GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2013

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HOUSE BILL 1087 Second Edition Engrossed 6/5/14

Short Title:	Preserve Biological Evidence/Study.	(Public)
Sponsors:	Representatives Davis and Burr (Primary Sponsor).	
	For a complete list of Sponsors, see Bill Information on the NCGA We	b Site.
Referred to:	Judiciary Subcommittee B.	

May 19, 2014

A BILL TO BE ENTITLED

2	AN ACT TO H	ESTABLISH THE JOINT SELECT STUDY COMMITTEE ON THE
3	PRESERVAT	ION OF BIOLOGICAL EVIDENCE, AS RECOMMENDED BY THE
4	LEGISLATIV	E RESEARCH COMMISSION'S COMMITTEE ON JUDICIAL
5	EFFICIENCY	AND EFFECTIVE ADMINISTRATION OF JUSTICE.
6	The General Asse	mbly of North Carolina enacts:
7	SECT	ION 1. The Joint Select Study Committee on the Preservation of Biological
8	Evidence is establ	ished. The membership shall be as follows:
9	(1)	Three members of the Senate appointed by the President Pro Tempore of the
10		Senate.
11	(2)	Three members of the House of Representatives appointed by the Speaker of
12		the House of Representatives.
13	(3)	The Attorney General or the Attorney General's designee.
14	(4)	The Director of the North Carolina State Crime Laboratory or the Director's
15		designee.
16	(5)	The Director of the Administrative Office of the Courts or the Director's
17		designee.
18	(6)	The President of the North Carolina Association of Clerks of Superior Court
19		or the President's designee.
20	(7)	The President of the North Carolina Association of Chiefs of Police or the
21		President's designee.
22	(8)	The President of the North Carolina Sheriffs' Association or the President's
23		designee.
24	(9)	The President of North Carolina Advocates for Justice or the President's
25		designee.
26	(10)	One North Carolina district attorney appointed by the Speaker of the House
27		of Representatives.
28	(11)	One North Carolina district attorney appointed by the President Pro Tempore
29		of the Senate.
30	(12)	One public member appointed by the Speaker of the House of
31		Representatives.
32	(13)	One public member appointed by the President Pro Tempore of the Senate.
33		Tempore of the Senate and the Speaker of the House of Representatives shall
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34 each appoint one legislative member of the Committee to serve as cochair. The Committee



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1	shall meet upon the call of the cochairs. A quorum of the Committee shall be a majority of its
2	members.
3	SECTION 2. The Committee shall review matters related to the preservation of
4	DNA and biological evidence, including:
5	(1) The costs associated with the promulgation of minimum guidelines for the
6	retention and preservation of biological evidence.
7	(2) Emerging technologies with regard to the retention and preservation of
8	biological evidence.
9	(3) Procedures for the interagency transfer of biological evidence.
10	(4) Any other topic the Committee believes is related to its purpose.
11	SECTION 3. Members of the Committee shall receive per diem, subsistence, and
12	travel allowance as provided in G.S. 120-3.1, 138-5, or 138-6, as appropriate. The expenses of
13	the Committee shall be considered expenses incurred for the joint operation of the General
14	Assembly. All expenses of the Committee shall be paid from the Legislative Services
15	Commission's Reserve for Studies. The Legislative Services Officer shall assign professional
16	and clerical staff to assist the Committee in its work.
17	SECTION 4. The Committee shall submit a final report on the results of its study,
18	including any proposed legislation, to the General Assembly on or before April 1, 2015. The
19	Committee shall file a copy of its report with the President Pro Tempore's office, the Speaker's
20	office, and the Legislative Library. The Committee shall terminate on April 1, 2015, or upon
21	the filing of its final report, whichever occurs first.
22	SECTION 5 This act is effective when it becomes law

22 **SECTION 5.** This act is effective when it becomes law.