

## FLORIDA



State legislatures consider and enact laws that address the administration and use of forensic science by state justice systems. Issues addressed in these measures include the delegation of oversight responsibilities for forensic services, accreditation standards for forensic laboratories, access to post-conviction DNA testing, the collection and analysis of DNA samples from arrested and convicted individuals and procedures for eyewitness identification. Following is information on this state's legislative activity on forensic science issues. More information on forensic science policy from all 50 states and the District of Columbia is available on the NCSL [forensic science page](#).

### **Administration of State Forensic Services** ..... §§ 943.04, 943.325

The state administers its forensic services through the Criminal Justice Investigations and Forensic Science Program within the Florida Department of Law Enforcement.

### **Convicted Offender DNA Analysis** ..... § 943.325

People convicted of any felony or sex crime misdemeanor must submit a DNA sample to state officials. The state also collects DNA for those convicted of stalking, voyeurism, certain acts in connection with obscene materials, and gang-related offenses. Sample collection applies to juveniles.

### **Arrestee DNA Analysis** ..... § 943.325

People arrested for enumerated felonies must submit a DNA sample to state officials; after Jan. 1, 2019, all felony arrestees will be required to submit a DNA sample. The sample is collected at booking and is expunged upon request. Sample collection applies to juveniles. The Department of Law Enforcement is required to adopt operating procedures.

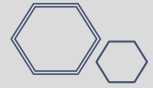
### **Post Conviction DNA Analysis** ..... § 925.11

The state allows an individual convicted of a felony to apply for post-conviction DNA testing. Their application must raise a reasonable probability of actual innocence. If a convicted person pled guilty or no contest after July 1, 2006, they may only apply for testing under limited circumstances. Florida code has specifications for the preservation of biological evidence.

### **Sexual Assault Evidence and Backlogs** ..... § 395.1021

State standards address protocols for sexual assault evidence collection.





### Eyewitness Identification Procedure.....Administrative Action

The Florida Innocence Commission was [established](#) in 2010 to study the causes of wrongful conviction. The commission released its [final report](#) in June 2012.

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