

551-156AXB-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 to Amendment (944055) (with title amendment)

On page 5, between lines 5 and 6, of the amendment

insert:

Section 3. 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, and contingent upon specific
5 appropriation, any person who is convicted or was previously
6 convicted in this state for any offense or attempted offense
7 defined in s. 812.13 or s. 812.131.

8 b. As of July 1, 2003, and contingent upon specific
9 appropriation, any person who is convicted or was previously
10 convicted in this state for any offense or attempted offense
11 defined in chapter 787 or s. 782.07.

12 c. As of July 1, 2004, and contingent upon specific
13 appropriation, any person who is convicted or was previously
14 convicted in this state for any violent felony offense or
15 attempted violent felony offense.

16 d. As of July 1, 2005, and contingent upon specific
17 appropriation, any person who is convicted or was previously
18 convicted in this state for any felony offense.

19 (b) For the purpose of this section, the term "any
20 person" shall include both juveniles and adults committed to
21 or under the supervision of the Department of Corrections, or
22 the Department of Juvenile Justice, or a private correctional
23 institution operated under contract pursuant to s. 944.105 or
24 s. 957.03 or committed to a county jail.

25 (c) In addition to those persons designated in
26 paragraph (a), any person described in paragraph (b) who was
27 previously convicted in this state for any offense or
28 attempted offense defined in chapter 787, s. 782.07, s.
29 812.13, or s. 812.131 shall be required to submit, not less
30 than 45 days prior to his or her presumptive date of release
31 from such custody, two specimens of blood as directed by the

1 Department of Law Enforcement to a testing facility designated
2 by the department.

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5 ===== T I T L E A M E N D M E N T =====

6 And the title is amended as follows:

7 On page 5, line 27, of the amendment

8

9 after the semicolon insert:

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

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