

**WSBA Criminal Law Section Bill Referrals - 2011 - Final
Status
Washington State Bar Association**

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Bill Number	Title	Position	Status
Bills the Section sponsored or took position:			
SSB 5114	Streamlining competency evaluation and competency restoration procedures.	Support	Failed to pass.
SSB 5452	Regarding communication, collaboration, and expedited medicaid attainment concerning persons with mental health or chemical dependency disorders who are confined in a state institution.	Support	Chapter 305, Laws of 2011. Effective date 7/22/11.
SB 5482	Authorizing existing funding to house victims of human trafficking and their families.	Support	Chapter 110, Laws of 2011. Effective date 7/22/11.
Bills referred to Section:			
SHB 1001	Placing restrictions on pro se defendants when questioning witnesses.		Failed to pass.
HB 1007	Increasing earned release time for certain offenders prospectively and retroactively.		Failed to pass.
HB 1010	Modifying alternatives to total confinement.		Failed to pass.
HB 1011	Concerning earned release time for certain jail inmates.		Failed to pass.
SHB 1019	Constraining the department of corrections' authority to transfer offenders out of state.		Failed to pass.
HB 1020	Continuing availability of fifty percent earned release for certain nonviolent offenders.		Failed to pass.
HB 1030	Requiring felons to pay court-ordered financial obligations before restoration of voting rights.		Failed to pass.

SHB 1037	Placing restrictions on legal claims initiated by persons serving criminal sentences in correctional facilities.		Chapter 220, Laws of 2011. Effective date 7/22/11.
ESHB 1041 (SB 5031)	Including correctional employees who have completed government-sponsored law enforcement firearms training to the lists of law enforcement personnel that are exempt from certain firearm restrictions.		Chapter 221, Laws of 2011. Effective date 7/22/11.
HB 1047	Concerning code enforcement officers.		Failed to pass.
HB 1063	Providing juveniles sentenced as adults to life without the possibility of parole with the possibility of parole by the indeterminate sentencing review board.		Failed to pass.
HB 1097	Changing offender registration periods for crimes committed by juveniles.	Support	Failed to pass.
SHB 1105 (SB 5043)	Addressing child fatality review in child welfare cases.		Chapter 61, Laws of 2011. Effective date 7/22/11.
HB 1113	Modifying provisions relating to prior offenses for the purposes of felony driving or being in physical control of a vehicle while under the influence of intoxicating liquor or any drug.		Failed to pass.
HB 1123	Modifying provisions relating to the sentencing or imposition of conditions for certain prostitution and sex crimes.		Failed to pass.
HB 1126	Concerning criminal street gangs.		Failed to pass.
SHB 1145 (SHB 5060)	Establishing mail theft provisions.		Chapter 164, Laws of 2011. Effective date 7/22/11.
2SHB 1153	Concerning costs for the collection of DNA samples.		Chapter 125, Laws of 2011. Effective date 7/22/11.
HB 1159	Addressing the rights of crime victims.		Failed to pass.

SHB 1180	Expanding the protections for victims of stalking and harassment in antiharassment protection orders.		Failed to pass.
HB 1182	Clarifying that each instance of an attempt to intimidate or tamper with a witness constitutes a separate violation for purposes of determining the unit of prosecution under tampering with or intimidating a witness statutes.		Chapter 165, Laws of 2011. Effective date 7/22/11.
SHB 1188	Concerning suffocation and other domestic violence offenses.		Chapter 166, Laws of 2011. Effective date 7/22/11.
HB 1191 (SB 5075)	Changing the expiration dates of the mortgage lending fraud prosecution account and its revenue source.		Chapter 129, Laws of 2011. Effective date 7/29/11.
HB 1193	Modifying violation provisions for offenders.		Failed to pass.
SHB 1194	Concerning bail for the release of a person arrested and detained for a class A or B felony offense.		Failed to pass.
E2SHB 1206	Concerning harassment against criminal justice participants.		Chapter 64, Laws of 2011 PV. Effective date 7/22/11.
HB 1208	Requiring notification of sex offenders attending schools.		Failed to pass.
HB 1209	Improving the resources and tools community corrections officers and law enforcement need to perform their duties protecting the public.		Failed to pass.
HB 1232	Addressing secure community transition facilities.		Failed to pass.
HB 1235	Concerning the privacy of nonconviction records.		Failed to pass.
SHB 1247	Concerning the staffing levels and staff training requirements for secure community transition facilities.		Chapter 19, Laws of 2011. Effective date 4/11/11.
HB 1285	Regulating synthetic cannabinoids.		Failed to pass.

