



Hundredth Legislature - Second Session - 2008
Introducer's Statement of Intent
LB 1077

Chairperson: Brad Ashford
Committee: Judiciary
Date of Hearing: February 21, 2008

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 1077 requires that a DNA sample be collected for those persons "arrested" on assault in the 1st degree, assault in the 2nd degree, use of a deadly weapon to commit a felony and any violation relating to explosives.

This is in addition to felony sex offenses and other specified offenses under murder in the 1st degree, murder in the 2nd degree, manslaughter, stalking, burglary, and robbery, where in state statute the collection of a DNA sample is already required for "convictions" on these enumerated crimes.

LB 1077 seeks to require the collection of DNA samples for those persons "arrested" in place of the requirement for the collection of DNA samples for those persons "convicted" of these enumerated crimes.

The intent is to provide comparison evidence in the State DNA Database in between the time that the person is arrested and convicted, in order to provide a comparison sample for other crimes he or she may have already committed before the arrest, and in between the arrest and a possible conviction.

If the person who had been arrested is not convicted, the DNA sample is expunged from the State DNA Database.

Principal Introducer: _____
Senator Kent Rogert