

1 2255 AMS MADS S4610.1

2 **HB 2255** - S AMD TO LAW COMM AMD (S-4225.1/92)

3 By Senator Madsen

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5 On page 7, after line 2 of the amendment, insert the following:

6 "Sec. 2. RCW 7.68.200 and 1979 ex.s. c 219 s 13 are each amended
7 to read as follows:

8 After hearing, as provided in RCW 7.68.210, every person, firm,
9 corporation, partnership, association or other legal entity contracting
10 , for the purpose of initiating, managing, or producing income or
11 proceeds in which the contract seeks to exploit in any way the criminal
12 act, including any activity, service, or use related to the criminal
13 act, or deriving its primary value from the crime, the notoriety of the
14 crime, or the notoriety or status of the criminal offender in such a
15 way that but for the commission of the criminal act, the activity,
16 service, or use would have no or substantially less value to the
17 contracting party, with any person or the representative or assignee of
18 any person, accused or convicted of a crime in this state, ((with
19 respect to the reenactment of such crime, by way of a movie, book,
20 magazine article, tape recording, phonograph record, radio or
21 television presentation, live entertainment of any kind, or from the
22 expression of such accused or convicted person's thoughts, feelings,
23 opinion or emotions regarding such crime, shall submit a copy of such
24 contract to the department and)) shall pay over to the department any
25 moneys and proceeds which would otherwise, by terms of such contract,
26 be owing to the person so accused or convicted or his or her
27 representatives. The department shall deposit such moneys and proceeds
28 in an escrow account for the benefit of and payable to any victim or

1 the legal representative of any victim of crimes committed by: (i) Such
2 convicted person; or (ii) such accused person, but only if such accused
3 person is eventually convicted of the crime and provided that such
4 victim, within five years of the date of the establishment of such
5 escrow account, brings a civil action in a court of competent
6 jurisdiction and recovers a money judgment for damages against such
7 person or his or her representatives."

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11 On page 7, line 7 of the title amendment, after "7.68.070" insert
12 "and 7.68.200"