2SHB 1289	Making changes to juvenile court jurisdiction over offenders.		Failed to pass.
SHB 1291 (SSB 5368)	Granting binding arbitration rights to certain juvenile court services and department of corrections employees.		Failed to pass.
HB 1323	Addressing delayed sentencing for offenders with a standard range under one year.		Failed to pass.
SHB 1339	Concerning negligent driving resulting in substantial bodily harm, great bodily harm, or death of a vulnerable user of a public way.		Failed to pass.
HB 1399 (SB 5880)	Addressing collections on legal financial obligations.		Failed to pass.
HB 1435	Providing compensation for persons who have been wrongly convicted and imprisoned.		Failed to pass.
SHB 1438	Concerning the interstate compact for adult offender supervision.		Chapter 135, Laws of 2011. Effective date 7/22/11.
HB 1464	Requiring defendants and indemnitors to make cash down payments when executing a bail bond transaction with a bail bond agent.		Failed to pass.
2SHB 1507	Concerning robberies of pharmacies.		Failed to pass.
HB 1528	Requiring persons to answer in any court upon information filed by the prosecuting attorney for certain violations under driving while license is suspended or revoked provisions.		Failed to pass.
SHB 1542	Making possession of motorcycle theft tools a crime.		Failed to pass.
HB 1545	Detaining persons with mental disorders.		Failed to pass.
ESHB 1547	Concerning the deportation of criminal alien offenders.		Chapter 206, Laws of 2011 PV. Effective date 4/29/11.

SHB 1549	Requiring notification to schools regarding the release of certain offenders.		Failed to pass.
HB 1550 (SB 5598)	Regulating the production, distribution, and sale of cannabis.		Failed to pass.
HB 1555	Revising sentences for vehicular homicide.		Failed to pass.
SHB 1556	Increasing the penalties for first-time offenders of driving or being in physical control of a vehicle while under the influence of intoxicating liquor or any drug.		Failed to pass.
HB 1557	Decreasing the number of prior offenses allowed before a conviction of driving or being in actual physical control of a vehicle while under the influence of intoxicating liquor or any drug becomes a felony.		Failed to pass.
SHB 1565	Concerning the modification and termination of domestic violence protection orders.		Chapter 137, Laws of 2011. Effective date 7/22/11.
SHB 1567 (SB 5435)	Requiring background investigations for peace officers and reserve officers as a condition of employment.		Chapter 234, Laws of 2011. Effective date 7/22/11.
HB 1591 (SB 5552)	Expanding protections against workplace harassment in antiharassment protection orders.		Failed to pass.
HB 1623	Making it a felony to drive or be in physical control of a vehicle while under the influence of intoxicating liquor or any drug when the person has two or more prior offenses within seven years.		Failed to pass.
SHB 1632	Modifying cost of supervision provisions.		Failed to pass.
HB 1644 (SSB 5600)	Placing restrictions on, and enforcing the restrictions on, making small loans.		Failed to pass.

SHB 1645	Transferring certification responsibilities for chemical dependency treatment programs from the department of social and health services to the department of health.		Failed to pass.
HB 1646	Increasing penalties for vehicular homicide and vehicular assault.		Failed to pass.
HB 1648	Adding certain requirements to provisions relating to driving or being in physical control of a vehicle while under the influence of intoxicating liquor or any drug.		Failed to pass.
HB 1657	Removing the statute of limitations for certain sex offenses.		Failed to pass.
HB 1679	Limiting government liability for supervision of offenders.		Failed to pass.
HB 1688 (SSB 5140)	Allowing the department of corrections to deport criminal illegal immigrant offenders serving a sentence.		Failed to pass.
SHB 1689 (SB 5721)	Allowing booking photographs at jails to be open to the public after charges have been filed.		Failed to pass.
HB 1714	Implementing a biometric matching system program.		Failed to pass.
SHB 1718	Concerning offenders with developmental disabilities or traumatic brain injuries.		Chapter 236, Laws of 2011. Effective date 7/22/11.
HB 1743	Eliminating the seven year provision for prior offenses in driving or being in physical control of a vehicle while under the influence of intoxicating liquor or any drug statutes.		Failed to pass.
HB 1744	Prohibiting the use of voluntary intoxication as a defense against a criminal charge.		Failed to pass.

