

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

COMMITTEE SUBSTITUTE

FOR

HOUSE BILL NO. 2031

By: Henshaw

COMMITTEE SUBSTITUTE

An Act relating to state government; amending 74 O.S. 1991, Sections 150.24 and 150.27, which relate to certain fingerprint and DNA data bases established by the Oklahoma State Bureau of Investigation; authorizing the Bureau to place any fingerprints or blood specimen received in such data bases; providing for confidentiality of identity of provider of certain specimens; authorizing the Bureau to make a DNA profile of certain blood specimens and place in certain data base; requiring the promulgation of certain rules; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 74 O.S. 1991, Section 150.24, is amended to read as follows:

Section 150.24 On or before January 1, 1991, there shall be established within the Oklahoma State Bureau of Investigation a computerized fingerprint identification system (AFIS). The Oklahoma State Bureau of Investigation shall coordinate the use of this system and equipment with federal, state, county, and municipal law enforcement agencies. All county sheriff departments and all police departments for municipalities may participate in this system. The Oklahoma State Bureau of Investigation shall establish standards and guidelines for fingerprinting for the automated fingerprint identification system. The Oklahoma State Bureau of Investigation may place any fingerprint received by the Bureau for any purpose in its AFIS data base.

SECTION 2. AMENDATORY 74 O.S. 1991, Section 150.27, is amended to read as follows:

Section 150.27 A. On or before July 1, 1994, there shall be established within the Oklahoma State Bureau of Investigation a deoxyribonucleic acid (DNA) laboratory for the purpose of determining DNA profiles to be used for evidence in criminal proceedings. The Oklahoma State Bureau of Investigation shall coordinate the use of this laboratory and equipment with federal, state, county, and municipal law enforcement agencies. All county sheriff departments and all police departments for municipalities may participate in this laboratory. The Oklahoma State Bureau of Investigation shall establish standards and guidelines for the deoxyribonucleic acid (DNA) laboratory and shall comply with any regulations applicable to DNA testing, sampling and laboratory standards.

B. The Oklahoma State Bureau of Investigation may make a DNA profile of any blood specimen received for any purpose by the Bureau and place the DNA profile in its DNA population data base. The DNA population data base shall not be indexed by donor name, and the Bureau shall promulgate rules to protect the privacy of the DNA donors.

SECTION 3. This act shall become effective September 1, 1994.

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