

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

400A0355

SENATE BILL NO. 47

Introduced by: The Committee on Judiciary at the request of the Attorney General

1 FOR AN ACT ENTITLED, An Act to revise the processing of certain genetic marker
2 specimens.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 23-5-14 be amended to read as follows:

5 23-5-14. The attorney general shall procure and file for record genetic marker grouping
6 analysis information from any person ~~taken into custody for~~ convicted of a violation of the
7 provisions of chapter 22-22. The attorney general also shall procure and file for record such
8 genetic marker grouping analysis information of any person confined in any workhouse, jail,
9 reformatory, penitentiary or other penal institution or otherwise under supervision for a violation
10 of the provisions of chapter 22-22. The attorney general also shall cooperate with and assist
11 sheriffs, chiefs of police, and other law enforcement officers to the end that a complete state
12 system of genetic marker grouping analysis information may be established. Sheriffs, chiefs of
13 police, and any other law enforcement officers of the state, immediately upon the arrest of any
14 person for a violation of the provisions of chapter 22-22, shall arrange for collection of blood
15 and saliva specimens for genetic marker grouping analysis according to the system established

1 by the Division of Criminal Investigation and, upon the person's conviction, shall forward any
2 such specimen to the division for classification and filing. If all charges against the person are
3 dismissed or the person is acquitted of all charges, the collecting agency shall dispose of the
4 specimens according to the guidelines established by the Division of Criminal Investigation.