

E2SSB 6504 - H COMM AMD

By Committee on Public Safety & Emergency Preparedness

ADOPTED AS AMENDED 03/05/2010

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 7.68.070 and 2009 c 38 s 1 are each amended to read
4 as follows:

5 The right to benefits under this chapter and the amount thereof
6 will be governed insofar as is applicable by the provisions contained
7 in chapter 51.32 RCW except as provided in this section, provided that
8 no more than fifty thousand dollars shall be paid per claim:

9 (1) The provisions contained in RCW 51.32.015, 51.32.030,
10 51.32.072, 51.32.073, 51.32.180, 51.32.190, and 51.32.200 are not
11 applicable to this chapter.

12 (2) Each victim injured as a result of a criminal act, including
13 criminal acts committed between July 1, 1981, and January 1, 1983, or
14 the victim's family or dependents in case of death of the victim, are
15 entitled to benefits in accordance with this chapter, subject to the
16 limitations under RCW 7.68.015. The rights, duties, responsibilities,
17 limitations, and procedures applicable to a worker as contained in RCW
18 51.32.010 are applicable to this chapter.

19 (3) The limitations contained in RCW 51.32.020 are applicable to
20 claims under this chapter. In addition thereto, no person or spouse,
21 child, or dependent of such person is entitled to benefits under this
22 chapter when the injury for which benefits are sought, was:

23 (a) The result of consent, provocation, or incitement by the
24 victim, unless an injury resulting from a criminal act caused the death
25 of the victim;

26 (b) Sustained while the crime victim was engaged in the attempt to
27 commit, or the commission of, a felony; or

28 (c) Sustained while the victim was confined in any county or city
29 jail, federal jail or prison or in any other federal institution, or
30 any state correctional institution maintained and operated by the

1 department of social and health services or the department of
2 corrections, prior to release from lawful custody; or confined or
3 living in any other institution maintained and operated by the
4 department of social and health services or the department of
5 corrections.

6 (4) The benefits established upon the death of a worker and
7 contained in RCW 51.32.050 shall be the benefits obtainable under this
8 chapter and provisions relating to payment contained in that section
9 shall equally apply under this chapter(~~(:—PROVIDED)~~), except that:

10 (a) Benefits for burial expenses shall not exceed ((the amount paid
11 by the department in case of the death of a worker as provided in
12 chapter 51.32 RCW in any claim:— PROVIDED FURTHER, That if the criminal
13 act results in the death of a victim who was not gainfully employed at
14 the time of the criminal act, and who was not so employed for at least
15 three consecutive months of the twelve months immediately preceding the
16 criminal act;

17 ~~(a) Benefits payable to an eligible surviving spouse, where there~~
18 ~~are no children of the victim at the time of the criminal act who have~~
19 ~~survived the victim or where such spouse has legal custody of all of~~
20 ~~his or her children, shall be limited to burial expenses and a lump sum~~
21 ~~payment of seven thousand five hundred dollars without reference to~~
22 ~~number of children, if any;~~

23 ~~(b) Where any such spouse has legal custody of one or more but not~~
24 ~~all of such children, then such burial expenses shall be paid, and such~~
25 ~~spouse shall receive a lump sum payment of three thousand seven hundred~~
26 ~~fifty dollars and any such child or children not in the legal custody~~
27 ~~of such spouse shall receive a lump sum of three thousand seven hundred~~
28 ~~fifty dollars to be divided equally among such child or children;~~

29 ~~(c) If any such spouse does not have legal custody of any of the~~
30 ~~children, the burial expenses shall be paid and the spouse shall~~
31 ~~receive a lump sum payment of up to three thousand seven hundred fifty~~
32 ~~dollars and any such child or children not in the legal custody of the~~
33 ~~spouse shall receive a lump sum payment of up to three thousand seven~~
34 ~~hundred fifty dollars to be divided equally among the child or~~
35 ~~children;~~

