HOUSE DOCKET, NO. 2424 FILED ON: 1/17/2013

HOUSE . . . . . No. 1408

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 passage of the accompanying:

An Act relative to the expansion of the state DNA database.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Bradley H. Jones, Jr.	*20th Middlesex*
George N. Peterson, Jr.	*9th Worcester*
Bradford Hill	*4th Essex*
Elizabeth A. Poirier	*14th Bristol*
Viriato Manuel deMacedo	*1st Plymouth*
Donald F. Humason, Jr.	*4th Hampden*
Sheila C. Harrington	*1st Middlesex*
Paul K. Frost	*7th Worcester*
Nicholas A. Boldyga	*3rd Hampden*
Kimberly N. Ferguson	*1st Worcester*
Steven S. Howitt	*4th Bristol*
Todd M. Smola	*1st Hampden*
Kevin J. Kuros	*8th Worcester*
Matthew A. Beaton	*11th Worcester*

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By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 1408) of Bradley H. Jones, Jr. and others that persons charged with the commission of felonies be rquired to submit DNA samples. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *2192* OF 2011-2012.]

The Commonwealth of Massachusetts

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:

SECTION 1. Chapter 22E of the General Laws, as most recently amended by chapter 192 of 2012, is hereby amended by striking out section 3 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 appearing in the 2010 Official Edition, 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:-

17 $2,000,- and by striking out ,in line 5, the words “six months” and inserting in place thereof the
18 following words: - 1 year.

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