

REFERENCE TITLE: DNA match tracking system; DPS

State of Arizona
Senate
Fifty-seventh Legislature
Second Regular Session
2026

SB 1796

Introduced by
Senator Fernandez

AN ACT

AMENDING TITLE 41, CHAPTER 12, ARTICLE 2, ARIZONA REVISED STATUTES, BY
ADDING SECTION 41-1738; RELATING TO THE DEPARTMENT OF PUBLIC SAFETY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 41, chapter 12, article 2, Arizona Revised
3 Statutes, is amended by adding section 41-1738, to read:

4 41-1738. DNA match tracking system; law enforcement and
5 prosecutorial agencies; notification; annual
6 report; definition

7 A. WITHIN ONE YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION, THE
8 DEPARTMENT SHALL ESTABLISH AND MAINTAIN A STATEWIDE AUTOMATED DNA MATCH
9 TRACKING SYSTEM TO MATCH DNA SAMPLES TO UNSOLVED CASES IN THIS STATE.

10 B. THE DEPARTMENT MAY:

11 1. PURCHASE A COMMERCIAL SOFTWARE SYSTEM TO TRACK AND MATCH DNA
12 SAMPLES.

13 2. APPLY FOR ANY FEDERAL FUNDING OR GRANTS TO ESTABLISH AND
14 MAINTAIN THE DNA MATCH TRACKING SYSTEM PURSUANT TO THIS SECTION.

15 C. THE DNA MATCH TRACKING SYSTEM MUST:

16 1. BE FULLY ELECTRONIC AND CLOUD BASED.

17 2. RECEIVE DNA MATCH NOTIFICATIONS FROM ALL ACCREDITED CRIME
18 LABORATORIES IN THIS STATE.

19 3. AUTOMATICALLY ROUTE NOTIFICATIONS AND REMINDERS TO ALL RELEVANT
20 LAW ENFORCEMENT AGENCIES AND PROSECUTORIAL AGENCIES IN THIS STATE.

21 4. RECORD AND TIME STAMP ALL ACTIONS TAKEN BY THE LAW ENFORCEMENT
22 AGENCIES AND PROSECUTORIAL AGENCIES IN THIS STATE AND FLAG ANY
23 NOTIFICATIONS FOR REVIEW.

24 5. PRODUCE AUDIT LOGS, COMPLIANCE REPORTS AND PERFORMANCE METRICS.

25 6. ENSURE ALL DATA SECURITY IS CONSISTENT WITH APPLICABLE PRIVACY
26 AND INFORMATION SECURITY LAWS IN THIS STATE.

27 D. ON CONFIRMATION OF A DNA MATCH, THE DEPARTMENT SHALL TRANSMIT AN
28 ELECTRONIC NOTIFICATION TO THE DNA MATCH TRACKING SYSTEM WITHIN TEN
29 BUSINESS DAYS. ALL LAW ENFORCEMENT AGENCIES AND PROSECUTORIAL AGENCIES IN
30 THIS STATE SHALL REVIEW EACH DNA MATCH NOTIFICATION WITHIN FIVE BUSINESS
31 DAYS AFTER RECEIVING THE TRANSMISSION. WITHIN SIXTY BUSINESS DAYS AFTER
32 RECORDING THE INITIAL MATCH REVIEW, THE LAW ENFORCEMENT AGENCIES AND
33 PROSECUTORIAL AGENCIES IN THIS STATE SHALL DOCUMENT AND UPDATE THE DNA
34 MATCH TRACKING SYSTEM WITH THE FOLLOWING INFORMATION:

35 1. WHETHER THE DNA MATCH IS RELEVANT TO AN ACTIVE INVESTIGATION OR
36 CASE.

37 2. ANY INVESTIGATIVE OR PROSECUTORIAL ACTIONS TAKEN.

38 3. ANY DECISION REGARDING THE CLOSURE OF THE CASE AND THE REASON
39 FOR THE CLOSURE.

40 E. ALL LAW ENFORCEMENT AGENCIES IN THIS STATE THAT SUBMIT DNA
41 EVIDENCE TO AN ACCREDITED CRIME LAB SHALL PARTICIPATE IN THE SYSTEM.

42 F. ALL INFORMATION STORED AND TRANSMITTED UNDER THIS SECTION SHALL
43 BE HANDLED IN ACCORDANCE WITH ALL APPLICABLE FEDERAL, STATE AND LOCAL DATA
44 PRIVACY LAWS. ACCESS TO THE DNA MATCH TRACKING SYSTEM IS LIMITED TO
45 AUTHORIZED PERSONNEL ONLY.

1 G. NOTWITHSTANDING ANY OTHER LAW, INFORMATION THAT IS ENTERED INTO
2 OR STORED IN THE DNA MATCH TRACKING SYSTEM MAY NOT BE ADMISSIBLE IN A
3 CRIMINAL PROCEEDING.

4 H. THE DEPARTMENT MAY ADOPT ANY RULES THAT ARE REASONABLY NECESSARY
5 TO IMPLEMENT, ADMINISTER AND ENFORCE THIS SECTION.

6 I. THE DNA MATCH TRACKING SYSTEM SHALL SERVE ONLY AS A RESOURCE FOR
7 COORDINATED CRIMINAL JUSTICE RESPONSE PURPOSES.

8 J. BEGINNING DECEMBER 31, 2027 AND EACH YEAR THEREAFTER, THE
9 DEPARTMENT SHALL SUBMIT AN ANNUAL REPORT TO THE GOVERNOR, THE PRESIDENT OF
10 THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES THAT CONTAINS
11 ALL OF THE FOLLOWING INFORMATION:

12 1. THE TOTAL NUMBER OF DNA MATCHES.

13 2. THE AVERAGE TIME AFTER A DNA MATCH IS FIRST RECORDED FOR THE
14 DEPARTMENT TO TRANSMIT ELECTRONIC NOTIFICATION TO THE DNA MATCH TRACKING
15 SYSTEM.

16 3. THE NUMBER OF OVERDUE OR UNADDRESSED NOTIFICATIONS.

17 4. ANY RECOMMENDATIONS ON HOW TO IMPROVE THE SYSTEM.

18 K. FOR THE PURPOSES OF THIS SECTION, "LAW ENFORCEMENT AGENCY" MEANS
19 A MUNICIPAL POLICE DEPARTMENT, A COUNTY SHERIFF'S OFFICE AND THE
20 DEPARTMENT OF PUBLIC SAFETY.

21 Sec. 2. Short title

22 This act may be cited as the "DNA Match Notification, Tracking and
23 Accountability Act".