

274 DNA testing, or other identifiable human biological material that:

275 (i) is collected as part of an investigation or prosecution of a violent felony offense;

276 and

277 (ii) may reasonably be used to incriminate or exculpate a person for the violent felony

278 offense.

279 (b) "Biological evidence" includes:

280 (i) material that is catalogued separately, including:

281 (A) on a slide or swab; or

282 (B) inside a test tube, if the evidentiary sample that previously was inside the test tube
283 has been consumed by testing;

284 (ii) material that is present on other evidence, including clothing, a ligature, bedding, a
285 drinking cup, a cigarette, ~~§~~→ [a vehicle;] ←~~§~~ or a weapon, from which a DNA profile may be
285a obtained;

286 (iii) the contents of a sexual assault examination kit; and

287 (iv) material described in this Subsection (1) that is in the custody of an evidence
288 collecting or retaining entity on May 4, 2022.

289 (2) "Continuous chain of custody" means:

290 (a) for a law enforcement agency or a court, that legal standards regarding a continuous
291 chain of custody are maintained; and

292 (b) for an entity that is not a law enforcement agency or a court, that the entity
293 maintains a record in accordance with legal standards required of the entity.

294 (3) "Court" means a municipal, county, or state court.

295 (4) "DNA" means deoxyribonucleic acid.

296 (5) "DNA profile" means a unique identifier of an individual derived from DNA.

297 (6) (a) "Evidence collecting or retaining entity" means an entity within the state that
298 collects, stores, or retrieves biological evidence.

299 (b) "Evidence collecting or retaining entity" includes:

300 (i) a medical or forensic entity;

301 (ii) a law enforcement agency;

302 (iii) a court; and

303 (iv) an official, employee, or agent of an entity or agency described in this Subsection

304 (6).