

RESOLUTION NO. .

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF JUSTICE (DOJ) BUREAU OF FORENSIC SERVICES FOR DISTRIBUTION OF THE FY 2025 SEXUAL ASSAULT EVIDENCE SUBMISSION GRANT PROGRAM FUNDS TO THE COUNTY OF SAN MATEO SHERIFF'S OFFICE, FOR THE TERM OF APRIL 1, 2025 THROUGH JUNE 30, 2028, IN AN AMOUNT NOT TO EXCEED \$2,362,500

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, on September 30, 2018, Assembly Bill 3118 amended Penal Code § 680.4 to require every law enforcement agency to conduct an audit of all untested sexual assault evidence kits in its possession by no later than July 1, 2019; and

WHEREAS, on October 8, 2019, Senate Bill 22 amended Penal Code §§ 680 and 680.3 to require law enforcement agencies to submit sexual assault forensic evidence received on or after January 1, 2016, to a crime lab within 20 days, and the crime labs shall process the evidence, create DNA profiles when able, and upload qualifying DNA profiles into the Combined DNA Index System (CODIS) as soon as practically possible, but no later than 120 days after initially receiving the evidence for testing; and

WHEREAS, the California DOJ's Statewide Audit of Untested Sexual Assault Forensic Evidence Kits 2020 Report to the Legislature indicated the County of San Mateo had 654 untested kits, of which an estimated 450 still remain to be tested and the Sheriff's Office lacks the resources and funding to test the kits or outsource their testing; and

WHEREAS, the California DOJ's Sexual Assault Evidence Submission Grant Program, established under the Budget Act of 2021, offers funding for local law enforcement agencies to cover the costs of submitting and DNA-testing sexual assault forensic evidence; and

WHEREAS, the Sheriff's Office applied for and has been awarded a FY 2025 grant in the amount of \$2,362,500, for the term of April 1, 2025, through June 30, 2028; and the funding will allow the Sheriff's Office Forensic Laboratory to outsource DNA-testing of all of its remaining sexual assault kits.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the Board of Supervisors, on behalf of the County of San Mateo, authorizes execution of an agreement with the California Department of Justice (DOJ) Bureau of Forensic Services for distribution of the FY 2025 Sexual Assault Evidence Submission Grant Program funds to the San Mateo County Sheriff's Office, for the term of April 1, 2025 through June 30, 2028, in an amount not to exceed \$2,362,500, and approves the corresponding appropriation transfer request.

BE IT FURTHER RESOLVED that the Sheriff's or Sheriff's designee is hereby authorized and directed to execute all necessary documents in connection with this agreement.

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