

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 SENATE BILL 346

By: Holt

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5
6 AS INTRODUCED

7 An Act relating to sexual assault forensic evidence
8 collection kits; amending 74 O.S. 2011, Section 18p-
9 1, which relates to the Victims Services Unit;
10 requiring certain annual report; and providing an
11 effective date.

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY 74 O.S. 2011, Section 18p-1, is
14 amended to read as follows:

15 Section 18p-1. A. There is hereby created within the Office of
16 the Attorney General a Victims Services Unit.

17 B. The duty of the Unit is to provide services for persons who
18 require domestic violence or sexual assault services through a
19 domestic violence or sexual assault program.

20 C. As used in this act, "domestic violence program" or "sexual
21 assault program" means an agency, organization, facility or person
22 that offers, provides or engages in the offering of any shelter,
23 residential services or support services to:
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1 1. Victims or survivors of domestic abuse as defined in Section
2 60.1 of Title 22 of the Oklahoma Statutes, any dependent children of
3 such victim or survivor, and any other member of the family or
4 household of such victim or survivor;

5 2. Victims or survivors of sexual assault;

6 3. Persons who are homeless as a result of domestic abuse or
7 sexual assault or both domestic abuse and sexual assault; and

8 4. Victims of stalking,

9 and which may provide other services, including, but not limited to,
10 counseling, case management, referrals or other similar services to
11 victims or survivors of domestic abuse, sexual assault or stalking.

12 D. As used in this act, "batterers intervention program" or
13 "batterers treatment program" means an agency, organization,
14 facility or person who offers, provides or engages in the offering
15 of counseling or intervention services to persons who commit
16 domestic abuse.

17 E. Effective November 1, 2017, every law enforcement agency in
18 this state shall be directed to make an annual report to Victims
19 Service Unit within the Office of the Attorney General no later than
20 December 30th of each year that shall include:

21 1. The number of untested sexual assault forensic evidence kits
22 that contain collected forensic evidence in the possession of the
23 law enforcement agency; and

1 2. How many of the untested sexual assault forensic evidence
2 kits have not been tested because of the following reasons:

- 3 a. the district attorney declined to prosecute,
- 4 b. the victim declined to press charges,
- 5 c. issue of consensual concerns,
- 6 d. lack of identification of the suspect,
- 7 e. concern about validity of victim's accusation, and
- 8 f. other reasons.

9 SECTION 2. This act shall become effective November 1, 2017.

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