

**ESB 6183** - H AMD **943**

By Representative Hudgins

NOT CONSIDERED 4/26/2009

1 On page 1, line 18, after "unless" strike "the" and insert ":

2 (a) The"

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4 On page 2, line 9, after "order" insert ";

5 (b) The secretary or the secretary's designee has determined that  
6 the offender is not a United States citizen;

7 (c) A final order of deportation or exclusion has been issued for  
8 the offender;

9 (d) The secretary or the secretary's designee has determined that  
10 the offender is not married to a Washington state citizen, does not  
11 have a child who is a Washington state citizen, and does not have a  
12 parent who is a Washington state citizen; and

13 (e) The secretary or the secretary's designee has determined that  
14 deportation of the offender will not necessitate public assistance for  
15 the offender's family that remains in Washington state"

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**EFFECT:**

(1) Requires the Secretary of the Department of Corrections or his or her designee (Secretary), before an offender is placed on "conditional release status", to determine that the offender is not a United States citizen.

(2) Provides that an offender may not be placed on conditional release status unless a final order for deportation or exclusion has been issued.

(3) Requires the Secretary to determine that the offender is not married to a Washington State citizen, does not have a child who is a Washington State citizen, and does not have a parent who is a Washington State citizen.

(4) Requires the Secretary to determine that deportation of the offender will not necessitate that the offender's family remaining in Washington seek public assistance.

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