

SENATE NO. 1019

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. Section 3 of chapter 22E of the General Laws, as appearing in the 2004 official edition,
2 is hereby amended by striking the text thereof, and inserting in place thereof following: -

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

9 Section 2. Section 12 of chapter 22E of the General Laws, as appearing in the 2004 official edition, is
10 hereby amended in line 6 by striking out the words “\$1,000” and inserting in its place thereof the
11 following words:- \$2,000. Said section is further amended in line 7 by striking out the words “six
12 months” and inserting in place thereof the following words: - one year.

13 Section 3. Section 13 of chapter 22E of the General Laws, as appearing in the 2004 official edition, is
14 hereby amended by striking in line 4 the words “\$1,000” and inserting in its place thereof the

15 following words:- \$2,000. Said section is further amended in line 5 by striking out the words “six
16 months” and inserting in place thereof the following words: - one year.

17 Section 4. Section 15 of chapter 22E of the General Laws, as appearing in the 2004 official edition, is
18 hereby amended in line 3 by adding after the word “expunged” the following: -

19 “if the original offense upon which the collection of DNA is based does not result in a conviction; or”