

State of Arizona  
Senate  
Forty-fifth Legislature  
Second Regular Session  
2002

CHAPTER 226

## **SENATE BILL 1396**

AN ACT

AMENDING SECTION 12-116.01, ARIZONA REVISED STATUTES; TRANSFERRING AND RENUMBERING SECTION 13-4438, ARIZONA REVISED STATUTES, FOR PLACEMENT IN TITLE 13, CHAPTER 6, ARIZONA REVISED STATUTES, AS SECTION 13-610; AMENDING SECTION 13-610, ARIZONA REVISED STATUTES, AS TRANSFERRED AND RENUMBERED BY THIS ACT; REPEALING SECTION 31-281, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2001, CHAPTER 382, SECTION 5 AND AS AMENDED BY LAWS 2000, CHAPTER 193, SECTION 263 AND CHAPTER 373, SECTION 3; AMENDING SECTIONS 41-2418 AND 41-2419, ARIZONA REVISED STATUTES; MAKING APPROPRIATIONS; RELATING TO DEOXYRIBONUCLEIC ACID TESTING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 12-116.01, Arizona Revised Statutes, is amended to  
3 read:

4 12-116.01. Assessments; fund deposits

5 A. In addition to any other penalty assessment provided by law, a  
6 penalty assessment shall be levied in an amount of forty-seven per cent on  
7 every fine, penalty and forfeiture imposed and collected by the courts for  
8 criminal offenses and any civil penalty imposed and collected for a civil  
9 traffic violation and fine, penalty or forfeiture for a violation of the  
10 motor vehicle statutes, for any local ordinance relating to the stopping,  
11 standing or operation of a vehicle or for a violation of the game and fish  
12 statutes in title 17.

13 B. In addition to any other penalty assessment provided by law, an  
14 additional penalty assessment shall be levied in an amount of seven per cent  
15 on every fine, penalty and forfeiture imposed and collected by the courts for  
16 criminal offenses and any civil penalty imposed and collected for a civil  
17 traffic violation and fine, penalty or forfeiture for a violation of the  
18 motor vehicle statutes, for any local ordinance relating to the stopping,  
19 standing or operation of a vehicle or for a violation of the game and fish  
20 statutes in title 17.

21 C. IN ADDITION TO ANY OTHER PENALTY ASSESSMENT PROVIDED BY LAW, AN  
22 ADDITIONAL PENALTY ASSESSMENT SHALL BE LEVIED IN AN AMOUNT OF THREE PER CENT  
23 ON EVERY FINE, PENALTY AND FORFEITURE IMPOSED AND COLLECTED BY THE COURTS FOR  
24 CRIMINAL OFFENSES AND ANY CIVIL PENALTY IMPOSED AND COLLECTED FOR A CIVIL  
25 TRAFFIC VIOLATION AND FINE, PENALTY OR FORFEITURE FOR A VIOLATION OF THE  
26 MOTOR VEHICLE STATUTES, FOR ANY LOCAL ORDINANCE RELATING TO THE STOPPING,  
27 STANDING OR OPERATION OF A VEHICLE OR FOR A VIOLATION OF THE GAME AND FISH  
28 STATUTES IN TITLE 17.

29 ~~C.~~ D. If any deposit of bail or bond or deposit for an alleged civil  
30 traffic violation is to be made for a violation, the court shall require a  
31 sufficient amount to include the assessment prescribed in this section for  
32 forfeited bail, bond or deposit. If bail, bond or deposit is forfeited, the  
33 court shall transmit the amount of the assessment pursuant to subsection ~~F~~  
34 G of this section. If bail, bond or deposit is returned, the assessment made  
35 pursuant to this article shall also be returned.

36 ~~D.~~ E. After addition of the penalty assessment, the courts may round  
37 the total amount due to the nearest one-quarter dollar.

