| Procedure | Eugene | |
|:---:|:---:|:---:|
| **5.17A** | **Police Department** | |
| EFFECTIVE DATE 12-8-16 | | |

# Sexual Assault Response Team – Notifications

# APPENDIX A

The following nine tables identify **notification decisions** broken down into categories of forensic testing results.

| 1. CODIS Hit to Known Offender | | | |
|---|:---:|:---:|:---:|
| Case Scenarios | Notify Victim | Will NOT Notify Victim | Consider Notification of Victim |
| Case never presented for review by Lane County District Attorney (LCDA) **AND:** Appears prosecutable with victim participation | X | | |
| Case never presented for review by LCDA **AND:** Does not appear prosecutable (even with victim participation and despite the CODIS Hit and other available information) | | | X |
| Case never presented for review by LCDA **AND:** Does not appear prosecutable (even with victim participation) **BUT:** Testing result provides information which was previously unknown to victim (i.e. where/what type of sexual assault occurred) | | | X |

| Case Scenarios | Notify Victim | Will NOT Notify Victim | Will NOT Notify Victim |
|---|---|---|---|
| Case previously presented for review by LCDA **AND:** LCDA previously made a decision to not issue the case **BUT:** The testing results change that decision **AND:** The case is still prosecutable | X | | |
| Case previously presented for review by LCDA **AND:** LCDA previously made a decision to not issue the case **AND:** Nothing about the testing results changes that decision **BUT:** Testing results provide information which was previously unknown to victim (i.e. where/what type of sexual assault occurred) | | | X |
| LCDA previously prosecuted the case **AND:** Testing results simply confirm the identity of the suspect | | X | |
| LCDA previously prosecuted the case **AND:** Testing results provide information which was previously unknown to victim (i.e. where/what type of sexual assault occurred | | | X |

| 2. DNA from Known Offender Case is Uploaded to CODIS, but no Hit Results | | | |
|---|---|---|---|
| Case Scenarios | Notify Victim | Will NOT Notify Victim | Consider Notification of Victim |
| Testing results provide information which was previously unknown to victim (i.e. where/what type of sexual assault occurred) | | | X |
| Testing results provide no new information to victim | | X | |
| **3. CODIS Hit to Consensual Partner (Known or Unknown Offender)** | | | |

| Case Scenarios | Notify Victim | Will NOT Notify Victim | Consider Notification of Victim |
|---|---|---|---|
| Testing results match victim's reported consensual partner | | X | |

| 4. CODIS Hit to Offender Other Than Who Was Previously Prosecuted (Known or Unknown Offender) | | | |
|---|---|---|---|
| Case Scenarios | Notify Victim | Will NOT Notify Victim | Consider Notification of Victim |
| LCDA previously prosecuted the case **AND:** Testing results match a different offender (not the individual adjudicated)[1] | X | | |

| 5. CODIS Hit to Unknown Offender | | | |
|---|---|---|---|
| Case Scenarios | Notify Victim | Will NOT Notify Victim | Consider Notification of Victim |
| Testing results yield a CODIS Hit to a previously unknown offender. This includes cases that cannot be prosecuted due to the applicable statute of limitations | X | | |

| 6. DNA from Unknown Offender Case is Uploaded to CODIS, but no Hit Results | | | |
|---|---|---|---|
| Case Scenarios | Notify Victim | Will NOT Notify Victim | Consider Notification of Victim |
| Testing results yield a DNA profile that can be uploaded to CODIS, but no Hit results[2] | X | | |

---

[1] These results will be carefully analyzed in accordance with the USAK Post-Conviction Policy prior to notifying a victim.

[2] One reason to notify the victim in this scenario is that the victim may have additional information about the identity of the suspect which they gained at a later time and have not yet reported.

| 7.  Forensic Match (via CODIS) (Known or Unknown Offender Cases) | | | |
|---|---|---|---|
| Case Scenarios | Notify Victim | Will NOT Notify Victim | Consider Notification of Victim |
| Testing results yield a DNA profile that matches another evidentiary profile in CODIS, but the profile has not been identified to an offender[3] | X | | |

| 8.  DNA Result is Insufficient for CODIS Uploading (Known or Unknown Offender cases) | | | |
|---|---|---|---|
| Case Scenarios | Notify Victim | Will NOT Notify Victim | Consider Notification of Victim |
| Testing results yield some DNA, but not enough for CODIS uploading | | X | |

| 9.  No DNA[4] Detected (Known or Unknown Offender Cases) | | | |
|---|---|---|---|
| Case Scenarios | Notify Victim | Will NOT Notify Victim | Consider Notification of Victim |
| Testing results yield no DNA that is foreign to the victim | | X | |

---

[3] Same rationale as in previous footnote.
[4] This means that there is no DNA foreign to the victim.