

SENATE BILL 5128

State of Washington

52nd Legislature

1991 Regular Session

By Senators Madsen, Jesernig and Rasmussen.

Read first time January 22, 1991. Referred to Committee on Law & Justice.

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

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

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

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

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

15 (b) Any person specified in writing by the prosecuting attorney.

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

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

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

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

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