
HOUSE BILL 1834

State of Washington

61st Legislature

2009 Regular Session

By Representatives Angel, O'Brien, Shea, Seaquist, Crouse, Smith, McCune, Kretz, Orcutt, Haler, Rolfes, Short, Warnick, Finn, Pearson, Walsh, Kelley, Carlyle, Driscoll, Kristiansen, Hope, Johnson, and Bailey

Read first time 01/30/09. Referred to Committee on Public Safety & Emergency Preparedness.

1 AN ACT Relating to requiring the electronic monitoring of all
2 registered sex offenders who are classified as risk level III, have
3 registered as homeless or transient, or have a prior conviction for
4 failure to register as a sex offender; adding a new section to chapter
5 72.09 RCW; adding a new section to chapter 43.43 RCW; and creating a
6 new section.

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

8 NEW SECTION. **Sec. 1.** A new section is added to chapter 72.09 RCW
9 to read as follows:

10 (1) The department shall electronically monitor every offender
11 serving a term of community custody on or after the effective date of
12 this act who is required to register as a sex offender under RCW
13 9A.44.130 and:

14 (a) Has been classified as risk level III;

15 (b) Has registered as lacking a fixed residence; or

16 (c) Has a prior conviction for failure to register as a sex
17 offender under RCW 9A.44.130.

18 (2) All electronic monitoring under this section shall be carried
19 out using an active global positioning system.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.43 RCW
2 to read as follows:

3 (1) Except as provided in subsection (2) of this section, the
4 Washington state patrol shall electronically monitor every offender who
5 is required to register as a sex offender under RCW 9A.44.130 and:

6 (a) Has been classified as risk level III;

7 (b) Has registered as lacking a fixed residence; or

8 (c) Has a prior conviction for failure to register as a sex
9 offender under RCW 9A.44.130.

10 (2) This section does not apply to an offender being electronically
11 monitored by the department of corrections under section 1 of this act.

12 (3) All electronic monitoring under this section shall be carried
13 out using an active global positioning system.

14 NEW SECTION. **Sec. 3.** If specific funding for the purposes of this
15 act, referencing this act by bill or chapter number, is not provided by
16 June 30, 2009, in the omnibus appropriations act, this act is null and
17 void.

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