36 ~~(d) If no such spouse survives, then such burial expenses shall be~~
37 ~~paid, and each surviving child of the victim at the time of the~~
38 ~~criminal act shall receive a lump sum payment of three thousand seven~~

1 ~~hundred fifty dollars up to a total of two such children and where~~
2 ~~there are more than two such children the sum of seven thousand five~~
3 ~~hundred dollars shall be divided equally among such children.~~

4 ~~No other benefits may be paid or payable under these~~
5 ~~circumstances)) five thousand dollars per claim; and~~

6 (b) An application for benefits relating to payment for burial
7 expenses, pursuant to this subsection, must be received within twelve
8 months of the worker's death.

9 (5) The benefits established in RCW 51.32.060 for permanent total
10 disability proximately caused by the criminal act shall be the benefits
11 obtainable under this chapter, and provisions relating to payment
12 contained in that section apply under this chapter(~~(:—PROVIDED)~~),
13 except that if a victim becomes permanently and totally disabled as a
14 proximate result of the criminal act (~~(and was not gainfully employed~~
15 ~~at the time of the criminal act)~~), the victim shall receive monthly
16 during the period of the disability the following percentages, where
17 applicable, of the average monthly wage determined as of the date of
18 the criminal act pursuant to RCW 51.08.018:

19 (a) If married at the time of the criminal act, twenty-nine percent
20 of the average monthly wage.

21 (b) If married with one child at the time of the criminal act,
22 thirty-four percent of the average monthly wage.

23 (c) If married with two children at the time of the criminal act,
24 thirty-eight percent of the average monthly wage.

25 (d) If married with three children at the time of the criminal act,
26 forty-one percent of the average monthly wage.

27 (e) If married with four children at the time of the criminal act,
28 forty-four percent of the average monthly wage.

29 (f) If married with five or more children at the time of the
30 criminal act, forty-seven percent of the average monthly wage.

31 (g) If unmarried at the time of the criminal act, twenty-five
32 percent of the average monthly wage.

33 (h) If unmarried with one child at the time of the criminal act,
34 thirty percent of the average monthly wage.

35 (i) If unmarried with two children at the time of the criminal act,
36 thirty-four percent of the average monthly wage.

37 (j) If unmarried with three children at the time of the criminal
38 act, thirty-seven percent of the average monthly wage.

1 (k) If unmarried with four children at the time of the criminal
2 act, forty percent of the average monthly wage.

3 (l) If unmarried with five or more children at the time of the
4 criminal act, forty-three percent of the average monthly wage.

5 (6) The benefits established in RCW 51.32.080 for permanent partial
6 disability shall be the benefits obtainable under this chapter, and
7 provisions relating to payment contained in that section equally apply
8 under this chapter, but shall not exceed seven thousand dollars per
9 claim.

10 (7) The benefits established in RCW 51.32.090 for temporary total
11 disability shall be the benefits obtainable under this chapter, and
12 provisions relating to payment contained in that section apply under
13 this chapter(~~(:—PROVIDED)~~), except that no person is eligible for
14 temporary total disability benefits under this chapter if such person
15 was not gainfully employed at the time of the criminal act(~~(, and was~~
16 ~~not so employed for at least three consecutive months of the twelve~~
17 ~~months immediately preceding the criminal act)~~)).

18 (8) The benefits established in RCW 51.32.095 for continuation of
19 benefits during vocational rehabilitation shall be benefits obtainable
20 under this chapter, and provisions relating to payment contained in
21 that section apply under this chapter(~~(:—PROVIDED)~~), except that
22 benefits shall not exceed five thousand dollars for any single injury.

23 (9) The provisions for lump sum payment of benefits upon death or
24 permanent total disability as contained in RCW 51.32.130 apply under
25 this chapter.

