

SHB 1903 - H AMD 851

By Representative Griffey

NOT ADOPTED 02/09/2024

1 On page 3, after line 4, insert the following:

2 "NEW SECTION. **Sec. 3.** A new section is added to chapter 10.85
3 RCW to read as follows:

4 (1) The firearm bounty program is established to encourage
5 persons to submit information to law enforcement to locate lost or
6 stolen firearms that have been used in the commission of a crime.
7 Any person who submits information to any peace officer, as defined
8 in RCW 10.120.010, or to any agency with primary territorial
9 jurisdiction, as defined in RCW 10.93.020, or to an entity that then
10 forwards such information to a peace officer or such agency, that
11 relates to the location of a lost or stolen firearm that has been
12 used in the commission of a felony firearm offense is eligible to
13 receive up to a \$500 cash reward if that firearm is recovered. If
14 the felony firearm offense related to the located firearm resulted
15 in a criminal conviction, the person that submitted information
16 relating to the location of the firearm is eligible to receive up to
17 a \$5,000 cash reward. A reward may not be paid to any law
18 enforcement officer, any person that has an outstanding warrant, or
19 to any federal, state, or local government or agency employee for
20 information obtained by the individual in the normal course of their
21 employment.

22 (2) The cash rewards authorized by this section shall be in
23 accordance with RCW 10.85.050 and paid by the city or county
24 associated with the peace officer or agency with primary territorial
25 jurisdiction that recovered the firearm. Cities and counties may pay
26 the cash rewards authorized in this section from funds received from
27 the county criminal justice assistance account created in RCW

1 82.14.310 and the municipal criminal justice assistance account
2 created in RCW 82.14.320.

3
4 **Sec. 4.** RCW 82.14.310 and 2022 c 157 s 21 are each amended to
5 read as follows:

6 (1) The county criminal justice assistance account is created in
7 the state treasury. Beginning in fiscal year 2000, the state
8 treasurer must transfer into the county criminal justice assistance
9 account from the general fund the sum of \$23,200,000 divided into
10 four equal deposits occurring on July 1, October 1, January 1, and
11 April 1. For each fiscal year thereafter, the state treasurer must
12 increase the total transfer by the fiscal growth factor, as defined
13 in RCW 43.135.025, forecast for that fiscal year by the office of
14 financial management in November of the preceding year.

15 (2) The moneys deposited in the county criminal justice
16 assistance account for distribution under this section, less any
17 moneys appropriated for purposes under subsections (4) and (5) of
18 this section, must be distributed at such times as distributions are
19 made under *RCW 82.44.150 and on the relative basis of each county's
20 funding factor as determined under this subsection.

21 (a) A county's funding factor is the sum of:

22 (i) The population of the county, divided by 1,000, and
23 multiplied by two-tenths;

24 (ii) The crime rate of the county, multiplied by three-tenths; and

25 (iii) The annual number of criminal cases filed in the county
26 superior court, for each 1,000 in population, multiplied by five-
27 tenths.

28 (b) Under this section and RCW 82.14.320 and 82.14.330:

29 (i) The population of the county or city is as last determined
30 by the office of financial management;

31 (ii) The crime rate of the county or city is the annual
32 occurrence of specified criminal offenses, as calculated in the most
33 recent annual report on crime in Washington state as published by
34

1 the Washington association of sheriffs and police chiefs, for each
2 1,000 in population;

3 (iii) The annual number of criminal cases filed in the county
4 superior court must be determined by the most recent annual report
5 of the courts of Washington, as published by the administrative
6 office of the courts;

7 (iv) Distributions and eligibility for distributions in the
8 1989-1991 biennium must be based on 1988 figures for both the crime
9 rate as described under (b)(ii) of this subsection and the annual
10 number of criminal cases that are filed as described under (b)(iii)
11 of this subsection. Future distributions must be based on the most
12 recent figures for both the crime rate as described under (b)(ii) of
13 this subsection and the annual number of criminal cases that are
14 filed as described under (b)(iii) of this subsection.

