

ESHB 1109 - S AMD 276
By Senator Pedersen

ADOPTED 04/20/2017

1 Strike everything after the enacting clause and insert the
2 following:

3 **"PART I - WASHINGTON SEXUAL ASSAULT KIT INITIATIVE PROJECT**

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 36.28A
5 RCW to read as follows:

6 (1) Subject to the availability of amounts appropriated for this
7 specific purpose, the Washington association of sheriffs and police
8 chiefs shall establish and administer the Washington sexual assault
9 kit initiative project.

10 (2) The project is created for the purpose of providing funding
11 through a competitive grant program to support multidisciplinary
12 community response teams engaged in seeking a just resolution to
13 sexual assault cases resulting from evidence found in previously
14 unsubmitted sexual assault kits.

15 (3) In administering the project, the Washington association of
16 sheriffs and police chiefs has the following powers and duties:

17 (a) Design and implement the grant project with the elements
18 included in this section;

19 (b) Screen and select eligible applicants to receive grants;

20 (c) Award grants and disburse funds to at least two eligible
21 applicants, at least one located in western Washington and at least
22 one located in eastern Washington;

23 (d) Adopt necessary policies and procedures to implement and
24 administer the program;

25 (e) Monitor use of grant funds and compliance with the grant
26 requirements;

27 (f) Create and implement reporting requirements for grant
28 recipients;

29 (g) Facilitate the hosting of a sexual assault kit summit in the
30 state of Washington through a grant recipient or directly through the
31 Washington association of sheriffs and police chiefs, subject to the

1 availability of funds, which may include a combination of public and
2 private dollars allocated for the particular purpose; and

3 (h) Report to the appropriate committees of the legislature, the
4 joint legislative task force on sexual assault forensic examination
5 best practices, and the governor by December 1, 2017, and each
6 December 1st of each subsequent year the project is funded and
7 operating, regarding the status of grant awards, the progress of the
8 grant recipients toward the identified goals in this section, the
9 data required by subsection (4) of this section, and any other
10 relevant information or recommendations related to the project or
11 sexual assault kit policies.

12 (4) Grant recipients must:

13 (a) Perform an inventory of all unsubmitted sexual assault kits
14 in the jurisdiction's possession regardless of where they are stored
15 and submit those sexual assault kits for forensic analysis through
16 the Washington state patrol or another laboratory with the permission
17 of the Washington state patrol;

18 (b) Establish a multidisciplinary cold case or sexual assault
19 investigation team or teams for follow-up investigations and
20 prosecutions resulting from evidence from the testing of previously
21 unsubmitted sexual assault kits. Cold case or sexual assault
22 investigative teams must: Include prosecutors, law enforcement, and
23 victim advocates for the duration of the project; use victim-
24 centered, trauma-informed protocols, including for victim
25 notification; and use protocols and policies established by the
26 Washington association of sheriffs and police chiefs. The grant funds
27 may support personnel costs, including hiring and overtime, to allow
28 for adequate follow-up investigations and prosecutions. Grant awards
29 must be prioritized for eligible applicants with a commitment to
30 colocate assigned prosecutors, law enforcement, and victim advocates
31 for the duration of the grant program;

32 (c) Require participants in the multidisciplinary cold case or
33 sexual assault investigation team or teams to participate in and
34 complete specialized training for victim-centered, trauma-informed
35 investigation and prosecutions;

36 (d) Identify and address individual level, organizational level,
37 and systemic factors that lead to unsubmitted sexual assault kits in
38 the jurisdiction and development of a comprehensive strategy to
39 address the issues, including effecting changes in practice,

1 protocol, and organizational culture, and implementing evidence-
2 based, victim-centered, trauma-informed practices and protocols;

3 (e) Appoint an informed representative to attend meetings of and
4 provide information and assistance to the joint legislative task
5 force on sexual assault forensic examination best practices;

6 (f) Identify and maintain consistent, experienced, and committed
7 leadership of their sexual assault kit initiative; and

8 (g) Track and report the following data to the Washington
9 association of sheriffs and police chiefs, in addition to any data
10 required by the Washington association of sheriffs and police chiefs:
11 The number of kits inventoried; the dates collected and submitted for
12 testing; the number of kits tested; the number of kits with
13 information eligible for entry into the combined DNA index system;
14 the number of combined DNA index system hits; the number of
15 identified suspects; including serial perpetrators; the number of
16 investigations conducted and cases reviewed; the number of charges
17 filed; and the number of convictions.