26 (10) The provisions relating to payment of benefits to, for or on
27 behalf of workers contained in RCW 51.32.040, 51.32.055, 51.32.100,
28 51.32.110, 51.32.120, 51.32.135, 51.32.140, 51.32.150, 51.32.160, and
29 51.32.210 are applicable to payment of benefits to, for or on behalf of
30 victims under this chapter.

31 (11) No person or spouse, child, or dependent of such person is
32 entitled to benefits under this chapter where the person making a claim
33 for such benefits has refused to give reasonable cooperation to state
34 or local law enforcement agencies in their efforts to apprehend and
35 convict the perpetrator(s) of the criminal act which gave rise to the
36 claim.

37 (12) In addition to other benefits provided under this chapter,
38 victims of sexual assault are entitled to receive appropriate

1 counseling. Fees for such counseling shall be determined by the
2 department in accordance with RCW 51.04.030, subject to the limitations
3 of RCW 7.68.080. Counseling services may include, if determined
4 appropriate by the department, counseling of members of the victim's
5 immediate family, other than the perpetrator of the assault.

6 ~~(13) ((Except for medical benefits authorized under RCW 7.68.080,~~
7 ~~no more than thirty thousand dollars shall be granted as a result of a~~
8 ~~single injury or death, except that benefits granted as the result of~~
9 ~~total permanent disability or death shall not exceed forty thousand~~
10 ~~dollars.~~

11 ~~(14))~~ Notwithstanding other provisions of this chapter and Title
12 51 RCW, benefits payable for total temporary disability under
13 subsection (7) of this section, shall be limited to fifteen thousand
14 dollars.

15 ~~((15))~~ (14) Any person who is responsible for the victim's
16 injuries, or who would otherwise be unjustly enriched as a result of
17 the victim's injuries, shall not be a beneficiary under this chapter.

18 ~~((16))~~ (15) Crime victims' compensation is not available to pay
19 for services covered under chapter 74.09 RCW or Title XIX of the
20 federal social security act, except to the extent that the costs for
21 such services exceed service limits established by the department of
22 social and health services or, during the 1993-95 fiscal biennium, to
23 the extent necessary to provide matching funds for federal medicaid
24 reimbursement.

25 ~~((17))~~ (16) In addition to other benefits provided under this
26 chapter, immediate family members of a homicide victim may receive
27 appropriate counseling to assist in dealing with the immediate, near-
28 term consequences of the related effects of the homicide. Fees for
29 counseling shall be determined by the department in accordance with RCW
30 51.04.030, subject to the limitations of RCW 7.68.080. Payment of
31 counseling benefits under this section may not be provided to the
32 perpetrator of the homicide. The benefits under this subsection may be
33 provided only with respect to homicides committed on or after July 1,
34 1992.

35 ~~((18))~~ (17) A dependent mother, father, stepmother, or
36 stepfather, as defined in RCW 51.08.050, who is a survivor of her or
37 his child's homicide, who has been requested by a law enforcement
38 agency or a prosecutor to assist in the judicial proceedings related to

1 the death of the victim, and who is not domiciled in Washington state
2 at the time of the request, may receive a lump-sum payment upon arrival
3 in this state. Total benefits under this subsection may not exceed
4 seven thousand five hundred dollars. If more than one dependent parent
5 is eligible for this benefit, the lump-sum payment of seven thousand
6 five hundred dollars shall be divided equally among the dependent
7 parents.

8 ~~((+19))~~ (18) A victim whose crime occurred in another state who
9 qualifies for benefits under RCW 7.68.060(4) may receive appropriate
10 mental health counseling to address distress arising from participation
11 in the civil commitment proceedings. Fees for counseling shall be
12 determined by the department in accordance with RCW 51.04.030, subject
13 to the limitations of RCW 7.68.080.

14 **Sec. 2.** RCW 7.68.085 and 2009 c 479 s 9 are each amended to read
15 as follows:

16 (1) This section has no force or effect from the effective date of
17 this section until July 1, 2015.