38 ~~E.~~ F. The judge may waive all or part of the civil penalty, fine,  
39 forfeiture and penalty assessment, except for mandatory civil penalties and  
40 fines, the payment of which would work a hardship on the persons convicted  
41 or adjudicated or on their immediate families. If a fine or civil penalty  
42 is mandatory, the judge may waive only all or part of the penalty assessments  
43 prescribed by subsections A, and B AND C of this section and section  
44 12-116.02. If a fine or civil penalty is not mandatory and if a portion of  
45 the civil penalty, fine, forfeiture and penalty assessment is waived or

1 suspended, the amount assessed must be divided according to the proportion  
2 that the civil penalty, fine, bail or bond and the penalty assessment  
3 represent of the total amount due.

4 F. G. After a determination by the court of the amount due, the court  
5 shall transmit, on the last day of each month, the assessments collected  
6 pursuant to subsections A, B, and C AND D of this section and a remittance  
7 report of the fines, civil penalties and assessments collected pursuant to  
8 subsections A, B, and C AND D of this section to the county treasurer, except  
9 that municipal courts shall transmit the assessments and the remittance  
10 report of the fines, civil penalties and assessments to the city treasurer.

11 G. H. The appropriate authorities specified in subsection F G of this  
12 section shall transmit the forty-seven per cent penalty assessment prescribed  
13 in subsection A of this section and the remittance report as required in  
14 subsection F G of this section to the state treasurer on or before the  
15 fifteenth day of each month for deposit in the criminal justice enhancement  
16 fund established by section 41-2401.

17 H. I. The appropriate authorities specified in subsection F G of this  
18 section shall transmit the seven per cent penalty assessment prescribed in  
19 subsection B of this section and the remittance report as required in  
20 subsection F G of this section to the state treasurer on or before the  
21 fifteenth day of each month for allocation pursuant to section 41-2421,  
22 subsection J.

23 J. THE APPROPRIATE AUTHORITIES SPECIFIED IN SUBSECTION G OF THIS  
24 SECTION SHALL TRANSMIT THE THREE PER CENT PENALTY ASSESSMENT PRESCRIBED IN  
25 SUBSECTION C OF THIS SECTION AND THE REMITTANCE REPORT AS REQUIRED IN  
26 SUBSECTION G OF THIS SECTION TO THE STATE TREASURER ON OR BEFORE THE  
27 FIFTEENTH DAY OF EACH MONTH FOR DEPOSIT IN THE ARIZONA DEOXYRIBONUCLEIC ACID  
28 IDENTIFICATION SYSTEM FUND ESTABLISHED BY SECTION 41-2419.

29 I. K. Partial payments of the amount due shall be transmitted as  
30 prescribed in subsections F, G, and H, I AND J of this section and shall be  
31 divided according to the proportion that the civil penalty, fine, bail or  
32 bond and the penalty assessment represent of the total amount due.

33 Sec. 2. Section 13-4438, Arizona Revised Statutes, is transferred and  
34 renumbered for placement in title 13, chapter 6, Arizona Revised Statutes,  
35 as section 13-610 and, as so renumbered, is amended to read:

36 13-610. Deoxyribonucleic acid testing; exception

37 A. ~~Before a person is released and~~ Within thirty days after the  
38 ~~arrival of a person IS SENTENCED TO THE STATE DEPARTMENT OF CORRECTIONS OR~~  
39 A PERSON who is accepted under the interstate compact for the supervision of  
40 parolees and probationers ARRIVES IN THIS STATE, the state department of  
41 corrections shall secure a SUFFICIENT SAMPLE OF blood sample sufficient OR  
42 OTHER BODILY SUBSTANCES for deoxyribonucleic acid testing and extraction from  
43 the person if the person was convicted of an offense listed in this section  
44 ~~or an attempt to commit an offense listed in this section~~ and was sentenced  
45 to a term of imprisonment OR WAS CONVICTED OF ANY OFFENSE THAT WAS COMMITTED

