

H.B. 156

DNA SAMPLE - FELONY AND CERTAIN MISDEMEANOR ARRESTS

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 2

FEBRUARY 13, 2008 1:12 PM

Representative **Kerry W. Gibson** proposes the following amendments:

1. *Page 1, Line 16:*

16 specimen if the arrested person's specimen is not already on file;

▶ provides that a DNA specimen is not to be taken from a minor who commits an assault;

= and

2. *Page 2, Lines 50 through 51:*

50 (a) (i) any felony or class A misdemeanor under the Utah Code ; or

(ii) assault, a class B

51 misdemeanor under Section 76-5-102 , except that a DNA specimen may not be taken from a minor whom the court has adjudicated to be within the jurisdiction of the juvenile court solely due to the commission of the assault offense ; or

3. *Page 9, Line 263:*

263 (6) (a) [~~Whenever~~] A person whose DNA specimen has been obtained under this section may personally, or through a legal representative, request in writing the destruction of the person's DNA