to include persons <i>arrested</i> for felony crimes. Requires expungement if no conviction.	Enacted without database provisions
VA	HB 1639	Miles	Expands DNA database to include persons <i>arrested</i> for soliciting prostitutes or a drug offense. (Virginia already collects from violent felony arrestees)	Died in Committee
VT	SB 5	Illuzzi	Expands DNA database to include statutory rape.	Died in Committee
VT	SB 15	Sears	Expands offender DNA database to include all convicted felons.	<b>ENACTED</b>
WA	HB 1135	Miloscia	Expands DNA database to include persons <i>arrested</i> for felonies, gross misdemeanors or patronizing prostitutes. Includes juveniles. Requires sample destruction if no conviction.	Died in Committee
WA	SB 5165	Kline	Expands DNA database to include persons <i>arrested</i> for felonies, gross misdemeanors or patronizing prostitutes. Includes juveniles. Requires sample destruction if no conviction.	Passed Policy, Died in Fiscal Committee.
US	HR 3402	Sensenbrenner	Permits uploading of arrestee DNA profiles to national database system. Grants Attorney General authority to require DNA from any person arrested under federal authority and from any non-US person who is detained.	<b>ENACTED</b>
US	SB 1606	Kyl	DNA Fingerprint Act. Permits uploading of arrestee DNA profiles to national database system. Grants Attorney General authority to require DNA from any person arrested under federal authority and from any non-US person who is detained.	See HR 3402