PSFSS COMMITTEE: 3/18/2021 ITEM: d (1)

SAN IOSE

CAPITAL OF SILICON VALLEY

# Memorandum

TO:

PUBLIC SAFETY, FINANCE &

FROM:

David Tindall

STRATEGIC SUPPORT COMMITTEE

SUBJECT:

SEXUAL ASSAULT RESPONSE

DATE:

March 10, 2021

AND STRATEGY ANNUAL

REPORT

Approved

Mntow of Maguie

Date

3-11-21

#### RECOMMENDATION

Accept an annual report on the Police Department's Sexual Assault Response and Strategy, including detailed sexual assault crime statistics and trends, and measurable outcomes that are aligned across law enforcement agencies and community service providers consistent with best practices, as well as a work item status update.

#### **BACKGROUND**

The federal Centers for Disease Control and Prevention (CDC) defines sexual violence as "sexual activity when consent is not obtained or not freely given." The CDC notes that sexual violence is a serious public health problem in the United States that "impacts every community and affects people of all genders, sexual orientations, and ages. Anyone can experience or perpetrate sexual violence." More than one in three women and nearly one in four men experience sexual violence involving physical contact during their lifetimes.<sup>1</sup>

In the San José Police Department, the Sexual Assault Investigations Unit (SAIU) investigates incidences of sexual violence (referred to hereafter as "sexual assault," consistent with the terminology used by the Department.) In this report, the Department will highlight efforts related to the prevention, intervention, and enforcement of sexual assault by SAIU. This report also provides an update on the Police Department's Special Victim's Unit (SVU). SVU was created in February 2020; it encompasses duties formerly performed by SAIU, including investigating illegal possession, transmission, and production of Child Sexual Abuse Material, Human Trafficking, and Sex Offender Registration Violations. In addition, this report follows up on various data and informational requests from the Public Safety, Finance and Strategic Support Committee and Councilmember Arenas related to the work of SAIU and SVU (see report and Attachment A). Finally, this report provides an update on the Department's Sexual Assault Response and Strategy Workplan (see Attachment B.)

<sup>&</sup>lt;sup>1</sup> https://www.cdc.gov/violenceprevention/sexualviolence/fastfact.html

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 2

#### **ANALYSIS**

#### SEXUAL ASSAULT INVESTIGATIONS UNIT

#### Overview

In San Jose, sexual assaults, intimate partner sexual assaults, and youth sexual assaults fall under the purview of SAIU. SAIU's responsibilities include a range of sexual assault law violations. The unit is housed at the San Jose Police Department's main facility located at 201 W. Mission Street in San Jose.

The unit's approach to sexual assault cases is to make an arrest in every situation where it is legally permissible and to ensure survivors have access to resources which may assist them through the legal and/or civil process. SAIU has an in-house YWCA Advocate who assists survivors with services and provides the survivor with the resources and information needed to heal. Furthermore, SAIU works closely with the Santa Clara County Department of Family and Children Services (DFCS) in familial youth cases. The unit also works closely with the Santa Clara County District Attorney's Office (SCCDA) Sexual Assault Unit in referring cases for prosecution and supporting cases filed by the SCCDA's office.

Today, the Sexual Assault Investigations Unit is authorized to have 31 sworn and 5 civilian personnel. SAIU is currently staffed by 24 sworn and 5 civilian personnel. The current staffing level reflects an increase of 4 detectives in June 2019 (which brought the unit from 16 to 20 detectives; however, one detective was lost due to a resignation, bringing total detectives to 19). The current filled staffing consists of the following:

- Sworn
  - o 1 Lieutenant
  - o 4 Sergeants
  - o 19 Detectives
- Civilian
  - o 1 Senior Office Specialist
  - o 1 Police Data Specialist II
  - o 1 Crime and Intelligence Analyst
  - o 1 Analyst I (Child Interview Center Coordinator)
  - o 1 Child Forensic Interviewer (Temporary City Employee)

The make-up of SAIU is diverse: six of the members are certified Spanish-language speakers, two are certified Vietnamese-language speakers, two members speak Tagalog, and one member speaks Cantonese. Equally important to the languages spoken, SAIU has six female detectives. Having such a diverse workforce allows SAIU to communicate and earn the trust of the survivors we serve.

The unit employs the best practices in sexual assault services and uses a multi-disciplinary approach to address sexual assault issues. In 2019-2020, in addition to the sworn and non-sworn personnel, SAIU continued to be staffed with an advocate from the YWCA and a representative from the DFCS. The multi-disciplinary approach utilized by SAIU integrates effective

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 3

investigation and support services to victims of sexual assault in a safe and friendly environment. The law enforcement component is committed, first and foremost, to the safety of the survivors of sexual assault. This is accomplished by enforcing appropriate criminal statutes, as well as the active referral of survivors to partner agencies within the unit for counseling services, safety planning, financial aid, shelter and restraining order acquisition.

Training is foundational to SAIU's service model. SAIU detectives are required by the California Commission on Peace Officer Standards and Training (POST) to attend the Robert Presley Institute of Criminal Investigation (ICI) on Sexual Assault. The course is 40-hours long. The San Jose Police Department also requires SAIU detectives to attend a 40-hour Child Forensic Interview Training course and a 3-day interview and interrogation course. Additional courses are offered to detectives during their tenure; however, these additional courses are subject to budgetary constraints. Examples of these additional internal courses include: Trauma-Informed Care, Santa Clara County District Attorney Sexual Assault updates, and surveillance and apprehension training.

Due a pending retirement, the San Jose Police Academy is looking for instructors to teach the Learning Domains (LD) related to sexual assault investigations (LD 9 – Crimes Against Children and LD 10 – Sex Crimes) to all new recruits. The academy staff is working with SAIU personnel to transition those two LDs over to members of SAIU and SVU. SAIU and SVU personnel believe they can provide the requirements mandated by POST, while incorporating best practices and emerging trends within the community. Having detectives assigned to SAIU and SVU teach the two LDs is viewed as a "win/win" scenario for both the community and the department, alike. New officers will be armed with the ability to conduct better interviews, to write better reports, to make appropriate advocacy referrals, and to have a professional connection with the detectives who investigate these cases on a daily basis.

# Measurable Outcomes Aligned Across Law Enforcement Agencies and Community Service Providers

The Police Department is committed to ongoing monitoring of measurable outcomes and proactive coordination with law enforcement agencies and community service providers to ensure that our approaches are aligned to advance our shared goal of eradicating sexual assault and intimate partner violence. This section discusses both SAIU's general efforts to maintain open lines of communication and promote coordination between other agencies and providers by participating in collaborative committees and partnerships as well as the establishment of standard operating procedures (SOPs) to ensure alignment around specific outcomes consistent with best practices.

#### Participation in Collaborative Committees and Partnerships

SAIU members have participated in a variety of collaborative committees and partnerships with government agencies and community partners to promote ongoing coordination and alignment around shared outcomes. A summary of significant efforts is provided below.

Santa Clara County Department of Family & Children's Services Quarterly Meetings:

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 4

The Santa Clara County Department of Family & Children's Services Quarterly Meetings was established to bring various groups (including DFCS, law enforcement, the DA's Office, and the Medical Team) together to discuss best practices and identify challenges related to the service being provided to families and survivors in abuse cases.

#### • Santa Clara County Sexual Assault Response Team Committee:

On June 13, 2016, the Santa Clara County Sexual Assault Response Team (SART) Committee was convened, following the guidelines set by Penal Code Section 13898, which states that each "county may establish and implement an interagency SART program for the purpose of providing a forum for interagency cooperation and coordination, to assess and make recommendations for the improvement in the local sexual assault intervention system, and to facilitate improved communication and working relationships to effectively address the problem of sexual assault in California." SAIU participates in this committee, including the Non-Investigative Reports (NIR) Sub-Committee described below.

#### • Santa Clara County Non-Investigative Reports Sub-Committee:

The Santa Clara County NIR Sub-Committee of the Santa Clara County SART Committee was established at the request of SAIU personnel to discuss issues relating to how Non-Investigative Reports are conducted. A non-investigative report occurs when an individual receives a SART exam but does not wish to generate a law enforcement investigation. SAIU requested the creation of the NIR Sub-Committee (which includes law enforcement agencies, the District Attorney's Office, the YWCA, Community Solutions, the Sexual Assault Forensic Exam Team, Crime Laboratory, and others) to ensure that the joint approach to handling non-investigative reports is consistent with mandatory sexual assault reporting requirements under State law. In particular, this sub-committee is working to ensure alignment between agencies on measurable outcomes such as sharing of medical reports in NIR cases, mandatory reporting of sexual assaults in NIR cases, and police access to children 12-17 years of age during NIR Sexual Assault Forensic Exams (SAFE).

After discussion with this sub-committee, SAIU has authored a draft NIR Standard Operating Procedure (SOP) with the intent to create a guideline for County law enforcement agencies. This SOP has not yet been finalized as the work of the sub-committee is still ongoing.

#### Creation of Standard Operating Procedures

In addition to these partnerships, in order to ensure that the members of SAIU are providing the best possible service to our survivors and community, SAIU has created SOPs in alignment with best practices. The SOPs aim to provide timely, consistent, and thorough investigations, while reducing failure to adhere to best practices and ensure alignment with other agencies or providers.

<sup>&</sup>lt;sup>2</sup> https://www.sccgov.org/sites/da/prosecution/DistrictAttorneyDepartments/Documents

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 5

#### Basic Investigations:

SAIU has created an SOP which outlines the steps required to conduct sexual assault investigations. The SOP covers survivor contact, interviews, evidence, advocacy, SART exams, suspect apprehension, criminal complaints, report writing, and other investigative techniques.

#### • Department of Family and Child Services Reporting:

An SOP has been established regarding the processing of cases received from DFCS. The process set out in the SOP aides the unit in identifying cases received from DFCS which are duplicates of cases already received by the unit, have been transferred to another agency, or unfounded. Only cases that do not fall into these categories are assigned to a detective. This workflow assists the detectives in taking on only cases which require investigation; thus, creating a higher efficiency in detective workload and work product.

#### YWCA Advocate Referral:

An SOP has been established outlining the advocacy referral process to the YWCA. The document reinforces the expectation the unit has for advocacy. The document was reviewed by YWCA Community Support Manager, who made additions to the document. The SOP was recently revised to include with language regarding survivor consent to advocacy.

#### Pediatric SART Exams:

An SOP has been established to assist members of SAIU in deciding which Pediatric SART exams to approve. The SOP was created after conversations with the pediatric medical team from Santa Clara Valley Medical Center (Doctor Marlene Sturm and Mary Ritter), Supervising Deputy District Attorney assigned to sexual assaults (Oanh Tran), and members of DFCS. The SOP expands on SAIU's previous practice of approving an exam if a sexual assault had been committed in the past 72 hours by adding value-based decision-making in consultation with the Multi-Disciplinary Interview team. This new procedure expands the type of circumstances in which SAIU will approve a Pediatric SART exam.

SAIU has also prioritized open communication and ongoing collaboration with the pediatric medical team. A designated contact person within the unit has been established to discuss questions or concerns from the medical team at any time. In coordination with the medical team, SAIU is committed to ongoing monitoring and evaluation of when SART exams are approved (a measurable outcome) to ensure the unit's procedures are working as intended.

#### Sexual Assault Forensic Evidence Tracking:

SAIU has established a Sexual Assault Evidence Tracking (SAFE-T) SOP in order to be compliant with AB 41 (Penal Code Section 680.3). The law requires the department to

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 6

enter SART exam kit information into a Department of Justice (DOJ) SAFE-T database within 120 days of collection. On a weekly basis, unit members update the DOJ SAFE-T database with the information required.

#### Survivor Contact Letter:

Lieutenant Jimenez revised the Survivor Contact Letter after receiving a suggestion from Supervising Deputy District Attorney Oanh Tran. The former San José Police Department letter did not provide the survivor with sufficient information about what would occur with the case should the survivor not contact the police. The letter was updated to be more informative.

#### Case Data

This section discusses key trends in case data. Additional statistics are provided for reference in Attachment A.

SAIU continues to have an increase in caseload and has experienced a 2.8% increase in cases over the previous five years.

#### FIVE YEAR COUNT OF CASES INVOLVING SEXUAL ASSAULT PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020

1			2016vs 2017		2017vs 2018		2018vs 2019		2019vs 2020	5-YEAR
	2016	2017	% CHANGE	2018	% CHANGE	2019	% CHANGE	2020	% CHANGE	% CHANGE
CASES	1405	1530	8.9%	1577	3.1%	1771	12.3%	1444	-18.5%	2.8%

\*Cases involving Sexual Assault are categorized under the following: Child Molest, L&L, Rape, Indecent Exposure, Sex. Keep in mind cases call involve more than 1 offense.

The Five-Year Count of Rape and Sex Offenses Reported table provides a breakdown of the 8,487 reported rape and sex offense occurrences received from Fiscal Year 2016-2020 by the various types of cases listed. Overall, there was an 5.5% increase in rape and sex offenses over the last five years. (Note that the total in the offenses reported table below differs from the total in the case data table above as cases can involve more than one offense.)

