

HOUSE BILL 340

57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025

INTRODUCED BY

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This document may incorporate amendments proposed by a committee, but not yet adopted, as well as amendments that have been adopted during the current legislative session. The document is a tool to show amendments in context and cannot be used for the purpose of adding amendments to legislation.

AN ACT

RELATING TO DNA IDENTIFICATION; PROVIDING PROCEDURES FOR THE DNA OF A PERSON ARRESTED FOR A FELONY BUT WHO DIES BEFORE BEING CHARGED TO BE ENTERED INTO CODIS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. A new section of the DNA Identification Act is enacted to read:

"[NEW MATERIAL] ENTERING DNA INTO CODIS AFTER DEATH.--The administrative center shall enter the DNA of a person collected

.229749.1AIC March 8, 2025 (10:50am)

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[bracketed material] = delete  
Amendments: new = →bold, blue, highlight↔  
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underscoring material = new  
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pursuant to Section 29-3-10 NMSA 1978 into CODIS upon the death of the person if the person dies before being charged with a felony; provided that, if:

A. the person was not HJC→~~in prison~~←HJC  
HJC→incarcerated←HJC at the time of death, the DNA shall be entered only upon a motion by the district attorney and an order from the court with jurisdiction over the felony had charges been filed; and

B. the person was HJC→~~in prison~~←HJC  
HJC→incarcerated←HJC at the time of death or had been released prior to July 1, 1997, the DNA shall be entered automatically."