

2008 DNA DATABASE EXPANSION LEGISLATION

*Prepared by Gordon Thomas Honeywell Governmental Affairs on behalf of Applied Biosystems
Last updated October 22, 2008*

Items in grey font are bills from the 2007 session that "carried over" to the 2008 session, but which have not yet been slated for 2008 legislative activity. In most instances, a 2007 bill would be reintroduced for 2008 if the legislature intends to consider it.

ST	BILL #	SPONSOR	SUMMARY	STATUS
AK	HB 290	Kawasaki	Repeals DNA database expansion to all arrested felons, and instead requires DNA sample at time of charging.	Died in Committee
AL	HB 51	Johnson	Expands DNA database to include arrests for felony offenses. Increases \$2 fee to \$10 for civil and criminal cases to pay for DNA program improvements.	Postponed
AL	SB 87	Dixon	Expands DNA database to include arrests for violent felony offenses. Does not include juveniles	Died in Committee
AZ	SB 1332	Gray	Exempts certain agencies from securing samples for arrestee DNA testing if DPS is currently maintaining a sample, and strengthens expungement and destruction requirements and notification processes.	ENACTED
CT	HB 5034	Cafero	Expands DNA database to include arrests for Class A and Class B felonies.	Hearing 3/20
CT	HB 5160	Public Safety Committee	Expands DNA database to include arrests for Class A and Class B felonies.	Hearing 2/19
CT	SB 692	Judiciary Committee	Expands DNA database to include arrests for Class A and Class B felonies. AMENDED: requires DNA at the time of sentencing for convictions in all felonies, crimes against minors, and non-violent sex crimes.	Passed Committee Amended
FL	HB 29	Snyder	Expands DNA database to include misdemeanor convictions of stalking, voyeurism, exposing minors to harmful media, videotaping of persons in dressing rooms, computer pornography, and exposing children to pornography, and any offense found to promote the interests of a criminal gang.	ENACTED
FL	SB 202	Lynn	Requires persons who are charged with certain specified offenses and adjudicated mentally incompetent to stand trial to submit DNA samples for the database.	Died in Committee.
FL	SB 472	Dean	Expands DNA database to include misdemeanor convictions of stalking, voyeurism, videotaping of persons in dressing rooms, computer pornography, and exposing children to pornography, and certain street gang crimes.	See HB 29
FL	SB 814	Lynn	Expands DNA database to include arrests for any felony offense.	Died in Committee
GA	SB 430	Hamrick	Permits DNA collection from suspects for a one-time search against the DNA database for possible connections to other crimes.	ENACTED
HI	HB 686	Chang	Expands DNA database to include juvenile adjudications for felony offenses.	Carried Over from 2007

HI	HB 2236	Say	Expands DNA database to include arrests for felony offenses. Does not include juveniles.	Died in Committee
HI	HB 2773	Marumoto	Expands DNA database to include arrests for felony offenses. Does not include juveniles.	Died in Committee
HI	SB 799	Inouye	Expands DNA database to include anyone arrested for a felony offense.	Carried Over from 2007
HI	SB 836	Kokubun	Expands DNA database to include juvenile adjudications for felony offenses.	Carried Over from 2007
HI	SB 2217	Baker	Expands DNA database to include arrests for felony offenses. Does not include juveniles.	Died in Committee
HI	SB 2335	Espero	Expands DNA database to include arrests for felony offenses. Does not include juveniles.	Died in Committee
HI	SB 2372	Gabbard	Expands DNA database to include arrests for felony offenses. Does not include juveniles.	Died in Committee
HI	SB 2794	Slom	Expands DNA database to include arrests for felony offenses. Does not include juveniles.	Died in Committee
IA	HB 593	Heaton	Expands DNA database to include anyone arrested for a felony.	Carried Over from 2007
IA	HB 2343	May	Expands DNA database to include anyone arrested for a felony.	Died in Committee
IA	HB 2419	Watts	Expands DNA database to include anyone arrested for a felony.	Died in Committee
IL	HB 1901	Mendoza	Expands DNA database to include anyone arrested for a felony.	2007 Passed House
IL	HB 4466	Mendoza	Expands DNA database to include anyone arrested for a felony.	Passed House. Died in Senate.
IL	HB 5326	Mendoza	Requires that anyone previously convicted of a DNA database crime who has not yet submitted a DNA sample must do so within 6 months of the bill's enactment.	Passed House. Died in Senate.
IL	SB 710	Hultgren	Expands DNA database to include all sex offenses and offenses that are otherwise sexually motivated.	2007 Passed both chambers
IL	SB 1315	Clayborne	Expands DNA database to include anyone arrested for a felony.	Carried Over from 2007
IL	SB 1935	Clayborne	Expands DNA database to include anyone arrested for a felony.	Died in Committee
IL	SB 2592	Millner	Requires that anyone previously convicted of a DNA database crime who has not yet submitted a DNA sample must do so within 6 months of the bill's enactment.	Died in Committee
IN	SB 261	Merritt	Expands DNA database to include anyone arrested for a felony or misdemeanor.	Died in Committee
KS	HB 2381	Judiciary Committee	Changes current law to require collection of DNA upon felony arrest to collection of DNA upon finding of probable cause for the arrest.	Carried Over from 2007

