

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

HOUSE BILL 3568

By: Manger

AS INTRODUCED

An Act relating to state government; amending 74 O.S. 2021, Section 150.27, which relates to the deoxyribonucleic acid (DNA) laboratory of the Oklahoma State Bureau of Investigation; directing the Oklahoma State Bureau of Investigation to promulgate policies, procedures, and forms for statewide rapid DNA program; and providing an effective date.

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

SECTION 1. AMENDATORY 74 O.S. 2021, Section 150.27, is amended to read as follows:

Section 150.27 A. There shall be established within the Oklahoma State Bureau of Investigation (OSBI) a deoxyribonucleic acid (DNA) laboratory for the purpose of determining DNA profiles to be used for evidence in criminal proceedings. The OSBI 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

1 may participate in this laboratory. The OSBI shall establish  
2 standards and guidelines for the deoxyribonucleic acid (DNA)  
3 laboratory and shall comply with any regulations applicable to DNA  
4 testing, sampling and laboratory standards.

5 B. The OSBI may make a DNA profile of any blood or saliva  
6 specimen received for any other purpose by the Bureau and place the  
7 DNA profile in its DNA population database. The DNA population  
8 database shall not be indexed by donor name, and the Bureau shall  
9 promulgate rules to protect the privacy of the DNA donors.

10 C. The OSBI may contract for the services of a Forensic DNA  
11 Technical Manager as reasonably necessary to ensure the continued  
12 operations of the DNA laboratory. The OSBI shall be exempt from the  
13 competitive bidding requirements of the Oklahoma Central Purchasing  
14 Act for the purpose of soliciting, negotiating, and effectuating  
15 such a contract or contracts.

16 D. The OSBI shall promulgate necessary policies, procedures,  
17 and forms for participation in a rapid DNA investigative lead  
18 program, a statewide program for law enforcement agencies, outlining  
19 the collection and processing of suspected single source crime scene  
20 samples utilizing rapid DNA instrumentation. The provisions of this  
21 subsection authorize the OSBI to promulgate program parameters as  
22 well as provide the procedures on technical and practical procedures  
23 for law enforcement agencies concerning the training, maintenance,  
24 and use of rapid DNA instruments throughout the state.

SECTION 2. This act shall become effective November 1, 2024.

59-2-9521            GRS            01/03/24