HOUSE DOCKET, NO. 2193 FILED ON: 1/20/2011

HOUSE . . . . . No. 2192

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*
Marc T. Lombardo	*22nd Middlesex*
Donald F. Humason, Jr.	*4th Hampden*
Sheila C. Harrington	*1st Middlesex*
Angelo L. D'Emilia	*8th Plymouth*
Michael O. Moore	☐ *[District]* ☐
Randy Hunt	*5th Barnstable*
F. Jay Barrows	*1st Bristol*
Shaunna O'Connell	*3rd Bristol*
Susan Williams Gifford	*2nd Plymouth*
George T. Ross	*2nd Bristol*
Stephen M. Brewer	*Worcester, Hampden, Hampshire, Franklin*
Donald H. Wong	*9th Essex*
Todd M. Smola	*1st Hampden*
Kevin J. Kuros	*8th Worcester*
Ryan C. Fattman	*18th Worcester*

Matthew A. Beaton	*11th Worcester*
Nicholas A. Boldyga	*3rd Hampden*
Steven L. Levy	*4th Middlesex*
Bruce E. Tarr	☐ *[District]* ☐
Paul K. Frost	*7th Worcester*
Steven S. Howitt	*4th Bristol*
George N. Peterson, Jr.	*9th Worcester*
Bradford Hill	*4th Essex*
Elizabeth A. Poirier	*14th Bristol*
Viriato Manuel deMacedo	*1st Plymouth*
Kimberly N. Ferguson	*1st Worcester*

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By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 2192) 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. *627* OF 2009-2010.]

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 appearing in the 2008 Official Edition, 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 so appearing, 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:- $2,000,- and by striking out ,in line 5, the words “six months” and inserting in place thereof the 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.