

1176-S2

Sponsor(s): House Committee on Appropriations (originally sponsored by Representatives O'Brien, Koster, Kagi, Ballasiotes, Cairnes, Lovick, Hurst, Tokuda, Dickerson, Kenney, Campbell, Ogden, Dunn, Santos, Conway, Esser, Lantz, Rockefeller and McIntire; by request of Department of Corrections)

Brief Title: Requiring the retention of records pertaining to sexually violent offenses.

HB 1176-S2 - DIGEST

(DIGEST AS ENACTED)

Declares that records of investigative reports prepared by any state, county, municipal, or other law enforcement agency pertaining to sexually violent offenses contained within chapter 9A.44 RCW that are not required in the current operation of the law enforcement agency or for pending judicial proceedings shall, following the expiration of the applicable schedule of the law enforcement agency's retention of the records, be transferred to the Washington association of sheriffs and police chiefs for permanent electronic retention and retrieval. Upon electronic retention of any document, the association shall be permitted to destroy the paper copy of the document.

Declares that any record transferred to the Washington association of sheriffs and police chiefs pursuant to this act shall be deemed to no longer constitute a public record pursuant to RCW 42.17.020 and shall be exempt from public disclosure. Such records shall be disseminated only to criminal justice agencies as defined in RCW 10.97.030 for the sole purpose of determining if a sex offender met the criteria of a sexually violent predator as defined in chapter 71.09 RCW.

Declares that nothing in RCW 40.14.060, 40.14.070, or 42.17.310 precludes dissemination of criminal history record information, including nonconviction data, for the purposes of chapter 10.97 RCW.