

Amendments to House Bill No. 113
1st Reading Copy

Requested by Representative Roger Koopman

For the House Judiciary Committee

Prepared by John MacMaster
January 13, 2005 (1:03pm)

1. Title, page 1, line 6.

Following: "SAMPLES;"

Insert: "REQUIRING EXPUNGEMENT OF THE DNA RECORD OF A PERSON WHO
HAS NOT BEEN CONVICTED OF A FELONY DURING THE ~~7~~ ¹ YEARS
FOLLOWING THE OFFENSE;"

Strike: "SECTION"

Insert: "SECTIONS"

Following: "44-6-101"

Insert: "AND 44-6-107"

2. Page 2, line 6.

Insert: "Section 2. Section 44-6-107, MCA, is amended to read:

"44-6-107. **Expungement of DNA records.** If a conviction of a
felony offense or the adjudication of a youth for a sexual or
violent offense is reversed, or if 1 years have passed since the
conviction or adjudication and the person has not committed a
felony, the record relating to the offense must be expunged from
the DNA identification index. The county attorney of the county
in which the conviction occurred shall notify the department of a
reversal of a conviction for the offense or adjudication."

{Internal References to 44-6-107: X None.}"

Renumber: subsequent sections

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