

From: **Celina Luna** <Celina.Luna@doj.ca.gov>
To: **Betsy Kim** <betsyk@usafacts.org>
CC: **PublicRecords** <PublicRecords@doj.ca.gov>
Subject: RE; Rape Kits Data Request
Date: 13.04.2023 16:26:22 (+02:00)
Attachments: Kim Betsy 2022-02729.pdf (2 pages)

Dear Ms. Kim,

Thank you for your patience in this matter. Please find the requested data in the document attached.

Thank you,
Celina Luna
Associate Governmental Program Analyst
California Department of Justice
CAL-DNA Data Bank Outreach Program
(916) 210-4461

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BUREAU OF FORENSIC SERVICES
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April 13, 2023

Betsy Kim
P.O. Box 1558
Bellevue, WA 98009

Re: California Public Record Act Request

Dear Ms. Kim:

This letter is in response to your correspondence received by the California Department of Justice (Department) on February 1, 2023, in which you asked that the Department provide information related to your request dated December 9, 2022 pursuant to the California Public Records Act as set forth in Government Code section 6250 et seq. You requested:

“The number of sexual assault evidence kits received by its own Bureau of Forensic Services laboratories in 2018, 2019, 2020, 2021, and 2022 that were not tested within 30 days of receipt and the number of sexual assault evidence kits received by the Department’s laboratories in 2022 that were tested within 30 days of receipt.”

We have identified records that are responsive to your request. In 2022, the Department’s laboratories “tested” 55 sexual assault evidence kits within 30 days of receipt. Please see the following table for the number of sexual assault evidence kits that were received by the Department’s laboratories in 2018, 2019, 2020, 2021 and 2022 that were tested more than 30 days after receipt:

Year Received	2018	2019	2020	2021	2022
Tested >30 days	1,339	1,685	1,537	1,522	1,689

The Department considers a sexual assault evidence kit to be tested if evidence from the kit has undergone DNA analysis, potentially probative evidence DNA profiles have been uploaded to the Combined DNA Index System (CODIS) database, and the DNA examination report has been released to the investigating law enforcement agency.

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As we noted in our response to your original request, California Penal Code section 680, subdivision (c), requires a public crime laboratory to process sexual assault forensic evidence within 120 days of receipt, or transfer that evidence to another public crime laboratory within 30 days of receipt. As such, we do not consider sexual assault forensic evidence to be backlogged if it is not tested within 30 days of receipt.

Sincerely,

BUREAU OF FORENSIC SERVICES
Division of Law Enforcement

For ROB BONTA
Attorney General