1 IN ANOTHER JURISDICTION THAT IF COMMITTED IN THIS STATE WOULD BE A VIOLATION  
2 OF ANY OFFENSE LISTED IN THIS SECTION AND THE PERSON IS UNDER THE SUPERVISION  
3 OF THE STATE DEPARTMENT OF CORRECTIONS. The state department of corrections  
4 shall transmit the sample to the department of public safety. ~~A person who~~  
5 ~~is accepted for interstate parole supervision by this state shall pay for the~~  
6 ~~costs of the testing.~~

7 B. ~~Before a person is released~~ WITHIN THIRTY DAYS AFTER A PERSON IS  
8 PLACED ON PROBATION AND SENTENCED TO A TERM OF INCARCERATION IN A COUNTY JAIL  
9 DETENTION FACILITY OR IS DETAINED IN A COUNTY JUVENILE DETENTION FACILITY,  
10 the county jail detention facility shall secure a SUFFICIENT SAMPLE OF blood  
11 ~~sample sufficient~~ OR OTHER BODILY SUBSTANCES for deoxyribonucleic acid  
12 testing and extraction from the person if the person was convicted of or  
13 adjudicated delinquent for an offense listed in this section ~~or an attempt~~  
14 ~~to commit an offense listed in this section and was sentenced to a term of~~  
15 ~~incarceration in a county jail detention facility or a county juvenile~~  
16 ~~detention facility.~~ The county jail detention facility shall transmit the  
17 sample to the department of public safety.

18 C. Within fifteen THIRTY days after a person is convicted, ~~a~~ AND  
19 PLACED ON PROBATION WITHOUT A TERM OF INCARCERATION or adjudicated delinquent  
20 AND PLACED ON PROBATION, THE county probation department shall secure a  
21 SUFFICIENT SAMPLE OF blood ~~sample sufficient~~ OR OTHER BODILY SUBSTANCES for  
22 deoxyribonucleic acid testing and extraction from the person if the person  
23 is WAS convicted of or adjudicated delinquent for an offense listed in this  
24 section ~~or an attempt to commit an offense listed in this section and is~~  
25 ~~sentenced to or placed on a term of probation.~~ The county probation  
26 department shall transmit the sample to the department of public safety.

27 D. Within thirty days after the arrival of a person who is accepted  
28 under the interstate compact for the supervision of parolees and  
29 probationers, ~~a~~ AND WHO IS UNDER THE SUPERVISION OF A COUNTY PROBATION  
30 DEPARTMENT, THE county probation department shall secure a SUFFICIENT SAMPLE  
31 OF blood ~~sample sufficient~~ OR OTHER BODILY SUBSTANCES for deoxyribonucleic  
32 acid testing and extraction from the person if the person was convicted of  
33 an offense THAT WAS COMMITTED IN ANOTHER JURISDICTION THAT IF COMMITTED IN  
34 THIS STATE WOULD BE A VIOLATION OF ANY OFFENSE listed in this section ~~or an~~  
35 ~~attempt to commit an offense listed in this section and was sentenced to a~~  
36 ~~term of probation.~~ The county probation department shall transmit the sample  
37 to the department of public safety. ~~A person who is accepted for interstate~~  
38 ~~probation supervision by this state shall pay the cost of testing.~~

39 E. ~~Before the release of a committed youth as defined in section~~  
40 ~~41-2801~~ WITHIN THIRTY DAYS AFTER A JUVENILE IS COMMITTED TO THE DEPARTMENT  
41 OF JUVENILE CORRECTIONS, the department of juvenile corrections shall secure  
42 a SUFFICIENT SAMPLE OF blood ~~sample sufficient~~ OR OTHER BODILY SUBSTANCES for  
43 deoxyribonucleic acid testing and extraction from the youth if the youth was  
44 adjudicated delinquent for an offense listed in this section ~~or an attempt~~  
45 ~~to commit an offense listed in this section and was committed to a secure~~

1 care facility. The department of juvenile corrections shall transmit the  
2 sample to the department of public safety.