18 (5) Subject to the availability of amounts appropriated for this
19 specific purpose, the project may also allocate funds for grant
20 recipients to:

21 (a) Create and employ training in relation to sexual assault
22 evidence, victimization and trauma response, and other related topics
23 to improve the quality and outcomes of sexual assault investigations
24 and prosecutions;

25 (b) Enhance victim services and support for past and current
26 victims of sexual assault; or

27 (c) Develop evidence collection, retention, victim notification,
28 and other protocols needed to optimize data sharing, case
29 investigation, prosecution, and victim support.

30 (6) For the purposes of this section:

31 (a) "Eligible applicants" include: Law enforcement agencies,
32 units of local government, or combination of units of local
33 government, prosecutor's offices, or a governmental nonlaw
34 enforcement agency acting as fiscal agent for one of the previously
35 listed types of eligible applicants. A combination of jurisdictions,
36 including contiguous jurisdictions of multiple towns, cities, or
37 counties, may create a task force or other entity for the purposes of
38 applying for and receiving a grant, provided that the relevant
39 prosecutors and law enforcement agencies are acting in partnership in
40 complying with the grant requirements.

1 (b) "Project" means the Washington sexual assault kit initiative
2 project created in this section.

3 (c) "Unsubmitted sexual assault kit" are sexual assault kits that
4 have not been submitted to a forensic laboratory for testing with the
5 combined DNA index system-eligible DNA methodologies as of the
6 effective date of the mandatory testing law in RCW 70.125.090.
7 Unsubmitted sexual assault kits includes partially tested sexual
8 assault kits, which are sexual assault kits that have only been
9 subjected to serological testing, or that have previously been tested
10 only with noncombined DNA index system-eligible DNA methodologies.
11 The project does not include untested sexual assault kits that have
12 been submitted to forensic labs for testing with combined DNA index
13 system-eligible DNA methodologies but are delayed for testing as a
14 result of a backlog of work in the laboratory.

15 **Sec. 2.** 2015 c 247 s 2 (uncodified) is amended to read as
16 follows:

17 (1)(a) ((A)) The joint legislative task force on sexual assault
18 forensic examination best practices is established (~~(to review)~~) for
19 the purpose of reviewing best practice models for managing all
20 aspects of sexual assault examinations and for reducing the number of
21 untested sexual assault examination kits in Washington state that
22 were collected prior to the effective date of this section.

23 (i) The caucus leaders from the senate shall appoint one member
24 from each of the two largest caucuses of the senate.

25 (ii) The caucus leaders from the house of representatives shall
26 appoint one member from each of the two largest caucuses of the house
27 of representatives.

28 (iii) The president of the senate and the speaker of the house of
29 representatives shall jointly appoint:

30 (A) One member representing each of the following:

31 (I) The Washington state patrol;

32 (II) The Washington association of sheriffs and police chiefs;

33 (III) The Washington association of prosecuting attorneys;

34 (IV) The Washington defender association or the Washington
35 association of criminal defense lawyers;

36 (V) The Washington association of cities;

37 (VI) The Washington association of county officials;

38 (VII) The Washington coalition of sexual assault programs;

39 (VIII) The office of crime victims advocacy;

1 (IX) The Washington state hospital association;
2 (X) The Washington state forensic investigations council;
3 (XI) A public institution of higher education as defined in RCW
4 28B.10.016; (~~and~~)
5 (XII) A private higher education institution as defined in RCW
6 28B.07.020; and
7 (XIII) The office of the attorney general; and
8 (B) Two members representing survivors of sexual assault.
9 (b) The task force shall choose two cochairs from among its
10 legislative membership. The legislative membership shall convene the
11 initial meeting of the task force.
12 (2) The duties of the task force include, but are not limited to:
13 (a) Researching and determining the number of untested sexual
14 assault examination kits in Washington state;
15 (b) Researching the locations where the untested sexual assault
16 examination kits are stored;
17 (c) Researching, reviewing, and making recommendations regarding
18 legislative policy options for reducing the number of untested sexual
19 assault examination kits;
20 (d) Researching the best practice models both in state and from
21 other states for collaborative responses to victims of sexual assault
22 from the point the sexual assault examination kit is collected to the
23 conclusion of the investigation and providing recommendations
24 regarding any existing gaps in Washington and resources that may be
25 necessary to address those gaps; and
26 (e) Researching, identifying, and making recommendations for
27 securing nonstate funding for testing the sexual assault examination
28 kits, and reporting on progress made toward securing such funding.
29 (3) Staff support for the task force must be provided by the
30 senate committee services and the house of representatives office of
31 program research.
32 (4) Legislative members of the task force must be reimbursed for
33 travel expenses in accordance with RCW 44.04.120. Nonlegislative
34 members, except those representing an employer or organization, are
35 entitled to be reimbursed for travel expenses in accordance with RCW
36 43.03.050 and 43.03.060.
37 (5) The expenses of the task force must be paid jointly by the
38 senate and the house of representatives. Task force meetings and
39 expenditures are subject to approval by the senate facilities and

1 operations committee and the house of representatives executive rules
2 committee, or their successor committees.

