

---

HOUSE BILL 1647

---

State of Washington

57th Legislature

2001 Regular Session

By Representatives Murray, Miloscia, Veloria, Tokuda, Ruderman,  
McDermott and Santos

Read first time 01/31/2001. Referred to Committee on Judiciary.

1 AN ACT Relating to the death penalty; adding a new section to  
2 chapter 10.95 RCW; making appropriations; and providing an expiration  
3 date.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 10.95 RCW  
6 to read as follows:

7 (1) Until July 1, 2003, the sentence of death for anyone sentenced  
8 under RCW 10.95.030(2) shall be stayed.

9 (2) A death penalty task force is hereby created for the purpose of  
10 conducting a review of the existing statutes and court rules to  
11 determine the following:

12 (a) The adequacy of the counsel and resources provided defendants  
13 in capital offense cases;

14 (b) The uniformity of decision making by prosecuting attorneys in  
15 terms of charging defendants with aggravated first degree murder and  
16 the criteria in such decisions;

17 (c) The impact of race, ethnicity, gender, and economic status on  
18 the likelihood of a defendant being charged with aggravated first  
19 degree murder; and

1 (d) Whether there are revisions to existing statutes and court  
2 rules which, if implemented, would decrease the likelihood of an  
3 inappropriate imposition of the death penalty.

4 (3) The task force shall consist of eleven members. The membership  
5 shall be appointed as follows:

6 (a) Two members appointed by the chief justice of the state supreme  
7 court;

8 (b) Two members appointed by the president of the senate;

9 (c) Two members appointed by the speaker of the house of  
10 representatives;

11 (d) Two members appointed by the governor;

12 (e) Three members appointed by the president of the Washington  
13 state bar association. Not more than one member shall be a current or  
14 former prosecuting attorney. Not more than one member shall be an  
15 attorney whose practice is primarily criminal defense and who has  
16 experience in death penalty cases.

17 (4) The task force may conduct meetings, select officers, and  
18 prescribe rules of procedure. The task force shall cooperate, act, and  
19 function with legislative committees and executive agencies as  
20 necessary to complete its business.

21 (5) Members of the task force shall serve without additional  
22 compensation, but must be reimbursed for their travel expenses, in  
23 accordance with RCW 43.03.050 and 44.04.120, incurred while attending  
24 meetings of the task force, engaged on other task force business  
25 authorized by the task force, or going to and coming from task force  
26 meetings.

27 (6) The task force shall make a report, together with any  
28 recommendations, to the legislature, governor, and supreme court not  
29 later than January 1, 2003.

30 NEW SECTION. **Sec. 2.** (1) The sum of fifty thousand dollars, or as  
31 much thereof as may be necessary, is appropriated for the fiscal year  
32 ending June 30, 2001, from the general fund to the office of the  
33 administrator for the courts for the purposes of providing staffing and  
34 support to the death penalty task force.

35 (2) The sum of one hundred thousand dollars, or as much thereof as  
36 may be necessary, is appropriated for the fiscal year ending June 30,  
37 2002, from the general fund to the office of the administrator for the

1 courts for the purposes of providing staffing and support to the death  
2 penalty task force.

3 NEW SECTION. **Sec. 3.** Section 1 of this act expires July 1, 2003.

--- END ---