

HOUSE BILL No. 4844

May 22, 1989, Introduced by Reps. Randall, Munsell, Giese, Camp, Strand, Miller, Middaugh, Gnodtke, Crandall, Johnson, Martin, Jaye, Wartner, Dunaskiss, Ouwinga, Bandstra, Gilmer, Bender, Power, Fitzgerald, Bankes, Honigman and Law and referred to the Committee on Judiciary.

A bill to amend chapter VIII of Act No. 175 of the Public Acts of 1927, entitled as amended

"The code of criminal procedure,"

as amended, being sections 768.1 to 768.36 of the Michigan
Compiled Laws, by adding section 28b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Chapter VIII of Act No. 175 of the Public Acts
2 of 1927, as amended, being sections 768.1 to 768.36 of the
3 Michigan Compiled Laws, is amended by adding section 28b to read
4 as follows:

CHAPTER VIII

6 SEC. 28B. (1) THE RESULTS OF DNA IDENTIFICATION PROFILING,
7 IF OTHERWISE ADMISSIBLE IN EVIDENCE, SHALL NOT BE EXCLUDED FROM
8 EVIDENCE IN A CRIMINAL ACTION FOR FAILURE OF THE PARTY OFFERING
9 THE EVIDENCE TO DEMONSTRATE IN THAT ACTION THAT THE TECHNIQUE OF

1 DNA IDENTIFICATION PROFILING HAS ACHIEVED GENERAL SCIENTIFIC
2 ACCEPTANCE FOR RELIABILITY AMONG IMPARTIAL AND DISINTERESTED
3 EXPERTS IN THE SCIENTIFIC COMMUNITY.

4 (2) AS USED IN THIS SECTION, "DNA IDENTIFICATION PROFILING"
5 MEANS A VALIDATED SCIENTIFIC METHOD OF ANALYZING COMPONENTS OF
6 DEOXYRIBONUCLEIC ACID MOLECULES FOR THE PURPOSE OF IDENTIFYING
7 THE UNIQUE PATTERN OF THE COMPONENTS' CHEMICAL STRUCTURE.