

AMENDMENT TO H.R. 4546, AS REPORTED
OFFERED BY MR. CULBERSON OF TEXAS

At the end of title X (page 218, after line 15), insert
the following new section:

1 **SEC. ____.** **USE FOR LAW ENFORCEMENT PURPOSES OF DNA**
2 **SAMPLES MAINTAINED BY DEPARTMENT OF**
3 **DEFENSE FOR IDENTIFICATION OF HUMAN**
4 **REMAINS.**

5 (a) **IN GENERAL.**—Chapter 80 of title 10, United
6 States Code, is amended by adding at the end the fol-
7 lowing new section:

8 **“§ 1566. DNA samples maintained for identification of**
9 **human remains: use for law enforcement**
10 **purposes**

11 **“(a) COMPLIANCE WITH COURT ORDER.**—(1) Sub-
12 ject to paragraph (2), if a valid order of a Federal court
13 (or military judge) so requires, an element of the Depart-
14 ment of Defense that maintains a repository of DNA sam-
15 ples for the purpose of identification of human remains
16 shall make available, for the purpose specified in sub-
17 section (b), such DNA samples on such terms and condi-
18 tions as such court (or military judge) directs.

19 **“(2)** A DNA sample with respect to an individual
20 shall be provided under paragraph (1) in a manner that



1 does not compromise the ability of the Department of De-
2 fense to maintain a sample with respect to that individual
3 for the purpose of identification of human remains.

4 “(b) COVERED PURPOSE.—The purpose referred to
5 in subsection (a) is the purpose of an investigation or pros-
6 ecution of a felony, or any sexual offense, for which no
7 other source of DNA information is available.

8 “(c) DEFINITION.—In this section, the term ‘DNA
9 sample’ has the meaning given such term in section
10 1565(c) of this title.”.

11 (b) CLERICAL AMENDMENT.—The table of sections
12 at the beginning of such chapter is amended by adding
13 at the end the following new item:

“1566. DNA samples maintained for identification of human remains: use for
law enforcement purposes.”.

