



**TESTIMONY OF  
THE DEPARTMENT OF THE ATTORNEY GENERAL  
THIRTIETH LEGISLATURE, 2020**

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**ON THE FOLLOWING MEASURE:**

S.B. NO. 2315, RELATING TO SEXUAL ASSAULT EVIDENCE COLLECTION KITS.

**BEFORE THE:**

SENATE COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL, AND  
MILITARY AFFAIRS

**DATE:** Friday, January 31, 2020

**TIME:** 1:15 p.m.

**LOCATION:** State Capitol, Room 414

**TESTIFIER(S):** Clare E. Connors, Attorney General, or  
Lance Goto, Deputy Attorney General

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Chair Nishihara and Members of the Committee:

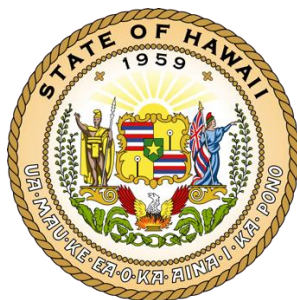
The Department of the Attorney General (Department) supports this bill.

The purpose of this bill is to extend the deadline for the county police departments to adopt and utilize an electronic tracking system for sexual assault evidence collection kits.

Act 113, Session Laws of Hawaii 2018, required each county police department to establish an electronic tracking system for sexual assault evidence collection kits no later than January 1, 2020. The tracking system is intended to ensure that the kits are properly accounted for and that the victims have the ability to follow up on the testing of their kits. The county police departments, in coordination with the Hawaii Sexual Assault Kit Initiative, have been working with the Portland police department to implement the sexual assault management system (SAMS), a tracking system developed by the Portland police department. But due to various operational and technical issues, the police departments were unable to implement SAMS by January 1, 2020. Because of the difficulties in implementation of SAMS, the police departments are now working with the department of the attorney general and the Portland police department to utilize SAMS-Track, a simplified version of SAMS that may not have the same implementation issues, and may be established as a statewide system, rather

than four independent county systems. An extension of the January 1, 2020, deadline is necessary for this purpose.

The Department respectfully requests that this measure be passed.



‘O kēia ‘ōlelo hō’ike no ke  
**Komikina Kūlana Olakino o Nā Wāhine**

Testimony on behalf of the  
**Hawai‘i State Commission on the Status of Women**  
Khara Jabola-Carolus, Executive Director

Prepared for the House Committee on HSH

In Support of SB2315  
Friday, January 31, 1:15 p.m. in Room 414

Dear Chair Nishihara, Vice Chair Wakai, and Honorable Members,

The Hawai‘i State Commission on the Status of Women supports SB2315, which extends the deadline for each county police department to adopt and utilize an electronic tracking system for sexual assault evidence collection kits.

One in every six women in the United States will be the victim of a rape or an attempted rape in her lifetime. Only a small percentage of these women will report their assault, and an even smaller percentage of the assaults reported will produce a sexual assault kit (“rape kit”). A rape kit is a package of items gathered painstakingly from an invasive examination of a victim's body following a reported sexual assault. This thorough and grueling process can last on average between four to six hours. A rape kit is often crucial to establishing the identify of a perpetrator or corroborating the victim's account. The Commission applauds efforts to implement a tracking system to inform victims of their rights and to end the rape kit backlog.

Accordingly, the Commission asks the Committee to pass SB2315.

Sincerely,  
Khara

DEPARTMENT OF THE PROSECUTING ATTORNEY  
**CITY AND COUNTY OF HONOLULU**

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DWIGHT K. NADAMOTO  
ACTING PROSECUTING ATTORNEY

LYNN B.K. COSTALES  
ACTING FIRST DEPUTY  
PROSECUTING ATTORNEY



**THE HONORABLE CLARENCE K. NISHIHARA, CHAIR**  
**SENATE COMMITTEE ON PUBLIC SAFETY,**  
**INTERGOVERNMENTAL AND MILITARY AFFAIRS**  
**Thirtieth State Legislature**  
**Regular Session of 2020**  
**State of Hawai'i**

January 31, 2020

**RE: S.B. 2315; RELATING TO SEXUAL ASSAULT EVIDENCE COLLECTION KITS.**

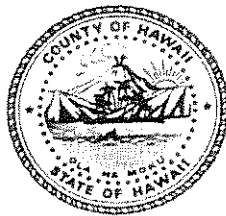
Chair Nishihara, Vice Chair Wakai, and members of the Senate Committee on Public Safety, Intergovernmental and Military Affairs, the Department of the Prosecuting Attorney of the City and County of Honolulu ("Department") submits the following testimony in support of S.B. 2315.

