

Senate Engrossed House Bill

tracking system; sexual assault kits

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

HOUSE BILL 2581

AN ACT

AMENDING TITLE 41, CHAPTER 12, ARTICLE 2, ARIZONA REVISED STATUTES, BY
ADDING SECTION 41-1735; RELATING TO THE DEPARTMENT OF PUBLIC SAFETY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 41, chapter 12, article 2, Arizona Revised
3 Statutes, is amended by adding section 41-1735, to read:

4 41-1735. Sexual assault kit evidence tracking system;
5 definition

6 A. THE DEPARTMENT SHALL ESTABLISH A SEXUAL ASSAULT KIT EVIDENCE
7 TRACKING SYSTEM TO TRACK SEXUAL ASSAULT KIT EVIDENCE THAT IS COLLECTED
8 PURSUANT TO ANY OF THE FOLLOWING:

- 9 1. SECTION 13-1426.
10 2. A DEATH INVESTIGATION.
11 3. 18 UNITED STATES CODE SECTION 3772.
12 4. THE VIOLENCE AGAINST WOMEN ACT REAUTHORIZATION ACT OF 2022
13 (P.L. 117-103; 136 STAT. 840).

14 B. A MEDICAL PROVIDER, MEDICAL EXAMINER, LAW ENFORCEMENT AGENCY AS
15 DEFINED IN SECTION 13-1426, PUBLIC ACCREDITED CRIME LABORATORY OR OTHER
16 PERSON OR ENTITY THAT HAS CUSTODY OR USE OF SEXUAL ASSAULT KIT EVIDENCE
17 SHALL SUBMIT THE INFORMATION COLLECTED PURSUANT TO SUBSECTION A OF THIS
18 SECTION TO THE SEXUAL ASSAULT KIT EVIDENCE TRACKING SYSTEM. THE SEXUAL
19 ASSAULT KIT EVIDENCE TRACKING SYSTEM MUST:

20 1. TRACK THE LOCATION AND STATUS OF EACH SEXUAL ASSAULT KIT,
21 INCLUDING:

22 (a) THE INITIAL COLLECTION OF EVIDENCE FOR THE KIT IN A FORENSIC
23 MEDICAL EXAMINATION.

24 (b) THE RECEIPT AND STORAGE OF THE KIT AT A LAW ENFORCEMENT AGENCY.

25 (c) THE RECEIPT OF THE KIT BY A PUBLIC ACCREDITED CRIME LABORATORY.

26 (d) THE COMPLETION OF THE ANALYSIS OF THE KIT BY A PUBLIC
27 ACCREDITED CRIME LABORATORY.

28 (e) THE STORAGE AND DESTRUCTION OF THE KIT.

29 2. ALLOW THE PERSON OR ENTITY PURSUANT TO SUBSECTION B OF THIS
30 SECTION TO UPDATE THE STATUS AND LOCATION OF THE KITS.

31 3. ALLOW THE VICTIM TO ANONYMOUSLY TRACK THE STATUS AND LOCATION OF
32 THE VICTIM'S SEXUAL ASSAULT KIT EVIDENCE, WITH ADVANCE NOTIFICATION OF
33 DESTRUCTION OF THE KIT, IF THE VICTIM HAS CHOSEN TO RECEIVE NOTIFICATIONS
34 AND HAS PROVIDED CONTACT INFORMATION TO RECEIVE NOTIFICATIONS.

35 C. SEXUAL ASSAULT KIT EVIDENCE RECORDS THAT ARE ENTERED INTO THE
36 SEXUAL ASSAULT KIT EVIDENCE TRACKING SYSTEM ARE CONFIDENTIAL, EXCEPT THAT
37 THE RECORDS MAY BE ACCESSED BY:

38 1. THE VICTIM FOR WHOM THE SEXUAL ASSAULT KIT WAS COMPLETED.

39 2. A PERSON OR AN EMPLOYEE OF AN ENTITY LISTED IN SUBSECTION B OF
40 THIS SECTION FOR THE PURPOSES OF UPDATING THE STATUS OR LOCATION OF THE
41 SEXUAL ASSAULT KIT EVIDENCE.

42 D. A LAW ENFORCEMENT AGENCY IN A CITY WITH A POPULATION OF MORE
43 THAN ONE MILLION PERSONS WITH A FUNCTIONAL AND OPERATIONAL SEXUAL ASSAULT
44 KIT EVIDENCE TRACKING SYSTEM IN PLACE BEFORE THE EFFECTIVE DATE OF THIS
45 SECTION THAT MEETS THE REQUIREMENTS OF THIS SECTION IS NOT REQUIRED TO

1 SUBMIT INFORMATION TO OR PARTICIPATE IN THE DEPARTMENT'S SEXUAL ASSAULT
2 KIT EVIDENCE TRACKING SYSTEM. THE LAW ENFORCEMENT AGENCY IS SUBJECT TO
3 THE REQUIREMENTS OF SECTIONS 13-1426 AND 13-1427.
4 E. FOR THE PURPOSES OF THIS SECTION, "PUBLIC ACCREDITED CRIME
5 LABORATORY" HAS THE SAME MEANING PRESCRIBED IN SECTION 13-1426.