15 (3) Moneys distributed under this section must be expended
16 exclusively for criminal justice purposes. Except after May 13,
17 2021, through December 31, 2023, these funds may not be used to
18 replace or supplant existing funding. Criminal justice purposes are
19 defined as activities that substantially assist the criminal justice
20 system, which may include circumstances where ancillary benefit to
21 the civil or juvenile justice system occurs, and which includes (a)
22 domestic violence services such as those provided by domestic
23 violence programs, community advocates, and legal advocates, as
24 defined in RCW 70.123.020, and (b) (~~during the 2001-2003 fiscal~~
25 ~~biennium, juvenile dispositional hearings relating to petitions for~~
26 ~~at risk youth, truancy, and children in need of services)) payments
27 made pursuant to section 3 of this act. Existing funding for
28 purposes of this subsection is defined as calendar year 1989 actual
29 operating expenditures for criminal justice purposes. Calendar year
30 1989 actual operating expenditures for criminal justice purposes
31 exclude the following: Expenditures for extraordinary events not
32 likely to reoccur, changes in contract provisions for criminal
33 justice services, beyond the control of the local jurisdiction
34 receiving the services, and major nonrecurring capital expenditures.~~

1 (4) Not more than five percent of the funds deposited to the
2 county criminal justice assistance account may be available for
3 appropriations for enhancements to the state patrol crime laboratory
4 system and the continuing costs related to these enhancements. Funds
5 appropriated from this account for such enhancements may not
6 supplant existing funds from the state general fund.

7 (5) Each fiscal biennium, the sum of \$510,000, may be
8 appropriated for the Washington state patrol to provide
9 investigative assistance and report services to assist local law
10 enforcement agencies to prosecute criminals.

11

12 **Sec. 5.** RCW 82.14.320 and 2021 c 296 s 3 are each amended to
13 read as follows:

14 (1) The municipal criminal justice assistance account is created
15 in the state treasury. Beginning in fiscal year 2000, the state
16 treasurer must transfer into the municipal criminal justice
17 assistance account for distribution under this section from the
18 general fund the sum of \$4,600,000 divided into four equal deposits
19 occurring on July 1, October 1, January 1, and April 1. For each
20 fiscal year thereafter, the state treasurer must increase the total
21 transfer by the fiscal growth factor, as defined in RCW 43.135.025,
22 forecast for that fiscal year by the office of financial management
23 in November of the preceding year.

24 (2) No city may receive a distribution under this section from
25 the municipal criminal justice assistance account unless:

26 (a) The city has a crime rate in excess of 125 percent of the
27 statewide average as calculated in the most recent annual report on
28 crime in Washington state as published by the Washington association
29 of sheriffs and police chiefs;

30 (b) The city has levied the tax authorized in RCW 82.14.030(2)
31 at the maximum rate or the tax authorized in RCW 82.46.010(3) at the
32 maximum rate; and

33 (c) The city has a per capita yield from the tax imposed under
34 RCW 82.14.030(1) at the maximum rate of less than 150 percent of the

1 statewide average per capita yield for all cities from such local
2 sales and use tax.

3 (3) The moneys deposited in the municipal criminal justice
4 assistance account for distribution under this section, less any
5 moneys appropriated for purposes under subsection (7) of this
6 section, must be distributed at such times as distributions are made
7 under RCW 82.44.150. The distributions must be made as follows:

8 (a) Unless reduced by this subsection, 30 percent of the moneys
9 must be distributed ratably based on population as last determined
10 by the office of financial management to those cities eligible under
11 subsection (2) of this section that have a crime rate determined
12 under subsection (2)(a) of this section which is greater than 175
13 percent of the statewide average crime rate. No city may receive
14 more than 50 percent of any moneys distributed under this subsection
15 (~~((3))~~) (3)(a) but, if a city distribution is reduced as a result
16 of exceeding the 50 percent limitation, the amount not distributed
17 must be distributed under (b) of this subsection.

18 (b) The remainder of the moneys, including any moneys not
19 distributed in subsection (2)(a) of this section, must be
20 distributed to all cities eligible under subsection (2) of this
21 section ratably based on population as last determined by the office
22 of financial management.

23 (4) No city may receive more than 30 percent of all moneys
24 distributed under subsection (3) of this section.

25 (5) Notwithstanding other provisions of this section, the
26 distributions to any city that substantially decriminalizes or
27 repeals its criminal code after July 1, 1990, and that does not
28 reimburse the county for costs associated with criminal cases under
29 RCW 3.50.800 or 3.50.805(2), must be made to the county in which the
30 city is located.

