

SENATE BILL NO. 678

BY SENATOR MORRISH

1 AN ACT

2 To enact R.S. 15:609(J), relative to drawing or taking of DNA samples; to provide for the  
3 collection of DNA samples; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 15:609(J) is hereby enacted to read as follows:

6 §609. Drawing or taking of DNA samples

7 \* \* \*

8 **J. When a DNA sample is not drawn or taken pursuant to this Section,**  
9 **or when a DNA sample is taken or drawn pursuant to this Section and is**  
10 **destroyed, tainted, or fails to generate a full DNA profile during analysis, the**  
11 **court may order the person to produce a DNA sample on an ex parte motion of**  
12 **any of the following:**

13 **(1) A law enforcement agency who investigated the person which**  
14 **resulted in the arrest for a felony or other specified offense, as defined in R.S.**  
15 **15:603(10), including an attempt, conspiracy, criminal solicitation, or accessory**  
16 **after the fact of such offenses.**

17 **(2) The warden or the administrator of the booking facility or**  
18 **correctional facility where the person was booked or incarcerated.**

19 **(3) The district attorney or attorney general assigned to prosecute the**  
20 **case for which a DNA sample was authorized under this Section.**

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_