Senate Bill 430

By: Senators Hamrick of the 30th, Hill of the 32nd, Mullis of the 53rd, Pearson of the 51st and Murphy of the 27th

AS PASSED

A BILL TO BE ENTITLED

AN ACT

To amend Code Section 24-4-63 of the Official Code of Georgia Annotated, relating to dissemination of DNA information in data bank to law enforcement officials, request for search, separate statistical data base authorized, and fee for search and comparative analysis, so as to provide that the Georgia Bureau of Investigation may compare lawfully collected information to lawfully maintained samples; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 24-4-63 of the Official Code of Georgia Annotated, relating to the dissemination of DNA information in the DNA data bank to law enforcement officials, request for search, separate statistical data base authorized, and fee for search and comparative analysis, is amended by redesignating subsections (b) through (e) as subsections (c) through (f) and adding a new subsection (b) as follows:

"(b) Upon request from a prosecutor or law enforcement agency, the bureau may compare a DNA profile from an analysis of a sample from a suspect in a criminal investigation where the sample was obtained through a search warrant, consent of the suspect, court order, or other lawful means to DNA profiles lawfully collected and maintained by the bureau. The bureau shall not add a DNA profile of any such suspect to any DNA data bank except upon conviction as provided in this article."

SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.