**81.1 Definitions.**

As used in this chapter, unless the context otherwise requires:

1. *"Aggravated misdemeanor"* means an offense classified as an aggravated misdemeanor committed by a person eighteen years of age or older on or after July 1, 2014, other than any of the following offenses:

*a.* A violation of chapter 321.

*b.* A second offense violation of section 321J.2, unless the person has more than one previous revocation as determined pursuant to section 321J.2, subsection 8, within the twelve-year period immediately preceding the commission of the offense in question.

*c.* A violation of chapter 716B.

*d.* A violation of chapter 717A.

*e.* A violation of section 725.7.

2. *"DNA"* means deoxyribonucleic acid.

3. *"DNA data bank"* means the repository for DNA samples obtained pursuant to section 81.4.

4. *"DNA database"* means the collection of DNA profiles and DNA records.

5. *"DNA profile"* means the objective form of the results of DNA analysis performed on a DNA sample. The results of all DNA identification analysis on an individual's DNA sample are also collectively referred to as the DNA profile of an individual.

6. *"DNA profiling"* means the procedure established by the division of criminal investigation, department of public safety, for determining a person's genetic identity.

7. *"DNA record"* means the DNA sample and DNA profile, and other records in the DNA database and DNA data bank used to identify a person.

8. *"DNA sample"* means a biological sample provided by any person required to submit a DNA sample or a DNA sample submitted for any other purpose under section 81.4.

9. *"Person required to submit a DNA sample"* means a person convicted, adjudicated delinquent, receiving a deferred judgment, or found not guilty by reason of insanity of an offense requiring DNA profiling pursuant to section 81.2. *"Person required to submit a DNA sample"* also means a person determined to be a sexually violent predator pursuant to section 229A.7.

2005 Acts, ch 158, §1, 19; 2013 Acts, ch 107, §1, 5
Referred to in **§802.10**