

HOUSE BILL 10

E4

7lr1009

(PRE-FILED)

By: **Delegate Conaway**

Requested: October 28, 2016

Introduced and read first time: January 11, 2017

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Public Safety – Crime Scene DNA Collection and Analysis – Status Reports**

3 FOR the purpose of modifying deadlines for the submission of certain information from
4 local and State law enforcement units for certain reports relating to crime scene DNA
5 collection and analysis; establishing deadlines for the Governor's Office of Crime
6 Control and Prevention to compile and submit certain reports relating to crime scene
7 DNA collection and analysis; requiring the Governor's Office of Crime Control and
8 Prevention to submit certain reports relating to crime scene DNA collection and
9 analysis to certain additional individuals; and generally relating to the collection and
10 reporting of information relating to crime scene DNA collection and analysis.

11 BY repealing and reenacting, with amendments,
12 Article – Public Safety
13 Section 2–514
14 Annotated Code of Maryland
15 (2011 Replacement Volume and 2016 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
17 That the Laws of Maryland read as follows:

18 **Article – Public Safety**

19 2–514.

20 (a) [On or before April 1, 2010, and on or before April 1 of every even-numbered
21 year thereafter, each local law enforcement unit shall report to the Governor's Office of
22 Crime Control and Prevention on the status of crime scene DNA collection and analysis in
23 its respective jurisdiction for the preceding calendar year, and the Department shall report
24 to the Governor's Office of Crime Control and Prevention on the status of crime scene DNA

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



collection statewide for the preceding calendar year, including:] **(1) ON OR BEFORE JUNE 1 ANNUALLY, EACH LOCAL LAW ENFORCEMENT UNIT AND THE DEPARTMENT SHALL REPORT TO THE GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION THE INFORMATION REQUIRED UNDER SUBSECTION (B) OF THIS SECTION FOR THE PERIOD FROM OCTOBER 1 THROUGH MARCH 31, INCLUSIVE, OF THE PREVIOUS YEAR.**

(2) ON OR BEFORE JANUARY 1 ANNUALLY, EACH LOCAL LAW ENFORCEMENT UNIT AND THE DEPARTMENT SHALL REPORT TO THE GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION THE INFORMATION REQUIRED UNDER SUBSECTION (B) OF THIS SECTION FOR THE PERIOD FROM APRIL 1 THROUGH SEPTEMBER 30, INCLUSIVE, OF THE PREVIOUS YEAR.

(B) EACH LOCAL LAW ENFORCEMENT UNIT AND THE DEPARTMENT SHALL REPORT TO THE GOVERNOR'S OFFICE OF CRIME CONTROL AND PREVENTION ON THE STATUS OF CRIME SCENE DNA COLLECTION AND ANALYSIS IN ITS RESPECTIVE JURISDICTION FOR THE PERIOD MANDATED UNDER SUBSECTION (A) OF THIS SECTION, INCLUDING:

(1) the crimes for which crime scene DNA evidence is routinely collected;

(2) the approximate number of crime scene DNA evidence samples collected during the preceding year for each category of crime;

(3) the average time between crime scene DNA evidence collection and analysis;

(4) the number of crime scene DNA evidence samples collected and not analyzed at the time of the study;

(5) the number of crime scene DNA evidence samples submitted to the statewide DNA data base during the preceding year; and

(6) the number of crime scene DNA evidence samples, including sexual assault evidence, collected by hospitals in the county during the preceding year.

[(b)] (C) [The] WITHIN 90 DAYS AFTER EACH REPORTING DEADLINE UNDER SUBSECTION (A) OF THIS SECTION, THE Governor's Office of Crime Control and Prevention shall compile the information reported by the local law enforcement units and the Department under subsection [(a)] (B) of this section and submit [an annual] A summary report to:

(1) the Governor [and,];

1 **(2)** in accordance with § 2–1246 of the State Government Article, the
2 General Assembly; AND

3 **(3) THE MAYOR OR OTHER MUNICIPAL EXECUTIVE OF ANY**
4 **JURISDICTION WHOSE LOCAL LAW ENFORCEMENT UNIT PROVIDED INFORMATION**
5 **UNDER SUBSECTION (A) OF THIS SECTION.**

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2017.