

By: Representatives Mitchell, Barnett
(92nd), Mayo

To: Penitentiary;
Appropriations

HOUSE BILL NO. 192

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 TEN 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, 2002, 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, 2001.