18 (2) The director of labor and industries shall institute a cap on
19 medical benefits of one hundred fifty thousand dollars per injury or
20 death. Payment for medical services in excess of the cap shall be made
21 available to any innocent victim under the same conditions as other
22 medical services and if the medical services are:

- 23 ~~((+1))~~ (a) Necessary for a previously accepted condition;
- 24 ~~((+2))~~ (b) Necessary to protect the victim's life or prevent
25 deterioration of the victim's previously accepted condition; and
- 26 ~~((+3))~~ (c) Not available from an alternative source.

27 For the purposes of this section, an individual will not be
28 required to use his or her assets other than funds recovered as a
29 result of a civil action or criminal restitution, for medical expenses
30 or pain and suffering, in order to qualify for an alternative source of
31 payment.

32 The director shall, in cooperation with the department of social
33 and health services, establish by October 1, 1989, a process to aid
34 crime victims in identifying and applying for appropriate alternative
35 benefit programs, if any, administered by the department of social and
36 health services.

1 NEW SECTION. **Sec. 3.** A new section is added to chapter 7.68 RCW
2 to read as follows:

3 The crime victims' compensation account is created in the custody
4 of the state treasurer. Expenditures from the account may be used only
5 for the crime victims' compensation program under this chapter. Only
6 the director of the department or the director's designee may authorize
7 expenditures from the account. The account is subject to allotment
8 procedures under chapter 43.88 RCW, but an appropriation is not
9 required for expenditures.

10 **Sec. 4.** RCW 9A.82.110 and 2009 c 479 s 11 are each amended to read
11 as follows:

12 (1) In an action brought by the attorney general on behalf of the
13 state under RCW 9A.82.100(1)(b)(i) in which the state prevails, any
14 payments ordered in excess of the actual damages sustained shall be
15 deposited in the ((~~state general fund~~)) crime victims' compensation
16 account provided in section 3 of this act.

17 (2)(a) The county legislative authority may establish an
18 antiprofitereering revolving fund to be administered by the county
19 prosecuting attorney under the conditions and for the purposes provided
20 by this subsection. Disbursements from the fund shall be on
21 authorization of the county prosecuting attorney. No appropriation is
22 required for disbursements.

23 (b) Any prosecution and investigation costs, including attorney's
24 fees, recovered for the state by the county prosecuting attorney as a
25 result of enforcement of civil and criminal statutes pertaining to any
26 offense included in the definition of criminal profiteering, whether by
27 final judgment, settlement, or otherwise, shall be deposited, as
28 directed by a court of competent jurisdiction, in the fund established
29 by this subsection. In an action brought by a prosecuting attorney on
30 behalf of the county under RCW 9A.82.100(1)(b)(i) in which the county
31 prevails, any payments ordered in excess of the actual damages
32 sustained shall be deposited in the ((~~state general fund~~)) crime
33 victims' compensation account provided in section 3 of this act.

34 (c) The county legislative authority may prescribe a maximum level
35 of moneys in the antiprofitereering revolving fund. Moneys exceeding the
36 prescribed maximum shall be transferred to the county current expense
37 fund.

1 (d) The moneys in the fund shall be used by the county prosecuting
2 attorney for the investigation and prosecution of any offense, within
3 the jurisdiction of the county prosecuting attorney, included in the
4 definition of criminal profiteering, including civil enforcement.

5 (e) If a county has not established an antiprofitereing revolving
6 fund, any payments or forfeitures ordered to the county under this
7 chapter shall be deposited to the county current expense fund.

8 **Sec. 5.** RCW 72.09.111 and 2009 c 479 s 60 are each amended to read
9 as follows:

10 (1) The secretary shall deduct taxes and legal financial
11 obligations from the gross wages, gratuities, or workers' compensation
12 benefits payable directly to the inmate under chapter 51.32 RCW, of
13 each inmate working in correctional industries work programs, or
14 otherwise receiving such wages, gratuities, or benefits. The secretary
15 shall also deduct child support payments from the gratuities of each
16 inmate working in class II through class IV correctional industries
17 work programs. The secretary shall develop a formula for the
18 distribution of offender wages, gratuities, and benefits. The formula
19 shall not reduce the inmate account below the indigency level, as
20 defined in RCW 72.09.015.

