

2 **HB 1599** - S AMD - 326
3 By Senators Sheahan and Haugen

4 PULLED 4/14/99

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 43.330
8 RCW to read as follows:

9 The extraordinary criminal justice assistance account is created in
10 the state treasury. Appropriations may be made from the general fund
11 or the public safety and education account into this account. Moneys
12 in the account may be spent only after appropriation and as authorized
13 by the legislature. Expenditures from the account may be used only to
14 reimburse the extraordinary costs associated with the investigation,
15 prosecution, indigent defense, jury impanelment, expert witnesses,
16 interpreters, incarceration, and other adjudication costs of aggravated
17 murder cases. Only the director of the office of public defense or the
18 director's designee may authorize expenditures from the account.

19 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.330 RCW
20 to read as follows:

21 Counties may submit claims to the office of public defense for
22 reimbursement from the extraordinary criminal justice assistance
23 account.

24 (1) The office of public defense, in consultation with the
25 Washington association of prosecuting attorneys and the Washington
26 association of sheriffs and police chiefs, shall develop procedures for
27 processing the claims, for auditing the veracity of the claims, and for
28 prioritizing the claims. Prioritization of the claims shall be based
29 on, but not limited to, such factors as disproportionate fiscal impact
30 relative to the county budget, efficient use of resources, and whether
31 the costs are extraordinary and could not be reasonably accommodated
32 and anticipated in the normal budget process.

33 (2) Before January 1st of each year, the office of public defense,
34 in consultation with the Washington association of prosecuting
35 attorneys and the Washington association of sheriffs and police chiefs,

1 shall develop and submit to the appropriate fiscal committees of the
2 senate and house of representatives a prioritized list of submitted
3 claims that are recommended for funding by the legislature from the
4 extraordinary criminal justice assistance account.

5 (3) The office of public defense shall not financially obligate
6 funds from the extraordinary criminal justice assistance account before
7 the legislature has appropriated funds for a specific list of claims.
8 The legislature may remove claims from the list recommended by the
9 office of public defense."

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13 On page 1, line 1 of the title, after "funding;" strike the
14 remainder of the title and insert "and adding new sections to chapter
15 43.330 RCW."

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EFFECT: Creates the extraordinary criminal justice assistance
account.