3 (6) The first meeting of the task force must occur prior to
4 October 1, 2015. The task force shall submit a preliminary report
5 regarding its initial findings and recommendations to the appropriate
6 committees of the legislature and the governor no later than December
7 1, 2015.

8 (7) The task force must meet no less than twice annually.

9 (8) The task force shall report its findings and recommendations
10 to the appropriate committees of the legislature and the governor by
11 September 30, 2016, and by ((September 30th)) December 1st of ((each
12 subsequent)) the following year.

13 (9) This section expires June 30, 2018.

14 PART II - TRAINING

15 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.101
16 RCW to read as follows:

17 (1) Subject to the availability of amounts appropriated for this
18 specific purpose, the commission shall provide ongoing specialized,
19 intensive, and integrative training for persons responsible for
20 investigating sexual assault cases involving adult victims. The
21 training must be based on a victim-centered, trauma-informed approach
22 to responding to sexual assault. Among other subjects, the training
23 must include content on the neurobiology of trauma and trauma-
24 informed interviewing, counseling, and investigative techniques.

25 (2) The training must: Be based on research-based practices and
26 standards; offer participants an opportunity to practice interview
27 skills and receive feedback from instructors; minimize the trauma of
28 all persons who are interviewed during abuse investigations; provide
29 methods of reducing the number of investigative interviews necessary
30 whenever possible; assure, to the extent possible, that investigative
31 interviews are thorough, objective, and complete; recognize needs of
32 special populations; recognize the nature and consequences of
33 victimization; require investigative interviews to be conducted in a
34 manner most likely to permit the interviewed persons the maximum
35 emotional comfort under the circumstances; address record retention
36 and retrieval; and address documentation of investigative interviews.

37 (3) In developing the training, the commission shall seek advice
38 from the Washington association of sheriffs and police chiefs, the

1 Washington coalition of sexual assault programs, and experts on
2 sexual assault and the neurobiology of trauma. The commission shall
3 consult with the Washington association of prosecuting attorneys in
4 an effort to design training containing consistent elements for all
5 professionals engaged in interviewing and interacting with sexual
6 assault victims in the criminal justice system.

7 (4) The commission shall develop the training and begin offering
8 it by July 1, 2018. Officers assigned to regularly investigate sexual
9 assault involving adult victims shall complete the training within
10 one year of being assigned or by July 1, 2020, whichever is later.

11 NEW SECTION. **Sec. 4.** A new section is added to chapter 43.101
12 RCW to read as follows:

13 Subject to the availability of amounts appropriated for this
14 specific purpose, the commission shall incorporate victim-centered,
15 trauma-informed approaches to policing in the basic law enforcement
16 training curriculum. In modifying the curriculum, the commission
17 shall seek advice from the Washington coalition of sexual assault
18 programs and other experts on sexual assault and the neurobiology of
19 trauma.

20 NEW SECTION. **Sec. 5.** A new section is added to chapter 43.101
21 RCW to read as follows:

22 (1) Subject to the availability of amounts appropriated for this
23 specific purpose, the commission shall develop training on a victim-
24 centered, trauma-informed approach to interacting with victims and
25 responding to sexual assault calls. The curriculum must: Be designed
26 for commissioned patrol officers not regularly assigned to
27 investigate sexual assault cases; be designed for deployment and use
28 within individual law enforcement agencies; include features allowing
29 for it to be used in different environments, which may include
30 multimedia or video components; allow for law enforcement agencies to
31 host it in small segments at different times over several days or
32 weeks, including roll calls. The training must include components on
33 available resources for victims including, but not limited to,
34 material on and references to community-based victim advocates.

35 (2) In developing the training, the commission shall seek advice
36 from the Washington association of sheriffs and police chiefs, the
37 Washington coalition of sexual assault programs, and experts on
38 sexual assault and the neurobiology of trauma.