21 (a) The formula shall include the following minimum deductions from
22 class I gross wages and from all others earning at least minimum wage:

23 (i) Five percent to the (~~state general fund~~) crime victims'
24 compensation account provided in section 3 of this act;

25 (ii) Ten percent to a department personal inmate savings account;

26 (iii) Twenty percent to the department to contribute to the cost of
27 incarceration; and

28 (iv) Twenty percent for payment of legal financial obligations for
29 all inmates who have legal financial obligations owing in any
30 Washington state superior court.

31 (b) The formula shall include the following minimum deductions from
32 class II gross gratuities:

33 (i) Five percent to the (~~state general fund~~) crime victims'
34 compensation account provided in section 3 of this act;

35 (ii) Ten percent to a department personal inmate savings account;

36 (iii) Fifteen percent to the department to contribute to the cost
37 of incarceration;

1 (iv) Twenty percent for payment of legal financial obligations for
2 all inmates who have legal financial obligations owing in any
3 Washington state superior court; and

4 (v) Fifteen percent for any child support owed under a support
5 order.

6 (c) The formula shall include the following minimum deductions from
7 any workers' compensation benefits paid pursuant to RCW 51.32.080:

8 (i) Five percent to the (~~state general fund~~) crime victims'
9 compensation account provided in section 3 of this act;

10 (ii) Ten percent to a department personal inmate savings account;

11 (iii) Twenty percent to the department to contribute to the cost of
12 incarceration; and

13 (iv) An amount equal to any legal financial obligations owed by the
14 inmate established by an order of any Washington state superior court
15 up to the total amount of the award.

16 (d) The formula shall include the following minimum deductions from
17 class III gratuities:

18 (i) Five percent for the (~~state general fund~~) crime victims'
19 compensation account provided in section 3 of this act; and

20 (ii) Fifteen percent for any child support owed under a support
21 order.

22 (e) The formula shall include the following minimum deduction from
23 class IV gross gratuities:

24 (i) Five percent to the department to contribute to the cost of
25 incarceration; and

26 (ii) Fifteen percent for any child support owed under a support
27 order.

28 (2) Any person sentenced to life imprisonment without possibility
29 of release or parole under chapter 10.95 RCW or sentenced to death
30 shall be exempt from the requirement under subsection (1)(a)(ii),
31 (b)(ii), or (c)(ii).

32 (3)(a) The department personal inmate savings account, together
33 with any accrued interest, shall only be available to an inmate at the
34 following times:

35 (i) The time of his or her release from confinement;

36 (ii) Prior to his or her release from confinement in order to
37 secure approved housing; or

1 (iii) When the secretary determines that an emergency exists for
2 the inmate.

3 (b) If funds are made available pursuant to (a)(ii) or (iii) of
4 this subsection, the funds shall be made available to the inmate in an
5 amount determined by the secretary.

6 (c) The management of classes I, II, and IV correctional industries
7 may establish an incentive payment for offender workers based on
8 productivity criteria. This incentive shall be paid separately from
9 the hourly wage/gratuity rate and shall not be subject to the specified
10 deduction for cost of incarceration.