KS	HB 2384	Judiciary Committee	Expands DNA database to include all sex offender registry convictions. Permits expungement of arrestee profiles if no conviction. Adds additional sex crimes to the arrestee collection requirements.	Carried Over from 2007
KS	SB 237	Judiciary Committee	Changes current law to require collection of DNA upon felony arrest to collection of DNA upon finding of probable cause for the arrest.	Carried Over from 2007
KS	SB 413	Judiciary Committee	Changes current law to require collection of DNA upon felony arrest to collection of DNA upon finding of probable cause for the arrest.	Died in Committee
KY	HB 289	Meeks	Expands DNA database to include all convicted felons. Includes juveniles. Retroactive and includes probation and parole.	See SB 683
KY	SB 683	Webb	Expands DNA database to include all convicted felons. Includes juveniles. Retroactive and includes probation and parole.	ENACTED
MA	HB 1350	Casey	Expands DNA database to include anyone arrested for a felony.	Study Order
MA	HB 1356	Coakley-Rivera	Expands DNA database to include all criminal convictions resulting in incarceration.	Study Order
MA	SB 1019	Tisei	Expands DNA database to include anyone arrested for a felony.	Study Order
MD	HB 107	Kramer	Expands DNA database to include arrests for any felony, B&E a vehicle, and 4 th degree burglary.	See HB 370
MD	HB 370	Gov Request	Expands DNA database to include arrests for violent crimes, burglary, and B&E of a motor vehicle	See SB 211
MD	HB 729	Jameson	Expands DNA database to include arrests for certain sex assaults.	See HB 370
MD	HB 1074	Conaway	Expands DNA database to include arrests of any person found to be an undocumented alien.	See HB 370
MD	SB 51	Stone	Expands DNA database to include arrests for first and second degree rape	See SB 211
MD	SB 211	Gov Request	Expands DNA database to include arrests for violent crimes, burglary, and B&E of a motor vehicle	ENACTED
MD	SB 333	Kramer	Expands DNA database to include arrests for any felony, B&E a vehicle, and 4 th degree burglary.	See SB 211
MD	SB 575	Forehand	Expands DNA database to include arrests for certain sex crimes.	See SB 211
ME	SB 76	Plowman	Expands DNA database to include all sex offender registry convictions.	Carried Over from 2007
MI	HB 4092	Vagnozzi	Expands DNA database to include arrests for violent felonies.	Passed House
MO	HB 1436	Wildberger	Expands DNA database to include arrests for a felony crimes. Does not include juvenile arrests.	See HB 1493
MO	HB 1493	Bruns	Expands DNA database to include arrests for a felony crimes. Does not include juvenile arrests.	Passed Committee
MO	HB 1681	Meiner	Expands DNA database to include arrests for a felony crimes. Does not include juvenile arrests.	See HB 1493

MO	HB 1980	Ruestman	Expands DNA database to include arrests for a felony crimes. Does not include juvenile arrests.	See HB 1493
MO	SB 714	Loudon	Expands DNA database to include all sex offender registrants.	ENACTED
MO	SB 754	Mayer	Expands DNA database to include convictions for Class A misdemeanor, and juvenile adjudications for certain felony crimes. AMENDED: juvenile felony adjudications only.	Passed Senate Died without House vote.
MO	SB 794	Bartle	Expands DNA database to include convictions for Class A misdemeanor, and juvenile adjudications for certain felony crimes.	See HB 754
MS	SB 163	Akins	Expands DNA database to include arrests for a felony crimes. Does not include juvenile arrests.	Died in Committee
MS	HB 1138	Martinson	Expands DNA database to include arrests for a felony crimes. Does not include juvenile arrests.	Died in Committee
MS	SB 2119	Dearing	Expands DNA database to include arrests for a felony crimes. Does not include juvenile arrests.	Died in Committee
MS	SB 2147	Lee	Expands DNA database to include arrests for a felony crimes. Does not include juvenile arrests.	Died in Committee
MS	SB 2609	Hewes	Expands DNA database to include arrests for a felony crimes. Does not include juvenile arrests.	Died in Committee
NC	SB 1003	Rand	Expands DNA database to include any person arrested for a violent felony.	Carried Over from 2007
NC	HB 1697	Ray	Expands DNA database to include any person arrested for a violent felony.	Carried Over from 2007
NH	HB 783	Tilton	Expands DNA database to include all felony convictions	Carried Over from 2007
NE	LB 1077	Rogert	Expands DNA database to include arrests for certain violent felonies and burglary.	Died in Committee
NH	HB 1640	Dokmo	Expands DNA database to include all felony convictions and juvenile adjudications for felonies. Includes probation and is retroactive.	Passed House
NJ	HB 2489	Quigley	Expands DNA database to include any person arrested for certain violent felonies, and disorderly conduct convictions.	Committee
NJ	SB 514	Sacco	Expands DNA database to include any person arrested for certain violent felonies, and disorderly conduct convictions. AMENDED: applies only of disorderly conduct convictions	Passed Policy Committee
NY	HB 6617	Townsend	Expands database to include all fingerprintable arrests .	Carried Over from 2007
NY	HB 8693	Lentol	Expands database to include all criminal convictions	Passed House
NY	HB 9408	Amedore	Expands database to include all criminal convictions	Committee
NY	SB 2094	Sampson	Expands database to include all misdemeanor convictions.	Carried Over from 2007