1 (3) Beginning in 2018, all law enforcement agencies shall
2 annually host the training for commissioned peace officers. All law
3 enforcement agencies shall, to the extent feasible, consult with and
4 feature local community-based victim advocates during the training.

5 **PART III - FUNDING**

6 NEW SECTION. **Sec. 6.** (1) The sexual assault prevention and
7 response account is created in the state treasury. All legislative
8 appropriations and transfers; gifts, grants, and other donations; and
9 all other revenues directed to the account must be deposited into the
10 sexual assault prevention and response account. Moneys in the account
11 may only be spent after appropriation.

12 (2) The legislature must prioritize appropriations from the
13 account for: The Washington sexual assault kit initiative project
14 created in section 1 of this act; the office of crime victims
15 advocacy for the purpose of providing support and services, including
16 educational and vocational training, to victims of sexual assault and
17 trafficking; victim-centered, trauma-informed training for
18 prosecutors, law enforcement, and victim advocates, including, but
19 not limited to, the training in sections 3 through 5 of this act; the
20 Washington state patrol for the purpose of funding the statewide
21 sexual assault kit tracking system and funding the forensic analysis
22 of sexual assault kits.

23 **Sec. 7.** RCW 43.330.470 and 2016 c 173 s 9 are each amended to
24 read as follows:

25 (1) The Washington sexual assault kit program is created within
26 the department for the purpose of accepting private funds
27 (~~conducting~~) to fund forensic analysis of sexual assault kits in
28 the possession of law enforcement agencies but not submitted for
29 analysis as of July 24, 2015, and to fund other related programs
30 aimed at improving the public's response to sexual assault. The
31 director may accept gifts, grants, donations, or moneys from any
32 source for deposit in the Washington sexual assault kit account
33 created under subsection (2) of this section.

34 (2) The Washington sexual assault kit account is created in the
35 custody of the state treasurer. Funds deposited in the Washington
36 sexual assault kit account may be used for the Washington sexual
37 assault kit program established under this section. The Washington

1 sexual assault kit account is subject to allotment procedures under
2 chapter 43.88 RCW, but an appropriation is not required for
3 expenditures.

4 (3) Except when otherwise specified, public funds deposited in
5 the Washington sexual assault kit account must be transferred and
6 used exclusively for the following:

7 (a) Eighty-five percent of the funds for the Washington state
8 patrol bureau of forensic laboratory services for the purpose of
9 conducting forensic analysis of sexual assault kits in the possession
10 of law enforcement agencies but not submitted for forensic analysis
11 as of July 24, 2015; and

12 (b) Fifteen percent of the funds for the office of crime victims
13 advocacy in the department for the purpose of funding grants for
14 sexual assault nurse examiner services and training.

15 (4)(a) Except as otherwise provided in (b) of this subsection,
16 private funds donated to and deposited in the Washington sexual
17 assault kit account must be transferred and used exclusively for the
18 following:

19 (i) Thirty percent for the Washington association of sheriffs and
20 police chiefs for the purpose of funding the Washington sexual
21 assault kit initiative project created in section 1 of this act;

22 (ii) Thirty percent for the Washington state patrol bureau of
23 forensic laboratory services for the purpose of conducting forensic
24 analysis of sexual assault kits in the possession of law enforcement
25 agencies but not submitted for forensic analysis as of July 24, 2015,
26 unless the Washington state patrol bureau of forensic laboratory
27 services deems that the funds are not necessary for this purpose, in
28 which case the funds shall be divided equally for the purposes
29 outlined in (a)(i), (iii), and (iv) of this subsection;

30 (iii) Thirty percent for the criminal justice training commission
31 for the training in sections 3 through 5 of this act;

32 (iv) Ten percent for the office of crime victims advocacy in the
33 department for the purpose of providing services to victims of sexual
34 assault and training for professionals interacting with and providing
35 services to victims of sexual assault.

36 (b) With the consent of the department, a grantor of funds may
37 enter into an agreement with the department for a different
38 allocation of funds specified in (a) of this subsection, provided
39 that the funds are distributed for the purpose of the program created
40 in this section. Within thirty days of entering into an agreement

1 under this subsection (4)(b), the department shall notify the sexual
2 assault forensic examination best practices task force and the
3 appropriate committees of the legislature.

4 (5) This section expires June 30, 2022.

5 **Sec. 8.** RCW 43.84.092 and 2016 c 194 s 5, 2016 c 161 s 20, and
6 2016 c 112 s 4 are each reenacted and amended to read as follows:

7 (1) All earnings of investments of surplus balances in the state
8 treasury shall be deposited to the treasury income account, which
9 account is hereby established in the state treasury.