Although rapes show an overall declined of 9.4% over the last year, domestic rapes increased 140% (15 to 36) and domestic assault with the intent to commit a felony sex crime increased 400% (3 to 15). The increases may reflect increased reporting related to SAIU's implementation of the intersectionality tool in January 2020. For a detailed discussion of the tool's impact on reporting, see the *Intersectionality between Sexual Assault and Domestic Violence* section in Attachment B.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 7

### FIVE YEAR COUNT OF RAPE AND SEX OFFENSES REPORTED PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020

CATEGORY AND OFFENSE	2016	2017	2016vs2017 % CHANGE	2018	2017vs2018 % CHANGE	2019	2018vs2019 % CHANGE	2020	2019vs2020 % CHANGE	TOTAL	5-YEAR % CHANGE
CHILD MOLEST	651	610	-6.3%	603	-1.1%	750	24.4%	572	-23.7%	3186	-12.1%
285 PC INCEST	1	3	200.0%	3	0.0%	2	-33.3%	1	-50.0%	10	0.0%
288(A) PC L&L W/ UNDER 14YRS	552	494	-10.5%	477	-3.4%	624	30.8%	479	-23.2%	2626	-13.2%
647.6A1 PC ANNOY/MOLEST MINOR	98	113	15.3%	123	8.8%	124	0.8%	92	-25.8%	550	-6.1%
INDECENT EXP	87	94	8.0%	107	13.8%	98	-8.4%	106	8.2%	492	21.8%
314.1 PC INDECENT EXPOSURE	87	94	8.0%	107	13.8%	98	-8.4%	106	8.2%	492	21.8%
L&L	3	1	-66.7%	6	500.0%	2	-66.7%	1	-50.0%	13	-66.7%
288(C)(2) PC L&L W/ DEP ADULT	3	1	-66.7%	6	500.0%	2	-66.7%	1	-50.0%	13	-66.7%
RAPE	489	626	28.0%	654	4.5%	716	9.5%	649	-9.4%	3134	32.7%
220PC RAPE ASLT TO COMMIT/ATT	85	103	21.2%	105	1.9%	94	-10.5%	80	-14.9%	467	-5.9%
261 PC RAPE	233	282	21.0%	330	17.0%	387	17.3%	304	-21.4%	1536	30.5%
262(A)(1) PC RAPE SPOUSE	10	13	30.0%	17	30.8%	9	-47.1%	12	33.3%	61	20.0%
286 SODOMY	24	46	91.7%	60	30.4%	74	23.3%	71	-4.1%	275	195.8%
288A(A) PC ORAL COPULATION	55	68	23.6%	65	-4.4%	66	1.5%	72	9.1%	326	30.9%
289PC FOREIGN OBJ PENETRATION	54	77	42.6%	69	-10.4%	68	-1.4%	59	-13.2%	327	9.3%
DOMESTIC - 261 PC RAPE	24	32	33.3%	7	-78.1%	15	114.3%	36	140.0%	114	50.0%
DOMESTIC-220 PC ASLTTOCMMT/ATT	4	5	25.0%	1	-80.0%	3	200.0%	15	400.0%	28	275.0%
SEX <sup>1</sup>	294	356	21.1%	366	2.8%	366	0.0%	280	-23.5%	1662	-4.8%
243.4 PC BATTERY SEXUAL	173	236	36.4%	251	6.4%	267	6.4%	197	-26.2%	1124	13.9%
261.5PC UNLAW INTERCRSE MINOR	100	104	4.0%	98	-5.8%	76	-22.4%	68	-10.5%	446	-32.0%
647(A) PC LEWD CONDUCT	21	16	-23.8%	17	6.3%	23	35.3%	15	-34.8%	92	-28.6%
TOTAL	1524	1687	10.7%	1736	2.9%	1932	11.3%	1608	-16.8%	84872	5.5%

<sup>\*</sup>Please note that comparing small numbers may result in large percentage changes

\*Count is not representative of Unique Case (Occurrence) Number Totals. Some cases involve more than 1 Offense (Incidents) committed

as they do not pertain to the Sexual Assaults Investigations Unit | 2 689 unique cases involving the above offenses were determined unfounded

TRIS REPORT IS NOT HIERARCHY BASED. CRIME TOTALS REFLECT ALL OFFENSES COMMITTED, REGARDLESS OF SEVERITY PER INCIDENT.

These statistics are sourced from the San Jose Police Department's records management system. They are not used to report to the FBI's Uniform Crime reporting (UCR) Program and therefore should not be compared to the UCR submitted statistics. This report is run by the dates the crimes are reported and statistics may be subject to change due to the reclassification or unfounding of crimes.

The five-year Count of Clearance by Arrest/Citation shows an increase of 8.5% from last year (37.6% over the last five years). SAIU Members firmly believe holding the offender accountable, will help prevent future sexual assault and aid in the healing of the survivors.

### COUNT OF CLEARANCE BY ARREST/CITATION AND CLEARED EXCEPTIONALLY PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020

CLEARANCE STATUS:	2016	2017	2016vs 2017 % CHANGE	2018	2017vs 2018 % CHANGE	2019	2018vs 2019 % CHANGE	2020	2019vs 2020 % CHANGE	Consideration of the Considera	5-YEAR % CHANGE
C- CLEARED BY ARREST OR CITATION	186	197	5.9%	215	9.1%	236	9.8%	256	8.5%	1090	37.6%
O- CLEARED EXCEPTIONALLY	32	17	-46.9%	1	-94.1%	14	1300.0%	8	-42.9%	72	-75.0%
TOTAL	218	214	-1.8%	216	0.9%	250	15.7%	264	5.6%	1162	21.1%

<sup>\*</sup>Please note that comparing small numbers may result in large percentage changes

In 2019, the SAIU Police Lieutenant made changes to the internal case statuses and began to eliminate the use of the disposition code K- Lack of Investigative Resources. From year 2016 to 2020, the amount of cases closed with disposition code K decreased from 531 (2016) to 4 (2020) (a 99.2% decrease in the use of disposition code K) Refer to the Study Clearance Code K section in Attachment B for further details.

The change which most impacted the count of internal status was ensuring all cases involving a known suspect were submitted to the District Attorney's Office for review (D – complaint submitted to the DA for review) regardless of the survivor's level of cooperation. This change resulted in a 1380% increase of cases submitted to the District Attorney's Office for review from year 2019 to 2020. In addition, all other administrative clearance codes were strictly monitored, resulting in decreases in the use of codes that were administrative in nature. This change is evidenced in the 70.9% decrease in the use of disposition code L – Law Enforcement Reject. The strategy SAIU members are employing is to conduct thorough investigations, which result in the

Three offenses categorized as SEX normally investigated by the Special Victims Unit (290(8) PC SEX FAIL TO REGFEL, 290(8) PC SEX FAIL TO REGMED, 311 PC OBSCENE MATTER) are excluded from the table

Count reflects cases involving the following Sexual Assault Offenses: 285 PC INCEST, 288(A) PC L&L W/ UNDER 14YRS, 647.6A1 PC ANNOY/MOLEST MINOR, 288(C)(2) PC L&L W/ DEP ADULT, 220PC RAPE ASLT TO COMMIT/ATT, 261 PC RAPE, 262(A)(1) PC RAPE SPOUSE, 286 SODOMY, 288A(A) PC ORAL COPULATION, 289PC FOREIGN OBJ PENETRATION, DOMESTIC - 261 PC RAPE, DOMESTIC-220 PC ASLTTOCMMT/ATT, 243.4 PC BATTERY SEXUAL, 261.5PC UNLAW INTERCRSE MINOR, 647(A) PC LEWD CONDUCT, 314.1 PC INDECENT EXPOSURE

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 8

identification of the suspect. The detectives then provide the case to the District Attorney's Office to determine if a criminal filing is warranted. At the same time, the detectives are using a survivorcentered approach, while connecting the survivors with services to aid in the healing process.

COUNT OF INTERNAL STATUS

INTERNAL STATUS	2016	2017	2016vs 2017 % CHANGE	ADDODDODA -	2017vs 2018 % CHANGE	A 9909-112-1	2018vs 2019 % CHANGE	t begaring.	2019vs 2020 % CHANGE	TOTAL	5-YEAR % CHANGE
K - LACK OF INVESTIGATIVE RESOURCES	531	581	9.4%	633	9.0%	526	-16.9%	42	-99.2%	2275	-99.2%
F - COMPLAINT FILED	204	217	6.4%	200	-7.8%	289	44.5%	221	-23.5%	1131	8.3%
R - DA REJECT	186	200	7.5%	223	11.5%	258	15.7%	300	16.3%	1167	61.3%
L - LAW ENFORCEMENT REJECT (INCLUDES CIVIL)	168	137	-18.5%	99	-27.7%	206	108.1%	60	-70.9%	670	-64.3%
U - UNFOUNDED	107	119	11.2%	92	-22.7%	140	52.2%	222	58.6%	680	107.5%
T - DUPLICATE CASE (EVENT ONLY)	91	77	-15.4%	128	66.2%	218	70.3%	84	-61.5%	598	-7.7%
X - TRANSFERRED TO OTHER AGENCY	78	95	21.8%	117	23.2%	101	-13.7%	104	3.0%	495	33.3%
V - JUVENILE CRIMINAL REFERRAL	60	84	40.0%	96	14.3%	114	18.8%	86	-24.6%	440	43.3%
E - ALL LEADS EXHAUSTED	53	47	-11.3%	53	12.8%	53	0.0%	112	111.3%	318	111.3%
H - VICTIM REQUESTED CLOSURE <sup>3</sup>				2		36	1700.0%	109	202.8%	147	_
O - OPEN	2	4	100.0%	3	-25.0%	6	100.0%	136	2166.7%	151	6700.0%
N - NON-WORKER (NO LEADS)	20	57	185.0%	25	-56.1%	4	-84.0%	39	875.0%	145	95.0%
G - LACK OF VIC COOPERATION (ATTEMPTS MADE/NO				2		52	2500.0%	88	69.2%	142	-
D - COMPLAINT SUBMITTED TO DA FOR REVIEW	1	3	200.0%	2	-33.3%	5	150.0%	74	1380.0%	85	7300.0%
Q - ADMINISTRATIVE ACTION	14	9	-35.7%	13	44.4%	13	0.0%	2	-84.6%	51	-85.7%
P - PENDING LAB RESULTS	3	7	133.3%	5	-28.6%	12	140.0%	2	-83.3%	29	-33.3%
B - RE-OPEN	2	4	100.0%	1	-75.0%	4	300.0%	3	-25.0%	14	50.0%
W - JUVENILE NON-CRIMINAL REFERRAL	2	1	-50.0%	1	0.0%	3	200.0%	3	0.0%	10	50.0%
Z - NDR/ZERO ROUTE (OSSD ONLY)		4	-		-100.0%	1			-100.0%	5	_
M - MISSING PERSON LOCATED (MP ONLY)	1		-100.0%	1			-100.0%	7;	-	2	-100.0%
Y - NON-EVIDENTIARY ITEMS (PROPERTY ONLY)		1	-	1	0.0%		-100.0%	200000000	-	2	-
J - CLOSED JUDICIAL (ONLY USE W/ COMPLAINT FILED)				1			-100.0%			1	-
TOTAL	1523	1647	8.1%	1698	3.1%	2041	20.2%	1649	-19.2%	8558	8.3%

Addresses for Offender and Survivors could not be extracted and produced at this time. However, an analysis for January 1, 2020 - December 31, 2020 was completed to count the type of relationship a victim had to the offender for each case. The majority of victim to offender relationship (17.2%) indicated that the Victim Was Other Family Member, followed by 16.8% where the Victim Was Child. The table below summarizes the total count of all victim relationships to offender for 2020. For further location analysis, please see the count of Arrest/Cited and Survivor zip codes and location of incident by category provided in Attachment A.