3 F. ~~if~~ WITHIN THIRTY DAYS AFTER THE ARRIVAL IN THIS STATE OF a juvenile  
4 WHO is accepted by the department of juvenile corrections pursuant to the  
5 interstate compact on juveniles and ~~is~~ WHO WAS adjudicated for an offense  
6 THAT WAS COMMITTED IN ANOTHER JURISDICTION THAT IF COMMITTED IN THIS STATE  
7 WOULD BE A VIOLATION OF ANY OFFENSE listed in this section, the compact  
8 administrator shall request that the sending state impose as a condition of  
9 supervision that the juvenile submit a SUFFICIENT SAMPLE OF blood ~~sample~~  
10 sufficient OR OTHER BODILY SUBSTANCES for deoxyribonucleic acid testing  
11 ~~within thirty days of arrival in this state.~~ If the sending state does not  
12 impose that condition, the department of juvenile corrections shall request  
13 a SUFFICIENT SAMPLE OF blood ~~sample~~ sufficient OR OTHER BODILY SUBSTANCES for  
14 deoxyribonucleic acid testing within thirty days of AFTER the juvenile's  
15 arrival in this state. The department of juvenile corrections shall transmit  
16 the sample to the department of public safety.

17 G. Notwithstanding subsections A through F of this section, the  
18 ~~department of public safety~~ AGENCY THAT IS RESPONSIBLE FOR SECURING A SAMPLE  
19 PURSUANT TO THIS SECTION shall not secure a ~~blood~~ THE sample if the  
20 scientific criminal analysis section of the department OF PUBLIC SAFETY has  
21 previously made a ~~deoxyribonucleic acid analysis of the person's blood~~  
22 ~~pursuant to this section~~ RECEIVED and maintains a report of the results  
23 SAMPLE SUFFICIENT FOR DEOXYRIBONUCLEIC ACID TESTING.

24 H. The department of public safety shall do all of the following:

25 1. Conduct or oversee through mutual agreement an analysis of the  
26 samples that it receives PURSUANT TO SUBSECTION N, PARAGRAPHS 1, 2 AND 3 OF  
27 THIS SECTION AND SUBSECTION O, PARAGRAPHS 1 AND 2 OF THIS SECTION.

28 2. STORE THE SAMPLES IT RECEIVES PURSUANT TO SUBSECTION N, PARAGRAPHS  
29 4 AND 5 OF THIS SECTION AND SUBSECTION O, PARAGRAPHS 3 AND 4 OF THIS SECTION  
30 AND CONDUCT AN ANALYSIS OF THE SAMPLES ON RECEIPT OF THE FUNDING NECESSARY  
31 FOR THIS PURPOSE.

32 ~~2.~~ 3. Make and maintain a report of the results of each  
33 deoxyribonucleic acid analysis.

34 ~~3.~~ 4. Maintain SAMPLES OF blood ~~samples~~ AND OTHER BODILY SUBSTANCES  
35 for at least thirty-five years.

36 I. ANY SAMPLE AND THE RESULT OF ANY TEST THAT IS OBTAINED PURSUANT TO  
37 THIS SECTION MAY BE USED ONLY AS FOLLOWS:

38 1. FOR LAW ENFORCEMENT IDENTIFICATION PURPOSES.

39 2. IN A PROCEEDING IN A CRIMINAL PROSECUTION OR JUVENILE ADJUDICATION.

40 3. IN A PROCEEDING UNDER TITLE 36, CHAPTER 37.