Despite diligent efforts by this Department and all members of the Hawaii Sexual Assault Initiative ("SAKI") team, more time is needed to implement an appropriate electronic tracking system, as required by Act 113 (2018).

For this reason, the Department of the Prosecuting Attorney of the City and County of Honolulu joins in the request for an extended deadline, and supports the passage of S.B. 2315. Thank you for the opportunity to testify on this matter.

MITCHELL D. ROTH  
PROSECUTING ATTORNEY

DALE A. ROSS  
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## OFFICE OF THE PROSECUTING ATTORNEY

TESTIMONY IN SUPPORT OF SENATE BILL NO. 2315

A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT EVIDENCE  
COLLECTION KITS

COMMITTEE ON PUBLIC SAFETY,  
INTERGOVERNMENTAL, AND MILITARY AFFAIRS

Sen. Clarence K. Nishihara, Chair

Sen. Glenn Wakai, Vice Chair

Friday, January 31, 2020, 1:15 p.m.  
State Capitol, Conference Room -414

Honorable Chair Nishihara, Honorable Vice Chair Wakai and Members of the Committee on Public Safety, Intergovernmental, and Military Affairs. The Office of the Prosecuting Attorney, County of Hawai'i submits the following testimony in SUPPORT of Senate Bill No.2315.

This measure extends the deadline for each county police department to adopt and utilize an electronic tracking system for sexual assault evidence collection kits.

The Hawai'i Police Department moved expeditiously to implement a sexual assault kit management system, adopting a recommendation by Hawai'i Sexual Assault Response Training (HSART) multi-disciplinary group that county police departments install a sexual assault management system (SAMS) developed by the Portland Police Department.

SAMS was shared across the country utilizing federal grant funding through Sexual Assault Kit Initiative (SAKI). This system was designed to interface with police department records management system (RMS). After installation, we encountered numerous problems, primarily the loss of data.

Portland Police Department has since developed an improved and simpler product "SAMS Track" which does not require interface with the police department's RMS. Its success in Portland since May 2019, has led to its adoption statewide in Oregon by the end of July 2020.

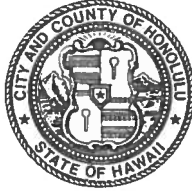
Like SAMS, the technology is available to us at minimal cost due to federal funding through SAKI. In addition to tracking sexual assault cases, SAMS Track is easy to use through a mobile app and has the added feature of a victim portal which will enable people to track their kits anonymously to determine if the evidence was submitted for testing.

The Office of the Prosecuting Attorney, County of Hawai'i SUPPORTS the passage of Senate Bill No. 2315. Thank you for the opportunity to testify on this matter.

POLICE DEPARTMENT  
CITY AND COUNTY OF HONOLULU

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KIRK CALDWELL  
MAYOR



SUSAN BALLARD  
CHIEF

JOHN D. McCARTHY  
CLYDE K. HO  
DEPUTY CHIEFS

OUR REFERENCE WK-WK

January 31, 2020

The Honorable Clarence K. Nishihara, Chair  
and Members  
Committee on Public Safety,  
Intergovernmental, and Military Affairs  
State Senate  
Hawaii State Capitol  
415 South Beretania Street, Room 414  
Honolulu, Hawaii 96813

Dear Chair Nishihara and Members:

SUBJECT: Senate Bill No. 2315, Relating to Sexual Assault Evidence Collection Kits

I am Forensic Laboratory Director Wayne Kimoto of the Scientific Investigation Section of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD supports the intent of Senate Bill No. 2315, Relating to Sexual Assault Evidence Collection Kits, to extend the deadline for each county police department to adopt and utilize an electronic tracking system for sexual assault evidence collection kits.

