

110TH CONGRESS
2D SESSION

H. R. 5981

To reauthorize certain DNA-related grant programs under the Justice For All Act of 2004, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 6, 2008

Mr. WEINER introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To reauthorize certain DNA-related grant programs under the Justice For All Act of 2004, and for other purposes.

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 “DNA Expansion and
5 Improvement Act of 2008”.

6 **SEC. 2. DNA TECHNOLOGY ENHANCEMENT GRANTS.**

7 (a) IN GENERAL.—The Attorney General shall estab-
8 lish a grant program under which the Attorney General
9 may make grants to States and units of local government

1 to purchase forensic DNA technology or to improve such
2 technology.

3 (b) AUTHORIZATION OF APPROPRIATIONS.—There is
4 authorized to be appropriated \$50,000,000 for each of the
5 fiscal years 2009 through 2013 to carry out subsection
6 (a).

7 **SEC. 3. REAUTHORIZATION AND IMPROVEMENT OF DEBBIE**
8 **SMITH DNA BACKLOG GRANT PROGRAM; PRI-**
9 **ORITY TO APPLICATIONS FOR USE OF FUNDS**
10 **BY CERTAIN CRIME LABORATORIES.**

11 (a) REAUTHORIZATION AND IMPROVEMENT.—Sec-
12 tion 2 of the DNA Analysis Backlog Elimination Act of
13 2000 (42 U.S.C. 14135) is amended—

14 (1) in subsection (a), by adding at the end the
15 following new paragraph:

16 “(6) To pay the salaries of employees of DNA
17 criminal laboratories.”; and

18 (2) in subsection (b)—

19 (A) in paragraph (6), by striking at the
20 end “and”;

21 (B) in paragraph (7), by striking the pe-
22 riod and inserting “; and”; and

23 (C) by adding at the end the following new
24 paragraph:

1 “(8) provide assurances that the State or unit
2 of local government has implemented, or will imple-
3 ment not later than 180 days after the date of such
4 application, a process under which the State or unit,
5 respectively, provides for the collection for purposes
6 of inclusion in the Combined DNA Index System of
7 the Federal Bureau of Investigation of DNA sam-
8 ples from all felons who are imprisoned in a prison
9 of such State or unit, respectively (including all fel-
10 ons imprisoned in such prison or unit, respectively,
11 as of the date of the enactment of the DNA Expan-
12 sion and Improvement Act of 2008).”.

13 (3) by amending subsection (j) to read as fol-
14 lows:

15 “(j) AUTHORIZATION OF APPROPRIATIONS.—There
16 is authorized to be appropriated to the Attorney General
17 for grants under subsection (a)—

18 “(1) \$151,000,000 for fiscal year 2009; and

19 “(2) \$200,000,000 for each of the fiscal years
20 2010 through 2014.”.

21 (b) PRIORITY ESTABLISHED.—Such section is fur-
22 ther amended by adding at the end the following:

23 “(n) PRIORITY.—In making grants under subsection
24 (a), the Attorney General shall give priority to applications
25 submitted under subsection (b) that demonstrate funds

1 from such a grant will be used for crime laboratories with
2 demonstrated training and personnel needs.”.

3 (c) EFFECTIVE DATE.—The amendments made by
4 paragraphs (1) and (2) of subsection (a) and by subsection
5 (b) shall apply to grants made on or after January 1,
6 2009.

7 **SEC. 4. CLARIFICATION RELATING TO INCENTIVE GRANTS.**

8 Section 413 of the DNA Analysis Backlog Elimini-
9 nation Act of 2000 (42 U.S.C. 14136 note) is amended
10 by adding at the end the following:

11 “Nothing in this section shall be construed as requiring
12 the Attorney General of a State (or other Chief Legal Offi-
13 cer of the State) to approve an application of an eligible
14 entity in order for such entity to receive funds as described
15 in the previous sentence.”.

16 **SEC. 5. REAUTHORIZATIONS OF CERTAIN DNA-RELATED**
17 **GRANT PROGRAMS.**

18 (a) DNA TRAINING AND EDUCATION FOR LAW EN-
19 FORCEMENT, CORRECTIONAL PERSONNEL, AND COURT
20 OFFICERS.—Section 303(b) of the Justice For All Act of
21 2004 (42 U.S.C. 14136(b)) is amended by striking
22 “2009” and inserting “2014”.

23 (b) SEXUAL ASSAULT FORENSIC EXAM PROGRAM
24 GRANTS.—Section 304(c) of such Act (42 U.S.C.

1 14136a(c)) is amended by striking “2009” and inserting
2 “2014”.

3 (c) DNA RESEARCH AND DEVELOPMENT.—Section
4 305(c) of such Act (42 U.S.C. 14136b(c)) is amended by
5 striking “2009” and inserting “2014”.

6 (d) KIRK BLOODSWORTH POST-CONVICTION DNA
7 TESTING GRANT PROGRAM.—Section 412(b) of such Act
8 (42 U.S.C. 14136e(b)) is amended by striking “2009” and
9 inserting “2014”.

10 (e) DNA IDENTIFICATION OF MISSING PERSONS.—
11 Section 308(c) of such Act (42 U.S.C. 14136d(c)) is
12 amended by striking “2009” and inserting “2014”.

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