

House File 2624 - Reprinted

HOUSE FILE 2624
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HSB 571)

(As Amended and Passed by the House March 10, 2026)

A BILL FOR

1 An Act relating to criminal investigation, including the
2 extension of DNA submission requirements to persons arrested
3 for a felony or aggravated misdemeanor.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 81.1, subsection 12, Code 2026, is amended
2 to read as follows:

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

9 Sec. 2. Section 81.2, subsections 1 and 5, Code 2026, are
10 amended to read as follows:

11 1. A person who is arrested for a felony or violent
12 aggravated misdemeanor or who receives a deferred judgment for
13 a felony or against whom a judgment or conviction for a felony
14 or aggravated misdemeanor has been entered shall be required to
15 submit a DNA sample for DNA profiling pursuant to section 81.4.
16 For purposes of this section, only a person arrested for a felony
17 or a violent aggravated misdemeanor shall be required to submit a
18 DNA sample upon arrest.

19 5. An offender placed on probation shall immediately report
20 to the judicial district department of correctional services
21 after sentencing so it can be determined if the offender has been
22 arrested or convicted of an offense requiring DNA profiling. If
23 it is determined by the judicial district that DNA profiling is
24 required, the offender shall immediately submit a DNA sample.

25 Sec. 3. Section 81.2, Code 2026, is amended by adding the
26 following new subsection:

27 NEW SUBSECTION. 7. A sample is not required pursuant to this
28 section if it is determined that a sample has previously been
29 taken, is in the possession of the DNA database or DNA data bank
30 established pursuant to section 81.3, and has not been expunged
31 pursuant to section 81.9.

32 Sec. 4. Section 81.9, Code 2026, is amended to read as
33 follows:

34 **81.9 Expungement of DNA records.**

35 1. A person whose DNA record has been included in the

1 DNA database or DNA data bank established pursuant to section
2 81.3 may request, in writing to the division of criminal
3 investigation, expungement of the DNA record from the DNA
4 database and DNA data bank based upon the shall have the person's
5 DNA record automatically expunged within thirty days of the
6 occurrence of either of the following:

7 a. The person's conviction, adjudication, or civil commitment
8 which that caused the submission of the DNA sample being reversed
9 on appeal and the case dismissed. The written request shall
10 contain a certified copy of the final court order reversing the
11 conviction, adjudication, or civil commitment, and a certified
12 copy of the dismissal, and any other information necessary to
13 ascertain the validity of the request.

14 b. The person's arrest that led to the inclusion of the DNA
15 sample in the DNA database or DNA data bank has resulted in an
16 aggravated misdemeanor or felony charge that has been resolved
17 by dismissal or acquittal, or the failure to file an aggravated
18 misdemeanor or felony charge within one year of arrest.

19 2. The division of criminal investigation, upon receipt
20 of a written request that validates reversal on appeal of a
21 person's conviction, adjudication, or commitment, and subsequent
22 dismissal of the case, or upon receipt of a written request
23 by a person who voluntarily submitted a DNA sample pursuant
24 to section 81.3, subsection 3, paragraph "b" being notified
25 that a person's DNA record is eligible for expungement under
26 subsection 1, paragraph "a" or "b", shall expunge all of the DNA
27 records and identifiable information of the person in the DNA
28 database and DNA data bank. However, if the division of criminal
29 investigation determines that the person is otherwise obligated
30 to submit a DNA sample, the DNA records shall not be expunged.
31 If the division of criminal investigation denies an expungement
32 request, the division shall notify the person requesting the
33 expungement of the decision not to expunge the DNA record and
34 the reason supporting its decision. The division of criminal
35 investigation decision is subject to judicial review pursuant to

1 ~~chapter 17A. The department of public safety shall adopt rules~~
2 ~~governing the expungement procedure and a review process.~~

3 3. The division of criminal investigation is not required
4 to expunge or destroy a DNA record pursuant to this section,
5 if expungement or destruction of the DNA record would destroy
6 evidence related to another person, or investigation.

unofficial