
A BILL FOR AN ACT

RELATING TO SEXUAL OFFENSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that there are nationwide
2 backlogs of untested sexual assault collection kits. Thousands
3 of these kits have been discovered languishing in police
4 evidence rooms, as opposed to being sent to forensics
5 laboratories for analysis. Consequently, sexual assault victims
6 are left without justice and offenders remain on the streets.

7 The purpose of this Act is to require the attorney general
8 to:

- 9 (1) Conduct an inventory of all untested sexual assault
10 collection kits in the possession of state or county
11 law enforcement agencies;
- 12 (2) Develop and implement a plan to reduce the backlog of
13 untested sexual assault collection kits; and
- 14 (3) Report the attorney general's findings and
15 recommendations to the legislature.

16 SECTION 2. (a) The attorney general shall conduct an
17 inventory of all untested sexual assault collection kits in the



1 possession of state or county law enforcement agencies,
2 including the date that the forensic medical examination was
3 performed for each untested sexual assault collection kit.

4 (b) If the attorney general finds that there is a backlog
5 of untested sexual assault collection kits, the attorney general
6 shall develop and implement a plan to reduce the backlog of
7 untested sexual assault collection kits.

8 (c) The attorney general shall coordinate with appropriate
9 state and county agencies and forensics laboratories to
10 implement this section.

11 (d) For purposes of this Act:

12 "Forensic medical examination" means an examination
13 provided to the victim of a sexual offense by a health care
14 provider for the purpose of gathering and preserving evidence of
15 a sexual offense for use in a court of law.

16 "Sexual assault collection kit" means a human biological
17 specimen or specimens collected from the victim of a sexual
18 offense by a health care provider during a forensic medical
19 examination.

20 "Untested sexual assault collection kit" means a sexual
21 assault collection kit that has not been submitted to a



H.B. NO. 980

1 forensics laboratory for a serology or deoxyribonucleic acid
2 test.

3 SECTION 3. The attorney general shall submit a report of
4 the attorney general's findings and recommendations, including
5 any proposed legislation, to the legislature no later than
6 twenty days prior to the convening of the regular session of
7 2016.

8 SECTION 4. This Act shall take effect upon its approval.
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INTRODUCED BY:

James Michael Matute

Don
W

Girdedkingame

Richard Cruz

Beckford Chang

Tom Brown

John M. ...



H.B. NO. 980

Report Title:

AG; Sexual Assault Collection Kits; Report

Description:

Requires the AG to conduct an inventory of all untested sexual assault collection kits in the possession of state or county law enforcement agencies; to develop and implement a plan to reduce the backlog of untested sexual assault collection kits; and to report to the legislature.

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