

## Session 117 - (2007-2008)

**S 0890 General Bill, By Malloy, McConnell, Ford, Rankin, Knotts, Cleary, Hawkins, O'Dell, Hayes, Elliott, Cromer and Ceips**

**Similar (H 3304, H 4396)**

**Summary:** DNA samples

A BILL TO AMEND SECTION 23-3-620, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO OFFENDERS BEING REQUIRED TO SUBMIT SAMPLES FOR INCLUSION IN THE DNA DATABASE, SO AS TO REQUIRE SAMPLES UPON LAWFUL CUSTODIAL ARREST FOR A FELONY OFFENSE, OFFENSE THAT CARRIES A SENTENCE OF FIVE YEARS OR MORE, OR AN ARREST FOR EAVESDROPPING, PEEPING, OR STALKING, AND AT THE TIME OF INTAKE AT A JAIL OR PRISON, TO PROVIDE THAT THESE PROVISIONS APPLY TO JUVENILES, AND TO REQUIRE SAMPLES TO BE PROVIDED BEFORE A PERSON IS RELEASED ON PAROLE, RELEASED FROM CONFINEMENT, OR RELEASED FROM AN AGENCY'S JURISDICTION; TO AMEND SECTION 23-3-630, RELATING TO PERSONS AUTHORIZED TO TAKE DNA SAMPLES AND THEIR IMMUNITY FROM LIABILITY, SO AS TO DELETE REQUIREMENTS THAT THE PERSONS AUTHORIZED MUST BE CERTAIN TYPES OF HEALTH PROFESSIONALS AND TO PROVIDE THAT THEY MUST BE APPROPRIATELY TRAINED; TO AMEND SECTION 23-3-650, RELATING TO THE CONFIDENTIALITY OF DNA, SO AS TO PROVIDE FOR COORDINATION BETWEEN SLED AND LOCAL LAW ENFORCEMENT AGENCIES TO PREVENT COLLECTION AND PROCESSING OF DUPLICATE DNA SAMPLES; TO AMEND SECTIONS 23-3-660 AND 23-3-670, RELATING TO EXPUNGEMENTS AND FEES FOR DNA SAMPLES, SO AS TO PROVIDE FOR EXPUNGEMENT AT NO COST TO THE ACCUSED WHEN CHARGES ARE DISMISSED, NOLLE PROSSED, OR REDUCED BELOW THE REQUIREMENT FOR THE TAKING OF THE DNA SAMPLE, TO PROVIDE THAT THE STATE WILL PAY FOR THE COSTS OF COLLECTING AND PROCESSING A DNA SAMPLE, AND TO PROVIDE THAT FEES COLLECTED FROM CONVICTED PERSONS SHALL BE REMITTED TO THE GENERAL FUND OF THE STATE AND CREDITED TO THE STATE LAW ENFORCEMENT DIVISION; AND TO AMEND SECTION 23-3-120, RELATING TO THE TAKING OF FINGERPRINTS, SO AS TO PROVIDE FOR THE PLACE AND TIMING FOR THE FINGERPRINTING OF A PERSON PLACED UNDER CUSTODIAL ARREST.

12/12/07	Senate	Prefiled
12/12/07	Senate	Referred to Committee on Judiciary
01/08/08	Senate	Introduced and read first time SJ-47
01/08/08	Senate	Referred to Committee on Judiciary SJ-47
01/17/08	Senate	Committee report: Favorable with amendment Judiciary SJ-9
01/18/08		Scrivener's error corrected
01/22/08	Senate	Committee Amendment Amended and Adopted SJ-6
01/22/08	Senate	Amended SJ-6
01/22/08	Senate	Read second time SJ-6
01/23/08		Scrivener's error corrected
01/23/08	Senate	Read third time and sent to House SJ-20
01/24/08	House	Introduced and read first time HJ-6
01/24/08	House	Referred to Committee on Judiciary HJ-7
05/14/08	House	Committee report: Favorable with amendment Judiciary HJ-5
05/16/08		Scrivener's error corrected
05/21/08	House	Requests for debate-Rep(s). Sellers, Crawford, Leach, Shoopman, JR Smith, Stewart, Hamilton, Limehouse, Scott, Umphlett, Hart, Bedingfield, Duncan, JH Neal, Parks, Funderburk, Daning, Jefferson, and Mack HJ-28
05/22/08	House	Requests for debate removed-Rep(s). Limehouse HJ-76
05/22/08	House	Requests for debate removed-Rep(s). JR Smith HJ-98
05/28/08	House	Debate adjourned until Thursday, May 29, 2008 HJ-231
06/03/08	House	Debate interrupted HJ-196
06/05/08	House	Recommitted to Committee on Judiciary HJ-72