E2SHB 1789	Addressing accountability for persons driving or being in physical control of a vehicle while under the influence of intoxicating liquor or any drug.		Chapter 293, Laws of 2011. Effective date 7/22/11 - Except sections 1 through 9, which become effective 9/1/11.
SHB 1793	Restricting access to juvenile records.		Chapter 333, Laws of 2011. Effective date 7/22/11.
HB 1794 (SB 5046)	Adding court-related employees to the assault in the third degree statute.		Chapter 238, Laws of 2011. Effective date 7/22/11.
HB 1805	Increasing the criminal penalty for making unlicensed small loans.		Failed to pass.
SHB 1820	Implementing the blue alert system.		Failed to pass.
HB 1835	Revising the crime of assault in the first degree.		Failed to pass.
HB 1842 (SSB 5202)	Regarding sexually violent predators.		Failed to pass.
SHB 1874 (SSB 5545)	Addressing police investigations of commercial sexual exploitation of children and human trafficking.		Chapter 241, Laws of 2011. Effective date 8/1/11.
HB 1880	Requiring chemical dependency treatment programs certified for assessment services to use a validated assessment tool.		Failed to pass.
HB 1892	Authorizing attempts to determine proof of legal status in this country when a person is lawfully detained by law enforcement while ensuring constitutional due process.		Failed to pass.
HB 1894	Concerning intermediate tenancies for persons with criminal backgrounds or substance abuse issues.		Failed to pass.
HB 1912	Creating an administrative sobriety checkpoint program.		Failed to pass.
HB 1913	Making criminal gang intimidation of a law enforcement officer a crime.		Failed to pass.

HB 1921 (SB 5456)	Eliminating the death penalty.		Failed to pass.
HB 1931	Creating the offense of failing to supervise an unemancipated minor child.		Failed to pass.
SHB 1933	Addressing license plate fraud and law enforcement safety for collector vehicles.		Chapter 243, Laws of 2011. Effective date 7/22/11.
HB 1977	Restricting sex offenders' access to schools.		Failed to pass.
HB 1983 (SB 5813)	Increasing fee assessments for prostitution crimes.		Failed to pass.
E2SSB 5000 (2SHB 1017)	Mandating a twelve-hour impound hold on motor vehicles used by persons arrested for driving under the influence.		Chapter 167, Laws of 2011. Effective date 7/22/11 - Except section 6, which becomes effective 7/1/11.
SB 5004	Providing for disclosure and regulation of criminal informant evidence and testimony.		Failed to pass.
SB 5007	Making an exemption regarding the public inspection and copying of voter registration information of criminal justice agency employees or workers.		Failed to pass.
SB 5011	Concerning the victimization of homeless persons.		Chapter 87, Laws of 2011. Effective date 7/22/11.
SB 5014	Placing restrictions on pro se defendants when questioning witnesses.		Failed to pass.
SSB 5019	Concerning the privacy of nonconviction records.		Failed to pass.
SSB 5024	Placing restrictions on legal claims initiated by persons serving criminal sentences in correctional facilities.		Failed to pass.
SSB 5025 (HB 1034)	Concerning making requests by or on behalf of an inmate under the public records act ineligible for penalties.		Chapter 300, Laws of 2011. Effective date 7/22/11.

SB 5030 (HB 1334)	Authorizing civil judgments for assault.		Failed to pass.
SSB 5042 (SHB 1104)	Concerning the protection of vulnerable adults.		Chapter 170, Laws of 2011. Effective date 7/22/11.
SB 5053	Authorizing community custody after fifteen years for specified persistent offenders.		Failed to pass.
SSB 5056	Concerning bail and pretrial release practices.		Failed to pass.
SB 5060 (SHB 1145)	Establishing mail theft provisions.		Failed to pass.
E2SSB 5073 (HB 1100)	Concerning the medical use of cannabis.		Chapter 181, Laws of 2011 PV. Effective date 7/22/11.
SSB 5097	Concerning juveniles with developmental disabilities who are in correctional detention centers, juvenile correction institutions or facilities, and jails.		Governor vetoed.
SB 5099	Concerning the inspection or copying of nonexempt public records by persons incarcerated.		Failed to pass.
SSB 5101	Placing certain synthetic cannabimimetics into schedule I of the uniform controlled substances act.		Failed to pass.
SSB 5102	Concerning registered persons in adult family homes, boarding homes, and other assisted living situations.		Failed to pass.
SB 5103	Including persons acquitted by reason of insanity in the slayer statute.		Failed to pass.
SB 5104	Authorizing criminal defendants to plead "guilty and mentally ill."		Failed to pass.
ESSB 5105	Addressing the conditional release of persons committed as criminally insane to their county of origin.		Chapter 94, Laws of 2011. Effective date 7/22/11.
SB 5113	Reviewing discharges from state hospitals.		Failed to pass.

