



# HOUSE COMMITTEE ON APPROPRIATIONS

## FISCAL NOTE

HOUSE BILL NO. 841

PRINTER'S NO. 1801

PRIME SPONSOR: Howard

### COST / (SAVINGS)

FUND	FY 2023/24	FY 2024/25
General Fund	See Fiscal Impact	See Fiscal Impact

### SUMMARY:

Limits the types of offenses for which a juvenile must provide a DNA sample after being tried as an adult or adjudicated delinquent and provides for the automatic expungement of DNA samples.

### ANALYSIS:

House Bill 841, Printer's Number 1801 amends Title 44 to limit the list of offenses that require a DNA sample to be collected from a child when they are tried as an adult or adjudicated delinquent to:

- Murder
- Voluntary manslaughter
- Criminal homicide of a law enforcement officer
- Aggravated assault
- Assault of a law enforcement officer
- Discharge of a firearm into an occupied structure
- Weapons of mass destruction
- Terrorism
- Strangulation
- Any misdemeanor offense requiring registration as a sex offender

The legislation also provides for the automatic expungement of DNA samples, records, or profiles that have been included in the State DNA Data Bank or the State DNA Data Base at the time the applicable offense would be eligible for expungement.

This legislation would take effect in 60 days upon enactment.

### FISCAL IMPACT:

Limiting the number of required DNA tests would have no adverse fiscal impact on the Commonwealth. The collection and testing of DNA samples is paid for by mandatory fees which are assessed on sexual offenders.

According to the Pennsylvania State Police (PSP), expunging the DNA samples from the State DNA Data Bank will cost approximately \$125,000 annually. The PSP were unable to provide an estimate to update their Sample Tracking and Control Software (STACS). Updating this software to automatically expunge DNA records would require a vendor.

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**DATE:** July 5, 2023

*Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*