



**153rd GENERAL ASSEMBLY  
FISCAL NOTE**

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<b>BILL:</b>	<b>SENATE BILL NO. 139</b>
<b>SPONSOR:</b>	<b>Senator Pinkney</b>
<b>DESCRIPTION:</b>	<b>AN ACT TO AMEND TITLE 11 AND TITLE 29 OF THE DELAWARE CODE RELATING TO BIOLOGICAL EVIDENCE.</b>

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**Assumptions:**

1. This Act becomes effective upon signature by the Governor.
2. This Act provides several protections and rights to victims of sexual assault, including codifying sections of Delaware's Sexual Assault Kit (SAK) testing policy, enacting recommendations of the Victims' Bill of Rights Committee, and other updates related to DNA analysis performed by the Division of Forensic Science (DFS) laboratory.
3. The DFS is aware of circumstances where certain law enforcement agencies (LEAs) have SAKs stored in evidence lockers because the requirements for submission to the DFS have not been met before this legislation's proposed changes. However, the total number stored among all the LEAs statewide and the number of SAKs that may be received in future years are unknown.
4. On average, the DFS tests seven specimens per SAK at a cost of \$150 per specimen, which averages \$1,050 per SAK. For this fiscal projection, the DFS estimates it may receive an additional 20 SAKs per year on average from a combination of LEAs submitting kits waiting to be tested and additional kits that may be submitted annually due to this Act. Therefore, the DFS may experience an additional cost of \$21,000 annually for SAK testing.

**Cost:**

	<b><u>Operating/Recurring</u></b>
<b>Fiscal Year 2026:</b>	\$21,000
<b>Fiscal Year 2027:</b>	\$21,000
<b>Fiscal Year 2028:</b>	\$21,000

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Office of the Controller General