

SB241_L.002

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

SB09-241 be amended as follows:

1 Amend printed bill, page 4, after line 11, insert the following:

2 "(6) UPON MOTION OF THE DEFENDANT OR HIS COUNSEL, THE
3 COURT SHALL ORDER A DATA BASE SEARCH BY A LAW ENFORCEMENT
4 AGENCY IF THE COURT DETERMINES THAT A REASONABLE PROBABILITY
5 EXISTS THAT THE DATA BASE SEARCH WILL PRODUCE EXCULPATORY OR
6 MITIGATING EVIDENCE RELEVANT TO A CLAIM OF WRONGFUL CONVICTION
7 OR SENTENCING."

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