11 (4)(a) Subject to availability of funds for the correctional
12 industries program, the expansion of inmate employment in class I and
13 class II correctional industries shall be implemented according to the
14 following schedule:

15 (i) Not later than June 30, 2005, the secretary shall achieve a net
16 increase of at least two hundred in the number of inmates employed in
17 class I or class II correctional industries work programs above the
18 number so employed on June 30, 2003;

19 (ii) Not later than June 30, 2006, the secretary shall achieve a
20 net increase of at least four hundred in the number of inmates employed
21 in class I or class II correctional industries work programs above the
22 number so employed on June 30, 2003;

23 (iii) Not later than June 30, 2007, the secretary shall achieve a
24 net increase of at least six hundred in the number of inmates employed
25 in class I or class II correctional industries work programs above the
26 number so employed on June 30, 2003;

27 (iv) Not later than June 30, 2008, the secretary shall achieve a
28 net increase of at least nine hundred in the number of inmates employed
29 in class I or class II correctional industries work programs above the
30 number so employed on June 30, 2003;

31 (v) Not later than June 30, 2009, the secretary shall achieve a net
32 increase of at least one thousand two hundred in the number of inmates
33 employed in class I or class II correctional industries work programs
34 above the number so employed on June 30, 2003;

35 (vi) Not later than June 30, 2010, the secretary shall achieve a
36 net increase of at least one thousand five hundred in the number of
37 inmates employed in class I or class II correctional industries work
38 programs above the number so employed on June 30, 2003.

1 (b) Failure to comply with the schedule in this subsection does not
2 create a private right of action.

3 (5) In the event that the offender worker's wages, gratuity, or
4 workers' compensation benefit is subject to garnishment for support
5 enforcement, the (~~state general fund~~) crime victims' compensation
6 account, savings, and cost of incarceration deductions shall be
7 calculated on the net wages after taxes, legal financial obligations,
8 and garnishment.

9 (6) The department shall explore other methods of recovering a
10 portion of the cost of the inmate's incarceration and for encouraging
11 participation in work programs, including development of incentive
12 programs that offer inmates benefits and amenities paid for only from
13 wages earned while working in a correctional industries work program.

14 (7) The department shall develop the necessary administrative
15 structure to recover inmates' wages and keep records of the amount
16 inmates pay for the costs of incarceration and amenities. All funds
17 deducted from inmate wages under subsection (1) of this section for the
18 purpose of contributions to the cost of incarceration shall be
19 deposited in a dedicated fund with the department and shall be used
20 only for the purpose of enhancing and maintaining correctional
21 industries work programs.

22 (8) It shall be in the discretion of the secretary to apportion the
23 inmates between class I and class II depending on available contracts
24 and resources.

25 (9) Nothing in this section shall limit the authority of the
26 department of social and health services division of child support from
27 taking collection action against an inmate's moneys, assets, or
28 property pursuant to chapter 26.23, 74.20, or 74.20A RCW.

29 **Sec. 6.** RCW 72.09.480 and 2009 c 479 s 61 are each amended to read
30 as follows:

31 (1) Unless the context clearly requires otherwise, the definitions
32 in this section apply to this section.

33 (a) "Cost of incarceration" means the cost of providing an inmate
34 with shelter, food, clothing, transportation, supervision, and other
35 services and supplies as may be necessary for the maintenance and
36 support of the inmate while in the custody of the department, based on

1 the average per inmate costs established by the department and the
2 office of financial management.

3 (b) "Minimum term of confinement" means the minimum amount of time
4 an inmate will be confined in the custody of the department,
5 considering the sentence imposed and adjusted for the total potential
6 earned early release time available to the inmate.

7 (c) "Program" means any series of courses or classes necessary to
8 achieve a proficiency standard, certificate, or postsecondary degree.

9 (2) When an inmate, except as provided in subsections (4) and (8)
10 of this section, receives any funds in addition to his or her wages or
11 gratuities, except settlements or awards resulting from legal action,
12 the additional funds shall be subject to the following deductions and
13 the priorities established in chapter 72.11 RCW:

14 (a) Five percent to the (~~state general fund~~) crime victims'
15 compensation account provided in section 3 of this act;

16 (b) Ten percent to a department personal inmate savings account;

17 (c) Twenty percent for payment of legal financial obligations for
18 all inmates who have legal financial obligations owing in any
19 Washington state superior court;

20 (d) Twenty percent for any child support owed under a support
21 order; and

22 (e) Twenty percent to the department to contribute to the cost of
23 incarceration.

