

MONTEREY COUNTY

OFFICE OF THE DISTRICT ATTORNEY

JEANNINE M. PACIONI, DISTRICT ATTORNEY



August 8, 2019

Honorable Stephanie Hulsey
Superior Court of California, County of Monterey
240 Church Street
Salinas, CA 93901

Re: District Attorney's Response to 2018-2019 Monterey County Civil Grand Jury
Final Report "Rape Kit Processing in Monterey County"

Judge Hulsey:

Pursuant to Penal Code section 933.05(b) attached please find applicable responses from the District Attorney's Office.

Respectfully,

A handwritten signature in blue ink that reads "Jeannine M. Pacioni".

JEANNINE M. PACIONI
District Attorney,
County of Monterey

**THE MONTEREY COUNTY DISTRICT ATTORNEY'S
RESPONSES TO THE 2018-2019 MONTEREY COUNTY
GRAND JURY FINAL REPORT**

Finding F2: *The lack of a centralized place to post information has resulted in a lack of consistency in the way that LEAs manage and track sexual assaults.*

District Attorney's Response F2: The respondent disagrees with the finding. The Monterey County District Attorney's Office recognizes the value of coordination, tracking and processing of sexual assault data. To that point, the Monterey County District Attorney's office coordinates a monthly meeting with other law enforcement agencies, relevant non-profit organizations, the Sexual Assault Response Team Coordinator, and nurse examiners to coordinate sexual assault investigations.

Finding F9: *There is no centralized authority coordinating all LEAs in Monterey County regarding collection, processing and reporting of sexual assaults.*

District Attorney's Response F9: The respondent partially agrees with the finding. All LEAs in Monterey County, and the Sexual Assault Response Team Coordinator operate and share data based on a signed MOU regarding the collection, processing and reporting of sexual assaults on a monthly basis.

Recommendation R1: *By January 15, 2020, Monterey County District Attorney's Office should initiate and take the lead in developing a centralize interagency method to post and track sexual assault occurrences, Rape Kit collection and reporting to facilitate investigations among all LEAs.*

District Attorney's Response R1: This recommendation will not be implemented. Pursuant to PC 680.4 the California Department of Justice is the central repository for all DNA data.

Recommendation R2: *By January 15, 2020, the governing bodies of all Monterey County LEAs should assign a representative to participate in the DA-led centralized reporting initiative.*

District Attorney's Response R2: This recommendation will not be implemented. The California Department of Justice already is designated as the central repository for all DNA data.

Recommendation R4: *By July 1, 2019, and annually thereafter, every Monterey County LEA should report to their governing body and the public the required data outlined in PC 680.4.*

District Attorney's Response R4: This recommendation will not be implemented. The District Attorney's office is not a first responder on sexual assault investigations. We are not in possession of the data governed by PC 680.4.