

Union Calendar No. 703

114TH CONGRESS
2^D SESSION

H. R. 320

[Report No. 114–893]

To establish a system for integration of Rapid DNA instruments for use by law enforcement to reduce violent crime and reduce the current DNA analysis backlog.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 13, 2015

Mr. SENSENBRENNER (for himself and Mr. SWALWELL of California) introduced the following bill; which was referred to the Committee on the Judiciary

DECEMBER 23, 2016

Additional sponsors: Mr. CHABOT, Mr. RODNEY DAVIS of Illinois, Mr. CHAFFETZ, Ms. SPEIER, Mr. COHEN, Mr. HONDA, Mr. BISHOP of Michigan, Mr. TROTT, Mrs. WAGNER, Mr. ROHRABACHER, Mr. CARTER of Texas, Ms. JENKINS of Kansas, Mr. GARAMENDI, Mr. RATCLIFFE, and Ms. LOFGREN

DECEMBER 23, 2016

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on January 13, 2015]

A BILL

To establish a system for integration of Rapid DNA instruments for use by law enforcement to reduce violent crime and reduce the current DNA analysis backlog.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Rapid DNA Act of*
5 *2016”.*

6 **SEC. 2. RAPID DNA INSTRUMENTS.**

7 *(a) STANDARDS.—Section 210303(a) of the DNA Iden-*
8 *tification Act of 1994 (42 U.S.C. 14131(a)) is amended by*
9 *adding at the end the following:*

10 *“(5)(A) In addition to issuing standards as pro-*
11 *vided in paragraphs (1) through (4), the Director of*
12 *the Federal Bureau of Investigation shall issue stand-*
13 *ards and procedures for the use of Rapid DNA instru-*
14 *ments and resulting DNA analyses.*

15 *“(B) In this Act, the term ‘Rapid DNA instru-*
16 *ments’ means instrumentation that carries out a fully*
17 *automated process to derive a DNA analysis from a*
18 *DNA sample.”.*

19 *(b) INDEX.—Paragraph (2) of section 210304(b) of the*
20 *DNA Identification Act of 1994 (42 U.S.C. 14132(b)(2)) is*
21 *amended to read as follows:*

22 *“(2) prepared by—*

23 *“(A) laboratories that—*

24 *“(i) have been accredited by a non-*
25 *profit professional association of persons ac-*

tively involved in forensic science that is nationally recognized within the forensic science community; and

“(ii) undergo external audits, not less than once every 2 years, that demonstrate compliance with standards established by the Director of the Federal Bureau of Investigation; or

“(B) criminal justice agencies using Rapid DNA instruments approved by the Director of the Federal Bureau of Investigation in compliance with the standards and procedures issued by the Director under section 210303(a)(5); and”.

SEC. 3. CONFORMING AMENDMENTS RELATING TO COLLECTION OF DNA IDENTIFICATION INFORMATION.

(a) *FROM CERTAIN FEDERAL OFFENDERS.*—Section 3 of the DNA Analysis Backlog Elimination Act of 2000 (42 U.S.C. 14135a) is amended—

(1) in subsection (b), by adding at the end the following: “The Director of the Federal Bureau of Investigation may waive the requirements under this subsection if DNA samples are analyzed by means of

1 *Rapid DNA instruments and the results are included*
2 *in CODIS.”; and*

3 (2) *in subsection (c), by adding at the end the*
4 *following:*

5 “(3) *The term ‘Rapid DNA instruments’ means*
6 *instrumentation that carries out a fully automated*
7 *process to derive a DNA analysis from a DNA sam-*
8 *ple.”.*

9 (b) *FROM CERTAIN DISTRICT OF COLUMBIA OFFEND-*
10 *ERS.—Section 4 of the DNA Analysis Backlog Elimination*
11 *Act of 2000 (42 U.S.C. 14135b) is amended—*

12 (1) *in subsection (b), by adding at the end the*
13 *following: “The Director of the Federal Bureau of In-*
14 *vestigation may waive the requirements under this*
15 *subsection if DNA samples are analyzed by means of*
16 *Rapid DNA instruments and the results are included*
17 *in CODIS.”; and*

18 (2) *in subsection (c), by adding at the end the*
19 *following:*

20 “(3) *The term ‘Rapid DNA instruments’ means*
21 *instrumentation that carries out a fully automated*
22 *process to derive a DNA analysis from a DNA sam-*
23 *ple.”.*

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