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SENATE BILL 6675

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State of Washington

55th Legislature

1998 Regular Session

By Senator Prentice

Read first time 01/27/98. Referred to Committee on Human Services & Corrections.

1 AN ACT Relating to physical crimes against children; and amending  
2 RCW 26.44.140.

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

4 **Sec. 1.** RCW 26.44.140 and 1997 c 344 s 1 are each amended to read  
5 as follows:

6 The court shall require that an individual who, while acting in a  
7 parental role, has physically or sexually abused a child and has been  
8 removed from the home pursuant to a court order issued in a proceeding  
9 under chapter 13.34 RCW, (~~prior to being permitted to reside in the~~  
10 ~~home where the child resides,~~) complete the treatment and education  
11 requirements necessary to protect (~~the child~~) other children from  
12 future abuse. The court (~~may require the individual to continue~~  
13 ~~treatment as a condition for remaining in the home where the child~~  
14 ~~resides~~) shall order that this individual not be allowed to return to  
15 the home while the child is residing there. The person who has custody  
16 of the child will permanently lose custody of the child if this court  
17 order is violated. Unless a parent, custodian, or guardian has been  
18 convicted of the crime for the acts of abuse determined in a fact-  
19 finding hearing under chapter 13.34 RCW, such person shall not be

1 required to admit guilt in order to begin to fulfill any necessary  
2 treatment and education requirements under this section.

3 The department of social and health services or supervising agency  
4 shall be responsible for advising the court as to appropriate treatment  
5 and education requirements, providing referrals to the individual,  
6 monitoring and assessing the individual's progress, informing the court  
7 of such progress, and providing recommendations to the court.

8 The person removed from the home shall pay for these services  
9 unless the person is otherwise eligible to receive financial assistance  
10 in paying for such services. Nothing in this section shall be  
11 construed to create in any person an entitlement to services or  
12 financial assistance in paying for services.

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