Please note that comparing small numbers may result in large percentage changes
In 2019, Internal Status K-Lack of Investigative Resources was studied to determine if cases closed under this Internal Status met the conditions for the designation. It was determined that 2 additional Internal Status categories needed to be created: <sup>3</sup> H-Victim Requested Closure and <sup>4</sup> G-Lack of Vic Cooperation (Attempts Made/No Contact), which were implemented January 1, 2020 and may reflect cases closed in 2020 but was an on-going investigation from prior to years. As a result, <sup>3</sup> Count of Internal Status K-Lack of Investigative Resources in 2020 significantly decreased.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 9

### COUNT OF VICTIM RELATIONSHIP TO OFFENDER PERIOD: JANUARY 1, 2020 - DECEMBER 31, 2020

RELATIONSHIP TO OFFENDER	COUNT
OF- VICTIM WAS OTHER FAMILY MEMBER	149
CH- VICTIM WAS CHILD	146
RU- RELATIONSHIP UNKNOWN	118
AQ- VICTIM WAS ACQUAINTANCE	85
OK- VICTIM WAS OTHERWISE KNOWN	78
ST- VICTIM WAS STRANGER	56
FR- VICTIM WAS FRIEND	42
BG- VICTIM WAS BOYFRIEND/GIRLFRIEND	36
SC- VICTIM WAS STEPCHILD	33
SB- VICTIM WAS SIBLING	28
CF- VICTIM WAS CHILD OF BOYFRIEND/GIRLFRIEND	24
GC- VICTIM WAS GRANDCHILD	23
EX- VICTIM WAS EX BOYFRIEND/EX GIRLFRIEND	17
SS- VICTIM WAS STEPSIBLING	10
NE- VICTIM WAS NEIGHBOUR	6
IL- VICTIM WAS IN-LAW	5
BE- VICTIM WAS BABYSITTEE (BABY)	4
ER- VICTIM WAS EMPLOYER	2
SE- VICTIM WAS SPOUSE	1
SP- VICTIM WAS STEPPARENT	1
EE- VICTIM WAS EMPLOYEE	1
CS- VICTIM WAS COMMON LAW SPOUSE	1
PA- VICTIM WAS PARENT	1
TOTAL	867

\*Count reflects cases where victim to offender relationship was indicated in GO, not count of total cases

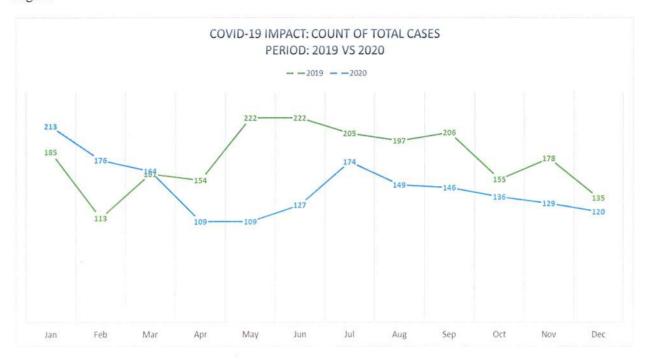
#### **COVID-19 Impact**

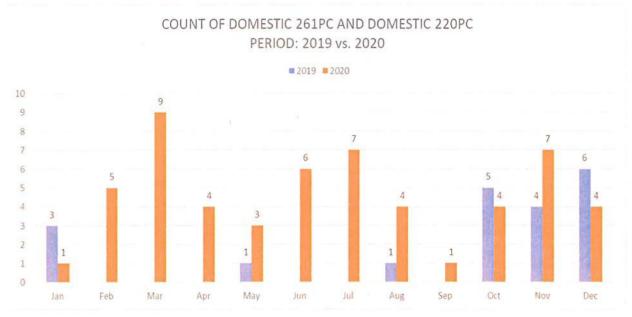
When the worldwide COVID-19 pandemic began, there was a legitimate concern that the local Shelter-In-Place (SIP) orders could negatively impact our community and cause an increase in Intimate Partner Violence (IPV) and in-home sexual assault of minors. Based on the data, there was a decline in cases received by SAIU (other than domestic sexual assault) during the SIP order. Historically, sexual assault cases are delayed in reporting. Therefore, SAIU is expecting an uptick in reporting once the SIP order ends and children re-enter school and interact with mandatory reporters (teachers, medical personnel, and police officers). Again, the increase in domestic sexual assault cases is largely attributed to the implementation of the intersectionality tool, which is discussed in detail in Attachment B.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 10

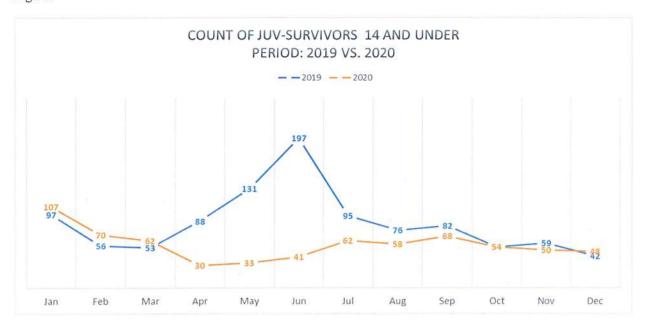




March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 11



COUNT OF 285 PC INCEST, 288(A) PC L&L W/ UNDER 14YRS, 647.6A1 PC ANNOY/MOLEST MINOR

PERIOD: 2019 vs. 2020

монтн	2019	2020	2019-2020 % CHANGE
Jan	56	75	33.9%
Feb	33	54	63.6%
Mar	58	41	-29.3%
Apr	51	28	-45.1%
May	87	25	-71.3%
Jun	84	28	-66.7%
Jul	63	48	-23.8%
Aug	62	33	-46.8%
Sep	74	53	-28.4%
Oct	41	42	2.4%
Nov	51	37	-27.5%
Dec	39	36	-7.7%
TOTAL	699	500	-28.5%

COUNT OF TOTAL OFFENSES SPECIFICALLY FOR: 285PC, 288(A) PC, 647.6A1 PC PERIOD: 2019 VS. 2020



#### **Prevention Efforts and Services to Survivors**

San Jose Police Department Crime Prevention Unit

The San Jose Police Department's Crime Prevention Unit (CPU) reports directly to the police captains assigned to the Bureau of Field Operations – Patrol. The Crime Prevention Specialists are divided into the four divisions and speak various languages (Spanish, Vietnamese, and English). The specialists conduct outreach and commonly present their courses to schools, places of worship, businesses, and community forums in the languages preferred by the audience. The CPU offers a wide variety of topics that intersect with sexual assault investigations such as: Sexual Harassment, Dating Violence, Cyberbullying, Human Trafficking, Unhealthy Relationships,

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 12

Personal Safety, Alcohol and Consent, and Gangs. The below table shows the attendee count for presentations by topic.

# COUNT OF REACH BY TOPIC PERIOD: 2019 AND 2020\*

TOPIC	2019	2020	TOTAL
Cyberbully	358	436	794
Cyberbully-Adults	713	171	884
Cyberbully-Teachers	153	21	174
Cyberbully-Youth	2561	346	2907
Dating Violence	75	48	123
Sexual Harassment	257	30	287
TOTAL	4117	1052	5169

<sup>\*2020</sup> DATA Reflects Jan-Mar only due to Covid-19

Due to the relationships created and consistent delivery of presentations, the CPU reached a large population of our community in San Jose. Having access and working relationships with the three major units combating sexual assault—SAIU, SVU, and the Family Violence Unit (FVU)—makes data sharing easy. During the COVID-19 Pandemic, CPU initially halted these presentations in March 2020, but resumed them in October 2020 by shifting their efforts to virtual platforms (Zoom, Microsoft Teams, and Skype). The 2020 tables break down attendee count by presentation location.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 13

### COUNT OF ATTENDEE PER LOCATION

PERIOD: 2019 AND 2020\*

NAME OF SCHOOL ORG	ATTENDEE
NAME OF SCHOOL/ORG	COUNT
ACE Esperanza	75
Alum Rock SD, Bus Drivers	36
BERRYESSA SCHOOL DISTRICT	100
Calero High School	64
Captain Jason Dahl	118
Captain Jason Dahl School	27
Carson Elementary	33
Castilellero Middle School	25
Castillero Middle School	168
Catholic Charities	15
Charter School of Morgan Hill	144
College Connection	35
Cristo Rey	45
CURETON ELEM SCHOOL	5
Daniel Lairon Elementary Schoo	30
Del Mar High School Padres Uni	95
Discovery Charter School	79
Discovery Il Charter	126
DOWN TOWN PREP HS	130
ECUELA POPULAR	30
Escuela Popular	42
GOSS Aptitude School	23
Grail Family Services	19
Herman MS	90
Hoover Middle School	141
Hoover School	18
Hope Services	25
Horace Cureton	85
Italian gardens Apartment Com	21
John Muir Middle School	87
Kipp Heritage Academy	138
KIPP Highschool	6

*2020 DATA	Reflects	lan-Mar	only a	lue to	Covid-19
------------	----------	---------	--------	--------	----------

NAME OF SCHOOL/ORG	ATTENDEE COUNT
Leigh High School	22
Leyva Middle School	169
Lynbrook High School	120
LYNDALE SCHOOL	31
Lynhaven Elementary School	27
Martin Murphy Middle School	130
Mckinley Elementary School	90
Meixcan Counsulate	125
Monroe Middle School	330
MOST HOLY TRINITY SCHOOL	29
Oak Grove High	127
Ohlone (former Burnett)	90
Ohlone Middle School	116
Olinder Caffecito	22
Piedmont HS	120
POCO WAY APTS	12
Quimby Oak Middle School	148
River Glen Elementary	58
Roosevelt Commmunity Center	15
Rosemary Elementary School	42
Russo Elementaty	15
Russo/McEntee Academy	147
San Jose Job Corps	54
Santee Elementary School	59
Sierramont Middle School	32
St John Vianney	61
St. Leo the Great School	109
Steinbeck Elementary	10
Sunday Friends	85
Sylvandale Middle School	275
SYLVIA ARENAS, DISTICT 8	36
Willow Glen Middle School	94
Windmill Springs Elementary	294
TOTAL	5169

#### COUNT OF ATTENDEE PER LOCATION PERIOD: OCT - DEC 2020

NAME OF SCHOOL/ORG	ATTENDEE COUNT
Escuela Popular M.S.	8
ESL District (East Side Union Adult Ed	47
Bellarmine HS	170

PUBLIC SAFETY, FINANCE, AND STRATEGIC SUPPORT COMMITTEE March 10, 2021 Subject: Sexual Assault Response and Strategy Annual Report Page 14

YWCA -- Improving Criminal Justice Program

As part of a grant from the Department of Justice Office of Violence Against Women, the YWCA received funding in the amount of \$415,552 on January 1, 2019. This partnership is secured by a Memorandum of Understanding, which allows the SAIU to house one full-time bilingual sexual assault advocate. The grant funding will fund this advocate through September 2021. The advocate provides follow-up services to sexual assault survivors (both adults and children) by initiating telephone contact with all survivors consenting to receive services. The advocate provides counseling, safety planning, restraining order assistance, case management, and assistance to survivors in accessing services and other referral services, as needed. Some of these additional services may include assessments, financial assistance, emergency services, advocacy, court accompaniment, as well as counseling and therapy services. According to the YWCA Community Support Manager, the advocate has provided approximately 140 follow-ups and has provided 424 case management sessions to survivors for the current Fiscal Year 2020-2021. For the sake of comparison, in Fiscal Year 2019-2020, there were approximately 89 follow-ups and 457 case management sessions.

As mentioned above, this contract is set to expire on September 20, 2021. The Department is currently in the process of applying for a grant from the Department of Justice Office of Violence Against Women, with the intention of using grant funds (if they are awarded) to continue funding for the YWCA advocate beyond the expiration of the current contract this fall.

The partnership also calls for the YWCA to staff a 24-hour hotline for calls from survivors, potential survivors, and/or San José Police Department personnel acting on behalf of a survivor in order to provide immediate intervention services by an advocate. This advocate is funded by the Unit's non-personnel/equipment appropriation in the General Fund.

Recently, SAIU and the YWCA have partnered to create an SOP in order to ensure that the SJPD provides the YWCA the information needed to serve our survivors. The goal is to personally refer all survivors who consent to have their information shared. Detectives also provide resource cards and access information to all survivors, regardless if they consent to having their personal information shared with the YWCA. Furthermore, the YWCA created an on-line referral form which allows for the appropriate information to be shared with the YWCA. The creation of the process allows for SAIU to provide more timely and consistent referrals, benefiting the survivor.

YWCA -- Sexual Assault Education

In addition to the MOU with the YWCA, SAIU partnered with the YWCA to provide a Sexual Assault Education and Training program for youth in middle and high school.

As part of the City Council's approval of the Mayor's June Budget Message for Fiscal Year 2018-2019, a total of \$150,000 (in one-time funds) was awarded to the YWCA to provide a curriculum for middle and high school youth to understand consent, refusal, and healthy relationships.

This program has seen personnel turnover, making it difficult to compile the data associated with the persons served.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 15

The scheduled completion date of this program was originally August 30, 2020; however, due to the pandemic, in-person education was no longer allowed. In addition, the material being presented in this program is proprietary and does not allow for remote learning. The program is in the process of being extended. Once the program is complete, a research and evaluation company will provide an evaluation of the Sexual Assault Education and Training Project.

#### YWCA -- Clinical Counseling Program

As part of the City Council's approval of the Mayor's June Budget Message for Fiscal Year 2019-2020, a total of \$60,000 (in one-time funds) was provided to the YWCA to provide two clinical supervisors to supervise twenty-six trainees and preside over 1,700 counseling sessions to support survivors of domestic violence, sexual assault, and human trafficking. While this funding will be exhausted in June 2021, the YWCA and the Police Department have additional agreements in place for counseling services that will extend into next fiscal year.

According to YWCA Deputy Chief Operating Officer, the YWCA Healing Center offers clinical counseling services, including short-term and long-term psychotherapy and support groups to individuals and their families impacted by domestic violence, sexual assault, and human trafficking. The Healing Center is guided by the principles of meeting survivors where they are. The survivors served are often at the intersections of racism, violence, and trauma. Through a holistic lens, trauma-informed practices, and collaborative approaches to healing, they are able support and bear witness to a survivor's journey. In Fiscal Year 2019-2020, the YWCA offered 610 clients with 5,997 clinical therapy sessions.

During this time of sheltering in place, they found new ways of connecting and working with clients through confidential video telehealth. For children, most often, these services are strengthened when families are also involved. The clinicians and staff have experience in parent-child therapy, as well as family therapy. Clinicians and staff work regularly within the child welfare system and with DFCS social workers and also provide court ordered therapy.

