

By: Mitchell

To: Penitentiary;  
Appropriations

HOUSE BILL NO. 1425

1 AN ACT TO AMEND SECTION 45-33-15, MISSISSIPPI CODE OF 1972,  
2 TO REQUIRE EVERY OFFENDER COMMITTED TO THE CUSTODY OF THE  
3 MISSISSIPPI DEPARTMENT OF CORRECTIONS TO HAVE A BLOOD SAMPLE TAKEN  
4 FOR PURPOSES OF DNA IDENTIFICATION WITHIN FIVE DAYS OF BEING  
5 COMMITTED TO THE DEPARTMENT; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 SECTION 1. Section 45-33-15, Mississippi Code of 1972, is  
8 amended as follows:

9 45-33-15. (1) The Mississippi Crime Laboratory shall  
10 develop a plan for and establish a deoxyribonucleic acid (DNA)  
11 identification system. In implementing the plan, the Mississippi  
12 Crime Laboratory shall purchase the appropriate equipment. The  
13 DNA identification system as established herein shall be  
14 compatible with that utilized by the Federal Bureau of  
15 Investigation.

16 (2) The Mississippi Crime Laboratory shall report on the DNA  
17 identification system to the Mississippi State Legislature no  
18 later than November 1, 1994. The report shall include the  
19 following:

20 (a) Specific rules and procedures to be used for the  
21 collection, analysis, storage, expungement and use of DNA  
22 identification data;

23 (b) Specific requirements for the proper administration  
24 and collection of blood samples; and

25 (c) A system analysis, a cost purchase analysis, a  
26 vendor bid evaluation and a space location analysis that includes  
27 a site determination.

28           (3) (a) From and after January 1, 1996, every individual  
29 convicted of a sex offense or in the custody of the Mississippi  
30 Department of Corrections for a sex offense as defined in Section  
31 45-33-1 shall have a blood sample drawn for purposes of DNA  
32 identification analysis before release from or transfer to a state  
33 correctional facility or county jail or other detention facility.

34           (b) From and after January 1, 1996, any person having a  
35 duty to register under Section 45-33-1 for whom a DNA analysis is  
36 not already on file shall have a blood sample drawn for purposes  
37 of DNA identification analysis within five (5) working days after  
38 registration.

39           (c) From and after January 1, 2001, every offender  
40 placed in the custody of the Mississippi Department of Corrections  
41 shall have a blood sample drawn for purposes of DNA identification  
42 analysis within ten (10) days of being committed to the  
43 department. The DNA files shall be maintained by the Mississippi  
44 Crime Laboratory in accordance with the specific policies and  
45 procedures of the agency.

46           SECTION 2. This act shall take effect and be in force from  
47 and after July 1, 2000.