
HOUSE BILL 1754

State of Washington

65th Legislature

2017 Regular Session

By Representatives Klippert and Hayes; by request of Department of Corrections

Read first time 01/27/17. Referred to Committee on Public Safety.

1 AN ACT Relating to sex offender treatment based on the offender's
2 risk to reoffend; and amending RCW 72.09.335.

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

4 **Sec. 1.** RCW 72.09.335 and 2009 c 28 s 34 are each amended to
5 read as follows:

6 (1) The department shall ((provide offenders sentenced under RCW
7 9.94A.507 with the opportunity for)) determine placement for sex
8 offender treatment ((during incarceration)) by assessing the
9 offender's risk for sexual reoffense as the primary factor. The
10 department shall offer offenders the opportunity for sex offender
11 treatment during incarceration based on the following priority:

12 (a) Offenders who are assessed as high risk for sexual reoffense;

13 (b) Offenders sentenced under RCW 9.94A.507 who are assessed as
14 moderate risk for sexual reoffense;

15 (c) Offenders not sentenced under RCW 9.94A.507 who are assessed
16 as moderate risk for sexual reoffense;

17 (d) Offenders sentenced under RCW 9.94A.507 who are assessed as
18 low risk for sexual reoffense but whose potential release under RCW
19 9.95.420 will require participation in sex offender treatment, as
20 determined by the indeterminate sentence review board.

1 (2) As capacity allows, offenders not sentenced under RCW
2 9.94A.507 who are assessed as low risk for sexual reoffense may be
3 offered the opportunity for sex offender treatment during
4 incarceration.

5 (3) This section creates no enforceable right to participate in
6 sex offender treatment.

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