
HOUSE BILL 2432

State of Washington

62nd Legislature

2012 Regular Session

By Representatives Moscoso, Ladenburg, Haigh, Jinkins, Appleton, Hope, Orwall, Kirby, Armstrong, Lytton, Goodman, Pollet, Moeller, Reykdal, Hasegawa, Kenney, Maxwell, Tharinger, Sells, Fitzgibbon, Lias, Probst, Blake, Ryu, Hansen, McCoy, Upthegrove, Dunshee, Roberts, Stanford, Kagi, Miloscia, and Darneille

Read first time 01/13/12. Referred to Committee on Early Learning & Human Services.

1 AN ACT Relating to local intervention and prevention programs for
2 reducing youth involvement in criminal street gang activities; adding
3 new sections to chapter 43.20A RCW; creating a new section; and making
4 an appropriation.

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

6 NEW SECTION. **Sec. 1.** (1) The legislature finds that criminal
7 street gang activities are a serious problem that threatens the
8 long-term economic, social, and public safety interests of Washington
9 state and its counties and cities. Local communities require
10 assistance to reduce criminal street gang activity and to increase
11 criminal street gang intervention and prevention services that can
12 strengthen families, improve school performance, reduce criminal
13 activity and promote prosocial development and success among our
14 state's young adults.

15 (2) An initial investment in prevention and intervention measures
16 will help to ensure that our youth avoid gang membership and
17 activities, as well as other future criminal behavior. Studies have
18 shown that effective interventions reduce criminal activity and

1 recidivism. It is the intent of this act to provide youth and
2 communities with the effective tools they need to better protect the
3 citizens of Washington from criminal street gang activities.

4 (3) Criminal street gang activity may be influenced by activities
5 such as alcohol and drug use. Given this relationship, revenues for
6 liquor sale and consumption generated from the recent passage of
7 Initiative Measure No. 1183 are a logical source of funding for the
8 grant program established in section 2 of this act.

9 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.20A RCW
10 to read as follows:

11 Grants authorized.

12 (1) In general. When funding is appropriated for this purpose, the
13 Washington state partnership council on juvenile justice shall award
14 grants to carry out local projects focused on criminal street gang
15 prevention and intervention programs. The following members shall
16 serve on the grant application review committee: (a) The chair of the
17 Washington state partnership council on juvenile justice or the chair's
18 designee; (b) the secretary of the department of social and health
19 services or the secretary's designee; (c) the executive director of the
20 Washington association of sheriffs and police chiefs or the executive
21 director's designee; (d) the attorney general or the attorney general's
22 designee; (e) one representative from counties; (f) one representative
23 from cities; and (g) one representative from nongovernmental
24 organizations, appointed by the chair of the partnership council. Each
25 entity or organization has a vote when determining awards.

26 (2) Eligible entities. Coalitions composed of, at a minimum, one
27 or more local governmental entities and one or more nonprofit,
28 nongovernmental organizations that have a documented history of
29 creating and administering effective criminal street gang prevention
30 and intervention programs may apply for funding under this section.

31 (3) Applications. An eligible entity seeking a grant under this
32 section shall submit an application to the Washington state partnership
33 council on juvenile justice at such time, in such form, and in such
34 manner as the partnership council may prescribe. Applications, at a
35 minimum, must demonstrate that:

36 (a) A significant criminal street gang problem exists in the
37 jurisdiction or jurisdictions. Factors that may be considered in

1 determining whether a significant criminal street gang problem exists
2 include, but are not limited to: Crime statistics that are coded as
3 gang-related; gang-related incidents, including graffiti and
4 gang-related criminal activity; offenders residing in a jurisdiction
5 that are under supervision of the department of corrections or the
6 department of social and health services and are known active gang
7 members; school or community surveys indicating a substantial level of
8 gang activity in schools or the community, and previous or ongoing gang
9 intervention activities in the jurisdiction;

10 (b) Addressing the impact of criminal street gangs is a high
11 priority in the jurisdiction seeking the grant;

12 (c) The funds will be used to offer services to prevent the
13 expansion of criminal street gang membership or support criminal street
14 gang membership intervention to a targeted population through:

15 (i) The use of one or more evidence-based or research-based
16 programs, as defined in RCW 71.36.010, such as the office of juvenile
17 justice and delinquency prevention program's comprehensive gang model;
18 or

19 (ii) The use of one or more innovative culturally relevant
20 practices;

21 (d) The applicant will provide at least twenty-five percent of the
22 requested grant amount through local matching funds. Local matching
23 funds may be provided in-kind or as cash, from public or private fund
24 sources; and

25 (e) The applicant's costs of administering the grant will not
26 exceed four percent of the grant award.

27 (4) Term. Grant funds awarded under this section are limited to a
28 period of twelve calendar months.

29 (5) No supplanting. Grant funds awarded under this section must be
30 used to supplement, not supplant, other moneys that are available for
31 prevention and intervention programs.

32 (6) Reports. Each eligible entity that receives a grant under this
33 section shall submit a report describing the activities carried out
34 with the grant funds to the secretary within one month of the one-year
35 anniversary of receiving the award. The report must include a
36 description of the number and types of youth served, the services
37 provided, and the impact of those services upon the youth and the

1 community. The partnership council shall report to the appropriate
2 policy and fiscal committees of the legislature regarding the status of
3 the grant program established by this section by December 31, 2012.

4 (7) As used in this section, "criminal street gang" has the same
5 meaning as defined in RCW 9.94A.030.

6 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.20A RCW
7 to read as follows:

8 (1) The criminal street gang prevention and intervention grant
9 program account is created in the state treasury. All receipts from
10 the following must be deposited into the account:

11 (a) Gifts, grants, bequests, devises, or other funds from public or
12 private sources to support the gang violence prevention and
13 intervention grant program established in section 2 of this act; and

14 (b) Recoveries from suits brought by the attorney general under RCW
15 19.86.080 for violations of RCW 19.86.020 in the form of: (i)
16 Settlements; (ii) civil penalties under RCW 19.86.140; and (iii)
17 recoveries under RCW 19.86.140 that a court orders placed in the
18 general fund. Deposits under this subsection (1)(b) shall not exceed
19 one million dollars per fiscal year.

20 (2) Moneys in the account may be spent only after appropriation.
21 Only the secretary or the secretary's designee may authorize
22 expenditures from the account. Expenditures from the account may be
23 made only for establishing, administering, funding, and maintaining the
24 criminal street gang violence prevention and intervention grant program
25 established in section 2 of this act.

26 NEW SECTION. **Sec. 4.** (1) \$5,000,000 of the general fund--state
27 appropriation for fiscal year 2013 is provided solely for transfer to
28 the criminal street gang prevention and intervention grant program
29 account established in section 3 of this act.

30 (2) \$5,000,000 of the criminal street gang prevention and
31 intervention grant program account appropriation for state fiscal year
32 2013 is provided solely for the grant program established in section 2
33 of this act.

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