



# Baltimore County Police Department



## Sexual Assault Forensic Evidence - Inventory, Tracking, and Reporting (SAFE-ITR) Program

BJA FY 2020 60-Day Reporting Metrics (BJA-2020-18439 Grant Solicitation No.)

Analysis of Sexual Assault Kits (SAKs) in Baltimore County Police Department's custody during the reporting period of:  
**07/01/2023-08/31/2023**

Number of SAKs that:

Are in BCoPD's total inventory	1739
Have been added to BCoPD's inventory in the last 60 days	43
Have been tested overall	760
Have been tested in the last 60 days	41
Are awaiting testing	213
Have been submitted to the lab in the last 60 days	31
Additional steps are required	308
Are exempt* from testing according to the MD SAEK Policy and Funding Committee	471

Disclaimer: Information in this report is in compliance with Maryland Criminal Procedures Article, Sections 11-926 (effective January 1, 2020), 11-927 (effective March 7, 2020), Maryland Annotated Code and COMAR 02.08.03 (effective May 4, 2020).



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Breakdown of total SAKs that are exempt from testing according to the MD SAEK Policy and Funding Committee:	
Anonymous	256
Suspect is Already in CODIS and Adjudicated	70
Unfounded Baseless	62
Unfounded False	45
Other Jurisdictions	12
Victim Declined Consent	26

For more information about exemption categories, defined by the MD SAEK Policy and Funding Committee, please scroll to the next page.

## CATEGORIES FOR EXEMPTION

Learn more about why kits may be exempt from testing. The following categories for exemption are defined by the Maryland Sexual Assault Evidence Kit Policy and Funding Committee:

- **Anonymous**—SAKs that are collected from a victim who does not wish to report the assault to law enforcement and engage with the criminal justice system. The victim may choose to engage with the criminal justice system at a later date. If and when the victim chooses to report the assault to law enforcement, the case is reclassified as reported and the SAK may be eligible for testing.
- **Subject Is Already in CODIS**
  - The suspect is already in CODIS as a convicted offender, the identity of the suspect is not disputed and there has been a final conviction with all appeals having been exhausted.
  - As outlined in COMAR §11-926(e)(4), the suspect's profile has been collected for entry as a convicted offender for a qualifying offense in CODIS and the suspect has pleaded guilty to the offense that led to the sexual assault evidence collection kit.
- **Unfounded Baseless**—A reported sexual assault that does not meet the elements of a crime, felony or misdemeanor. The following are examples in which a case may **NOT** be classified as false or baseless:
  - Identity of the suspect is known
  - Insufficient evidence to prove a sexual assault happened
  - State's Attorney's Office determined that a crime had been committed, but declined prosecution
  - Suspect admitted to sex with the victim but maintained that it was consensual
  - Suspicions that a report is false
  - Victim changes their account of events
- **Unfounded False**—A report can only be determined to be false if the evidence from the investigation establishes that the crime was not completed or attempted. To classify a report as false, there must be an investigation that factually proves that a criminal offense neither occurred nor was attempted.
- **Other Jurisdiction**—The offense occurred in another jurisdiction, therefore the SAK should be in the possession of another law enforcement agency. The evidence and kit will be transferred to the correct agency.
- **Victim Declined Consent**—A victim's decision, expressed to law enforcement during the course of the criminal investigation, that they no longer wished to participate in the investigation. Therefore, the investigating law enforcement agency suspended the investigation or closed the case.