41 J. IF THE CONVICTION OF A PERSON WHO IS SUBJECT TO THIS SECTION IS  
42 OVERTURNED ON APPEAL OR POSTCONVICTION RELIEF AND A FINAL MANDATE HAS BEEN  
43 ISSUED, ON PETITION OF THE PERSON TO THE SUPERIOR COURT IN THE COUNTY IN  
44 WHICH THE CONVICTION OCCURRED, THE COURT SHALL ORDER THAT THE PERSON'S  
45 DEOXYRIBONUCLEIC ACID PROFILE RESULTING FROM THAT CONVICTION BE EXPUNGED FROM

1 THE ARIZONA DEOXYRIBONUCLEIC ACID IDENTIFICATION SYSTEM ESTABLISHED BY  
2 SECTION 41-2418 UNLESS THE PERSON HAS BEEN CONVICTED OF ANOTHER OFFENSE THAT  
3 WOULD REQUIRE THE PERSON TO SUBMIT TO DEOXYRIBONUCLEIC ACID TESTING PURSUANT  
4 TO THIS SECTION.

5 K. IF THE CONVICTION OF A PERSON WHO IS SUBJECT TO THIS SECTION IS  
6 CLASSIFIED AS A MISDEMEANOR PURSUANT TO SECTION 13-702, ON PETITION OF THE  
7 PERSON TO THE SUPERIOR COURT IN THE COUNTY IN WHICH THE CONVICTION OCCURRED,  
8 THE COURT SHALL ORDER THAT THE PERSON'S DEOXYRIBONUCLEIC ACID PROFILE  
9 RESULTING FROM THAT CONVICTION BE EXPUNGED FROM THE ARIZONA DEOXYRIBONUCLEIC  
10 ACID IDENTIFICATION SYSTEM UNLESS THE PERSON HAS BEEN CONVICTED OF ANOTHER  
11 OFFENSE THAT WOULD REQUIRE THE PERSON TO SUBMIT TO DEOXYRIBONUCLEIC ACID  
12 TESTING PURSUANT TO THIS SECTION.

13 L. A PERSON WHO WAS CONVICTED OR ADJUDICATED DELINQUENT BEFORE THE  
14 APPLICABLE DATE PROVIDED IN THIS SECTION FOR ANY OFFENSE FOR WHICH A  
15 SUFFICIENT SAMPLE OF BLOOD OR OTHER BODILY SUBSTANCE FOR DEOXYRIBONUCLEIC  
16 ACID TESTING AND EXTRACTION IS REQUIRED TO BE SECURED SHALL HAVE A SAMPLE  
17 SECURED IF THE PERSON IS IN THE CUSTODY OF THE STATE DEPARTMENT OF  
18 CORRECTIONS, THE DEPARTMENT OF JUVENILE CORRECTIONS OR A COUNTY JAIL  
19 DETENTION FACILITY OR WHO IS UNDER THE SUPERVISION OF A PROBATION DEPARTMENT  
20 ON THE APPLICABLE DATE LISTED IN SUBSECTION N OF THIS SECTION. THE SAMPLE  
21 SHALL BE SECURED WITHIN ONE HUNDRED EIGHTY DAYS AFTER THE APPLICABLE DATE  
22 LISTED IN SUBSECTION N.

23 M. IF ANY SAMPLE THAT IS SUBMITTED TO THE DEPARTMENT OF PUBLIC SAFETY  
24 UNDER THIS SECTION IS FOUND TO BE UNACCEPTABLE FOR ANALYSIS AND USE OR CANNOT  
25 BE USED BY THE DEPARTMENT, THE DEPARTMENT SHALL REQUIRE THAT ANOTHER SAMPLE  
26 OF BLOOD OR OTHER BODILY SUBSTANCES BE SECURED PURSUANT TO THIS SECTION.

