

SENATE BILL No. 1389

June 17, 2008, Introduced by Senator KUIPERS and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
(MCL 760.1 to 777.69) by adding section 23 to chapter XVI.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER XVI

SEC. 23. EVIDENCE BASED ON A DNA SAMPLE OR DNA IDENTIFICATION
PROFILE THAT IS OTHERWISE ADMISSIBLE IN AN INVESTIGATIVE, PRETRIAL,
TRIAL, OR POSTTRIAL PROCEEDING IS NOT RENDERED INADMISSIBLE BECAUSE
THE SAMPLE OR PROFILE WAS RETAINED BY THE DEPARTMENT OF STATE
POLICE IN VIOLATION OF SECTION 6 OF THE DNA IDENTIFICATION
PROFILING SYSTEM ACT, 1990 PA 250, MCL 28.176, IF IT WAS RETAINED
IN GOOD FAITH AS DESCRIBED IN THAT SECTION.

Enacting section 1. This amendatory act does not take effect

1 unless Senate Bill No. 1388

2 of the 94th Legislature is enacted into law.