SSB 5115 ESHB 1214	Concerning private transfer fee obligations.		Chapter 36, Laws of 2011. Effective date 4/13/11.
SSB 5139	Creating a claim for wrongful conviction and imprisonment.		Failed to pass.
SSB 5140 (HB 1688)	Allowing the department of corrections to deport criminal illegal immigrant offenders serving a sentence.		Failed to pass.
SSB 5154	Modifying vehicle prowling provisions.		Failed to pass.
SSB 5168	Reducing maximum sentences for gross misdemeanors by one day.		Chapter 96, Laws of 2011. Effective date 7/22/11.
SSB 5195	Requiring information to be filed by the prosecuting attorney for certain violations under driving while license is suspended or revoked provisions.		Chapter 46, Laws of 2011. Effective date 7/22/11.
SSB 5202 (HB 1842)	Regarding sexually violent predators.		Failed to pass.
SSB 5203	Improving the administration and efficiency of sex and kidnapping offender registration.		Chapter 337, Laws of 2011. Effective date 7/22/11.
SSB 5204	Concerning juveniles who have been adjudicated of a sex offense.		Chapter 338, Laws of 2011. Effective date 7/22/11.
SSB 5236	Providing a minimum term sentence for certain persistent offenders.		Failed to pass.
SSB 5326	Concerning negligent driving resulting in substantial bodily harm, great bodily harm, or death of a vulnerable user of a public way.		Chapter 372, Laws of 2011. Effective date 7/1/12.
SSB 5351	Prohibiting certain registered sex offenders from entering school grounds.		Failed to pass.
SB 5418	Addressing the use of force in self-defense.		Failed to pass.

SSB 5423 (HB 1862)	Modifying legal financial obligation provisions.		Chapter 106, Laws of 2011. Effective date 7/22/11.
SSB 5428	Requiring notification to schools regarding the release of certain offenders.		Chapter 107, Laws of 2011. Effective date 7/22/11.
SB 5435 (SHB 1567)	Requiring background investigations for peace officers and reserve officers as a condition of employment.		Failed to pass.
SB 5456 (HB 1921)	Eliminating the death penalty.		Failed to pass.
2SSB 5458	Concerning medicaid fraud.		Failed to pass.
SB 5460	Establishing a claims process for persons convicted and imprisoned for crimes they did not commit.		Failed to pass.
SSB 5545 (SHB 1874)	Addressing police investigations of commercial sexual exploitation of children and human trafficking.		Failed to pass.
SSB 5546	Concerning the crime of human trafficking.		Chapter 111, Laws of 2011. Effective date 7/22/11.
SB 5552 (HB 1591)	Expanding protections against workplace harassment in antiharassment protection orders.		Failed to pass.
SSB 5558	Regulating dissemination of juvenile records by consumer reporting agencies.		Failed to pass.
SB 5591	Concerning the dissemination of information pertaining to a deferred prosecution.		Failed to pass.
SB 5592	Concerning weapons in or on the premises of an institution of higher education, or at a college-sponsored event.		Failed to pass.
SB 5655	Providing criminal penalties for false statements in voters' pamphlets.		Failed to pass.

SSB 5691	Streamlining the crime victims' compensation program.		Chapter 346, Laws of 2011 PV. Effective date 7/1/11.
SB 5721 (SHB 1689)	Allowing booking photographs and electronic images at jails to be open to the public.		Failed to pass.
SB 5729	Changing the definition of controlled substances.		Failed to pass.
SSB 5790	Concerning crime-related boards and commissions.		Failed to pass.
SB 5799	Concerning criminal street gangs.		Failed to pass.
SB 5813 (HB 1983)	Increasing fee assessments for prostitution crimes.		Failed to pass.