31 (6) Moneys distributed under this section must be expended
32 exclusively for criminal justice purposes. Except after May 13,
33 2021, through December 31, 2023, these funds may not be used to
34 replace or supplant existing funding. Criminal justice purposes are

1 defined as activities that substantially assist the criminal justice
2 system, which may include circumstances where ancillary benefit to
3 the civil justice system occurs, and which includes(~~(-domestic))~~):
4 (a) Domestic violence services such as those provided by domestic
5 violence programs, community advocates, and legal advocates, as
6 defined in RCW 70.123.020(~~(, and))~~; (b) payments made pursuant to
7 section 3 of this act, and (c) publications and public educational
8 efforts designed to provide information and assistance to parents in
9 dealing with runaway or at-risk youth. Existing funding for purposes
10 of this subsection is defined as calendar year 1989 actual operating
11 expenditures for criminal justice purposes. Calendar year 1989
12 actual operating expenditures for criminal justice purposes exclude
13 the following: Expenditures for extraordinary events not likely to
14 reoccur, changes in contract provisions for criminal justice
15 services, beyond the control of the local jurisdiction receiving the
16 services, and major nonrecurring capital expenditures.

17 (7) Not more than five percent of the funds deposited to the
18 municipal criminal justice assistance account may be available for
19 appropriations for enhancements to the state patrol crime laboratory
20 system and the continuing costs related to these enhancements. Funds
21 appropriated from this account for such enhancements may not
22 supplant existing funds from the state general fund.

23 (8) During the 2011-2013 fiscal biennium, the amount that would
24 otherwise be transferred into the municipal criminal justice
25 assistance account from the general fund under subsection (1) of
26 this section must be reduced by 3.4 percent.

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28 **Sec. 6.** RCW 82.14.330 and 2021 c 296 s 4 are each amended to
29 read as follows:

30 (1)(a) Beginning in fiscal year 2000, the state treasurer must
31 transfer into the municipal criminal justice assistance account for
32 distribution under this section from the general fund the sum of
33 \$4,600,000 divided into four equal deposits occurring on July 1,
34 October 1, January 1, and April 1. For each fiscal year thereafter,

1 the state treasurer must increase the total transfer by the fiscal
2 growth factor, as defined in RCW 43.135.025, forecast for that
3 fiscal year by the office of financial management in November of the
4 preceding year. The moneys deposited in the municipal criminal
5 justice assistance account for distribution under this section, less
6 any moneys appropriated for purposes under subsection (4) of this
7 section, must be distributed to the cities of the state as follows:

8 (i) 20 percent appropriated for distribution must be distributed
9 to cities with a three-year average violent crime rate for each
10 1,000 in population in excess of 150 percent of the statewide three-
11 year average violent crime rate for each 1,000 in population. The
12 three-year average violent crime rate must be calculated using the
13 violent crime rates for each of the preceding three years from the
14 annual reports on crime in Washington state as published by the
15 Washington association of sheriffs and police chiefs. Moneys must be
16 distributed under this subsection (1)(a) ratably based on population
17 as last determined by the office of financial management, but no
18 city may receive more than one dollar per capita. Moneys remaining
19 undistributed under this subsection at the end of each calendar year
20 must be distributed to the criminal justice training commission to
21 reimburse participating city law enforcement agencies with 10 or
22 fewer full-time commissioned patrol officers the cost of temporary
23 replacement of each officer who is enrolled in basic law enforcement
24 training, as provided in RCW 43.101.200.

25 (ii) 16 percent must be distributed to cities ratably based on
26 population as last determined by the office of financial management,
27 but no city may receive less than \$1,000.

28 (b) The moneys deposited in the municipal criminal justice
29 assistance account for distribution under this subsection (1) must
30 be distributed at such times as distributions are made under *RCW
31 82.44.150.

