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May 8, 2012

BPC #12-0217

The Honorable City Council
City of Los Angeles
c/o City Clerk's Office

Dear Honorable Members:

RE: DNA MONTHLY REPORT FOR MARCH 2012

At the regular meeting of the Board of Police Commissioners held Tuesday, May 8, 2012, the Board APPROVED the Department's report relative to the above matter.

This matter is being forwarded to you for approval.

Respectfully,

BOARD OF POLICE COMMISSIONERS

A handwritten signature in blue ink that reads "Maria Silva".

MARIA SILVA
Commission Executive Assistant

Attachment

c: Chief of Police

BPC # 12-0217

85

INTRADEPARTMENTAL CORRESPONDENCE

RECEIVED

MAY 02 2012

POLICE COMMISSION

April 24, 2012
8.6

REVIEWED

TO: Chief of Police

FROM: Chief of Detectives

Richard M. Tefank
RICHARD M. TEFANK
EXECUTIVE DIRECTOR

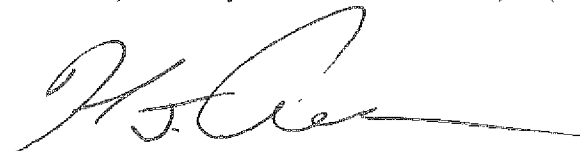
5/3/12
DATE

SUBJECT: DNA MONTHLY REPORT FOR MARCH 2012

At the request of the Los Angeles City Council and the Public Safety Committee this is the DNA Monthly Report for March 2012, as it relates to the reduction of the backlog of the DNA Evidence Kits. The report will be posted and updated on a monthly basis on the Department's website.

Along with the monthly report is a progress report on the City Controller's Office audit recommendations as it relates to the backlog of the DNA Evidence Kits.

Should you have any questions, please contact Lieutenant, Walter Teague, Acting Commanding Officer, Robbery-Homicide Division, at (213) 486-6850.



KIRK J. ALBANESE, Deputy Chief
Chief of Detectives

Attachments

BOARD OF
POLICE COMMISSIONERS
Approved *May 8, 2012*
Secretary *Maria Silva*

INTRADEPARTMENTAL CORRESPONDENCE

May 4, 2012
8.6

TO: Honorable Board of Police Commissioners

FROM: Chief of Police

SUBJECT: DNA MONTHLY REPORT FOR MARCH 2012

RECOMMENDED ACTIONS

1. That the Board of Police Commissioners (Board) REVIEW and APPROVE this report.
2. That the Board TRANSMIT the attached DNA Monthly Report for March 2012, and the Progress Report on the City Controller's Office audit recommendations, to the Los Angeles City Council.

DISCUSSION

At the request of the Los Angeles City Council and the Public Safety Committee, this is the DNA Monthly Report for March 2012, and a progress report on the City Controller's Audit recommendations as it relates to the reduction of the backlog of the DNA Evidence Kits.

Should you have any questions, please contact Lieutenant Walter Teague, Acting Commanding Officer, Robbery-Homicide Division, at (213) 486-6850.

Respectfully,



CHARLIE BECK
Chief of Police

Attachments

Overview of March 2012 Activities
April 9, 2012

The Los Angeles Police Department Sexual Assault Evidence Kits (SAEK) Progress Report provides significant information about the status of the SAEK backlog elimination project. The Serology/DNA Unit (SDU) is also responsible for processing and conducting analysis for biological evidence unrelated to sexual assaults, as well as additional evidence related to sexual assaults. This report (formatted in the new version, effective January 2012) is a reflection of the productivity associated with the SAEKs.

The March Progress Report shows a total of 380 SAEKs in progress or pending a request. Of these 380 SAEKs, 14 are pending submission of a request to RHD (two did not have an RSDA submitted within 30 days). The number of kits where testing has not yet been completed is 366, which includes all cases in progress whether done in-house or outsourced. It does not include those that have been requested but are not yet assigned. The SDU workflow is such that at any given moment in time, some accumulated cases are not yet assigned, but previous assigned work is continually in progress.

The second follow-up audit by the Controller's Office dated November 11, 2011 referenced the Department's need to evaluate an additional 1,475 kits for re-testing that were screened but not DNA typed. Although no DNA typing was performed, these cases were deemed "complete" by the procedural standards in place through late 2008. Further data review by laboratory specialists reduced the re-evaluation candidate list from 1,475 to 209 kits, which may benefit from DNA testing. Of the 209 SAEKs reviewed, 38 SAEKs involved a stranger and have been submitted for priority DNA typing (and are included in the 366 number cited above). The Department will review the remaining 171 SAEK related cases for priority and perform DNA typing on all SAEKs of evidentiary value (they will be added to the monthly report as their status is confirmed). Cases determined to be unfounded will not require any additional analysis.

The SDU is continuing to decrease the time required to complete casework (including the mandatory technical and administrative reviews) without sacrificing quality. Total cases over 90 days decreased from 228 in January to 140 in February, and decreased further to 79 in March.

None of the remaining untested kits are from the Historical Backlog, which was previously eliminated. There were an additional 86 new SAEKs collected in March.