27 ~~I.~~ N. This section applies to persons who are convicted of or  
28 ~~adjudicated delinquent for the following offenses:~~

29 1. A violation of or an attempt to violate ANY OFFENSE IN CHAPTER 11  
30 OF THIS TITLE, ANY FELONY OFFENSE IN CHAPTER 14 OR 35.1 OF THIS TITLE OR  
31 ~~section 13-1403, 13-1404, 13-1405, 13-1406, 13-1410, 13-1417, 13-1507,~~  
32 ~~13-1508 OR 13-3608, 13-3821, 13-3822 or 13-3824.~~

33 ~~2. Beginning on January 1, 2001, a violation of or an attempt to~~  
34 ~~violate title 13, chapter 11, section 13-1507 or section 13-1508.~~

35 2. ANY OFFENSE FOR WHICH A PERSON IS REQUIRED TO REGISTER PURSUANT TO  
36 SECTION 13-3821.

37 ~~3. Beginning on January 1, 2002, Any offense involving the discharge,~~  
38 ~~use or threatening exhibition of a deadly weapon or dangerous instrument or~~  
39 ~~the intentional or knowing infliction of serious physical injury as provided~~  
40 ~~in section 13-604.~~

41 4. BEGINNING ON JANUARY 1, 2003, A VIOLATION OF ANY FELONY OFFENSE IN  
42 CHAPTER 34 OF THIS TITLE.

43 5. BEGINNING ON JANUARY 1, 2004, A VIOLATION OF ANY FELONY OFFENSE.

44 O. THIS SECTION APPLIES TO PERSONS WHO ARE ADJUDICATED DELINQUENT FOR  
45 THE FOLLOWING OFFENSES:

1 THE ARIZONA DEOXYRIBONUCLEIC ACID IDENTIFICATION SYSTEM ESTABLISHED BY  
2 SECTION 41-2418 UNLESS THE PERSON HAS BEEN CONVICTED OF ANOTHER OFFENSE THAT  
3 WOULD REQUIRE THE PERSON TO SUBMIT TO DEOXYRIBONUCLEIC ACID TESTING PURSUANT  
4 TO THIS SECTION.

5 K. IF THE CONVICTION OF A PERSON WHO IS SUBJECT TO THIS SECTION IS  
6 CLASSIFIED AS A MISDEMEANOR PURSUANT TO SECTION 13-702, ON PETITION OF THE  
7 PERSON TO THE SUPERIOR COURT IN THE COUNTY IN WHICH THE CONVICTION OCCURRED,  
8 THE COURT SHALL ORDER THAT THE PERSON'S DEOXYRIBONUCLEIC ACID PROFILE  
9 RESULTING FROM THAT CONVICTION BE EXPUNGED FROM THE ARIZONA DEOXYRIBONUCLEIC  
10 ACID IDENTIFICATION SYSTEM UNLESS THE PERSON HAS BEEN CONVICTED OF ANOTHER  
11 OFFENSE THAT WOULD REQUIRE THE PERSON TO SUBMIT TO DEOXYRIBONUCLEIC ACID  
12 TESTING PURSUANT TO THIS SECTION.

13 L. A PERSON WHO WAS CONVICTED OR ADJUDICATED DELINQUENT BEFORE THE  
14 APPLICABLE DATE PROVIDED IN THIS SECTION FOR ANY OFFENSE FOR WHICH A  
15 SUFFICIENT SAMPLE OF BLOOD OR OTHER BODILY SUBSTANCE FOR DEOXYRIBONUCLEIC  
16 ACID TESTING AND EXTRACTION IS REQUIRED TO BE SECURED SHALL HAVE A SAMPLE  
17 SECURED IF THE PERSON IS IN THE CUSTODY OF THE STATE DEPARTMENT OF  
18 CORRECTIONS, THE DEPARTMENT OF JUVENILE CORRECTIONS OR A COUNTY JAIL  
19 DETENTION FACILITY OR WHO IS UNDER THE SUPERVISION OF A PROBATION DEPARTMENT  
20 ON THE APPLICABLE DATE LISTED IN SUBSECTION N OF THIS SECTION. THE SAMPLE  
21 SHALL BE SECURED WITHIN ONE HUNDRED EIGHTY DAYS AFTER THE APPLICABLE DATE  
22 LISTED IN SUBSECTION N.

