

1 HB359
2 217159-1
3 By Representatives Brown (C), Stringer, Marques, Dismukes,
4 Sorrells, Isbell and Simpson
5 RFD: State Government
6 First Read: 15-FEB-22

8 SYNOPSIS: Under current law a sexual assault survivor
9 is entitled to receive a medical forensic
10 examination.

11 This bill would require that every criminal
12 justice agency report certain case data that has
13 been collected from sexual assault cases to the
14 Alabama Criminal Justice Information Center.

15 This bill would require every criminal
16 justice agency to provide written notification if
17 there has been a sexually-oriented criminal offense
18 and newly reported sexual assault evidence.

19 This bill would also require the Alabama
20 Department of Forensic Sciences to report certain
21 data concerning completed and backlogged sexual
22 assault cases.

23
24 A BILL
25 TO BE ENTITLED
26 AN ACT
27

1 Relating to criminal justice agencies; to require
2 criminal justice agencies to annually submit a report on
3 certain information relative to sexual assault cases and
4 sexually-oriented criminal offenses; and to provide for
5 related matters.

6 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

7 Section 1. For purposes of this section the
8 following terms shall have the following meanings:

9 (1) CRIMINAL JUSTICE AGENCY. As defined in Section
10 32-2-60, Code of Alabama 1975.

11 (2) REPORTED SEXUAL ASSAULT CASES. When evidence
12 containing a human biological specimen or specimens has been
13 collected during a forensic medical examination from the
14 victim of a sexually-oriented criminal offense that has been
15 preserved, and the crime has been reported to law enforcement.

16 (3) SEXUAL ASSAULT CASES. When evidence containing a
17 human biological specimen or specimens has been collected
18 during a forensic medical examination from the victim of a
19 sexually-oriented criminal offense that has been preserved.

20 (4) SEXUALLY-ORIENTED CRIMINAL OFFENSE. Any sexual
21 assault offense as defined in Sections 13A-6-60
22 through 13A-6-70, Code of Alabama 1975.

23 Section 2. (a) (1) By April first of each year, each
24 criminal justice agency, including college and university
25 campus police departments, shall report all of the following
26 information for the prior calendar year to the Alabama
27 Criminal Justice Information Center (ACJIC):

1 a. The number of sexually-oriented criminal offenses
2 reported.

3 b. The number of sexual assault cases submitted for
4 forensic analysis.

5 c. The number of reported sexual assault cases that
6 were closed due to judicial or investigative reasons.

7 (2) Each criminal justice agency, including college
8 and university campus police departments, shall also provide
9 written notification if the agency does not have any of the
10 following:

11 a. Any sexually-oriented criminal offenses received
12 during the reporting period.

13 b. Any newly reported sexual assault evidence
14 received during the reporting period that is in the agency's
15 possession.

16 (b) By April first of each year, the Alabama
17 Department of Forensic Sciences shall report the number of
18 sexual assault cases that were completed during the prior
19 calendar year, and the number of sexual assault cases that
20 were backlogged as of December 31 of the prior calendar year,
21 to the ACJIC.

22 (c) (1) By May first of each year, the ACJIC shall
23 transmit the information required in subsections (a) and (b),
24 as a summary report, to the Chairs of the House and Senate
25 Judiciary Committees.

26 (2) The report shall also include the name and
27 contact information for each criminal justice agency,

1 including each college and university campus police
2 department, and each crime laboratory which failed to report
3 the information required by subsections (a) and (b) for the
4 prior calendar year.

5 Section 3. This act shall become effective on the
6 first day of the third month following its passage and
7 approval by the Governor, or its otherwise becoming law.