

Bill No. CS for CS for SB 366

Amendment No. Barcode 041830

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senators Silver and Villalobos moved the following amendment:

Senate Amendment (with title amendment)

On page 5, line 9, delete that line

and 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) Any person who is convicted or was previously convicted in this state for any offense or attempted offense enumerated in paragraph (b) ~~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:

1. Still incarcerated, or
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 type of court-ordered supervision,

shall be required to submit two specimens of blood to a

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1 Department of Law Enforcement designated testing facility as
2 directed by the department.

3 (b)1. Chapter 794, chapter 800, s. 782.04, s. 784.045,
4 s. 810.02, s. 812.133, or s. 812.135.

5 2. Effective July 1, 2002, and contingent upon
6 specific appropriation, s. 812.13 or s. 812.131.

7 3. Effective July 1, 2003, and contingent upon
8 specific appropriation, chapter 787 or s. 782.07.

9 4. Effective July 1, 2004, and contingent upon
10 specific appropriation, any forcible felony, as described in
11 s. 776.08, aggravated child abuse, as described in s.
12 827.03(2), aggravated abuse of an elderly person or a disabled
13 adult, as described in s. 825.102(2), or any felony violation
14 of chapter 790 involving the use or possession of a firearm.

15 5. Effective July 1, 2005, and contingent upon
16 specific appropriation, any felony offense.

17 (c) As used in ~~For the purpose of~~ this section, the
18 term "any person" ~~includes~~ ~~shall include~~ both juveniles and
19 adults committed to a county jail or committed to or under the
20 supervision of the Department of Corrections or the Department
21 of Juvenile Justice, including persons incarcerated in a
22 private correctional institution operated under contract
23 pursuant to s. 944.105 or s. 957.03 ~~or committed to a county~~
24 jail.

25 (d) Effective July 1, 2001, any person who was
26 previously convicted in this state for any offense or
27 attempted offense enumerated in subparagraph (b)1.,
28 subparagraph (b)2., or subparagraph (b)3. and who is still
29 incarcerated or in the custody of the Department of Juvenile
30 Justice must submit, not less than 45 days before his or her
31 presumptive date of release from such incarceration or

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1 commitment, two specimens of blood as directed by the
2 Department of Law Enforcement to a testing facility designated
3 by the department.

4 Section 4. This act shall take effect October 1, 2001,
5 except that this section and section 3 of this act shall take
6 effect July 1, 2001.

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

10 And the title is amended as follows:

11 On page 1, line 15, delete that line

12

13 and insert:

14 amending s. 943.325, F.S.; requiring the
15 Department of Law Enforcement to add certain
16 felony offenses in a scheduled order to the DNA
17 data banks's enumerated offenses; requiring the
18 Department of Corrections to test certain
19 violent felons in addition to those enumerated
20 in the statute before being released from
21 custody; providing effective dates.

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