

# SENATE BILL No. 1385

June 17, 2008, Introduced by Senators WHITMER, PAPPAGEORGE, BASHAM, SWITALSKI, KUIPERS, GLEASON and HARDIMAN and referred to the Committee on Judiciary.

A bill to amend 1990 PA 250, entitled  
"DNA identification profiling system act,"  
(MCL 28.171 to 28.176) by adding section 5.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 5. (1) AN INDIVIDUAL SHALL NOT DISSEMINATE, RECEIVE, OR  
2        OTHERWISE USE OR ATTEMPT TO USE INFORMATION IN THE DNA  
3        IDENTIFICATION PROFILE RECORD KNOWING THAT THE DISSEMINATION,  
4        RECEIPT, OR USE OF THAT INFORMATION IS FOR A PURPOSE NOT AUTHORIZED  
5        BY LAW. AN INDIVIDUAL WHO VIOLATES THIS SUBSECTION IS GUILTY OF A  
6        MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 1 YEAR OR  
7        A FINE OF NOT MORE THAN \$ 1,000.00, OR BOTH.

8        (2) AN INDIVIDUAL SHALL NOT WILLFULLY REMOVE, DESTROY, TAMPER  
9        WITH, OR ATTEMPT TO TAMPER WITH A DNA SAMPLE, RECORD, OR OTHER DNA  
10       INFORMATION OBTAINED OR RETAINED UNDER THIS ACT WITHOUT LAWFUL

1 AUTHORITY. AN INDIVIDUAL WHO VIOLATES THIS SUBSECTION IS GUILTY OF  
2 A MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 1 YEAR  
3 OR A FINE OF NOT MORE THAN \$1,000.00, OR BOTH.