

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:

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

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

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

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

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

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

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

34 Sec. 4. Section 81.9, Code 2026, is amended to read as
35 follows:

1 **81.9 Expungement of DNA records.**

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

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

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

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

~~1 the DNA record and the reason supporting its decision. The
2 division of criminal investigation decision is subject to
3 judicial review pursuant to [chapter 17A](#). The department of
4 public safety shall adopt rules governing the expungement
5 procedure and a review process.~~

6 3. The division of criminal investigation is not required
7 to expunge or destroy a DNA record pursuant to [this section](#),
8 if expungement or destruction of the DNA record would destroy
9 evidence related to another person, or investigation.