S-0046.1

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**SENATE BILL 5101**

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**State of Washington 64th Legislature 2015 Regular Session**

**By** Senators Padden and O'Ban

AN ACT Relating to mental status evaluations; and amending RCW 9.94B.080.

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

**Sec.**  RCW 9.94B.080 and 2008 c 231 s 53 are each amended to read as follows:

The court may order an offender whose sentence includes community placement or community supervision to undergo a mental status evaluation and to participate in available outpatient mental health treatment, if the court finds that reasonable grounds exist to believe that the offender is a mentally ill person as defined in RCW 71.24.025, and that this condition is likely to have influenced the offense. An order requiring mental status evaluation or treatment ((~~must~~)) may be based on a presentence report and, if applicable, mental status evaluations that have been filed with the court to determine the offender's competency or eligibility for a defense of insanity. The court may order additional evaluations at a later date if deemed appropriate.

**--- END ---**