
HOUSE BILL 2132

State of Washington 62nd Legislature 2011 2nd Special Session

By Representatives Darneille and Hunter; by request of Department of Social and Health Services

Read first time 11/30/11. Referred to Committee on Ways & Means.

1 AN ACT Relating to annual examinations of sexually violent
2 predators convicted of a criminal offense or awaiting trial on criminal
3 charges; amending RCW 71.09.112; providing an effective date; and
4 declaring an emergency.

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

6 **Sec. 1.** RCW 71.09.112 and 2009 c 409 s 13 are each amended to read
7 as follows:

8 (1) A person subject to court order under the provisions of this
9 chapter who is thereafter convicted of a criminal offense remains under
10 the jurisdiction of the department and shall be returned to the custody
11 of the department following: ~~((+1))~~ (a) Completion of the criminal
12 sentence; or ~~((+2))~~ (b) release from confinement in a state, federal,
13 or local correctional facility. Any conditional release order shall be
14 immediately revoked upon conviction for a criminal offense.

15 (2) During any period of confinement pursuant to a criminal
16 conviction, or for any period of detention awaiting trial on criminal
17 charges, the provision of RCW 71.09.070 requiring the department to
18 conduct an annual examination of the person's mental condition is
19 suspended.

1 (3) This section does not apply to persons subject to a court order
2 under the provisions of this chapter who are thereafter sentenced to
3 life without the possibility of release.

4 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
5 preservation of the public peace, health, or safety, or support of the
6 state government and its existing public institutions, and takes effect
7 February 1, 2012.

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