

By: Representative Mitchell

To: Penitentiary;
Appropriations

HOUSE BILL NO. 1181

1 AN ACT TO AMEND SECTION 45-33-37, 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; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 45-33-37, Mississippi Code of 1972, is
7 amended as follows:

8 45-33-37. (1) The Mississippi Crime Laboratory shall
9 develop a plan for and establish a deoxyribonucleic acid (DNA)
10 identification system. In implementing the plan, the Mississippi
11 Crime Laboratory shall purchase the appropriate equipment. The
12 DNA identification system as established in this section shall be
13 compatible with that utilized by the Federal Bureau of
14 Investigation.

15 (2) * * * Every individual convicted of a sex offense or in
16 the custody of the Mississippi Department of Corrections for a sex
17 offense, as defined in Section 45-33-23, shall submit a biological
18 sample for purposes of DNA identification analysis before release
19 from or transfer to a state correctional facility or county jail
20 or other detention facility.

21 (3) * * * Any person having a duty to register under Section
22 45-33-25 for whom a DNA analysis is not already on file shall
23 submit a biological sample for purposes of DNA identification
24 analysis within five (5) working days after registration.

25 (4) From and after January 1, 2004, every offender placed in
26 the custody of the Mississippi Department of Corrections shall
27 have a blood sample drawn for purposes of DNA identification
28 analysis within ten (10) days of being committed to the



29 department. The DNA files shall be maintained by the Mississippi
30 Crime Laboratory in accordance with the specific policies and
31 procedures of the agency.

32 **SECTION 2.** This act shall take effect and be in force from
33 and after July 1, 2003.