Thank you for the opportunity to testify.

Sincerely,

A handwritten signature in black ink, appearing to read "Wayne Kimoto".

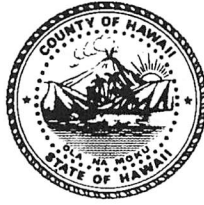
Wayne Kimoto, Director  
Scientific Investigation Section

APPROVED:

A handwritten signature in black ink, appearing to read "Susan Ballard".

Susan Ballard  
Chief of Police

Harry Kim  
Mayor



Paul K. Ferreira  
Police Chief

Kenneth Bugado Jr.  
Deputy Police Chief

## County of Hawai'i

### POLICE DEPARTMENT

349 Kapi'olani Street • Hilo, Hawai'i 96720-3998  
(808) 935-3311 • Fax (808) 961-2389

January 29, 2020

Senator Clarence K. Nishihara  
Chairperson and Committee Members  
Committee On Public Safety, Intergovernmental, and Military Affairs  
415 South Beretania Street, Room 414  
Honolulu, Hawai'i 96813

*RE: SENATE BILL 2315 RELATING TO SEX ASSAULT KITS*

Dear Senator Nishihara:

The Hawai'i Police Department **strongly supports** Senate Bill 2315, with its purpose to extend the deadline for each county police department to adopt and utilize an electronic tracking system for sexual assault evidence collection kits.

I believe extending the deadline to set up an electronic tracking system for the kits will be in the best interest of the victims. Rather than four county-wide systems in each county, the extension will allow for implementation of a statewide tracking system.

This proposed statewide tracking system will also allow the victims to track the status of their own sexual assault evidence collection kits. I am of the belief this delay will produce a far better outcome in the long term.

It is for these reasons, I urge this committee to support this legislation.

Thank you for allowing the Hawai'i Police Department to provide comments relating to Senate Bill 2315.

Sincerely,

PAUL K. FERREIRA  
POLICE CHIEF





Executive Director  
Cindy Shimomi-Saito

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Joshua A. Wisch

**Date:** January 28, 2020

**To:** The Honorable Clarence Nishihara, Chair  
The Honorable Glenn Wakai, Vice Chair  
Committee on Public Safety, Intergovernmental, and Military Affairs

**From:** Cindy Shimomi-Saito, Executive Director  
The Sex Abuse Treatment Center  
A Program of Kapi'olani Medical Center for Women & Children

**RE:** Testimony in Support of S.B. 2315  
Relating to Sexual Assault Evidence Collection Kits

**Hearing:** Friday, January 31, 2020, 1:15 p.m., Conference Room 414

Good afternoon Chair Nishihara, Vice Chair Wakai, and Members of the Senate Committee on Public Safety, Intergovernmental, and Military Affairs:

The Sex Abuse Treatment Center (HSART) supports S.B. 2315.

In accordance with Act 113, members of the Hawai'i Sexual Assault Response and Training Program (HSART), meet regularly to strengthen coordinated community response and improve the level of quality care for victims of sexual assault. Many efforts through HSART have been initiated and completed, and members remain committed to coming together to continue this important work.

To ensure that victims remain informed of the status of their sexual assault evidence collection kit, law enforcement members of this group have been working to establish an electronic tracking system. As a member of HSART, the SATC has witnessed much effort put forth by each county police department to achieve this goal. However, unexpected operational and technical challenges have presented, and there is a need for an extension of the system's implementation date.

It is strongly hoped that the House Judiciary Committee will pass S.B. 2315. With this needed extension, victims of sexual assault will soon be able to utilize the tracking system and will be empowered to access needed information on their own.

Thank you for this opportunity to provide testimony.

**SB-2315**

Submitted on: 1/29/2020 7:12:08 PM

Testimony for PSM on 1/31/2020 1:15:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
aimee chung	Individual	Support	No

Comments:

Thank you in advance for supporting safety for victims of sexual assault.

Aimee Chung, MSW, LSW