
SUBSTITUTE SENATE BILL 5128

State of Washington

52nd Legislature

1991 Regular Session

By Senate Committee on Ways & Means (originally sponsored by Senators Madsen, Jesernig and Rasmussen).

Read first time March 11, 1991.

1 AN ACT Relating to notification of release of serious drug
2 offenders; adding a new section to chapter 9.94A RCW; and creating a
3 new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 9.94A RCW
6 to read as follows:

7 (1) At the earliest possible date, and in no event later than ten
8 days before release except in the event of escape or emergency
9 furloughs as defined in RCW 72.66.010, the department of corrections
10 shall send written notice of parole, community placement, work release
11 placement, furlough, or escape about a specific inmate convicted of a
12 serious drug offense to the following if such notice has been requested
13 in writing about a specific inmate convicted of a serious drug offense:

14 (a) Any witnesses who testified against the inmate in any court
15 proceedings involving the serious drug offense; and

1 (b) Any person specified in writing by the prosecuting attorney.
2 Information regarding witnesses requesting the notice, information
3 regarding any other person specified in writing by the prosecuting
4 attorney to receive the notice, and the notice are confidential and
5 shall not be available to the inmate.

6 (2) If an inmate convicted of a serious drug offense escapes from
7 a correctional facility, the department of corrections shall
8 immediately notify, by the most reasonable and expedient means
9 available, the chief of police of the city and the sheriff of the
10 county in which the inmate resided immediately before the inmate's
11 arrest and conviction. If previously requested, the department shall
12 also notify the witnesses who are entitled to notice under this
13 section. If the inmate is recaptured, the department shall send notice
14 to the persons designated in this subsection as soon as possible but in
15 no event later than two working days after the department learns of
16 such recapture.

17 (3) If any witness is under the age of sixteen, the notice required
18 by this section shall be sent to the parents or legal guardian of the
19 child.

20 (4) The department of corrections shall send the notices required
21 by this section to the last address provided to the department by the
22 requesting party. The requesting party shall furnish the department
23 with a current address.

24 (5) For purposes of this section, "serious drug offense" means an
25 offense under RCW 69.50.401 (a)(1)(i) or (b)(1)(i).

26 NEW SECTION. **Sec. 2.** If specific funding for the purposes of
27 this act, referencing this act by bill number, is not provided by June
28 30, 1991, in the omnibus appropriations act, this act shall be null and
29 void.