

STATEMENT OF PURPOSE

RS31934C1 / H0157

This legislation serves two purposes.

First, it adds certain misdemeanors to the list of crimes for which collection of a DNA sample and thumbprint impression are required. These misdemeanors, and the existing crimes for which collection is required, are listed at the proposed section 19-5502(10), Idaho Code. The misdemeanors added can be indicative of a tendency to more serious conduct, including (a) crimes which may be precursors to more violent activities, (b) crimes that may have been originally charged as felonies, but were pleaded down to misdemeanors, or (c) crimes that evidence an unwillingness to comply with existing legal constraints.

Second, the legislation seeks to clarify the roles and responsibilities of offenders and government officials in the process of collecting DNA samples and thumbprint impressions. To accomplish this, it adds a new section, section 19-2512, Idaho Code, which provides that at the time of sentencing, judges will order sentenced offenders to submit to collection and order certain government officials to cause the samples to be collected within a time certain. It also sets specific time frames and responsibilities for collection from other offenders who are already sentenced or entering the state pursuant to an interstate compact for supervision.

FISCAL NOTE

This Legislation will have a fiscal impact of approximately \$103,600 annually for the increase in DNA and thumbprint samples collected for specific misdemeanors. This amount was calculated using the five-year average of these misdemeanors (1,036) times the costs of \$100 per sample.

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DISCLAIMER: This statement of purpose and fiscal note are a mere attachment to this bill and prepared by a proponent of the bill. It is neither intended as an expression of legislative intent nor intended for any use outside of the legislative process, including judicial review (Joint Rule 18).