

AB 16 (Cooper)

DNA Fingerprint, Unsolved Crime and Innocence Protection Act

What AB 16 will accomplish:

- ✓ It Will return the crimes listed and intended for DNA collection as passed by voters in Proposition 69; DNA Fingerprint, Unsolved Crime and Innocence Protection Act
- ✓ *It Will hold specified misdemeanor collection to the higher standard of collection *only upon conviction*
- ✓ It Will bring-to-light violent criminal offenders who commit rape and murder
- ✓ It Will be a valuable tool in clearing innocent suspects and freeing the wrongly convicted
- ✓ It Will save lives of our citizens who would be victims of serious violent crime if serious violent crimes go undetected
- ✓ It Will assist in preventing repeat *serious violent offenders* from re-offending

What AB 16 Does Not Do:

- ✓ It Will Not Reverse the Sentencing Structure or Intention of the Safe Neighborhoods and Schools Act
- ✓ It Will Not Expand DNA collection crime categories to misdemeanors outside of what was the unintended consequence of the Safe Neighborhoods and Schools Act
- ✓ It **Will not** take samples upon arrest (only conviction)
- ✓ It **Will not** Place more non-violent offenders in prison
- ✓ It **Is not** applicable to juveniles

AB 390 is About Prop 69; DNA Fingerprint, Unsolved Crime and Innocence Protection Act

- ✓ Proposition 69 was passed by 62.1% of the voters
- ✓ 76.04% of Registered Voters voted in that election (2004 General)
- ✓ Proposition 47 was passed by 59.6% of the Voters
- ✓ 42.2% of Registered Voters voted in that election (Lowest in Cal. history General Election)

*Prior to the passage of Proposition 47 (Safe Neighborhoods and Schools Act) the felonies which are now misdemeanors were held to a lower standard of collection. Collection happened upon mere arrest. AB 16 will require that DNA collection of the crimes categories in question can only happen upon conviction.