#### The Sexual Assault Investigations Newsletter

The SAIU monthly newsletter "From the Bullpen" was created as a way to communicate with the department as a whole -- providing up-to-date case law, policies, and guidance regarding sexual assault investigations. The newsletter, which began in September 2020, is distributed to the members of the San Jose Police Department via email. The editor, SAIU Police Sergeant Tedros Habib, includes input from members of the Santa Clara County SART committee in order to provide feedback and investigative tools to patrol officers so they can effectively contribute to our survivor-centered approach to sexual assaults.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 16

#### **Challenges and Moving Forward**

Moving forward, data analytics and prevention and intervention measures are key strategies that are very valuable to SAIU's work. In order to make sound decisions, SAIU leadership rely on data provided by our Crime and Intelligence Analyst. The lieutenants assigned to SAIU, SVU, and Family Violence Unit (FVU) collaborate to provide consistent service to our community and department through the data provided by this analyst. Additionally, this analyst assists with Vigilant Parent Initiative trainings and various other department needs. While SAIU personnel do an excellent job on enforcement, the Unit relies upon the San Jose Police Department's CPU and the YWCA to carry out prevention and intervention measures. SAIU members will be working more closely over the next year with the CPU and the YWCA to provide a data-driven approach to educate those who live in areas prone to experience sexual assault.

In both the case of data analytics and the prevention and intervention services provided by CPU, continuing to increase the Department's capacity in these areas related to sexual assault, as resources allow, would support SAIU's strategic and multidisciplinary approach. SAIU personnel are also committed to the continued partnership with the YWCA. Our partnership is dedicated to providing in-person advocacy, education, and counseling to survivors of sexual assault and domestic violence.

Lastly, SAIU personnel recognize the disparity in the reporting of sexual assault in the Asian community. Therefore, SAIU personnel will work more closely with all ethnic-based agencies (with an emphasis on the Asian service providers) to ensure that we have a more equitable approach to education and to intervention in those communities. We recognize that the reporting of sexual assault is, seemingly, underreported in the Asian communities.

#### SPECIAL VICTIM'S UNIT

#### Overview

The crime of sexual violence encompasses several unique categories of abuse, and each of these categories requires a specific type of investigative expertise. The SVU is responsible for investigating illegal possession, transmission, and production of Child Sexual Abuse Material (CSAM), Human Trafficking (HT), and Sex Offender Registration Violations.

• The term "Child Sexual Abuse Material" (CSAM) is defined as any visual depiction of sexually explicit conduct involving a minor (a person less than 18 years old). These images and videos document victims' exploitation and abuse. When these files are shared across the Internet, child victims suffer revictimization each time the image of their sexual abuse is viewed.<sup>3</sup> A study conducted by the National Center for Missing and Exploited Children (NCMEC) reported that 40% of people arrested for child pornography also had sexually assaulted children.<sup>4</sup>

<sup>&</sup>lt;sup>3</sup> National Center for Missing & Exploited Children, BE THE SOLUTION Helping Victims of Child Sexual Abuse Material: A Guide for Law Enforcement, <a href="https://www.missingkids.org/ourwork/publications">https://www.missingkids.org/ourwork/publications</a>

<sup>&</sup>lt;sup>4</sup> National Center for Missing & Exploited Children, Child-Pornography Possessors Arrested in Internet-Related Crimes: Findings From the National Juvenile Online Victimization Study, <a href="http://unh.edu/ccrc/pdf/jvq/CV81.pdf">http://unh.edu/ccrc/pdf/jvq/CV81.pdf</a>

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 17

• The term "Human Trafficking" (HT) includes "the business of stealing freedom for profit. In some cases, traffickers trick, defraud or physically force victims into selling sex. In others, victims are lied to, assaulted, threatened, or manipulated into working under inhumane, illegal or otherwise unacceptable conditions".<sup>5</sup>

 Sex offender registration violations originated from California's Megan's Law, which was enacted in 1996, and it mandates sex registrants to register with their local law enforcement agency. Megan's Law authorizes local law enforcement agencies to notify the public about sex offender registrants found to be posing a risk to public safety.<sup>6</sup>

SVU was created in February of 2020, and it houses the Internet Crimes Against Children Task Force (ICAC)/Child Exploits Detail (CED), San Jose Human Trafficking Task Force (SJHTTF), and the Megan's Law/290 Unit. SVU investigates all adult, youth, CSAM, HT, and Sex Offender Registration Violations. The Unit's approach to these cases is to make an arrest in every situation legally permissible and ensure survivors have access to resources that may assist them in obtaining support services. The Unit is in constant communication with Community Solutions Advocates and YWCA Advocates who assist survivors with the help and information needed to recover and heal. Furthermore, the Unit works closely with DFCS and Santa Clara County Juvenile Probation Department (SCCJPD) in familial youth cases. The Unit also works closely with the Santa Clara County District Attorney's Office Sexual Assault Unit (SCCDA SAU) in referring cases for prosecution and supporting cases filed by the SCCDA's office.

SVU is authorized to have eighteen sworn and two civilian personnel. The Unit is currently staffed by seventeen sworn and two civilian personnel. The current filled staffing consists of the following:

- Sworn
  - o 1 Lieutenant
  - o 2 Sergeants
  - o 14 Detectives
- Civilian
  - o 1 Office Specialist II
  - o 1 Forensic Analyst

ICAC / CED consists of one sergeant, five investigators, three forensic investigators, and one forensic analyst. The Department's CED serves as the lead agency for the ICAC Task Force, and is among 1 of 61 lead agencies nationwide. The Task Force lead by CED is called the Silicon Valley ICAC Task Force (SVICAC). It covers 11 counties in California from Sonoma to Monterey, which encompasses 105 Law Enforcement agencies and 250+ ICAC investigators.

SVICAC helps state and local law enforcement agencies develop an effective response to technology-facilitated child sexual exploitation and Internet crimes against children. Support

<sup>&</sup>lt;sup>5</sup> The Polaris Project, 2019 Data Report The US National Human Trafficking Hotline, https://polarisproject.org/2019-us-national-human-trafficking-hotline-statistics/

<sup>&</sup>lt;sup>6</sup> California Megan's Law Website, Summary of Megan's Law, https://www.meganslaw.ca.gov/About.aspx

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 18

encompasses forensic and investigative components, training, technical assistance, victim services, prevention, and community education. A primary responsibility of SVICAC is reviewing and assigning cyber tips. Cyber tips are processed from the National Center for Missing and Exploited Children (NCMEC) in Alexandria, Virginia. Cyber tips are generated through the cyber tip line, which provides the public and electronic service providers (ESPs) with the ability to report instances of online enticement of children for sexual acts, child sexual molestation, child pornography, child sex tourism, child sex trafficking, or unsolicited obscene materials sent to a child. NCMEC continuously reviews cyber tip reports. All information in a Cyber tip report is made available to the 61 ICAC Task Forces, who then assign the cyber tips to the appropriate jurisdictions within their area of responsibility.

SVICAC provides community outreach and education through the Vigilant Parent Initiative, participating in Internet Safety Day and social media campaigns. The Vigilant Parent Initiative is geared towards educating the community, especially parents, on basic social media and technology how-to, prevention, awareness, knowing how to talk to their child about protecting themselves online, and recognizing when a child may potentially be in danger online.

The class explores popular apps like Instagram, Snapchat, TikTok, & Discord via interactive learning and the vocabulary that their child may reference. Also, SVICAC offers online services to parents, teachers, community, and youth in educational posts and videos.

The San Jose Human Trafficking Task Force (SJHTTF) consists of one sergeant, three investigators, and one Office Specialist. SJHTTF investigates all instances of human trafficking, and they respond to all reported Commercially Sexually Exploited Children (CSEC) cases occurring within the City of San Jose. SJHTTF investigators regularly conduct rescue/john operations to primarily make dates with advertised CSEC and sex buyers during the same operation. They also run "HT Traveler" investigations to impersonate a minor or a transitional aged youth online to be recruited by a sex trafficker. Also, SJHTTF conducts outreach through online educational posts and videos. SJHTTF provides training for patrol officers on how to recognize human trafficking for both patrol officers and recruits. They work closely with Community Solutions advocates, YWCA advocates, regularly collaborate with the South Bay Coalition to End Human Trafficking, the SCCDA's Office, DFCS, and SCCJPD.

The Megan's Law/290 Unit consists of three investigators and has one sergeant vacancy. The Human Trafficking Sergeant is currently handling the Sergeant responsibilities for the Megan's Law/290 Unit. Megan's Law/290 Unit manages the sex registrants registered in San Jose and investigates all sex registrant violations. They work closely with the California Department of Justice, California Sex and Arson Registry, and the SCCDA's Office.

The Unit employs the best practices in sexual violence services. It uses a multi-disciplinary and trauma-informed approach that integrates proactive and thorough investigations to connect Survivors of sexual violence to support services. The law enforcement component of SVU is committed first and foremost to the safety of the survivors of sexual violence. This is accomplished by enforcing appropriate criminal statutes and victims' active referral to partner agencies for counseling services, safety planning, and shelter. SVU investigators use the Child Interview Center, San Jose PD's Family Room, and the in-house YWCA advocate when appropriate to

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 19

support survivors. During covert operations where CSEC rescues, and trafficking survivor rescues are being conducted, Community Solutions is notified in advance, and an advocate is made available for every interaction. The Department of Family and Child Services (DFCS) and Juvenile Probation are notified with every CSEC contact.

Unit members and other governmental agencies and community partners dedicated to eradicating sexual violence have participated in various collaborative committees and partnerships. These committees and partnerships include the Santa Clara County SART Committee, the Santa Clara County SART Task Force Committee, Santa Clara County N.I.R. Sub-Committee, Santa Clara County Human Trafficking Protocol, Human Trafficking Commission, The South Bay Coalition to End Human Trafficking (SBCEHT), The Executive Committee for SBCEHT, OVC Grant Committee, Outreach for the Asian Community Work Plan, ICAC Commanders Meetings, SCCJPD and SCCDFCS cross reporting.

#### Case Data

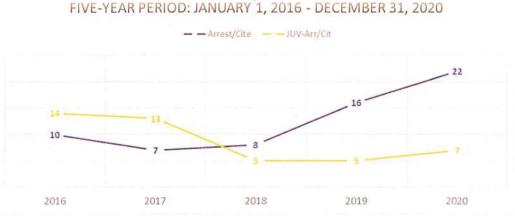
Case Data: Child Obscenity and Pornography

SVU OFFENSE COUN	Г
PERIOD: 2019 vs. 2020	)

OFFFENSE COUNT	2019	2020	Percent Change
290(B) PC SEX FAIL TO REG/FEL	226	69	-69.5%
311 PC OBSCENE MATTER	93	110	18.3%
290(B)PC SEX FAIL TO REG/MISE	100	55	-45.0%
236.1 PC HUMAN TRAFFICKING	45	33	-26.7%
TOTAL	464	267	-42.5%

<sup>\*</sup>Period is factored as Annual Period for January to December instead of Fiscal Year

# COUNT OF ADULT ARREST/CITE AND JUVENILE ARREST/CITE INVOLVING 311 PC OBSCENE MATTER



<sup>\*\*</sup>Unable to unload data for 3 privatized cases

<sup>\*\*\*</sup>This is NOT a count of Primary Offenses. Cases will sometimes have more than 1 offense count

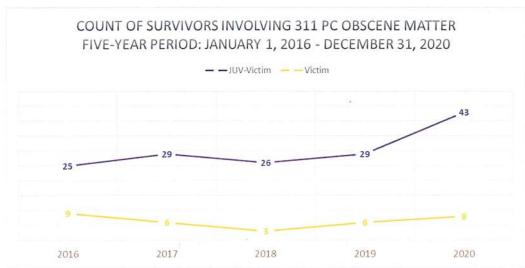
March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 20

#### COUNT OF AGE OF ARREST/CITE FIVE-YEAR PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020

AGE RANGE	2016	2017	2018	2019	2020	COUNT
12-17	14	11	4	5	6	40
18-29	3	0	3	2	9	17
30-39	4	2	4	4	2	16
40-49	0	4	0	3	1	8
50-59	1	1	1	2	1	6
60+	0	0	1	0	1	2



<sup>\*</sup>Please note that when Survivors are classified as an Adult Victim (18+ years old) when the report is initially made is an indication of historical/delayed reporting, particularly for offense 311 PC Obscene Matter

COUNT OF AGE OF SURVIVORS FIVE-YEAR PERIOD: JANUARY 1, 2016 - DECEMBER 31,

AGE RANGE	2016	2017	2018	2019	2020	COUNT
12-17	20	21	22	20	37	120
18-29	5	2	1	2	2	12
30-39	0	0	1	0	0	1
40-49	0	1	0	1	1	3
50-59	0	0	0	0	0	0
60+	0	0	0	1	1	2

SVU has seen an 18.3% increase in possession of CSAM (311 P.C. Obscene Matter) from 2019 to 2021. The concentrations of Arrest/Cite and Survivor ages being in the 12-17-year-old age range illustrates the need for Internet Safety awareness and education regarding the risks of sexting and distributing nude photos amongst this most vulnerable age group.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 21

Case Data: SVICAC

Total Cyber Tips Received Period: 2019 vs. 2020

	2019	2020	Percent Change
Cyber Tips Received	3502	7245	107%

Total Cyber Tips Received By Month

	2019	2020	Percent Change
January	228	575	152%
February	294	606	106%
March	285	528	85%
April	257	1051	309%
May	151	679	350%
June	248	521	110%
July	368	406	10%
August	333	515	55%
September	272	238	-13%
October	443	807	82%
November	290	677	133%
December	362	642	77%

SVICAC had a 107% increase in Cyber-Tips from 2019 to 2020. The largest increases occurring in April and May of 2020 also illustrating a concerning trend as pandemic shelter in place orders had been put into place.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 22

Case Data: Online Enticement of Children

Measure				2019 Count	2020 Count	Percent Change
	Traveler	Proactive		2	2	0%
	Traveler	Reactive		1	0	-100%
	Enticement	Proactive		8	0	-100%
	Linicement	Reactive		174	261	50%
	Obscenity	Proactive		26	4	-85%
Documented	Directed to Minors	Reactive		163	270	66%
Complaints <sup>1</sup>		Name of a street	Proactive	4	0	-100%
		Manufacture	Reactive	5	5	0%
	Child	Diatibution	Proactive	2	4	100%
	Pornography	Distribution	Reactive	23	22	-4%
		Possession	Proactive	14	26	86%
		FUSSESSIUII	Reactive	43	45	5%
**************************************	Subpoenas or	Federal		2	0	-100%
	Court Orders	State/Local		28	10	-64%
Court Actions	Search	Federal		6	21	250%
	Warrants	State/Local		135	194	44%
	Technical Supp	oort		24	65	171%
		Number of Ha	ard Drives	197	331	68%
		Number of Co	ell Phones	308	505	64%
	Forensic	Number of C	Ds/DVDs	33	55	67%
Technical Assists²	Exams <sup>3</sup>	Number of Of drives, SD ca	The state of the s	226	467	107%
		Number of Gi Examined	gabytes	393054	499401	27%
	Previews	Number of Ite	ems	578	4104	610%

<sup>&</sup>lt;sup>1</sup>A Documented Complaint is information reviewed to determine investigative merit. Complaints can be submitted through a variety of sources, to include: CyberTips, law enforcement referrals, citizen complaints or undercover activity.

