

HOUSE BILL No. 2181

By Representative Burroughs

1-26

1 AN ACT concerning sexual assault evidence collection kits; relating to law
2 enforcement inventory of untested kits; reporting.

3
4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. (a) As used in this section:

6 (1) "Forensic medical examination" means an examination pursuant
7 to K.S.A. 65-448, and amendments thereto, provided to the victim of a
8 sexual offense for the purposes of gathering and preserving evidence of
9 any such crime;

10 (2) "sexual assault evidence collection kit" means the Kansas bureau
11 of investigation sexual assault evidence collection kit or similar kit
12 approved by the Kansas bureau of investigation used to collect a human
13 biological specimen or specimens during a forensic medical examination;
14 and

15 (3) "untested sexual assault evidence collection kit" means a sexual
16 assault evidence collection kit that has not been submitted to the Kansas
17 bureau of investigation or a similar qualified laboratory for either a
18 serology or deoxyribonucleic acid (DNA) test.

19 (b) On or before September 1, 2017, all law enforcement agencies
20 and departments charged with the maintenance, storage and preservation
21 of sexual assault evidence collection kits shall conduct an inventory of all
22 such kits being stored by such agency or department.

23 (c) On or before November 1, 2017, each law enforcement agency or
24 department described in subsection (b) shall compile a written report
25 containing the number of untested sexual assault evidence collection kits
26 in the possession of the agency or department and the date each such kit
27 was collected. The report shall be transmitted to the Kansas bureau of
28 investigation and the attorney general.

29 (d) On or before the first day of the 2018 regular session of the
30 legislature, the Kansas bureau of investigation, in consultation with the
31 attorney general, shall prepare a written report containing the number of
32 untested sexual assault evidence collection kits being stored by each
33 county, by each law enforcement agency or department, the date each such
34 untested kit was collected and a plan for addressing the backlog of
35 untested kits. The report shall be transmitted to the president of the senate,
36 the minority leader of the senate, the speaker of the house of

- 1 representatives and the minority leader of the house of representatives.
- 2 Sec. 2. This act shall take effect and be in force from and after its
- 3 publication in the statute book.