32 (c) Moneys distributed under this subsection (1) must be
33 expended exclusively for criminal justice purposes. Except after May
34 13, 2021, through December 31, 2023, these funds may not be used to

1 replace or supplant existing funding. Criminal justice purposes are
2 defined as activities that substantially assist the criminal justice
3 system, which may include circumstances where ancillary benefit to
4 the civil justice system occurs, and which includes domestic
5 violence services such as those provided by domestic violence
6 programs, community advocates, and legal advocates, as defined in
7 RCW 70.123.020; and payments made pursuant to section 3 of this act.
8 Existing funding for purposes of this subsection is defined as
9 calendar year 1989 actual operating expenditures for criminal
10 justice purposes. Calendar year 1989 actual operating expenditures
11 for criminal justice purposes exclude the following: Expenditures
12 for extraordinary events not likely to reoccur, changes in contract
13 provisions for criminal justice services, beyond the control of the
14 local jurisdiction receiving the services, and major nonrecurring
15 capital expenditures.

16 (2)(a) In addition to the distributions under subsection (1) of
17 this section:

18 (i) 10 percent must be distributed on a per capita basis to
19 cities that contract with another governmental agency for the
20 majority of the city's law enforcement services. Cities that
21 subsequently qualify for this distribution must notify the
22 department of commerce by November 30th for the upcoming calendar
23 year. The department of commerce must provide a list of eligible
24 cities to the state treasurer by December 31st. The state treasurer
25 must modify the distribution of these funds in the following year.
26 Cities have the responsibility to notify the department of commerce
27 of any changes regarding these contractual relationships.
28 Adjustments in the distribution formula to add or delete cities may
29 be made only for the upcoming calendar year; no adjustments may be
30 made retroactively.

31 (ii) The remaining 54 percent must be distributed to cities and
32 towns by the state treasurer on a per capita basis. These funds must
33 be used for: (A) Innovative law enforcement strategies; (B) programs
34 to help at-risk children or child abuse victim response programs;

1 and (C) programs designed to reduce the level of domestic violence
2 or to provide counseling for domestic violence victims.

3 (b) The moneys deposited in the municipal criminal justice
4 assistance account for distribution under this subsection (2), less
5 any moneys appropriated for purposes under subsection (4) of this
6 section, must be distributed at the times as distributions are made
7 under *RCW 82.44.150. Moneys remaining undistributed under this
8 subsection at the end of each calendar year must be distributed to
9 the criminal justice training commission to reimburse participating
10 city law enforcement agencies with 10 or fewer full-time
11 commissioned patrol officers the cost of temporary replacement of
12 each officer who is enrolled in basic law enforcement training, as
13 provided in RCW 43.101.200.

14 (c) If a city is found by the state auditor to have expended
15 funds received under this subsection (2) in a manner that does not
16 comply with the criteria under which the moneys were received, the
17 city is ineligible to receive future distributions under this
18 subsection (2) until the use of the moneys are justified to the
19 satisfaction of the director or are repaid to the state general fund.

20 (3) Notwithstanding other provisions of this section, the
21 distributions to any city that substantially decriminalizes or
22 repeals its criminal code after July 1, 1990, and that does not
23 reimburse the county for costs associated with criminal cases under
24 RCW 3.50.800 or 3.50.805(2), must be made to the county in which the
25 city is located.

26 (4) Not more than five percent of the funds deposited to the
27 municipal criminal justice assistance account may be available for
28 appropriations for enhancements to the state patrol crime laboratory
29 system and the continuing costs related to these enhancements. Funds
30 appropriated from this account for such enhancements may not
31 supplant existing funds from the state general fund.

32 (5) During the 2011-2013 fiscal biennium, the amount that would
33 otherwise be transferred into the municipal criminal justice
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1 assistance account from the general fund under subsection (1) of
2 this section must be reduced by 3.4 percent."

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4 Correct the title.

EFFECT: (1) Establishes a firearm bounty program to encourage persons to submit information to law enforcement to locate lost or stolen firearms that have been used in the commission of a crime. Any person who submits information to a peace officer that relates to the location of a lost or stolen firearm that has been used in the commission of a felony firearm offense is eligible to receive up to a \$500 cash reward if that firearm is recovered and up to \$5,000 if the felony firearm offense related to the located firearm results in a criminal conviction.

(2) The cash rewards given to persons for information used to recover a lost or stolen firearm used in the commission of a crime:

- Must be paid by the city or county associated with the peace officer that recovers the firearm; and
- May be paid from funds received from the county criminal justice assistance account or the municipal criminal justice assistance account.

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