10 (2) The treasury income account shall be utilized to pay or
11 receive funds associated with federal programs as required by the
12 federal cash management improvement act of 1990. The treasury income
13 account is subject in all respects to chapter 43.88 RCW, but no
14 appropriation is required for refunds or allocations of interest
15 earnings required by the cash management improvement act. Refunds of
16 interest to the federal treasury required under the cash management
17 improvement act fall under RCW 43.88.180 and shall not require
18 appropriation. The office of financial management shall determine the
19 amounts due to or from the federal government pursuant to the cash
20 management improvement act. The office of financial management may
21 direct transfers of funds between accounts as deemed necessary to
22 implement the provisions of the cash management improvement act, and
23 this subsection. Refunds or allocations shall occur prior to the
24 distributions of earnings set forth in subsection (4) of this
25 section.

26 (3) Except for the provisions of RCW 43.84.160, the treasury
27 income account may be utilized for the payment of purchased banking
28 services on behalf of treasury funds including, but not limited to,
29 depository, safekeeping, and disbursement functions for the state
30 treasury and affected state agencies. The treasury income account is
31 subject in all respects to chapter 43.88 RCW, but no appropriation is
32 required for payments to financial institutions. Payments shall occur
33 prior to distribution of earnings set forth in subsection (4) of this
34 section.

35 (4) Monthly, the state treasurer shall distribute the earnings
36 credited to the treasury income account. The state treasurer shall
37 credit the general fund with all the earnings credited to the
38 treasury income account except:

1 (a) The following accounts and funds shall receive their
2 proportionate share of earnings based upon each account's and fund's
3 average daily balance for the period: The aeronautics account, the
4 aircraft search and rescue account, the Alaskan Way viaduct
5 replacement project account, the brownfield redevelopment trust fund
6 account, the budget stabilization account, the capital vessel
7 replacement account, the capitol building construction account, the
8 Cedar River channel construction and operation account, the Central
9 Washington University capital projects account, the charitable,
10 educational, penal and reformatory institutions account, the Chehalis
11 basin account, the cleanup settlement account, the Columbia river
12 basin water supply development account, the Columbia river basin
13 taxable bond water supply development account, the Columbia river
14 basin water supply revenue recovery account, the common school
15 construction fund, the community forest trust account, the connecting
16 Washington account, the county arterial preservation account, the
17 county criminal justice assistance account, the deferred compensation
18 administrative account, the deferred compensation principal account,
19 the department of licensing services account, the department of
20 retirement systems expense account, the developmental disabilities
21 community trust account, the diesel idle reduction account, the
22 drinking water assistance account, the drinking water assistance
23 administrative account, the drinking water assistance repayment
24 account, the Eastern Washington University capital projects account,
25 the Interstate 405 express toll lanes operations account, the
26 education construction fund, the education legacy trust account, the
27 election account, the electric vehicle charging infrastructure
28 account, the energy freedom account, the energy recovery act account,
29 the essential rail assistance account, The Evergreen State College
30 capital projects account, the federal forest revolving account, the
31 ferry bond retirement fund, the freight mobility investment account,
32 the freight mobility multimodal account, the grade crossing
33 protective fund, the public health services account, the high
34 capacity transportation account, the state higher education
35 construction account, the higher education construction account, the
36 highway bond retirement fund, the highway infrastructure account, the
37 highway safety fund, the high occupancy toll lanes operations
38 account, the hospital safety net assessment fund, the industrial
39 insurance premium refund account, the judges' retirement account, the
40 judicial retirement administrative account, the judicial retirement

