

# Senate Bill 563

Sponsored by Senators KRUSE, MONNES ANDERSON

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires law enforcement agencies to submit to Attorney General report stating number of untested sexual assault evidence collection kits in possession of law enforcement agency and date on which evidence was collected. Requires Attorney General to submit report to interim legislative committees related to judiciary summarizing number of untested kits statewide.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

Relating to untested evidence collection kits; and declaring an emergency.

**Be It Enacted by the People of the State of Oregon:**

### **SECTION 1. (1) For purposes of this section:**

(a) **"Evidence collection kit" means a kit intended to be used in the collection of forensic evidence. An evidence collection kit is untested if the kit has been used to collect evidence from a victim of sexual assault but has not been submitted to a forensic laboratory for either a serology or deoxyribonucleic acid test.**

(b) **"Sexual assault" means an offense described in ORS 163.355 to 163.427.**

(2) **No later than September 15, 2015, each law enforcement agency as defined in ORS 131.550 shall submit to the Attorney General a written report stating the number of untested evidence collection kits in the possession of the law enforcement agency and the date on which the evidence contained in each untested kit was collected.**

(3) **No later than February 1, 2016, the Attorney General shall submit to the interim legislative committees related to the judiciary a report summarizing the information collected pursuant to subsection (2) of this section and, if a substantial number of untested evidence collection kits has been reported, proposing a plan to address the backlog of untested kits and to prevent such backlogs from occurring in the future.**

**SECTION 2. This 2015 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect on its passage.**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.