Los Angeles Police Department

Sexual Assault Evidence Kit (SAEK)

Progress Report: March 31, 2012

Category	2011 YTD	2011 March	2012 YTD	2012 March
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SAEK RECEIVED

Total SAEK, Analysis In-Process or Pending a Request for Serology/DNA Analysis (RSDA)	N/A	611	N/A	*380
Total SAEK, Booked by LAPD	306	123	336	86

PENDING ANALYSIS REQUEST

Total SAEK-RSDA Pending			15	14
Total SAEK-RSDA Pending, \geq 30 Days from Booking			6	2

ANALYSIS IN-PROCESS

Total SAEK-Analysis Pending Completion – ALL			N/A	*366
Analysis Pending Completion – Internal			N/A	*170
Analysis Pending Completion – Outsource	N/A	380	N/A	*196
Internal Analysis Initiated – Internal			332	125
Analysis Contracted Out – Outsource	346	69	172	69

Total No. of Days SAEK in Analysis since Request for Serology/DNA Analysis (RSDA)

Total Backlog: \geq 90 Days			N/A	79
\geq 120 Days			N/A	68
\geq 150 Days			N/A	54
\geq 180 Days			N/A	43

ANALYSIS COMPLETE

Total SAEK Analysis Completed - ALL	**612	**130	459	184
SAEK Analysis Complete - Internal	5	2	206	73
SAEK Analysis Complete - Outsource	**545	**128	253	111
SAEK Unsuitable for Testing (Cat 4, Suspect Kit, Etc.)	62	25	60	13

SAEK TESTING RESULTS

DNA Profiles Uploaded to CODIS	433	239	300	60
Total CODIS Hits	284	43	68	34
CODIS Hits – Case to Offender	260	38	68	34
CODIS Hits – Case To Case	7	5	0	0

Notes:

Shaded areas were not tabulated, as data was not available from previous year.

* Includes SAEK, carried over from 2011.

** SAEK in 2011 were tabulated as complete, based on a sub-contractor analysis report.

**Report on the Controller's Office, 2nd FOLLOW-UP
AUDIT Recommendations
March 31, 2012**

BACKGROUND

On November 10, 2011, the Office of the Controller issued the 2nd Follow-Up Audit of the Forensic DNA Backlog Reduction Grant Program. The Audit identified several findings and recommendations. The Los Angeles Police Department (Department) was asked to prepare a response and include information regarding the steps the Department has taken or intends to take to address the recommendations and to clarify information.

The following numbered items have been completed from the Controller's Office 2nd Follow Up Audit recommendations.

Recommendation No. 1

Ensure that any sexual assault evidence kits that will be analyzed or that require a technical review are included in the SAEK Progress Reports.

Recommendation No. 3

Ensure reconciling differences between Departmental records are properly accounted for and explained in the SAEK Progress Report in order to accurately reflect the number and processing status of SAEKs.

Recommendation No. 4

Review those DNA cases where a request for testing is pending and determine the proper disposition.

Recommendation No. 5

Formalize follow-up procedures to ensure DNA testing requests are made within 30 days of the date of the offense.

Recommendation No. 6

Ensure the protocol for requesting DNA testing is followed in order to accurately track the status of rape kits.

Recommendation No. 7

The LAPD should implement protocols to review the unfounded cases received subsequent to December 8, 2008, to ensure that any cases where DNA analysis should be performed are identified.

Recommendation No. 8

The LAPD should verify the data queries used to compile the SAEK Progress Reports to minimize any reporting differences.

Report on the Controller's Office, 2nd FOLLOW-UP
AUDIT Recommendations
March 31, 2012

Recommendation No. 9

The LAPD should re-assess its resource needs (staffing and funding) to ensure the appropriate level of resources is available and maintained to prevent any future rape kit backlogs from occurring.

Recommendation No. 10

Communicate to Policymakers any change to originally estimated funding levels that were designated for a specific purpose.

The following numbered items remain and are an ongoing effort to reconcile from the Controller's Office 2nd Follow-Up Audit recommendations.

Recommendation No. 2

Identify revisions that are necessary to various Departmental records (e.g., APIMS or SAEK Master List, etc.) to ensure the reported number and status of SAEKs is accurate.

Response:

The completion of this recommendation involves the development of a master database (Recommendation #11) and the ongoing development of the interim system (RHD ITS).

The new comprehensive master database system will also need to accomplish many other important needs such as the tracking of changing of DR numbers and also provide SID with data information on all booked evidence for analysis. These informational needs and technical requirements have been gathered to provide for the completion of the Request for Proposal (RFP).

Recommendation No. 11

The LAPD should establish a formalized plan or timeline with interim milestones to track its progress in developing a comprehensive master database for sexual assault evidence kits.

Response:

The Department agrees with this recommendation and is actively gathering the necessary information to establish a formalized plan and timeline. The RFP is being finalized and will be presented to the City Attorney for review before presentation to City Council for approval.

Once proposals are received from various vendors, the Department will be better positioned to identify a timeline for acquisition and implementation of the comprehensive master database system. Early cost estimates for such a system easily exceed one-million dollars for which there is not an identified source of funding.