1 principal account, the local leasehold excise tax account, the local
2 real estate excise tax account, the local sales and use tax account,
3 the marine resources stewardship trust account, the medical aid
4 account, the mobile home park relocation fund, the money-purchase
5 retirement savings administrative account, the money-purchase
6 retirement savings principal account, the motor vehicle fund, the
7 motorcycle safety education account, the multimodal transportation
8 account, the multiuse roadway safety account, the municipal criminal
9 justice assistance account, the natural resources deposit account,
10 the oyster reserve land account, the pension funding stabilization
11 account, the perpetual surveillance and maintenance account, the
12 pollution liability insurance agency underground storage tank
13 revolving account, the public employees' retirement system plan 1
14 account, the public employees' retirement system combined plan 2 and
15 plan 3 account, the public facilities construction loan revolving
16 account beginning July 1, 2004, the public health supplemental
17 account, the public works assistance account, the Puget Sound capital
18 construction account, the Puget Sound ferry operations account, the
19 Puget Sound taxpayer accountability account, the real estate
20 appraiser commission account, the recreational vehicle account, the
21 regional mobility grant program account, the resource management cost
22 account, the rural arterial trust account, the rural mobility grant
23 program account, the rural Washington loan fund, the sexual assault
24 prevention and response account, the site closure account, the
25 skilled nursing facility safety net trust fund, the small city
26 pavement and sidewalk account, the special category C account, the
27 special wildlife account, the state employees' insurance account, the
28 state employees' insurance reserve account, the state investment
29 board expense account, the state investment board commingled trust
30 fund accounts, the state patrol highway account, the state route
31 number 520 civil penalties account, the state route number 520
32 corridor account, the state wildlife account, the supplemental
33 pension account, the Tacoma Narrows toll bridge account, the
34 teachers' retirement system plan 1 account, the teachers' retirement
35 system combined plan 2 and plan 3 account, the tobacco prevention and
36 control account, the tobacco settlement account, the toll facility
37 bond retirement account, the transportation 2003 account (nickel
38 account), the transportation equipment fund, the transportation fund,
39 the transportation future funding program account, the transportation
40 improvement account, the transportation improvement board bond

1 retirement account, the transportation infrastructure account, the
2 transportation partnership account, the traumatic brain injury
3 account, the tuition recovery trust fund, the University of
4 Washington bond retirement fund, the University of Washington
5 building account, the volunteer firefighters' and reserve officers'
6 relief and pension principal fund, the volunteer firefighters' and
7 reserve officers' administrative fund, the Washington judicial
8 retirement system account, the Washington law enforcement officers'
9 and firefighters' system plan 1 retirement account, the Washington
10 law enforcement officers' and firefighters' system plan 2 retirement
11 account, the Washington public safety employees' plan 2 retirement
12 account, the Washington school employees' retirement system combined
13 plan 2 and 3 account, the Washington state health insurance pool
14 account, the Washington state patrol retirement account, the
15 Washington State University building account, the Washington State
16 University bond retirement fund, the water pollution control
17 revolving administration account, the water pollution control
18 revolving fund, the Western Washington University capital projects
19 account, the Yakima integrated plan implementation account, the
20 Yakima integrated plan implementation revenue recovery account, and
21 the Yakima integrated plan implementation taxable bond account.
22 Earnings derived from investing balances of the agricultural
23 permanent fund, the normal school permanent fund, the permanent
24 common school fund, the scientific permanent fund, the state
25 university permanent fund, and the state reclamation revolving
26 account shall be allocated to their respective beneficiary accounts.

27 (b) Any state agency that has independent authority over accounts
28 or funds not statutorily required to be held in the state treasury
29 that deposits funds into a fund or account in the state treasury
30 pursuant to an agreement with the office of the state treasurer shall
31 receive its proportionate share of earnings based upon each account's
32 or fund's average daily balance for the period.

33 (5) In conformance with Article II, section 37 of the state
34 Constitution, no treasury accounts or funds shall be allocated
35 earnings without the specific affirmative directive of this section.

36 NEW SECTION. **Sec. 9.** If specific funding for the purposes of
37 this act, referencing this act by bill or chapter number, is not
38 provided by June 30, 2017, in the omnibus appropriations act, this
39 act is null and void."

ADOPTED 04/20/2017

1 On page 1, line 1 of the title, after "assault;" strike the
2 remainder of the title and insert "amending RCW 43.330.470; amending
3 2015 c 247 s 2 (uncodified); reenacting and amending RCW 43.84.092;
4 adding a new section to chapter 36.28A RCW; adding new sections to
5 chapter 43.101 RCW; and creating new sections."

EFFECT: Removes authorization for the Office of the Attorney General to assist law enforcement officials and prosecutors with investigations and prosecutions of cold cases tied to previously unsubmitted SAKs. Transfers responsibility for establishing and administering the WA sexual assault kit project from the attorney general to the Washington Association of Sheriffs and Police Chiefs. Changes terminology relating to the Washington Sexual Assault Kit Initiative Pilot Project, removing the term "pilot" and broadening the possible scope of the project beyond two eligible applicants. Makes technical numbering corrections. Takes out sections that removed the end date for the 6.2 percent fee increase on liquor licenses and that permitted use to fund the Sexual Assault Prevention and Response Account. Makes all sections of the bill where funding is necessary, subject to appropriations. Adds a null and void clause.

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