

551-156AX-22

Bill No. CS/HB 147

Amendment No. ____ (for drafter's use only)

| | <u>Senate</u> | CHAMBER ACTION | <u>House</u> |
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ORIGINAL STAMP BELOW

Representative(s) Heyman offered the following:

Amendment (with title amendment)

On page 3, between lines 27 and 28, of the bill

insert:

Section 2. Subsection (1) of section 943.325, Florida Statutes, is amended to read:

943.325 Blood specimen testing for DNA analysis.--

(1)(a)1. Any person who is convicted or was previously convicted in this state for any offense or attempted offense defined in chapter 794, chapter 800, s. 782.04, s. 784.045, s. 810.02, s. 812.133, or s. 812.135 and who is either:

~~a.1.~~ Still incarcerated, or

~~b.2.~~ No longer incarcerated but is within the confines of the legal state boundaries and is on probation, community control, parole, conditional release, control release, or any other court-ordered supervision,

shall be required to submit two specimens of blood to a Department of Law Enforcement designated testing facility as

1 directed by the department.
2 2. The DNA data bank shall be expanded to include
3 these felony offenses on the following dates:
4 a. As of July 1, 2002, any person who is convicted or
5 was previously convicted in this state for any offense or
6 attempted offense defined in s. 812.13 or s. 812.131.
7 b. As of July 1, 2003, any person who is convicted or
8 was previously convicted in this state for any offense or
9 attempted offense defined in chapter 787 or s. 782.07.
10 c. As of July 1, 2004, any person who is convicted or
11 was previously convicted in this state for any violent felony
12 offense or attempted violent felony offense.
13 d. As of July 1, 2005, any person who is convicted or
14 was previously convicted in this state for any felony offense.
15 (b) For the purpose of this section, the term "any
16 person" shall include both juveniles and adults committed to
17 or under the supervision of the Department of Corrections, or
18 the Department of Juvenile Justice, or a private correctional
19 institution operated under contract pursuant to s. 944.105 or
20 s. 957.03 or committed to a county jail.
21 (c) In addition to those persons designated in
22 paragraph (a), any person described in paragraph (b) who was
23 previously convicted in this state for any offense or
24 attempted offense defined in chapter 787, s. 782.07, s.
25 812.13, or s. 812.131 shall be required to submit, not less
26 than 45 days prior to his or her presumptive date of release
27 from such custody, two specimens of blood as directed by the
28 Department of Law Enforcement to a testing facility designated
29 by the department.
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1 ===== T I T L E A M E N D M E N T =====

2 And the title is amended as follows:

3 On page 1, line 16,

4

5 after the semicolon insert:

6 amending s. 943.325, F.S.; requiring the
7 Department of Law Enforcement to add certain
8 felony offenses in a scheduled order to the DNA
9 data bank's enumerated offenses; requiring the
10 Department of Corrections to test certain
11 violent felons in addition to those enumerated
12 in the statute before being released from
13 custody;

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