

~~INFORMATION IN ANY MANNER TO ANY PERSON OR AGENCY NOT ENTITLED TO RECEIVE THAT INFORMATION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 3 YEARS OR BOTH.~~

~~(2) A PERSON WHO, WITHOUT AUTHORIZATION, WILLFULLY OBTAINS INDIVIDUALLY IDENTIFIABLE DNA INFORMATION FROM THE STATEWIDE DNA DATA BASE SYSTEM OR REPOSITORY IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 3 YEARS OR BOTH.~~

(B) (1) THERE IS CREATED WITHIN THE CRIME LABORATORY A STATEWIDE DNA DATA BASE SYSTEM.

(2) THE SYSTEM SHALL BE THE CENTRAL REPOSITORY FOR ALL DNA TESTING INFORMATION AS PROVIDED IN THIS SECTION.

(3) THE DIRECTOR SHALL:

(I) ADMINISTER AND MANAGE THE SYSTEM;

(II) CONSULT WITH THE SUPERINTENDENT ON THE ADOPTION OF APPROPRIATE REGULATIONS CONCERNING SYSTEM PROTOCOLS AND OPERATION;

(III) ENSURE COMPATIBILITY WITH FEDERAL BUREAU OF INVESTIGATION AND CODIS REQUIREMENTS, INCLUDING THE USE OF COMPARABLE TEST PROCEDURES, QUALITY ASSURANCE, LABORATORY EQUIPMENT, AND COMPUTER SOFTWARE; AND

(IV) ENSURE THE SECURITY AND CONFIDENTIALITY OF ALL RECORDS OF THE SYSTEM.

(4) THE SUPERINTENDENT, AFTER CONSULTATION WITH THE DIRECTOR, SHALL ADOPT APPROPRIATE REGULATIONS CONCERNING SYSTEM PROTOCOLS AND OPERATION.

(C) PURSUANT TO REGULATIONS ADOPTED BY THE SUPERINTENDENT AFTER CONSULTATION WITH THE DIRECTOR UNDER THIS SECTION, A PERSON CONVICTED OF A QUALIFYING CRIME OF VIOLENCE SHALL:

(1) HAVE A DNA SAMPLE COLLECTED UPON INTAKE TO ANY PRISON OR DETENTION FACILITY; OR

(2) IF NOT SENTENCED TO A TERM OF IMPRISONMENT, BE ORDERED BY THE COURT TO PROVIDE A DNA SAMPLE AS A CONDITION OF SENTENCE.

(D) A PERSON WHO HAS BEEN CONVICTED OF A QUALIFYING CRIME OF VIOLENCE PRIOR TO OCTOBER 1, 1994 AND WHO REMAINS INCARCERATED ON THAT DATE SHALL SUBMIT A DNA SAMPLE TO THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES.

(E) (1) TO THE EXTENT FISCAL RESOURCES ARE AVAILABLE, DNA SAMPLES SHALL BE TESTED FOR THE FOLLOWING PURPOSES: