
HOUSE BILL 1259

State of Washington

58th Legislature

2003 Regular Session

By Representatives Carrell, Roach, Talcott, Kirby, McMahan, Boldt, Conway, McDonald, Bush, Lantz, Cairnes, O'Brien, Priest, Nixon, Upthegrove and Anderson

Read first time 01/22/2003. Referred to Committee on Criminal Justice & Corrections.

1 AN ACT Relating to transporting residents of secure community
2 transition facilities; adding a new section to chapter 71.09 RCW; and
3 prescribing penalties.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 71.09 RCW
6 to read as follows:

7 (1) When a resident leaves a secure community transition facility
8 for appointments, employment, or other approved activities, the
9 department shall develop a transportation route plan for the location
10 of each activity. Each plan must contain:

11 (a) A description of the primary route to be taken to and from the
12 location of the activity;

13 (b) A description of at least three alternate routes to the
14 location of the activity, whenever feasible;

15 (c) A list of any risk potential activities along the primary and
16 alternate routes;

17 (d) The dates and times when the resident will be transported to
18 and from the activity;

1 (e) A list of any locations along the primary and alternate routes
2 where the resident may stop. The list may not contain locations within
3 the line of sight, as defined in RCW 71.09.285(2), of any risk
4 potential activities; and

5 (f) A copy of the court's order of conditional release.

6 (2) A resident may not leave a secure community transition facility
7 for appointments, employment, or other approved activities without a
8 transportation route plan developed under subsection (1) of this
9 section.

10 (3) The department shall provide law enforcement agencies in the
11 counties and cities in which the resident will participate in
12 appointments, employment, or other approved activities, or through
13 which the resident is regularly transported, with a copy of all
14 applicable transportation route plans developed under subsection (1) of
15 this section no later than forty-eight hours before the resident leaves
16 the secure community transition facility.

17 (4) Before deviating from a transportation route plan, an escort
18 shall make a good faith effort to notify the local law enforcement
19 agencies who were furnished a copy of the transportation route plan
20 under subsection (3) of this section of the deviation.

21 (5) An escort failing to meet the requirements of subsection (4) of
22 this section is guilty of a gross misdemeanor.

23 (6) If the department discovers any deviations from a
24 transportation route plan, it shall immediately notify the local law
25 enforcement agencies who were furnished a copy of the transportation
26 route plan under subsection (3) of this section of the deviations. A
27 county prosecutor may levy a fine of five thousand dollars per
28 deviation against the department if it fails to notify local law
29 enforcement agencies in the manner required by this subsection. The
30 department shall pay the fine in equal proportions to the law
31 enforcement agencies that the department failed to notify.

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