

802.10 DNA profile of accused.

1. As used in [this section](#):

a. “DNA profile” means the same as defined in [section 81.1](#).

b. “Identified” means the same as defined in [section 802.2](#).

2. An indictment or information may be found containing only the DNA profile of the person sought. When an indictment or information is found containing only a DNA profile, the limitation of any action under [section 802.3](#) is tolled.

3. However, notwithstanding [subsection 2](#), an indictment or information shall be found against a person within three years from the date the person is identified by the person’s DNA profile. If the action involves sexual abuse, another sexual offense, kidnapping, human trafficking, or fraud in assisted reproduction, the indictment or information shall be found as provided in [section 802.2](#), [802.2B](#), [802.2C](#), [802.2D](#), or [802.2E](#), if the person is identified by the person’s DNA profile. If the action involves robbery in the first degree or robbery in the second degree but does not involve sexual abuse, another sexual offense, kidnapping, human trafficking, or fraud in assisted reproduction, the indictment or information shall be found as provided in [section 802.2F](#) or [802.2G](#), if the person is identified by the person’s DNA profile.

[2006 Acts, ch 1084, §2](#); [2007 Acts, ch 126, §111](#); [2014 Acts, ch 1097, §10](#); [2016 Acts, ch 1035, §4](#); [2023 Acts, ch 56, §2](#); [2024 Acts, ch 1029, §4](#)

Referred to in [§802.3](#)

Subsection 3 amended