

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2015

FILED SENATE  
Mar 19, 2015  
S.B. 351  
PRINCIPAL CLERK

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SENATE DRS15124-SA-7 (03/10)

Short Title: Collect DNA All Violent Felony Arrests. (Public)

Sponsors: Senators Stein, Barringer, and Bingham (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO ADD ALL VIOLENT FELONIES TO THE REQUIREMENT THAT A DNA  
3 SAMPLE AND TESTING BE OBTAINED UPON ARREST.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 15A-266.3A(f) reads as rewritten:

6 "(f) This section shall apply to a person arrested for violating any one of the following  
7 offenses in Chapter 14 of the General Statutes:

8 (1) G.S. 14-16.6(b), Assault with a deadly weapon on executive, legislative, or  
9 court officer; and G.S. 14-16.6(c), Assault inflicting serious bodily injury on  
10 executive, legislative, or court officer.

11 (1a) G.S. 14-17, First and Second Degree Murder.

12 (2) G.S. 14-18, Manslaughter.

13 (2a) Any felony offense in Article 6A, Unborn Victims.

14 (3) Any offense in Article 7A, Rape and Other Sex Offenses.

15 (4) G.S. 14-28, Malicious castration; G.S. 14-29, Castration or other maiming  
16 without malice aforethought; G.S. 14-30, Malicious maiming; G.S. 14-30.1,  
17 Malicious throwing of corrosive acid or alkali; G.S. 14-31, Maliciously  
18 assaulting in a secret manner; G.S. 14-32, Felonious assault with deadly  
19 weapon with intent to kill or inflicting serious injury;  
20 ~~G.S. 14-32.4(a)~~; G.S. 14-32.1(e), Aggravated assault or assault and battery on  
21 handicapped person; G.S. 14-32.2(a) when punishable pursuant to  
22 G.S. 14-32.2(b)(1), Patient abuse and neglect, intentional conduct  
23 proximately causes death; G.S. 14-32.3(a), Domestic abuse of disabled or  
24 elder adults resulting in injury; G.S. 14-32.4, Assault inflicting serious  
25 bodily ~~injury~~; injury or injury by strangulation; G.S. 14-33.2, Habitual  
26 misdemeanor assault; G.S. 14-34.1, Discharging certain barreled weapons or  
27 a firearm into occupied property; G.S. 14-34.2, Assault with a firearm or  
28 other deadly weapon upon governmental officers or employees, company  
29 police officers, or campus police officers; G.S. 14-34.4, Adulterated or  
30 misbranded food, drugs, etc.; intent to cause serious injury or death; intent to  
31 extort; G.S. 14-34.5, Assault with a firearm on a law enforcement, probation,  
32 or parole officer or on a person employed at a State or local detention  
33 facility; G.S. 14-34.6, Assault or affray on a firefighter, an emergency  
34 medical technician, medical responder, emergency department nurse, or  
35 emergency department physician; and—G.S. 14-34.7, Assault inflicting  
36 serious injury on a law enforcement, probation, or parole officer or on a



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- 1 person employed at a State or local detention facility; G.S. 14-34.9,  
2 Discharging a firearm from within an enclosure; and G.S. 14-34.10,  
3 Discharge firearm within enclosure to incite fear.  
4 (5) Any offense in Article 10, Kidnapping and Abduction, or Article 10A,  
5 Human Trafficking.  
6 (5a) Any offense in Article 13, Malicious Injury or Damage by Use of Explosive  
7 or Incendiary Device or Material.  
8 (6) G.S. 14-51, First and second degree burglary; G.S. 14-53, Breaking out of  
9 dwelling house burglary; G.S. 14-54(a1), Breaking or entering buildings  
10 with intent to terrorize or injure; G.S. 14-54.1, Breaking or entering a place  
11 of religious worship; and G.S. 14-57, Burglary with explosives.  
12 (7) Any offense in Article 15, Arson.  
13 (8) G.S. 14-87, ~~Armed robbery~~; Common law robbery punishable  
14 pursuant to G.S. 14-87.1; and G.S. 14-88, Train robbery.  
15 (8a) G.S. 14-163.1(a1), Assaulting a law enforcement agency animal, an  
16 assistance animal, or a search and rescue animal willfully killing the animal.  
17 (9) Any offense which would require the person to register under the provisions  
18 of Article 27A of Chapter 14 of the General Statutes, Sex Offender and  
19 Public Protection Registration Programs.  
20 (10) G.S. 14-196.3, Cyberstalking.  
21 (10a) G.S. 14-202, Secretly peeping into room occupied by another person.  
22 (10b) G.S. 14-258.2, Possession of dangerous weapon in prison resulting in bodily  
23 injury or escape; G.S. 14-258.3, Taking of hostage, etc., by prisoner; and  
24 G.S. 14-258.4, Malicious conduct by prisoner.  
25 (11) G.S. 14-277.3A, Stalking.  
26 (12) G.S. 14-288.9, Assault on emergency personnel with a dangerous weapon or  
27 substance.  
28 (13) G.S. 14-288.21, Unlawful manufacture, assembly, possession, storage,  
29 transportation, sale, purchase, delivery, or acquisition of a nuclear,  
30 biological, or chemical weapon of mass destruction; exceptions; and  
31 G.S. 14-288.22, Unlawful use of a nuclear, biological, or chemical weapon  
32 of mass destruction.  
33 (14) G.S. 14-318.4(a), Child abuse inflicting serious injury; and  
34 G.S. 14-318.4(a3), Child abuse inflicting serious bodily injury.  
35 (15) G.S. 14-360(a1), Cruelty to animals; maliciously kill by intentional  
36 deprivation of necessary sustenance; and G.S. 14-360(b), Cruelty to animals;  
37 maliciously torture, mutilate, maim, cruelly beat, disfigure, poison, or kill.  
38 (16) G.S. 14-401.22(e), Attempt to conceal evidence of non-natural death by  
39 dismembering or destroying remains."

40 **SECTION 2.** This act becomes effective December 1, 2015, and applies to arrests  
41 occurring on or after that date.