SVICAC saw a 50% increase in online enticement of children from 2019 to 2020. SVICAC also had an 86% increase in conducting proactive investigations into individuals downloading and possessing CSAM.

<sup>&</sup>lt;sup>2</sup>Technical Assists is assistance to another task force or agency outside of San José in furtherance of an ICAC related case. One count of technical support counts for each case assist.

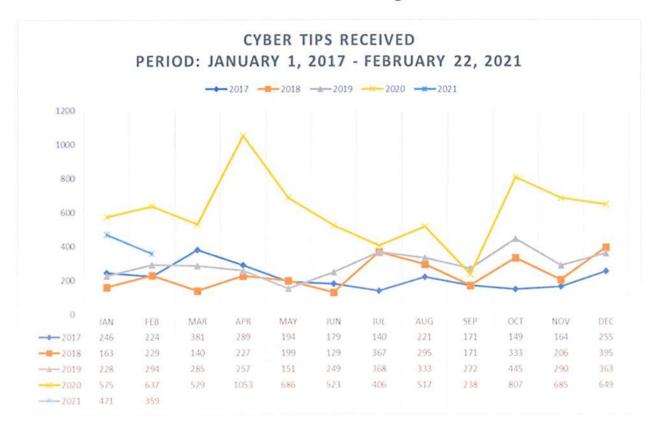
<sup>&</sup>lt;sup>3</sup>Forensic Examinations is the practice of identifying, preserving, extracting, analyzing, and reporting on evidence from digital storage media for the purpose of locating and or extracting evidence.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 23

#### Trends and Patterns with Online and Distance Learning



YEAR TO YEAR COMPARISON OF CYBER TIPS PERIOD: JANUARY 1, 2017 - FEBRUARY 22, 2021

	2017	2018	17-18 %CHANGE	2019	18-19 %CHANGE	2020	19-20 %CHANGE	2021	20-21 %CHANGE
JAN	246	163	-33.7%	228	39.9%	575	152.2%	471	-18.1%
FEB	224	229	2.2%	294	28.4%	637	116.7%	359	-43.6%
MAR	381	140	-63.3%	285	103.6%	529	85.6%		
APR	289	227	-21.5%	257	13.2%	1053	309.7%		
MAY	194	199	2.6%	151	-24.1%	686	354.3%		
JUN	179	129	-27.9%	249	93.0%	523	110.0%		
JUL	140	367	162.1%	368	0.3%	406	10.3%		
AUG	221	295	33.5%	333	12.9%	517	55.3%		
SEP	171	171	0.0%	272	59.1%	238	-12.5%		
OCT	149	333	123.5%	445	33.6%	807	81.3%		
NOV	164	206	25.6%	290	40.8%	685	136.2%		
DEC	255	395	54.9%	363	-8.1%	649	78.8%		

When the COVID-19 pandemic began, there was a legitimate concern that the local SIP orders could negatively impact our community and cause an increase in sexual assault crimes. The most significant impact the pandemic and SIP had on SVU was the dramatic increase in cyber tips. The period between January of 2017 and January of 2021 illustrates how 2020 stands out from previous years with 1053 cyber tips in April of 2020 compared to 289 in April of 2017.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 24

The year-to-year comparison further highlights the negative impact of SIP orders showing a 309.7% increase in cyber tips in April of 2020 compared to April of 2019 and a 354.3% increase in May of 2020 compared to May of 2019.

When local SIP orders went into effect in early 2020, CSAM skyrocketed, and 2020 has continued to remain higher than previous years.

With more of our youth at home and on-line, the opportunities for sexual predators to make contact with our children have grown. The increase in cyber tips and possession of CSAM illustrates the unfortunate fact that a child who is on-line without vigilant supervision is at risk of being contacted by a sexual predator.

In response to the increase in cyber tips and online/distance learning trends, SVU's education and outreach programs were able to pivot to online learning and outreach. The Vigilant Parent Initiative Program shifted its in-person interactive learning class to online learning for parents to adjust to the COVID-19 stay-at-home order. The Program also increased its online social media presence through increased posting and disseminating tips and tech- related information for parents on various social media platforms. Efforts have been made to ensure that information disseminated is culturally competent and available in the four dominant languages spoken in San José: English, Spanish, Vietnamese, and Chinese. See the *Community Education and Outreach* subsection below for further details.

#### Improving Services to Victims

The bifurcation of SVICAC / CED, SJHTTF, and Megan's Law / 290 Unit from the Sexual Assaults Investigation Unit to form SVU has created the opportunity to be a force multiplier in combating sexual violence and aligning best practices between San Jose Police Department and community service providers. The creation of SVU has facilitated an increased collaboration between governmental agencies and community service providers committed to serving survivors of sexual violence. Furthermore, SVU has continued to build upon its commitment to education and outreach through the Vigilant Parent Initiative, Internet Safety Day, and online educational campaigns and social media posts.

#### Enhancing Proactivity

Despite Statewide and Countywide COVID restrictions and an over 100% increase in cyber tips, SVU maintained its proactivity on "ICAC Traveler" in 2020, and in the case of "HT Traveler" cases, increased its proactivity by 100% in 2020. Furthermore, HT hotel rescue/john operations completed increased 100% during 2020 from 2019 levels. The HT hotel "rescue / john" operations were supported by Office of Violence against Women (OVW) grant monies and allowed the HT unit to bring in officers from other units on overtime to assist with the operations.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 25

Intersectionality Between Domestic Violence, Sexual Assault, and Human Trafficking

The "Domestic Violence Sexual Assault Human Trafficking Assessment" template was successfully added to domestic violence reporting in January of 2020. The template identified 701 potential survivors and, after being forwarded to the HT unit for review, resulted in 31 survivors being assigned for follow-up investigation. The purpose of the intersectionality form was to ensure that survivors of intimate partner violence identified as survivors of HT could be connected to the appropriate community service providers by the initial patrol officer or the assigned detective conducting an investigation.

An audit of the intersectionality form undertaken late in 2020 revealed the opportunity for system improvements that could increase the HT unit's probability of identifying and arresting human traffickers and automating analytical data.

#### Aligning Best Practices

In conjunction with the San Jose Police Department's Video Unit, the HT unit is completing a training video for patrol on recognizing human trafficking. One of the speakers is Elesondra Deromano, the founder of STARS, a survivor-based organization dedidcated to supporting young women who have experienced or are at high risk for HT. In the video, Ms. Deromano will provide the survivor's perspective. This video will be rolled out in the spring of 2021. HT members have participated in the SBCEHT Human Trafficking Conference, Trafficking Streams, JuST Conference by Shared Hope, and the Western States Information Network Trafficking Summit. HT members taught at the YWCA training for its new advocates and participated in updating the Santa Clara County Human Trafficking Protocol. HT members have been actively participating in the Asain, Pacific Islander HT outreach campaign, which includes regular coordination with SBCEHT, Community Solutions, Asian Americans for Community Involvement (AACI), and Maitri.

#### Community Education and Outreach

The Vigilant Parent Initiative is geared towards educating the community, especially parents, on basic social media and technology how-to, prevention, awareness, knowing how to talk to their child about protecting themselves online, and recognizing when a child may potentially be in danger online. This program kicked off its first interactive learning class in September 2019 with East Side Union High School District in San José. Since then, the program has received an upsurge in demands for presentations. The following 15 schools and organizations requested and received a presentation:

- o Alum Rock School District (English, Spanish, Vietnamese)
- o Booksin Elementary
- o Branham High School
- o Carolyn Clark Elementary
- o Cedar Grove Elementary
- o Chaboya Middle School
- East Side Union High School District

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 26

- o Granada Islamic School (Santa Clara)
- o Latimer Elementary
- o Moreland Elementary
- o Santa Clara County Public Defender's Office- Parents of children in Juvenile Court
- o St. Leo the Great
- o Summit Denali (Sunnyvale)
- o Quimby Oak Middle School
- o Village School (Campbell)

SVICAC also promoted and presented the Vigilant Parent Initiative to the following:

- o Santa Clara Superior Court's Educators Day at the Court
  - Appx 100 Superintendents, Principals, and other Education Administrators
- o Santa Clara County's School Linked Services Initiative
  - Representatives from 15 School Districts
- o Department of Justice's Office of Juvenile Justice and Delinquency Prevention
  - Appx 1,000 online attendees nationwide
- o National Internet Crimes Against Children Quarterly Commanders Meeting
- ICAC Commanders and Law Enforcement Representatives from the 61 ICAC Task Forces Nationwide

SVICAC conducted 2 train-the-trainer trainings in 2020 to provide other SVICAC law enforcement agencies outside of the San José Police Department with the curriculum and materials needed to teach the program in their area of responsibility. ICAC Detectives, School Resource Officers, and personnel from 22 law enforcement agencies in the Bay Area have been trained to teach the Vigilant Parent Initiative Program.

Tech-related information disseminated since March 2020 has reached 13,917 unique users per Facebook insights for Silicon Valley Internet Crimes Against Children's Facebook Page (www.facebook.com/svicac). The most popular posts were related to the following topics:

- o Vault Apps Reached 4,969 unique users
- o Tips for Distance Learning and Internet Safety Reached 1,184 unique users
- o TikTok Family Pairing Reached 3,090 unique users
- o Telegram App Reached 6,066 unique users

For HT Awareness Month in January 2021, the HT and SVICAC Units collaborated to push a month-long social media campaign to bring awareness to the issue of HT in the context of online grooming and recruitment methods. With a goal of 31 daily posts, the campaign design and plan is as follows:

- Week 1- Awareness
  - Definition and types of HT
  - Online grooming and recruitment methods and tactics
  - · Apps that facilitate online grooming
- Week 2- Numbers and Facts

Subject: Sexual Assault Response and Strategy Annual Report

Page 27

- Myth vs Facts
- Human Trafficking Stats and Numbers
- Week 3- Encourage Proactive and Vigilant Parenting
  - Staying aware and protecting your child from online grooming
  - How to remain vigilant: Know the signs of trafficking, online recruitment, and online grooming
- Week 4- Resources for Survivors

Highlight local/Bay Area Victim Advocacy partners: Community Solutions, YWCA, AACI, Maitri, Trafficking and Crime Victim Assistance Program, Refugee Cash Assistance

#### **Child Exploitation Cases**

SAIU handles the bulk of child molestation cases. SVU does investigate child molestation cases in conjunction with possession of obscene matter, CSEC cases, or in sensitive cases involving a person who is in a position of trust within the community. These instances are handled just as an SAIU investigator would handle a child molestation case. Investigators actively refer survivors to partner agencies for counseling services, conduct safety planning, and assist with shelter. SVU investigators use the Child Interview Center, San Jose Police Department's Family Room, and the in-house YWCA advocate when appropriate to support survivors.

#### **Challenges and Moving Forward**

SVU is a new unit with a greater ability to conduct proactive investigations to eradicate sexual violence; however, recent crime trends are increasing the Unit's workload. The increase in cyber tips is indicative of the growth in CSAM, and every report of CSAM must be investigated. The hundreds of escort and massage parlor ads displayed weekly in San Jose combined with an evident under-reporting in the Asian/Pacific Islander community suggest the need to increase our human trafficking investigative and outreach capacity. As with SAIU, SVU would also benefit from continuing to build the capacity of the Crime Prevention Unit to conduct education and outreach activities in conjunction with the Vigilant Parent Initiative, as resources allow.

While the Unit's investigators and advocates provide excellent service for victims after a case is received, the volume of work required by complex human trafficking cases hinders investigators from having enough time to conduct proactive investigations, outreach and provide timely data sharing with our community-based organizations. SVU would benefit from increasing forensic analyst staff capacity, as resources allow, to carry out complex tracking of money tied to human trafficking, complete the continual Vigilant Parent Initiative curriculum updates, and assist with our continual data sharing with our community-based organizations.

