

February 7, 2001

S 95. DNA SAMPLES ON ARREST. *TO REQUIRE THAT A DNA SAMPLE BE TAKEN FROM ANY PERSON ARRESTED FOR CERTAIN FELONIES AND STORED IN THE STATE DNA DATABASE, TO ESTABLISH PILOT PROGRAMS TO IMPLEMENT THIS PROCEDURE, AND TO PROVIDE THAT A DEFENDANT MAY FILE A MOTION FOR APPROPRIATE RELIEF AT ANY TIME AFTER A VERDICT IF DNA EVIDENCE IS AVAILABLE REGARDING THE CRIME FOR WHICH THE DEFENDANT WAS CONVICTED BUT THE DNA EVIDENCE WAS NOT ADMITTED INTO EVIDENCE AT THE TRIAL.* Enacts new GS 15A-502A to require arrestees for the following offenses to provide DNA samples: (1) Class A through E felonies other than offenses under GS 90 (drug and medicine-related); (2) assaults resulting in serious injury or death; (3) sexual offenses; and (4) felonies against juveniles, the elderly or the disabled. Requires SBI to respond to requests by persons incarcerated for such offenses about the availability of DNA samples. Further amends art. 15A of GS 15A as title indicates. Appropriates \$250,000 for fiscal year 2001-2002 and \$250,000 for 2002-2003 from General Fund to Administrative Office of the Courts to implement pilot program in three counties. Pilot programs are to be developed by Jan. 1, 2002 and DNA sample requirement applies to arrests made on or after December 1, 2002 in the three counties chosen as pilots.

Intro. by Rand.

Ref. to Judiciary I	GS 15A, 7B, APPROP
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