

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed House Bill 1053 – DNA Testing – Felony Convictions – DNA Technology Fund – Preservation of Scientific Identification Evidence.

This bill expands the list of persons required to submit a DNA sample to the State's DNA repository from persons convicted of specified "qualifying crimes of violence" to any person convicted of a felony, fourth degree burglary or breaking and entering motor vehicle crime. This bill is contingent on the Department of State Police receiving a binding written award of a private or federal grant of at least \$1,500,000 by September 1, 2002 to implement the bill's provisions from October 1, 2002 through September 30, 2003.

Senate Bill 486, which was passed by the General Assembly and signed by me, accomplishes the same purpose. Therefore, it is not necessary for me to sign House Bill 1053.

Sincerely,
Parris N. Glendening
Governor

House Bill No. 1053

AN ACT concerning

DNA Testing – Felony Convictions – DNA Technology Fund – Preservation of Scientific Identification Evidence

FOR the purpose of altering provisions of law relating to DNA testing of certain persons convicted of certain crimes by providing that any person convicted of a felony *or certain misdemeanors* on or before a certain date shall submit a DNA sample to the Department of State Police; making conforming changes; providing for the application of this Act; establishing a DNA Technology Fund to assist the Department of State Police and local law enforcement agencies in acquiring DNA technology equipment needed for DNA testing; defining certain terms; requiring the Executive Director of the Governor's Office of Crime Control and Prevention to establish application procedures and administer the grants; requiring the Department of State Police and local law enforcement agencies to provide certain information to the Executive Director; requiring the Executive Director to consider certain criteria in determining the amount of the grants; requiring the Department of State Police and local law enforcement agencies to submit proof of appropriate expenditure; altering the period of time during which the State must preserve certain evidence; making stylistic changes; altering certain time periods and procedures relating to DNA samples and tests; providing for a certain contingency; limiting certain funding for a certain time; providing that the Department of State Police is not required to obtain DNA samples and conduct testing for a certain time if certain funding is not received under certain circumstances; making provisions of this Act severable; declaring that the provisions of this Act are not severable; making this Act subject to a certain contingency; providing for the termination of this Act; and generally relating to DNA testing, the preservation of scientific identification