March 10, 2021

Subject: Sexual Assault Response and Strategy Annual Report

Page 28

#### **COORDINATION:**

This memorandum has been coordinated with the City Attorney's Office and the City Manager's Budget Office.

/s/ DAVID TINDALL Acting Chief of Police

For questions regarding the Sexual Assault Investigations Unit, please contact Lieutenant Jaime Jimenez at (408) 277-4102.

For questions regarding the Special Victims Unit, please contact Lieutenant Brian Anderson at (408) 277-3214.

Attachments:

Attachment A: Sexual Assault Crime Statistics

Attachment B: Sexual Assault Response and Strategy Work Plan Update

#### **Attachment A: Sexual Assault Crime Statistics**

PERIOD:						γ	
OFFENSE LOCATION	2016	2017	2018	2019	2020	TOTAL	PERCENTAGE
RESIDENCE/HOME	150	275	839	1107	993	3364	54.9%
STREET/ROAD/HIGHWAY/ALLEY	41	45	241	389	207	923	15.1%
PARK/OTHER/UNKNOWN	25	43	138	183	143	532	8.7%
SCHOOL/COLLEGE	15	34	95	146	68	358	5.8%
PARKING LOT/GARAGE	12	18	62	65	70	227	3.7%
HOTEL/MOTEL/Etc.	9	18	42	32	42	143	2.3%
GOVERNMENT/PUBLIC BUILDING*	3	6	49	52	20	130	2.1%
DRUG STORE/Dr.'s OFFICE/HOSPITA	1	4	19	31	23	78	1.3%
RESTAURANT	2	3	16	35	16	72	1.2%
COMMERCIAL/OFFICE BUILDING	3	6	17	24	19	69	1.1%
DEPARTMENT/DISCOUNT STORE	1	4	8	21	8	42	0.7%
AIR/BUS/TRAIN TERMINAL	1	1	11	14	3	30	0.5%
BAR/NIGHT CLUB	2		8	14	4	28	0.5%
FIELD/WOODS	1	2	7	8	7	25	0.4%
SERVICE/GAS STATION	- c- c-mi sind		7	7	8	22	0.4%
CHURCH/SYNAGOGUE/TEMPLE			8	6	3	17	0.3%
CONVENIENCE STORE			4	1	9	14	0.2%
GROCERY/SUPERMARKET		1	2	5	5	13	0.2%
SPECIALTY STORE/MJ DISPENSARY	1	1	7	2	2	13	0.2%
LAKE/WATERWAY		1	4	2	1	8	0.1%
RENTAL STORAGE FACILITY		2	1	3	1	7	0.1%
BANK/SAVINGS AND LOAN			1	2	2	5	0.1%
JAIL/PRISON			1	4		5	0.1%
LIQUOR STORE			1	1	2	4	0.1%
CONSTRUCTION SITE				1	1	2	0.0%
TOTAL	267	464	1588	2155	1657	6131	100.0%

\*Offense locations reported for GOVERNMENT/PUBLIC BUILDING included the following addresses and does not necessarily reflect the location of the offense, but the location of where the victim made the report:

2127

11.6%

#### COUNT OF ARREST/CITED AND SURVIVORS

PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020 2019vs 2020 5-YEAR 2016vs 2017 2017vs 2018 2018vs 2019 %CHANGE %CHANGE % CHANGE % CHANGE %CHANGE TOTAL ROLE 2016 2017 2018 2019 2020 2.7% 4.9% 30.0% -2.5% 1526 36.5% ADULT Arrest/Cite 280 364 355 267 260 744 18.8% 762 2.4% 841 10.4% 809 -3.8% 3782 29.2% ADULT Survivor 626 ADULT Victim/Arre 2 3 50.0% -33.3% -50.0% 8 22.4% JUV-Arr/Cit 49 70 42.9% 34 -51.4% 44 29.4% 60 36.4% 257 1048 1116 6.5% 868 4967 -6.5% 928 1007 8.5% 4.1% -22.2% JUV-Survivor -100.0% -100.0% -100.0% 12 -83.3% 16 JUV-Vic/Arr 2 2

2369

11.4%

2093

-11.7%

10556

11.6%

1.7%

2092

1875

TOTAL

<sup>65</sup> reported cases were for 201 W. Mission St (Police Department)

<sup>17</sup> reported cases were for 1 Unknown St. 8 reported cases were for 373 W. Julian St. (Dept of Family and Children Services)

<sup>\*</sup>Please note that comparing small numbers may result in large percentage changes

## TOP 20 COUNT OF PERSON LOCATION BY ZIP CODE PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020

ZIP CODE	Arrest/Cite	JUV-Arr/Cit	JUV-Vic/Arr	JUV-Survivor	<b>ADULT Survivor</b>	Victim/Arre	TOTAL	PERCENTAGE
95112	149	15	1	280	313	1	759	7.8%
95122	120	22		441	145		728	7.5%
95127	70	18	1	376	161		626	6.4%
95116	87	12		357	162		618	6.3%
95111	109	15		358	115		597	6.1%
95123	55	12	1	258	146	2	474	4.9%
95125	47	4	1	192	108		352	3.6%
95110	92	10		141	102		345	3.5%
95136	29	8		180	65		282	2.9%
95124	28	8		165	79		280	2.9%
95126	44	9	2	138	83		276	2.8%
95118	30	10		155	71	1	267	2.7%
95128	26	2	1	133	85		247	2.5%
95117	35	10	1	138	61		245	2.5%
95121	21	9		135	79		244	2.5%
95148	30	8	1	126	71		236	2.4%
95133	21	10	1	95	51	1	179	1.8%
95113	102			14	52		168	1.7%
95132	24	7	1	93	40		165	1.7%
95120	8	8	1	100	35		152	1.6%
							9764	

COUNT OF ARREST/CITE AGE
PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020

						ARRE	ST/CITE						
AGE	2016	2017	2018	2019	2020	TOTAL	AGE	2016	2017	2018	2019	2020	TOTAL
9		1			İ	1	46	6	4	3	11	5	29
10					1	1	47	4	6	7	7	8	32
11	3		1		1	5	48	2	4	4	8	6	24
12	5	3	2	1	3	14	49	2	7	2	9	4	24
13	7	24	4	8	3	46	50	6	1	7	10	3	27
14	10	7	2	9	5	33	51	5	2	5	5	9	26
15	9	13	6	10	12	50	52	6	11	5	6	2	30
16	6	14	6	8	12	46	53	3	5	4	7		19
17	9	8	8	4	10	39	54	12	3	8	4	8	35
18	3	4	2	6	7	22	55	3	8	6	2	9	28
19	4	2	2	8	6	22	56	5	5	7	5	4	26
20	6	2	9	6	9	32	57	4	7	6	7	4	28
21	7	2	7	5	8	29	58	3	6	2	1	3	15
22	6	4	6	6	9	31	59	6	4	7	5	7	29
23	5	9	6	7	7	34	60	4	2	5	6	4	21
24	6	9	5	7	5	32	61	1	4	4	5	2	16
25	8	6	10	9	13	46	62	1	5		7	2	15
26	5	2	7	9	16	39	63	2	3	1	4	2	12
27	5	3	7	10	8	33	64	2	1	1	2	2	8
28	8	11	10	20	11	60	65	1			3	4	8
29	10	2	9	9	12	42	66	1				4	5
30	9	9	7	5	7	37	67	1	3		2	3	9
31	6	3	6	12	12	39	68	3		2	1	2	8
32	7	11	11	12	10	51	69					1	1
33	11	11	6	9	9	46	70	2	1	1	1	2	7
34	7	5	10	14	13	49	73	1	1		2	2	6
35	2	11	6	10	7	36	74				4		4
36	7	3	12	11	11	44	75			2		1	3
37	7	9	3	6	13	38	76				2		2
38	2	11	9	8	15	45	77		1				1
39	4	8	9	12	11	44	78				1		1
40	6	8	8	10	13	45	80				1		1
41	10	7	8	2	9	36	81			2			2
42	8	5	6	7	3	29	82	1		Lacra con ma			1
43	5	6	2	9	6	28	83				1		1
44	8	8	5	5	8	34	88	/ W.O. co				1	1
45	1	2	6	5	6	20	TOTAL	309	337	314	408	415	1783

## COUNT OF SURVIVOR AGE PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020

						SURV	IVOR						
AGE	2016	2017	2018	2019	2020	TOTAL	AGE	2016	2017	2018	2019	2020	TOTAL
1	4	2	3	4		13	48	5	16	13	21	12	67
2	5	9	6	11	10	41	49	6	6	12	9	14	47
3	23	10	15	18	19	85	50	9	13	4	10	8	44
4	26	12	15	30	18	101	51	4	2	9	4	8	27
5	21	22	18	24	13	98	52	5	9	13	9	13	49
6	15	17	18	34	19	103	53	4	6	7	12	7	36
7	27	17	28	20	17	109	54	4	4	5	12	6	31
8	31	23	21	19	26	120	55	6	2	8	8	1	25
9	27	28	26	16	25	122	56	1	5	6	4	9	25
10	38	32	44	47	29	190	57	5	6	7	5	5	28
11	44	51	49	48	33	225	58	3	3	6	4	6	22
12	62	66	81	102	59	370	59	4	2	9	6	4	25
13	83	134	93	110	85	505	60	2	3	6	7	3	21
14	112	111	129	115	98	565	61	1	6	5	8	5	25
15	130	140	129	140	94	633	62		3	5	5	4	17
16	143	173	158	144	104	722	63	2	5	2	5	3	17
17	116	131	142	149	116	654	64	1	2	3	5	3	14
18	51	37	43	62	49	242	65	2	1	3	4	2	12
19	32	32	32	44	37	177	66	1	2	2	1	5	11
20	25	42	42	46	42	197	67		1	3	3	3	10
21	40	47	37	33	39	196	68		1	2	3	1	7
22	23	24	36	36	31	150	69		1	2	2	2	7
23	35	26	26	37	26	150	70	1	1	2	1	4	9
24	20	30	24	30	30	134	71		1	3	2	2	8
25	24	28	23	36	26	137	72			1		1	2
26	16	27	20	32	22	117	73		2	1		2	5
27	21	21	26	28	32	128	74	3		2	2	2	9
28	22	16	17	22 27	20	97	75	1		1	2		4
29	22	14	26	27	22	111	76	1		2	2	1	6
30	14	19	23	25	26	107	77	1	1	1	1		4
31	19	19	16	22	31	107	78	1	2	1	1	3	8
32	16	17	19	15	21	88	79		1		1		2
33	11	26	15	22	16	90	80	000000000		1	1		2
34	15	15	24	16	20	90	81	1			1	1	3
35	17	13	11	22	23	86	82		1				1
36	14	15	13	13	25	80	83				1		1
37	8	12	18	13	14	65	84			1		1	2
38	8	14	17	20	18	77	85	1		1			2
39	11	10	9	14	13	57	87			-	1		1
40	10	14	21	15	19	79	90	and the second	1				1
41	13	9	17	13	4	56	91		1				1
42	4	16	6	12	21	59	92		1				1
43	9	14	11	17	14	65	93	1					1
44	9	11	11	12	12	55	94		1				1
45	9	13	11	5	13	51	97		,	1			1
46	5	16	12	13	12	58	N/D	41	53	66	53	76	289
47	7	11	13	8	17	56	TOTAL	1554	1751	1810	1957	1677	8749

\*N/D - No Data: At the time that the report was taken, survivor did not disclose age or officers were unable to confirm birthday and enter it into Records Management System

## COUNT OF ADULT SURVIVOR ETHNICITY PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020

ETHNICITY	2016	2017	2018	2019	2020	TOTAL	PERCENTAGE
H-HISPANIC/LATIN/MEXICAN	256	313	311	379	350	1609	43.5%
W-CAUCASIAN	174	179	208	223	176	960	26.0%
X-UNKNOWN	39	57	52	34	45	227	6.1%
B- AFRICAN AMERICAN	33	44	35	60	40	212	5.7%
A- OTHER ASIAN	20	27	41	35	44	167	4.5%
O-OTHER	15	18	23	31	27	114	3.1%
V-VIETNAMESE	21	19	21	15	31	107	2.9%
N/D	18	17	11	15	17	78	2.1%
F-FILIPINO	15	11	13	16	13	68	1.8%
C- CHINESE	9	7	12	9	19	56	1.5%
Z-ASIAN INDIAN	4	11	6	10	4	35	0.9%
I-AMERICAN INDIAN/ALASKAN NATIVE	1	4	3	4	3	15	0.4%
J-JAPANESE	2	2	4	3	4	15	0.4%
U-HAWAIIAN	1	2	2	2	3	10	0.3%
P-PACIFIC ISLANDER	1	3	1	2	2	9	0.2%
K-KOREAN	3	3	1		2	9	0.2%
S-SAMOAN	1		1	2		4	0.1%
L-LAOTIAN	1				1	2	0.1%
D- CAMBODIAN				1		1	0.0%
TOTAL	614	717	745	841	781	3698	100.0%

