

What is the tracking system?

In response to the nationwide backlog of unsubmitted rape kits, the New Mexico Department of Public Safety was awarded the Sexual Assault Kit Initiative (SAKI) Grant to test kits and implement a system for tracking.

The New Mexico Sexual Assault Kit tracking system has been created for victims of sexual assault to have access to the location of their rape kit. The rape kit travels from the medical facility where the kit is collected, to law enforcement, to the lab for testing and back to law enforcement.

This tracking system is not a case management system, it simply indicates where the kit is located. Questions regarding the specifics of a sexual assault case should be directed to the local law enforcement agency investigating the crime.

RESOURCES:

NM Department of Public Safety
575-635-0002
Sexual Assault Kit Initiative Site Coordinator
DPS-SAEK@state.nm.us

RAINN (National) 800-656-4673
Rape, Abuse & Incest National Network

SAIL (State) 866-613-7245
Sexual Assault Information Line

NMCSAP (State) 888-883-8020
New Mexico Coalition of Sexual Assault Programs

SAEK.dps.nm.gov

This program does not discriminate on the basis of race, color, religion, national origin or sex.

This project was supported by Grant No. 2016-AK-BX-K007 awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Department of Justice's Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, the Office for Victims of Crime, and the SMART Office. Points of view or opinions in this document are those of the author and do not necessarily represent the official position or policies of the U.S. Department of Justice.

New Mexico Statewide Sexual Assault Evidence Kit Tracking System

SAEK.dps.nm.gov



**New Mexico Department
of Public Safety
Sexual Assault Kit
Initiative (SAKI)**

Tel: 575-635-0002



Sexual Assault Survivor's Bill of Rights

The medical provider shall

- Ask the survivor for contact information
- Ask the survivor for consent to release the kit to law enforcement or explain how the survivor may authorize release of the kit at a later date
- Provide a copy of the kit release policy to the survivor
- Provide the survivor with information about HIV/STD and services through the NM Department of Health nmhivguide.org
- Provide the survivor with information about the Statewide Sexual Assault Kit Tracking System SAEK.dps.nm.gov
- With survivor's consent, notify law enforcement of the collection of the kit
- Notify the survivor of the release of the kit to law enforcement
- Provide the survivor's contact information to law enforcement when the kit is transferred



Law Enforcement shall

- Confirm contact information
- Inform the survivor that the forensic crime laboratory shall complete the processing of the kit within 180 days of receipt of the kit by the lab
- Inform the survivor when the kit is tested and whether a DNA profile was developed
- Upon completion of the investigation, inform the survivor whether a DNA profile match was identified through comparison
- If the law enforcement agency intends to destroy the survivor's kit, notify survivor at least 180 days prior to the planned destruction and provide information on how the survivor may appeal the decision
- Enter information into the tracking system within 14 days of obtaining consent
- Respond to the survivor's written request for information in writing

Before the interview by the investigator or the prosecutor, the survivor shall

- Be given a document with the survivor's rights and the opportunity to sign confirming receipt
- Have the right to consult with a counselor, advocate, or designated person during the interview

- Have the right to a support person during the interview and through the judicial process
- Have the right to request a different officer if the survivor believes the officer to be unsupportive or inadequately trained

In criminal or civil cases, the survivor has a right to

- Be reasonably protected from the defendant
- Not submit to a polygraph
- Be heard through a survivor's impact statement at all relevant proceedings
- Provide a sentencing recommendation to the official conducting a pre-sentence investigation
- Not be prosecuted for any misdemeanor crime, if the evidence is obtained through the investigation of the sexual assault
- Designate another person to receive notifications and information on behalf of the survivor



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