



Fact Sheet: The Survivor Act
The Standing Up for Rape Victims Act, or the Survivor Act, is a new law that will prioritize testing sexual assault kits in North Carolina.

Mandatory Submission Requirements for all Future Sexual Assault Evidence Collection Kits (SAECKs)

- ✓ **Immediate Notification to Law Enforcement.** Requires that any entity that collects a SAECK notify law enforcement within 24 hours. Law enforcement then has 45 days for preliminary investigation, after which it is required to submit the SAECK to a lab for testing.
- ✓ **Required Testing of All SAECKs.** Every reported SAECK submitted to a lab will be analyzed to develop DNA profiles that are eligible for entry into CODIS.

Mandatory Submission Requirements for Untested SAECKs Collected Prior to 1-1-18

- ✓ **Review Teams.** The State Crime Lab's inventory found more than 15,000 untested SAECKs located throughout the state. The Survivor Act requires law enforcement agencies to establish review teams to survey their entire untested SAECK inventory to determine a priority submission order for testing. The review team will determine the order based upon a series of factors such as investigative value and CODIS potential. Once determined, the agency will notify the State Crime Lab of its prioritization. The Crime Lab will then work with each local law enforcement agency to eliminate its untested inventory in priority order.
- ✓ **Testing.** Requires the State Crime Lab to provide shipment instructions to each law enforcement agency to ensure the SAECK is timely tested.

CODIS

- ✓ **CODIS Hit Follow-Up.** Requires any law enforcement agency that receives a CODIS hit to provide notice to the State Crime Lab within 15 days of an arrest in connection with the hit and within 15 days of a conviction in connection with the hit.

Resources to Test SAECK

- ✓ **Testing.** Appropriates \$6,000,000 over a two-year period for testing the inventoried untested SAECKs statewide.

This legislation is drafted and supported by Attorney General Josh Stein and sponsored by Sens. Warren Daniel, Danny Britt, and Floyd McKissick and Reps. Jamie Boles, Mary Belk, Billy Richardson, and Carson Smith.