# COUNT OF JUVENILE SURVIVOR ETHNICITY PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020

ETHNICITY	2016	2017	2018	2019	2020	TOTAL	PERCENTAGE
H-HISPANIC/LATIN/MEXICAN	550	620	622	675	481	2948	60.2%
W-CAUCASIAN	145	127	176	180	146	774	15.8%
X-UNKNOWN	97	81	49	65	64	356	7.3%
B- AFRICAN AMERICAN	42	41	42	48	38	211	4.3%
O-OTHER	10	12	32	36	38	128	2.6%
F-FILIPINO	22	29	28	20	23	122	2.5%
V-VIETNAMESE	13	20	30	28	25	116	2.4%
A- OTHER ASIAN	7	17	26	30	20	100	2.0%
Z-ASIAN INDIAN	6	4	12	9	6	37	0.8%
U-HAWAIIAN	7	8	5	2	1	23	0.5%
C- CHINESE	6	3	2	8	1	20	0.4%
P-PACIFIC ISLANDER	6	3	4	4	2	19	0.4%
I-AMERICAN INDIAN/ALASKAN NATIVE	3	1	3	4	1	12	0.2%
J-JAPANESE	1	2	1	1	3	8	0.2%
S-SAMOAN		4	1		2	7	0.1%
K-KOREAN		2	1		3	6	0.1%
D- CAMBODIAN			3	1		4	0.1%
G-GUAMANIAN	1			2	1	4	0.1%
L-LAOTIAN	1	1				2	0.0%
Grand Total	917	975	1037	1113	855	4897	100.0%

### COUNT OF ADULT ARREST/CITE ETHNICITY PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020

ETHNICITY	2016	2017	2018	2019	2020	TOTAL	PERCENTAGE
H-HISPANIC/LATIN/MEXICAN	131	139	146	197	192	805	52.7%
W-CAUCASIAN	58	58	61	72	67	316	20.7%
B- AFRICAN AMERICAN	40	42	47	49	53	231	15.1%
V-VIETNAMESE	7	10	7	7	10	41	2.7%
A- OTHER ASIAN	7	4	7	12	10	40	2.6%
O-OTHER	1	4	3	10	11	29	1.9%
F-FILIPINO	4	2	5	7	5	23	1.5%
Z-ASIAN INDIAN	4	2	1	5	2	14	0.9%
P-PACIFIC ISLANDER	2	2		3		7	0.5%
C- CHINESE	1	2	3	1	VIII.	7	0.5%
I-AMERICAN INDIAN/ALASKAN NATIVE	2	1		1	2	6	0.4%
X-UNKNOWN	2	1	1		1	5	0.3%
U-HAWAIIAN	1		1			2	0.1%
J-JAPANESE					1	1	0.1%
S-SAMOAN					1	1	0.1%
Grand Total	260	267	282	364	355	1528	100.0%

### COUNT OF JUVENILE ARREST/CITE ETHNICITY PERIOD: JANUARY 1, 2016 - DECEMBER 31, 2020

ETHNICITY	2016	2017	2018	2019	2020	TOTAL	PERCENTAGE
H-HISPANIC/LATIN/MEXICAN	28	46	19	19	37	149	58.0%
W-CAUCASIAN	10	6	4	12	8	40	15.6%
B- AFRICAN AMERICAN	9	4	3	4	6	26	10.1%
A- OTHER ASIAN	1	8	3	1	1	14	5.4%
O-OTHER			1	3	2	6	2.3%
F-FILIPINO		2	3	1		6	2.3%
X-UNKNOWN	1		1	2	2	6	2.3%
V-VIETNAMESE		1		2	2	5	1.9%
HAMERICAN INDIAN/ALASKAN NATIVE		1			1	2	0.8%
Z-ASIAN INDIAN	310100				1	1	0.4%
P-PACIFIC ISLANDER		1				1	0.4%
C- CHINESE		1				1	0.4%
Grand Total	49	70	34	44	60	257	100.0%

#### Sexual Assault of Minors (14 and under) Case Data

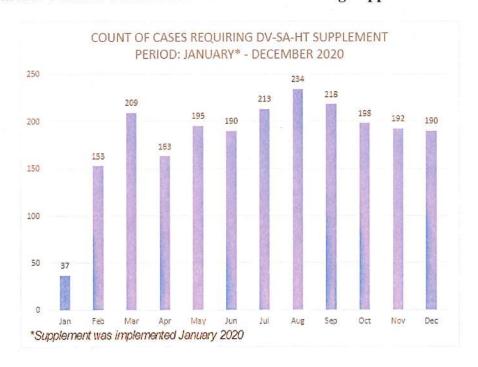
#### COUNT OF 14 AND UNDER JUV-SURVIVORS PERIOD: 2016 - 2020

AGE	2016	2017	16-17 % CHANGE	2018	17-18 % CHANGE	2019	18-19 % CHANGE	2020	19-20 % CHANGE	TOTAL
0	6		-100.0%	9	_		-100.0%		N <u>-22</u>	15
1	7	7	0.0%	8	14.3%	8	0.0%	2	-75.0%	32
2	10	21	110.0%	13	-38.1%	29	123.1%	21	-27.6%	94
3	35	13	-62.9%	19	46.2%	38	100.0%	27	-28.9%	132
4	39	33	-15.4%	23	-30.3%	54	134.8%	36	-33.3%	185
5	26	39	50.0%	29	-25.6%	38	31.0%	38	0.0%	170
6	23	30	30.4%	24	-20.0%	63	162.5%	37	-41.3%	177
7	38	26	-31.6%	45	73.1%	44	-2.2%	28	-36.4%	181
8	49	38	-22.4%	25	-34.2%	44	76.0%	37	-15.9%	193
9	44	46	4.5%	35	-23.9%	31	-11.4%	30	-3.2%	186
10	57	62	8.8%	73	17.7%	71	-2.7%	46	-35.2%	309
11	59	77	30.5%	78	1.3%	77	-1.3%	55	-28.6%	346
12	79	84	6.3%	117	39.3%	179	53.0%	82	-54.2%	541
13	117	167	42.7%	129	-22.8%	171	32.6%	110	-35.7%	694
14	144	140	-2.8%	173	23.6%	183	5.8%	134	-26.8%	774
TOTAL	733	783	6.8%	800	2.2%	1030	28.8%	683	-33.7%	4029

### COUNT OF 14 AND UNDER JUV-SURVIVORS BY TOP 30 ZIP CODES PERIOD: 2016 - 2020

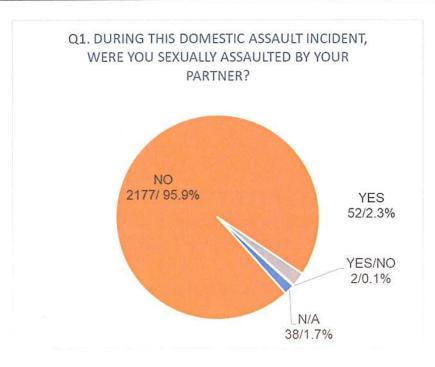
ZIP CODE	2016	2017	16-17 %CHANGE	2018	17-18 %CHANGE	2019	18-19 % CHANGE	2020	19-20 %CHANGE	TOTAL
95122	58	70	20.7%	43	-38.6%	72	67.4%	44	-38.9%	287
95116	42	59	40.5%	52	-11.9%	81	55.8%	47	-42.0%	281
95111	41	66	61.0%	61	-7.6%	69	13.1%	32	-53.6%	269
95127	55	34	-38.2%	44	29.4%	78	77.3%	38	-51.3%	249
95112	33	43	30.3%	40	-7.0%	46	15.0%	35	-23.9%	197
95123	26	30	15.4%	29	-3.3%	38	31.0%	30	-21.1%	153
95125	32	33	3.1%	26	-21.2%	33	26.9%	10	-69.7%	134
95136	25	26	4.0%	27	3.8%	30	11.1%	25	-16.7%	133
95117	14	37	164.3%	21	-43.2%	15	-28.6%	26	73.3%	113
95121	21	24	14.3%	22	-8.3%	30	36.4%	10	-66.7%	107
95124	24	14	-41.7%	27	92.9%	15	-44.4%	17	13.3%	97
95110	14	28	100.0%	13	-53.6%	21	61.5%	18	-14.3%	94
95126	15	34	126.7%	16	-52.9%	19	18.8%	9	-52.6%	93
95118	11	22	100.0%	13	-40.9%	22	69.2%	24	9.1%	92
95128	16	13	-18.8%	21	61.5%	29	38.1%	13	-55.2%	92
95148	15	18	20.0%	27	50.0%	14	-48.1%	9	-35.7%	83
95133	20	7	-65.0%	11	57.1%	17	54.5%	13	-23.5%	68
95120	3	12	300.0%	8	-33.3%	21	162.5%	4	-81.0%	48
95132	11	9	-18.2%	11	22.2%	9	-18.2%	6	-33.3%	46
95131	11	6	-45.5%	12	100.0%	8	-33.3%	8	0.0%	45
95138	6	8	33.3%	14	75.0%	10	-28.6%	4	-60.0%	42
95130	8	13	62.5%	4	-69.2%	5	25.0%	3	-40.0%	33
95134	10	7	-30.0%	5	-28.6%	3	-40.0%	6	100.0%	31
95020	2	2	0.0%	3	50.0%	12	300.0%	8	-33.3%	27
95129	5	5	0.0%	7	40.0%	4	-42.9%	5	25.0%	26
95035	8	4	-50.0%	3	-25.0%	2	-33.3%	3	50.0%	20
95050	5	4	-20.0%	2	-50.0%	5	150.0%	3	-40.0%	19
95119	5	2	-60.0%	1	-50.0%		-100.0%	7	-	15
95037	2	2	0.0%	2	0.0%	7	250.0%	2	-71.4%	15
95008	3	2	-33.3%	3	50.0%	2	-33.3%	4	100.0%	14

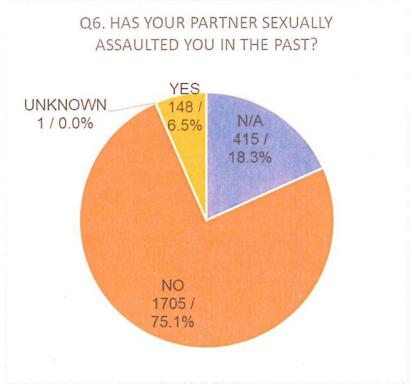
Intimate Partner Violence Sexual Assault Human Trafficking Supplemental Tool Case Data



DV-SA-HT SUPPLEMENTS
PERIOD: JANUARY - DECECEMBER 2020

	COUNT	PERCENTAGE
TOTAL SUPPLEMENTS RECEIVED	2,195	
SUPPLEMENTS FORWARDED AND FOLLOWED-UP BY SAIU	200	9%
SUPPLEMENTS FORWARDED TO HT FOR REVIEW	701	32%
CASES REQUIRING HT FOLLOW-UP	31	4%





#### Attachment B: Update on Sexual Assault Response and Strategy Work Plan Update

Sexual Assault Investigation Unit (SAIU) members have been working diligently to implement various work items related to the Sexual Assault and Strategy Work Plan<sup>7</sup> in order to improve our service model. The following work items are divided into three phases: Implemented, In Progress, or Pending:

2019 Joint Meeting between the City of San José PSFSS Committee and Committee of the Whole and the Santa Clara County Children, Seniors and Families Committee – Implemented

This meeting on sexual assault, human trafficking and domestic violence was completed in April 2019.

#### 2019 Special City Council Meeting -- Implemented

This meeting on the Police Department's Sexual Assault Response and Strategy Report was completed in November 2019.

#### **Domestic Violence Lethality Assessment -- Implemented**

A lethality assessment has been added to domestic violence response form.

#### Intersectionality between Sexual Assault and Domestic Violence - Implemented

In June 2019, the San Jose Police Department and the YWCA were awarded a grant from the Department of Justice's Office of Violence Against Women. One requirement to fulfill the grant was for the San Jose Police Department to create and to implement an intersection screening tool to help law enforcement and advocates identify and connect survivors of sexual assault, human trafficking, and domestic violence to the appropriate support services.

In January 2020, SAIU Sergeant Gary Buhay created, provided training, and implemented the San Jose Police Department Sexual Assault/Human Trafficking Assessment reporting form, commonly referred to as the "intersectionality tool." The intersectionality tool went live on 01-25-2020. Department members use this document during domestic violence investigations to identify survivors of sexual assault and/or human trafficking during domestic violence investigations.

The intersectionality tool resulted in an increase in the reporting of historic sexual assault investigations – cases which may have never been discovered without the new intersectionality tool. Between 03-15-2020 and 09-26-2020, 19 domestic violence cases resulted in the reporting of sexual assault allegations due to the implementation of the intersectionality tool. The 19 domestic violence survivors reported they were sexually assaulted by their partners only after they were asked the specific question from the intersectionality tool. Realizing the intersectionality between domestic violence and sexual assault and creating a mechanism to assist in sexual assault reporting is a valuable tool to assist survivors.

<sup>&</sup>lt;sup>7</sup> https://sanjose.legistar.com/LegislationDetail.aspx?ID=4215772&GUID=BF400A6E-F0BC-41A9-A759-7CFD194F4D35&Options=&Search=

In addition, the intersectionality tool increased the number of disclosures related to historical sexual assault perpetrated by the survivor's intimate partner. The increase in disclosures caused a review of the workflow between the Family Violence Unit (FVU) and SAIU. In consultation with FVU Lieutenant Robert Lang, SVU Lieutenant Brian Anderson, and Supervising Deputy District Attorney Oanh Tran, SAIU leadership decided the unit would take the primary role on the investigation and the filing of cases involving both historical sexual assault and domestic violence. Previously, the cases were written on two separate reports and routed to the separate units (which is not consistent with a survivor-centered approach). The SAIU Lieutenant revised the duty manual to change the workflow. The change in ownership has resulted in SAIU investigating approximately 10 additional cases a month.

