

JAN 17 2020

A BILL FOR AN ACT

RELATING TO SEXUAL ASSAULT EVIDENCE COLLECTION KITS.

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

1 SECTION 1. The legislature finds that electronic tracking
2 systems may keep victims of sexual assaults informed of the
3 status of the sexual assault evidence collected by law
4 enforcement. In an effort to ensure that these victims are
5 notified of their rights under the law, the legislature enacted
6 Act 113, Session Laws of Hawaii 2018 (Act 113). Among other
7 things, Act 113 requires each county police department to
8 establish an electronic tracking system for sexual assault
9 evidence collection kits no later than January 1, 2020. The
10 legislature notes that the county police departments, in
11 coordination with the Hawaii sexual assault kit initiative, have
12 been working with the Portland police department to implement
13 the sexual assault management system, or SAMS, a tracking system
14 developed by the Portland police department. However, the
15 legislature recognizes that due to various operational and
16 technical issues, the police departments were unable to
17 implements SAMS by January 1, 2020. Because of the difficulties



1 in the implementation of SAMS, the police departments are now
2 working with the department of the attorney general and the
3 Portland police department to utilize SAMS-Track, a simplified
4 version of SAMS that may not have the same implementation
5 issues, and may be established as a single statewide system,
6 rather than four independent county systems. Therefore, the
7 legislature believes that an extension of the January 1, 2020,
8 deadline is necessary.

9 Accordingly, the purpose of this Act is to extend the
10 deadline for each county police department to adopt and utilize
11 an electronic tracking system for sexual assault evidence
12 collection kits.

13 SECTION 2. Section 844G-6, Hawaii Revised Statutes, is
14 amended by amending subsection (a) to read as follows:

15 "(a) No later than [~~January 1, 2020,~~] January 1, 2021,
16 each county shall [~~establish~~] adopt and utilize an electronic
17 tracking system for sexual assault evidence collection kits. At
18 a minimum, each system shall:

19 (1) Track the status of sexual assault evidence collection
20 kits from the specimen collection site to final
21 storage or disposal, including but not limited to the



S.B. NO. 2315

1 initial collection, inventory, and storage by law
 2 enforcement agencies or accredited and approved DNA
 3 laboratories; analysis at accredited and approved DNA
 4 laboratories; and storage or disposal after completion
 5 of analysis;

6 (2) Allow all entities, approved by the department, that
 7 collect, receive, maintain, store, or preserve sexual
 8 assault evidence collection kits to update the status
 9 and location of the kits; and

10 (3) Allow victims of sexual assault to access the system
 11 for the location and status of their respective sexual
 12 assault evidence collection kits."

13 SECTION 3. Statutory material to be repealed is bracketed
 14 and stricken. New statutory material is underscored.

15 SECTION 4. This Act shall take effect upon its approval.

16 INTRODUCED BY:

Ramathul

Ronald J. Bob

955

Bill Swine

McCarthy



S.B. NO. 2315

Report Title:

Sexual Assault Evidence Collection Kits; Tracking System;
Counties

Description:

Extends the deadline for each county police department to adopt and utilize an electronic tracking system for sexual assault evidence collection kits.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

