
SUBSTITUTE HOUSE BILL 2533

State of Washington 61st Legislature 2010 Regular Session

By House Human Services (originally sponsored by Representatives Pearson, Hurst, Kelley, and Morrell)

READ FIRST TIME 02/02/10.

1 AN ACT Relating to adopting the interstate compact on mental
2 health; adding a new chapter to Title 7 RCW; and declaring an
3 emergency.

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

5 NEW SECTION. **Sec. 1.** The legislature finds that providing for the
6 surrender of persons who have been found not guilty by reason of
7 insanity, and who have fled from a state where they were under an order
8 of detention, commitment, or conditional release or their return to the
9 state from which they fled, consistent with the interstate compact on
10 mental health, will promote public safety.

11 NEW SECTION. **Sec. 2.** The definitions in this section apply
12 throughout this chapter unless the context clearly requires otherwise.

13 (1) "Flight" or "fled" means a departure from a state in which a
14 person was under detention, commitment, or conditional release due to
15 a finding of not guilty by reason of insanity.

16 (2) "Governor" means the governor of a state or the executive
17 authority of the District of Columbia.

1 NEW SECTION. **Sec. 3.** The governor of this state may arrest and
2 transfer a person, in this state, who has been found not guilty by
3 reason of insanity and who has fled from detention, commitment, or
4 conditional release.

5 NEW SECTION. **Sec. 4.** The governor of this state may demand the
6 return to the state of Washington any person who has been found not
7 guilty by reason of insanity and who has fled from detention,
8 commitment, or conditional release in this state.

9 NEW SECTION. **Sec. 5.** Except as otherwise specifically provided in
10 this chapter, state and local officials and the courts shall have the
11 same powers and follow the same procedures in effecting the provisions
12 of this chapter as are set forth in the uniform criminal extradition
13 act, chapter 10.88 RCW.

14 NEW SECTION. **Sec. 6.** Except as otherwise specifically provided in
15 this chapter, persons subject to arrest, surrender, or return under
16 this chapter have the same rights provided to persons accused or
17 convicted of crimes under the uniform criminal extradition act, chapter
18 10.88 RCW.

19 NEW SECTION. **Sec. 7.** If any provision of this act or its
20 application to any person or circumstance is held invalid, the
21 remainder of the act or the application of the provision to other
22 persons or circumstances is not affected.

23 NEW SECTION. **Sec. 8.** This act applies retroactively to any
24 circumstances that occurred or demands for surrender or return that
25 were made before the effective date of this act.

26 NEW SECTION. **Sec. 9.** Sections 1 through 8 of this act constitute
27 a new chapter in Title 7 RCW.

28 NEW SECTION. **Sec. 10.** This act is necessary for the immediate
29 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and takes effect
2 immediately.

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