

Fiscal Impact
1st Session of the 57th Legislature

Bill No.:	HB 2639
Version:	ENGR
Author:	Sen. Floyd
Date:	04/10/2019

Fiscal Analysis

FY'20 Impact: None

Full Year Impact: None

HB2639 relates to the rights of sexual assault victims. The measure stipulates that any costs incurred from a sexual assault examination and any related medications are to be paid for by the Sexual Assault Examination (240) Fund, which is under the purview of the District Attorneys' Council (DAC). Currently, all monies accruing to said fund are authorized transfers from the DAC's Crime Victims Compensation (230) Revolving Fund every year in the General Appropriations Bill. Historically, \$1 million is authorized for transfer into the Sexual Assault Examination Fund. HB2639 also requires crime laboratories to retain forensic evidence kits (rape kits) for 50 years, which is in line with recommendations from the U.S. Justice Department.

O.S. 21 § 142.20 states, "A Sexual Assault Examination Fund shall be established for the purpose of **providing to a victim of a sexual assault a forensic medical examination by a qualified licensed health care professional and to provide to the victim medications as directed by said health care professional.**" It provides guidelines to the Crime Victim's Compensation Board relating to the disbursement of the Sexual Assault Examination Fund as follows:

1. Four Hundred Fifty Dollars (\$450.00) for a sexual assault examination; and
2. Fifty Dollars (\$50.00) for medications which are related to the sexual assault and directed and deemed necessary by qualified licensed health care professional

Documents provided by the YWCA lists medications that may be administered or sent home with a patient after a sexual assault examination to address the following medical concerns:

1. Gonorrhea
2. Chlamydia
3. Trichomonas
4. Bite Marks
5. Nausea/Vomiting
6. Emergency Contraception

Additionally, information provided to fiscal staff from the YWCA and a Sexual Assault Nurse Examiners (SANE) Forensic Nursing Administrator at the Tulsa Police Department indicate there are very few instances where the \$50.00 allotment does not cover all medications administered following a sexual assault forensic examination.

As the Sexual Assault Examination Fund is already being funded through transfers authorized in the General Appropriations Bill, HB2639 is determined to have no additional fiscal considerations to the state.

Prepared by: Fiscal Staff