



**House Bill 275 - Sexual Assault Examination Kits/Tracking
Sectional Analysis
CSHB 275(HSS)-Version 33-GH2317\B**

Section 1: Amends Alaska Statute (AS) 12.61.010(a) to add to the rights of crime victims to be notified of the location and testing date of their sexual assault examination kit.

Section 2: Amends AS 44.41.065(a) and requires healthcare providers that gather evidence for a sexual assault examination kit to notify law enforcement within seven days that the kit is available for submission to an accredited laboratory with the Department of Public Safety (DPS). It requires law enforcement to send the kits to an accredited laboratory with DPS within 20 days of receiving notice from the healthcare provider. It requires the laboratory receiving the completed kits to complete a DNA test on the sexual assault examination kit within 120 days.

Section 3: Amends AS 44.41.065(b) for conforming language made in Sec. 2 to AS 44.41.065(a).

Section 4: Amends AS 44.41.065(c) to provide an exception for testing time limit requirements for healthcare providers, law enforcement, and the laboratory in possession of a sexual assault examination kit if the case is resolved prior to the kit being tested.

Section 5: Amends AS 44.41.065 by adding a new subsection, AS 44.41.065(e), to require healthcare providers, law enforcement agencies, and laboratories in possession of the sexual assault examination kits to enter DPS specified information into the sexual assault examination kit tracking system established in this bill under Sec. 6.

Section 6: Amends AS 44.41 by adding a new section, AS 44.41.067 Sexual assault examination kit tracking system. It requires DPS to develop and operate a sexual assault examination kit tracking system to track the status of the kit from evidence collection to DNA testing. The system must allow victim survivor access to the information and to allow them to opt in or out of receiving automated notifications regarding the status of the kit. It excludes the sexual assault examination kit tracking system from public records under AS 40.25.110 – 40.25.140.

Section 7: Repeals AS 44.41.070(a) requiring law enforcement to notify DPS on the number of untested sexual assault examination kits in their possession, the number determined to be ineligible for testing and why, and the dates the untested kits were collected. The information can be obtained from the sexual assault examination kit tracking system making the requirement redundant.

Section 8: Amends the uncodified law by adding a new section to authorize DPS to adopt regulations as necessary to implement changes made in this bill.

Section 9: Provides for an immediate effective date under AS 01.10.070(c).