#### Report John Project - Implemented

A reporting tool has been added to the San José Police Department website.8

#### University of Texas San Antonio Strategy Study - Implemented

This item was completed in November 2019.

#### Dissect Clearance Code-K - Implemented

In an analysis of cases that reported Internal Status-K, Lack of Investigative Resources, it was found that the Internal Status made up 36% of cases closed for this reason. In the SAIU Standard Operating Procedure (SOP) Manual, Internal Status-K falls under N-Not Applicable, defined as, No leads or follow-up, the case was determined unfounded, and/or no suspect has been identified.

Clearance Block (CB) Definition from BOI Case Management SOP (June 2012) for Internal Status K- Lack of Investigative Resources is defined as, A case is closed when it first appears in the Handle, despite leads, due to a lack of investigative resources. (Criteria can include seriousness of crime and lack of staffing, victim/witness cooperation, strong leads, evidence, etc.)

To better understand what kind of resources were lacking, reports were manually read. It was found that 38% of SAIU cases were due to "Lack of Victim Cooperation," where the detective was unable to make contact or reach the survivor via phone or in person. An additional 38% involved survivors where the investigator was able to make contact, but the survivor expressed that they wished to continue at a later date or requested to close the case. Additionally, the survivor stated that they were not coerced or forced to make this decision and that they made the decision out of their own free will. Additional findings were as follows:

- 9% was due to investigators being unable to locate entities involved (i.e. victim, witnesses, reporting party, etc.)
- 8% had no disposition provided in the report
- 3% were mislabeled
- 2% stated No corroboration to support allegations
- 2% were truly due to a general lack of investigative resources

<sup>8</sup> https://www.sjpd.org/reporting-crime/prostitution-human-trafficking#:~:text=Report%20John&text=Based%20on%20information%20you%20provide,and%20prostitution%2 Drelated%20criminal%20activity.

In order to provide data-driven decisions for policy makers, the distribution of internal status designations was questioned to understand the cause for cases not being cleared by Arrest or Citation. It was determined that criteria for Internal Status K- Lack of Investigative Resources should strictly be due to lack of staffing or Unit resources to further support the investigation of a case. The study resulted in the creation of two (2) additional Internal Status designations:

- 1. Internal Status G- Lack of Victim Cooperation (Attempts Made/No Contact)
  - a. Definition: The investigator was unable to make contact or reach the victim via phone or in person despite best efforts and standard operating procedure (i.e. Phone call, in person visit, letter, etc.) leading to insufficient evidence to positively identify a suspect and/or support an arrest.
- 2. Internal Status H- Victim Requested Closure
  - a. Definition: The victim has cooperated in the investigation but wished to continue at a later date and/or requested to close the case and declined to submit DNA evidence; despite detective efforts to explain the process of DNA testing and laws. Thus, leading to insufficient evidence to positively identify a suspect and/or support an arrest.

#### Study Clearance Code-K - Implemented

On January 1, 2020, as a solution/alternative to the use of internal status code K-Lack of Investigative Resources, detectives and sergeants now had the ability to use G-Lack of Victim Cooperation (Attempts Made/No Contact) and H-Victim Requested Closure. Consequently, SAIU saw a 99.3% decline in cases closed as Internal Status K- Lack of Investigative Resources.

Furthermore, with recent changes in how SAIU detectives and sergeants utilize internal status codes and investigate cases, the unit is also seeing a decline in the use of internal status codes G and H.

#### Trauma-Informed Care Training for Detectives - Implemented

This item has been completed for both the Special Victims Unit (SVU) and FVU.

#### Trauma Informed Approach Training for Detectives - Implemented

The San Jose Police Department, led by Lieutenant Greg Lombardo, created a curriculum to teach Trauma Informed Care (TIC) to the members of the San Jose Police Department. SAIU personnel were included in the training of approximately 120 members of the Bureau of Investigations detectives, sergeants, and lieutenants.

The training focused on several areas including:

- Learning to recognize trauma in victims of crimes to help improve criminal investigations, policing skills, and leverage community resources to aid victims.
- Increasing cultural competency of officers and understanding how culture can impact how a victim internalizes trauma.

Prior to the implementation of the training, the trainers met with and collaborated with Santa Clara County Mobile Mental Health, BlueHealth.org, First Responder Network, and the San José Police Department Crisis Management Unit. The group reached out to various community groups such as the Billy DeFrank Center, the Community Advisory Board, the Rose Garden Neighborhood Association, the NAACP, La Raza, and the South Bay Islamic Association.

#### Bisect the Sexual Assault Unit - Implemented

The greatest benefit SAIU realized after being separated from SVU was its span of control. SAIU added Lieutenant Jaime Jimenez, who has made several changes based on the need for timely, consistent, and thorough investigations, with a focus on employing best practices.

The focus has created changes in duty manual sections, improvements in delivery by creating standard operating procedures, Department of Justice compliance (SART Audit and SAFE-T), as well as many others changes to improve our service model.

#### Sexual Assault Investigations Unit Reconfiguration - Implemented

As directed in the Mayor's June Budget Message for Fiscal Year 2019-2020 and approved by City Council, funding was set aside in the 2019-2020 Adopted Operating Budget to establish a Sexual Assaults Law Enforcement Training and Supportive Services Reserve. The spending plan included a one-time funding source for the reconfiguration of the SAIU office space (\$50,000).

In mid-2020, the Special Victims Unit - 290 Team moved off-site and created new space for SAIU to grow into. The allocated funds were utilized to create office space to accommodate future growth of the unit. There is now sufficient cubicle space to accommodate all positions authorized for the unit.

#### School Intervention Training – In Progress

Refer to the SAIU YWCA Sexual Assault Education section in the main report for details.

#### Trauma-Informed Care Training for All Officers – In Process

The Trauma-Informed Care training is workshop based, which is interactive in nature. Therefore, the training was stopped due to the COVID-19 pandemic. To date, over 250 sworn and civilian personnel have been trained. Training is expected to resume in May 2021, with the expected completion date to occur prior to the end of the year.

#### Sub-Standard Housing Study – In Progress

The sub-standard housing study went out to RFP in October of 2020. There were no academic institutions that were interested in taking on the study. The RFP was not fulfilled. Research into why the RFP was not taken on revealed that the study was too broad to complete under the COVID restrictions in place at the time the RFP was put out for bid. The study is currently under review to narrow its focus.

#### Domestic Violence High-Risk Response Team - In Process

The Domestic Violence High Risk Response Team is currently implemented as a pilot through June 2021.

#### Vigilant Parent Training - In Process

Refer to the SVU Community Education and Outreach section in the main report for current status.

#### Increase in Number of Sexual Assault Detectives - In Progress

SAIU is authorized to have 31 sworn and 5 civilian personnel. It is currently staffed by 24 sworn and 5 civilian personnel, which reflects an increase of 4 detectives as of June 2019 (brought the unit from 16 to 20 detectives; however, we lost 1 detective due to a resignation).

The delivery of services could be improved with the addition of personnel. Currently, the Special Victims Unit assists SAIU personnel by providing On-Call teams, due to the inability of SAIU to appropriately staff the On-Call schedule. However, personnel shortages are department-wide, and we are working on filling and training all department sworn vacancies with the goal of meeting authorized staffing levels in the future. On average, SAIU On-Call responds, afterhours, twice a week to relieve patrol from sexual assault investigations.

#### Formalize Workgroups - Implemented

SAIU and SVU are participating in countywide workgroups, as discussed in the *Participation in Collaborative Committees and Partnerships* subsection of the main report.

#### Child Advocacy Center - In Progress

According to the draft Child Advocacy Center (CAC) Memorandum of Understanding (MOU) with Santa Clara County, the purpose of the CAC is to coordinate and co-locate services for child victims of sexual assault and abuse at a single location so that these (most vulnerable) victims need not be moved from place to place to receive key services, such as forensic medical examinations; multidisciplinary forensic child interviews; victim advocacy services; mental health services; case management services; social services screenings, referrals, and services; and interviews with law enforcement agencies. Instead at the CAC, these key services are housed together under one roof in a facility, which is specifically designed for children's needs. Co-location also results in better cooperation and collaboration among the participating agencies.

The SAIU Lieutenant is working with Santa Clara County District Attorney's Office to formalize three separate (MOU) agreements related the (CAC):

- 1. MOU for San Jose Police Child Forensic Interviewer Executed
- 2. MOU for San Jose Police Coordinator Pending
- 3. MOU for overall CAC Pending

Once the MOUs are fully executed, the San Jose Police Department's Child Interview Center will co-locate with the county at the Child Advocacy Center.

#### Ethnic-based Agency Workgroup and Buildout - In Progress

In February 2020, the SAIU met with the Office of Gender Based Violence for its first meeting to develop a plan for the Ethnic Based Agency Build Out Project. The following action items were agreed upon:

- Explore opportunities for culturally competent law enforcement training response to sexual
  assault, domestic violence, and human trafficking to serve San Jose's diverse community
  in collaboration with ethnic based agencies.
- 2. Develop up-to-date and profiles of the cultural composition of the community. Profiles are to include the community's population by race and ethnicity, age, gender, religion, refugee and immigrant status, housing status, income level, unemployment, languages spoken, literacy, schools, and businesses.
- 3. Identify the recruitment strategy and ongoing recruitment of Ethnic Based Agencies to ensure that the breadth of services remain accessible, appropriate, and equitable. The group agreed that this action item was important when ensuring that services and information are culturally and linguistically responsive. This is especially important when needing to communicate with individuals who do not speak English, who are illiterate or have limited literacy, and/or who are deaf/hearing impaired.
- 4. Identify current outreach and education efforts made by each agency to build upon partnerships.

The Office of Gender Based Violence has already implemented prevention contracts related to intimate-partner violence. Many of the vendors implement evidence-based curricula focused on youth or specific cultural communities, such as Vietnamese, East Indian, and Latinos. The next step of the project is to meet to further develop upon the list of agencies contracted with the Office of Gender Based Violence and to summarize each agency by main contact person, ethnic focus of the agencies, and language(s) spoken.

#### Sexual Assault Evidence Kit Audit (New to Work Plan)

From March – October 2020, the SAIU conducted a Sexual Assault Evidence Kit Audit of kits obtained prior to October 1, 2018 as part of the California Department of Justice's nationwide Untested Sexual Assault Evidence Kits Report to the Legislature. SAIU found 713 kits in the Department's possession were untested and sixteen (16) SART Kits were not tested due to being Non-Investigative Reports (NIR).

<b>REASON FOR NO TI</b>	EST COUNT	%
30-DAY POLICY	376	52.7%
LAB	7	1.0%
NOT SUBMITTED	2	0.3%
OTHER	12	1.7%
SCC DA	122	17.1%
SJPD	183	25.7%
UNKNOWN	11	1.5%
T	OTAL 713	100.0%

\*Report to Department of Justice required the time frame of Non-Tested SARTs to reflect up to October 1, 2018

Reasons why the SART Kits were not tested were determined based on reports. The reasons are defined as the following:

- O 30-Day Policy: No Physical Examination Report for SART Kit testing was found. Instead, a Medical Examination Request was found to be stamped and signed as having not been contacted by the assigned investigator within 30 days of receipt of evidence. The evidence is then not tested and returned to shelf.
- Lab: No Physical Examination Report for SART Kit testing was found. Instead, an Evidence Return Notification was found and noted that the SART did not meet [Crime Lab] criteria for examination.
- o **Not Submitted (NIR):** No Physical Examination Report for SART Kit testing was found and/or was found in Versadex Property as an "Anonymous" Kit.
- Other: No Physical Examination Report for SART Kit testing was found. Instead, an Evidence Return Notification was found and noted that no examination was done due to one of the following:
  - Case Adjudicated/Complaint Filed
  - Case Is No Longer Active/Closed
  - Suspect SART Only, Need Reference Sample from Victim
  - DOJ Lab Tested SART
  - Case Transferred to Another Agency
- SCC DA: No Physical Examination Report for SART Kit testing was found. Instead, an Evidence Return Notification was found and noted that no examination was needed per the Santa Clara County District Attorney's Office.
- SJPD: No Physical Examination Report for SART Kit testing was found. Instead, an Evidence Return Notification was found and noted that no examination was needed per San Jose Police Department

 Unknown: A Physical Examination Report for SART Kit testing was found and in the Evidence and Conclusion section, it stated that no examination was performed. The reason for no test was not indicated.

SAIU has re-assigned several cases, due to the changes in direction the unit has undergone. For example, SAIU is investigating and submitting all cases where the suspect is known to the District Attorney's Office for review. In other cases where survivor cooperation varied, cases have been re-opened and the case is being exhausted (evidence collected, evidence tested, search warrants obtained/served, witnesses interviewed, etc.).

Once a funding source is identified, SAIU detectives will begin submitting SART Kits not previously tested to the Santa Clara County Crime Laboratory for testing.

#### Strangulation Evidence Collection - In Process

The Western Division is currently conducting a pilot project for strangulation evidence collection.

Follow-Up Joint Meeting between the City of San José's PSFSS Committee and Committee of the Whole, and the Santa Clara County Children, Seniors and Families Committee – In Process

A joint meeting is in the process of being scheduled.