

AMENDMENT NO. _____ Calendar No. _____

Purpose: To improve the bill.

IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.

S. 820

To strengthen programs authorized under the Debbie Smith
Act of 2004.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENTS intended to be proposed by _____

Viz:

1 On page 3, between lines 8 and 9, insert the fol-
2 lowing:

3 “(2) IMPLEMENTATION OF PROGRAM IMPROVE-
4 MENTS.—Not later than 1 year after the date of en-
5 actment of the Debbie Smith Act of 2019—

6 “(A) the Director of the National Institute
7 of Justice shall—

8 “(i) define DNA Capacity Enhance-
9 ment and Backlog Reduction program-wide
10 goals in clear, specific, and measurable
11 terms;

12 “(ii) consistently document the goals
13 defined under clause (i); and

1 “(iii) use performance measures for
2 each goal defined under clause (i) that
3 fully reflect the appropriate attributes of
4 successful performance measures according
5 to recommendations made by the Govern-
6 ment Accountability Office in the report
7 entitled, ‘DNA Evidence: DOJ Should Im-
8 prove Performance Measurement and
9 Properly Design controls for Nationwide
10 Grant Program’ (GAO-19-216); and

11 “(B) the Assistant Attorney General for
12 the Office of Justice Programs shall fully estab-
13 lish all appropriate controls relating to conflicts
14 of interest and to lobbying as reported by the
15 Government Accountability Office in the report
16 entitled, ‘DNA Evidence: DOJ Should Improve
17 Performance Measurement and Properly Design
18 controls for Nationwide Grant Program’ (GAO-
19 19-216).

20 On page 3, line 9, strike “(2)” and insert “(3)”.

21 Beginning on page 4, strike line 8 and all that follows
22 through page 5, line 18 and insert the following:

1 “(4) GAO REPORT.—Not later than 180 days
2 after the end of the third fiscal year beginning after
3 the date of enactment of this Act, and once every 3
4 fiscal years thereafter through fiscal year 2025, the
5 Comptroller General of the United States shall issue
6 a report on the DNA analysis workloads at labora-
7 tories that participate in the Combined DNA Index
8 System using data available from the DNA Capacity
9 Enhancement and Backlog Reduction Grant Pro-
10 gram or other sources that—

11 “(A) describes, by year—

12 “(i) the total number of new crime
13 scene DNA analysis requests submitted to
14 laboratories;

15 “(ii) the total number of crime scene
16 DNA analysis requests analyzed including,
17 to the extent practicable and reported sep-
18 arately—

19 “(I) the number analyzed at lab-
20 oratories participating in Combined
21 DNA Index System; and

22 “(II) the number of requests
23 outsourced and analyzed at private
24 laboratories;

1 “(iii) the total number of DNA pro-
2 files from crime scene evidence uploaded to
3 the Combined DNA Index System;

4 “(iv) the total number of Combined
5 DNA Index System hits and investigations
6 aided resulting from DNA profiles recov-
7 ered from crime scene evidence;

8 “(v) the number of outstanding crime
9 scene DNA analysis requests at the end of
10 each year and the number of such out-
11 standing requests that are older than 30
12 days at the end of the year; and

13 “(vi) to the extent practicable, the
14 number of requests associated with sexual
15 assault cases submitted to laboratories
16 during the year and the number of such
17 requests that are older than 30 days at the
18 end of the year; and

19 “(B) includes a determination as to—

20 “(i) whether the National Institute of
21 Justice has defined DNA Capacity En-
22 hancement and Backlog Reduction pro-
23 gram-wide goals as required under para-
24 graph (2)(A); and

1 “(ii) whether the Office of Justice
2 Programs has fully established all appro-
3 priate controls relating to conflicts of inter-
4 est and to lobbying as required under
5 paragraph (2)(B).”; and