24 (3) When an inmate, except as provided in subsection (8) of this
25 section, receives any funds from a settlement or award resulting from
26 a legal action, the additional funds shall be subject to the deductions
27 in RCW 72.09.111(1)(a) and the priorities established in chapter 72.11
28 RCW.

29 (4) When an inmate who is subject to a child support order receives
30 funds from an inheritance, the deduction required under subsection
31 (2)(e) of this section shall only apply after the child support
32 obligation has been paid in full.

33 (5) The amount deducted from an inmate's funds under subsection (2)
34 of this section shall not exceed the department's total cost of
35 incarceration for the inmate incurred during the inmate's minimum or
36 actual term of confinement, whichever is longer.

37 (6)(a) The deductions required under subsection (2) of this section
38 shall not apply to funds received by the department from an offender or

1 from a third party on behalf of an offender for payment of education or
2 vocational programs or postsecondary education degree programs as
3 provided in RCW 72.09.460 and 72.09.465.

4 (b) The deductions required under subsection (2) of this section
5 shall not apply to funds received by the department from a third party,
6 including but not limited to a nonprofit entity on behalf of the
7 department's education, vocation, or postsecondary education degree
8 programs.

9 (7) The deductions required under subsection (2) of this section
10 shall not apply to any money received by the department, on behalf of
11 an inmate, from family or other outside sources for the payment of
12 postage expenses. Money received under this subsection may only be
13 used for the payment of postage expenses and may not be transferred to
14 any other account or purpose. Money that remains unused in the
15 inmate's postage fund at the time of release shall be subject to the
16 deductions outlined in subsection (2) of this section.

17 (8) When an inmate sentenced to life imprisonment without
18 possibility of release or sentenced to death under chapter 10.95 RCW
19 receives funds, deductions are required under subsection (2) of this
20 section, with the exception of a personal inmate savings account under
21 subsection (2)(b) of this section.

22 (9) The secretary of the department of corrections, or his or her
23 designee, may exempt an inmate from a personal inmate savings account
24 under subsection (2)(b) of this section if the inmate's earliest
25 release date is beyond the inmate's life expectancy.

26 (10) The interest earned on an inmate savings account created as a
27 result of the plan in section 4, chapter 325, Laws of 1999 shall be
28 exempt from the mandatory deductions under this section and RCW
29 72.09.111.

30 (11) Nothing in this section shall limit the authority of the
31 department of social and health services division of child support, the
32 county clerk, or a restitution recipient from taking collection action
33 against an inmate's moneys, assets, or property pursuant to chapter
34 9.94A, 26.23, 74.20, or 74.20A RCW including, but not limited to, the
35 collection of moneys received by the inmate from settlements or awards
36 resulting from legal action.

1 NEW SECTION. **Sec. 7.** A new section is added to chapter 7.68 RCW
2 to read as follows:

3 (1) Within current funding levels, the department's crime victims'
4 compensation program shall post on its public web site a report that
5 shows the following items:

6 (a) The total amount of current funding available in the crime
7 victims' compensation fund;

8 (b) The total amount of funding disbursed to victims in the
9 previous thirty days; and

10 (c) The total amount paid in overhead and administrative costs in
11 the previous thirty days.

12 (2) The information listed in subsection (1) of this section must
13 be posted and maintained on the department's web site by July 1, 2010
14 and updated every thirty days thereafter.

15 NEW SECTION. **Sec. 8.** Sections 1 and 2 of this act are necessary
16 for the immediate preservation of the public peace, health, or safety,
17 or support of the state government and its existing public
18 institutions, and take effect April 1, 2010, for all claims of victims
19 of criminal acts occurring after July 1, 1981.

20 NEW SECTION. **Sec. 9.** Sections 1 and 2 of this act expire July 1,
21 2015."

22 Correct the title.

--- END ---