

115TH CONGRESS
1ST SESSION

S. 139

AN ACT

To implement the use of Rapid DNA instruments to inform decisions about pretrial release or detention and their conditions, to solve and prevent violent crimes and other crimes, to exonerate the innocent, to prevent DNA analysis backlogs, 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 “Rapid DNA Act of
5 2017”.

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

7 (a) STANDARDS.—Section 210303(a) of the DNA
8 Identification Act of 1994 (42 U.S.C. 14131(a)) is amend-
9 ed by 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
13 standards and procedures for the use of Rapid DNA
14 instruments and resulting DNA analyses.

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

19 (b) INDEX.—Paragraph (2) of section 210304(b) of
20 the DNA Identification Act of 1994 (42 U.S.C.
21 14132(b)(2)) is 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

1 actively involved in forensic science that is
2 nationally recognized within the forensic
3 science community; and

4 “(ii) undergo external audits, not less
5 than once every 2 years, that demonstrate
6 compliance with standards established by
7 the Director of the Federal Bureau of In-
8 vestigation; or

9 “(B) criminal justice agencies using Rapid
10 DNA instruments approved by the Director of
11 the Federal Bureau of Investigation in compli-
12 ance with the standards and procedures issued
13 by the Director under section 210303(a)(5);
14 and”.

15 **SEC. 3. CONFORMING AMENDMENTS RELATING TO COL-**
16 **LECTION OF DNA IDENTIFICATION INFORMA-**
17 **TION.**

18 (a) FROM CERTAIN FEDERAL OFFENDERS.—Section
19 3 of the DNA Analysis Backlog Elimination Act of 2000
20 (42 U.S.C. 14135a) is amended—

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

1 of Rapid DNA instruments and the results are in-
2 cluded 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 OF-
10 FENDERS.—Section 4 of the DNA Analysis Backlog
11 Elimination Act of 2000 (42 U.S.C. 14135b) is amend-
12 ed—

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

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

21 “(3) The term ‘Rapid DNA instruments’ means
22 instrumentation that carries out a fully automated

1 process to derive a DNA analysis from a DNA sam-
2 ple.”.

Passed the Senate May 16, 2017.

Attest:

Secretary.

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