23 M. IF ANY SAMPLE THAT IS SUBMITTED TO THE DEPARTMENT OF PUBLIC SAFETY  
24 UNDER THIS SECTION IS FOUND TO BE UNACCEPTABLE FOR ANALYSIS AND USE OR CANNOT  
25 BE USED BY THE DEPARTMENT, THE DEPARTMENT SHALL REQUIRE THAT ANOTHER SAMPLE  
26 OF BLOOD OR OTHER BODILY SUBSTANCES BE SECURED PURSUANT TO THIS SECTION.

27 ~~N. This section applies to persons who are convicted of or~~  
28 ~~adjudicated delinquent for the following offenses:~~

29 1. A violation of or an attempt to violate ANY OFFENSE IN CHAPTER 11  
30 OF THIS TITLE, ANY FELONY OFFENSE IN CHAPTER 14 OR 35.1 OF THIS TITLE OR  
31 ~~section 13-1403, 13-1404, 13-1405, 13-1406, 13-1410, 13-1417, 13-1507,~~  
32 ~~13-1508 OR 13-3608, 13-3821, 13-3822 or 13-3824.~~

33 ~~2. Beginning on January 1, 2001, a violation of or an attempt to~~  
34 ~~violate title 13, chapter 11, section 13-1507 or section 13-1508.~~

35 2. ANY OFFENSE FOR WHICH A PERSON IS REQUIRED TO REGISTER PURSUANT TO  
36 SECTION 13-3821.

37 ~~3. Beginning on January 1, 2002, Any offense involving the discharge,~~  
38 ~~use or threatening exhibition of a deadly weapon or dangerous instrument or~~  
39 ~~the intentional or knowing infliction of serious physical injury as provided~~  
40 ~~in section 13-604.~~

41 4. BEGINNING ON JANUARY 1, 2003, A VIOLATION OF ANY FELONY OFFENSE IN  
42 CHAPTER 34 OF THIS TITLE.

43 5. BEGINNING ON JANUARY 1, 2004, A VIOLATION OF ANY FELONY OFFENSE.

44 0. THIS SECTION APPLIES TO PERSONS WHO ARE ADJUDICATED DELINQUENT FOR  
45 THE FOLLOWING OFFENSES:



1 to the department of public safety for equipment purchases, personal  
2 services, employee related expenses, training and other operating expenses  
3 in order to implement, conduct and maintain deoxyribonucleic acid testing.  
4 B. The appropriations made in subsection A of this section are exempt  
5 from the provisions of section 35-190, Arizona Revised Statutes, relating to  
6 lapsing of appropriations.

APPROVED BY THE GOVERNOR MAY 17, 2002.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 17, 2002.

Passed the House May 2, 2002,

by the following vote: 39 Ayes,

14 Nays, 7 Not Voting

[Signature]  
Speaker of the House

[Signature]  
Chief Clerk of the House

Passed the Senate March 27, 2002,

by the following vote: 29 Ayes,

1 Nays, 0 Not Voting

[Signature]  
President of the Senate

[Signature]  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

           day of           , 20  ,

at            o'clock            M.

            
Secretary to the Governor

Approved this            day of

          , 20  ,

at            o'clock            M.

            
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this            day of           , 20  ,

at            o'clock            M.

            
Secretary of State

S.B. 1396

SENATE CONCURS IN HOUSE AMENDMENTS  
AND FINAL PASSAGE

Passed the Senate May 13, 2002

by the following vote: 27 Ayes,

1 Nays, 2 Not Voting

[Signature]  
President of the Senate  
[Signature]  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

13 day of May, 2002

at 2:20 o'clock P M.

[Signature]  
Secretary to the Governor

Approved this 17 day of

May, 2002

at 8:40 o'clock A M.

[Signature]  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 17 day of May, 2002

at 3:32 o'clock P M.

[Signature]  
Secretary of State

S.B. 1396