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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 1140

02/23/2015 Authored by Schoen; Hilstrom; Murphy, E.; Atkins; Hamilton and others

The bill was read for the first time and referred to the Committee on Public Safety and Crime Prevention Policy and Finance

1.1 A bill for an act
1.2 relating to public safety; accounting for untested sexual assault test kits; requiring
1.3 a report.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. **STATEWIDE ACCOUNTING OF UNTESTED RAPE KITS.**

1.6 (a) As used in this section, the following terms have the meanings provided:

1.7 (1) "bureau" means the state Bureau of Criminal Apprehension;

1.8 (2) "forensic laboratory" has the meaning provided in Minnesota Statutes, section
1.9 299C.157, subdivision 1, clause (2);

1.10 (3) "rape kit" means a sexual assault examination kit;

1.11 (4) "superintendent" means the superintendent of the bureau; and

1.12 (5) "untested rape kit" means a rape kit that has not been submitted to the bureau
1.13 for DNA analysis or a rape kit in the possession of the bureau that has not undergone
1.14 DNA analysis.

1.15 (b) By August 1, 2015, the director of the bureau's forensic science division, each
1.16 executive director of a forensic laboratory, and each sheriff and chief of police must
1.17 prepare and submit a written report to the superintendent that identifies the number of
1.18 untested rape kits in the possession of the official's agency or department. At a minimum,
1.19 each untested kit must be identified in the report by the date the evidence was collected.

1.20 (c) By December 1, 2015, the superintendent must submit a report to the majority
1.21 leader of the senate, the speaker of the house, and the Office of the Attorney General
1.22 identifying, by agency and date collected, each untested rape kit disclosed in the reports
1.23 required by paragraph (b). The report must also provide a detailed plan to resolve any
1.24 backlog of untested rape kits held by the bureau and other agencies or departments.

2.1 **EFFECTIVE DATE.** This section is effective the day following final enactment.