

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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SENATE BILL 661
PROPOSED HOUSE COMMITTEE SUBSTITUTE S661-PCS45405-SA-94

Short Title: Private Labs Must Comply with CODIS.

(Public)

Sponsors:

Referred to:

March 30, 2015

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THAT WHEN LOCAL LAW ENFORCEMENT AGENCIES
3 OBTAIN DNA ANALYSES FROM ENTITIES OTHER THAN THE STATE CRIME
4 LABORATORY THAT THOSE ENTITIES MEET THE STANDARDS APPLICABLE
5 TO VENDOR LABORATORIES AS SET FORTH IN FEDERAL BUREAU OF
6 INVESTIGATION STANDARDS FOR QUALITY ASSURANCE; TO REQUIRE THE
7 STATE CRIME LABORATORY TO MAKE AVAILABLE A LIST OF ENTITIES THAT
8 SATISFY THAT REQUIREMENT; AND TO LIMIT THE USE OF CERTAIN DNA
9 DATABASES BY LOCAL LAW ENFORCEMENT AGENCIES.

10 The General Assembly of North Carolina enacts:

11 **SECTION 1.** Article 13 of Chapter 15A of the General Statutes is amended by
12 adding a new section to read:

13 "**§ 15A-270.2. Obtaining DNA analyses from entities other than the State Crime**
14 **Laboratory.**

15 (a) Private Laboratories Shall be Audited Against the FBI Quality Assurance Standards.
16 – A local law enforcement agency shall not obtain DNA analysis from an entity other than the
17 Crime Laboratory unless that laboratory is audited to and meets the standards applicable to
18 vendor laboratories as set forth in the Federal Bureau of Investigation's Quality Assurance
19 Standards for Forensic DNA Testing and Databasing Laboratories. The Crime Laboratory shall
20 maintain a list of laboratories that meet those standards and shall make the list available on its
21 Web site.

22 (b) Private DNA Databases. – A local law enforcement agency shall not access or
23 create any DNA Database administered by a private laboratory unless that laboratory maintains
24 an agreement with the State Crime Laboratory to provide profiles eligible for entry into the
25 CODIS system."

26 **SECTION 2.** This act becomes effective October 1, 2015.



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