NY	SB 2375	Skelos	Expands database to include all fingerprintable arrests.	Passed Senate
NY	SB 4295	Volker	Provides for a conviction of electronic stalking to trigger submission to the DNA Databank.	2007 Passed Senate, Died in House. 2008 Passed Senate.
NY	SB 4448	Morahan	Expands DNA database to include any person convicted of a felony crime after January 1, 2003	Carried Over from 2007
NY	SB 5848	Skelos	Expands DNA database to include all misdemeanor convictions, including juvenile adjudications, and probation sentences. Permits local govts. to impose a collection fee.	2007 Passed Senate. Died in House
NY	SB 6406	Skelos	Expands DNA database to include all misdemeanor convictions, including juvenile adjudications, and probation sentences. Permits local govts. to impose a collection fee.	2007 Passed Senate. Died in House
NY	SB 6726	Defrancisco	Expands DNA database to include any person arrested for a fingerprintable crime.	Passed Senate
OH	HB 467	Strahorn	Expands DNA database to include all misdemeanor convictions (excluding those where a citation is issued).	Committee
OK	HB 2603	Wesselhoft	Expands DNA database to include any person arrested for a felony crime.	See HB 2603
OK	HB 3194	Denney	Expands DNA database to include any person arrested for a felony crime.	Passed House. Died in Senate
OK	SB 2041	Nichols	Allows sheriffs to submit DNA samples for arrests. Amended to allow collection of samples from county sheriff and contractors. AMENDED:	Passed Senate, Passed House
PA	HB 8	O'Brien	Expands DNA database to include any person arrested for a felony crime.	Committee
PA	SB 1265	Boscola	Expands DNA database to include any person arrested for a felony crime.	Committee
RI	HB 6135	Rice	Expands DNA database to include all felony arrests .	2007 Held for further study
RI	HB 7130	Rice	Expands DNA database to include all felony arrests .	Held for Study
RI	SB 269	Walaska	Expands DNA database to include all felony arrests .	2007 Held for further study
SC	HB 4396	Harrell	Expands DNA database to include any person arrested for a felony crime.	See SB 429
SC	SB 429	Malloy	Expands DNA database to include any person arrested for a felony offense punishable by five years or more.	ENACTED
SC	SB 890	Malloy	Expands DNA database to include any person arrested for a felony offense punishable by five years or more.	Passed Senate, Passed House Committee
SD	SB 133	Duenwald	Expands DNA database to include any person arrested for a felony offense punishable by five years or more.	ENACTED
UT	HB 156	Gibson	Expands DNA database to include any person arrested for a felony offense or specified misdemeanors. Excludes juveniles. AMENDED: includes only Class A misdemeanor assault convictions.	Passed House. Died in Senate
UT	HB 492	Grover	Expands DNA database to include all sex offender registrations	ENACTED

VT	HB 181	Koch	Expands DNA database to include any person arrested for or cited with a felony crime.	Carried Over from 2007
WA	HB 1023	Miloscia	Expands DNA database to include misdemeanor convictions and juvenile adjudications of: Animal cruelty; Assault; Coercion; Communication with a minor for immoral purposes; Custodial sexual misconduct; Failure to register as a sex offender; Harassment; Indecent exposure; Malicious mischief; Patronizing a prostitute; Possession of stolen property; Prostitution; Sexual misconduct with a minor; Stalking; Theft; Unlawful harboring of a minor; Violation of protective orders.	Carried Over from 2007
WA	HB 2445	Pearson	Expands DNA database to include all registered sex offenders	Died in Committee
WA	HB 2508	O'Brien	Expands DNA database to include all registered sex offenders	Died in Committee
WA	HB 2713	Seaquist	Expands DNA database to include all registered sex offenders and animal cruelty in the second degree; assault in the fourth degree; custodial sexual misconduct in the second degree; failure to register as a sex offender; indecent exposure; patronizing a prostitute; permitting commercial sexual abuse of a minor; permitting prostitution; sexual misconduct with a minor in the second degree; unlawful harboring of a minor; violation of protection order and foreign protection orders.	ENACTED
WA	SB 5095	McCaslin	Expands DNA database to include any person arrested for a felony or gross misdemeanor.	Carried Over from 2007
WA	SB 6648	Regala	Expands DNA database to include all registered sex offenders and Assault in the fourth degree with sexual motivation; Custodial Sexual Misconduct in the second degree; Failure to Register; Patronizing a Prostitute; Prostitution; Sexual Misconduct with a Minor in the second degree; and Violations of sexual assault protection orders.	SEE HB 2713
WI	AB 1	Wasserman	Expands DNA database to include any person charged with a felony crime.	Carried Over from 2007
WV	SB 479	Barnes	Expands DNA database to include arrests for all felonies	Died in Committee