

2025 -- H 5893

LC001482

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2025

A N A C T

RELATING TO CRIMINAL OFFENSES -- SEXUAL ASSAULT

Introduced By: Representatives McEntee, Caldwell, Dawson, Fogarty, Ajello, Bennett,
and Alzate

Date Introduced: February 28, 2025

Referred To: House Judiciary

(Judiciary)

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 11-37-13.3 of the General Laws in Chapter 11-37 entitled "Sexual
2 Assault" is hereby amended to read as follows:

3 **11-37-13.3. Sexual assault reports.**

4 (a) A law enforcement officer who responds to or investigates a sexual assault or child
5 molestation sexual assault incident, shall, upon determination of probable cause for arrest or referral
6 to the attorney general's office, complete a ~~sexual assault report (DV/SA-1)~~ domestic
7 violence/sexual assault reporting form.

8 (b) For the purpose of establishing accurate data on the extent and severity of ~~arrests for~~
9 sexual assault incidents and child molestation sexual assault in the state and on the degree of
10 compliance with the requirements of this section the domestic violence training and monitoring
11 unit ~~of the court system~~ within the administrative office of state courts shall prescribe a form and
12 process for ~~making~~ submitting sexual assault ~~reports~~ and/or child molestation sexual assault
13 information to the unit. The form shall include, but is not limited to, the following information:

14 (1) Name of the parties;

15 (2) Relationship of the parties;

16 (3) Sex of the parties;

17 (4) Date of birth of the parties;

18 (5) Time and date of the alleged incident;

19 (6) Whether children were allegedly involved or whether the alleged act of sexual assault

1 or child molestation sexual assault was committed in the presence of children;

2 (7) Type and extent of the alleged abuse;

3 (8) Number and types of alleged weapons involved;

4 (9) Existence of any prior court order; ~~and~~

5 (10) Existence of any language barriers; and

6 ~~(10)(11)~~ Any other data that may be necessary for a complete analysis of all circumstances
7 ~~leading to the arrest of an incident subject to reporting under this section.~~

8 (c) Each ~~police~~ law enforcement department shall ~~forward copies of the reports to the unit~~
9 ~~at the end of each month~~ electronically submit the domestic violence/sexual assault reporting forms
10 and the corresponding police report narratives to the unit at the end of each month. For those cases
11 that were still under investigation or for which an arrest warrant had been issued but not yet
12 executed in a given month, the responsible law enforcement department shall electronically submit
13 the domestic violence/sexual assault reporting form and the corresponding police report narratives
14 as soon as practicable, but no later than the end of the calendar year in which the incident occurred.

15 (d) Upon adjudication of acquittal, dismissal or other exoneration, the domestic
16 violence/sexual assault ~~report~~ reporting form will be expunged by the domestic violence training
17 and monitoring unit.

18 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
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1 This act would require the electronic filing of domestic violence/sexual assault forms by
2 law enforcement agencies, and enhances the information to be included on the reporting forms, and
3 clarifies that the reporting forms should be submitted monthly, or as soon as practicable upon
4 receipt of all relevant information regarding an incident subject to reporting.

5 This act would take effect upon passage.

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