

E2SSB 5290 - H AMD TO HSEL COMM AMD (H-2423.2/19) **518**

By Representative McCaslin

NOT ADOPTED 04/09/2019

1 On page 2, at the beginning of line 1, strike "(1)"

2 On page 2, beginning on line 4, after "RCW." strike all material
3 through "RCW." on line 30

4 On page 3, line 40, after "youth" strike ";" and insert "."

5 On page 4, line 1, after "(iii)" strike "Until July 1, 2022,
6 detention" and insert "Detention"

7 On page 5, at the beginning of line 5, after "to" strike all
8 material through "services" on line 13 and insert "juvenile detention
9 for a period of time not to exceed seventy-two hours, excluding
10 Saturdays, Sundays, and holidays. The seventy-two hour period shall
11 commence upon the next nonholiday weekday following the court order
12 and shall run to the end of the last nonholiday weekday within the
13 seventy-two hour period. The court may only order detention as a
14 sanction for contempt of court in at-risk youth proceedings if no
15 secure crisis residential center beds are available for the child.
16 This sanction may be imposed in addition to, or as an alternative to,
17 any other remedial sanction authorized by this chapter. This remedy
18 is specifically determined to be a remedial sanction"

19 On page 5, beginning on line 15, after "to" strike all material
20 through "services" on line 16 and insert "juvenile detention"

21 On page 5, line 23, after "options," insert "that no secure
22 crisis residential center beds are available,"

23 On page 5, beginning on line 28, after "youth" strike all
24 material through "~~period)~~" on line 36 and insert "."

25 (iii) Detention periods for at-risk youth sanctioned to juvenile
26 detention for contempt under chapter 13.32A RCW, or for failure to
27 appear at a court hearing under chapter 13.32A RCW, shall be:

28 (A) No more than seventy-two hours, regardless of the number of
29 violations being considered at the hearing; and

1 (B) Limited to no more than two sanctions, up to seventy-two
2 hours each, in any thirty-day period"

3 On page 8, beginning on line 27, after "confinement" strike all
4 material through "services" on line 29 and insert "for up to seventy-
5 two hours"

6 On page 8, beginning on line 33, after "available." strike all
7 material through "~~period.)~~" on line 37 and insert "The seventy-two
8 hour period excludes Saturdays, Sundays, and holidays and shall
9 commence upon the next nonholiday weekday following the court order
10 and shall run to the end of the last nonholiday weekday within the
11 seventy-two hour period."

12 Beginning on page 8, line 39, after "section" strike all material
13 through "only." on page 9, line 8, and insert "shall be placed in
14 confinement only in a secure juvenile detention facility operated by
15 or pursuant to a contract with a county."

16 (iii) The court may only order detention as a sanction for
17 contempt of court in at-risk youth proceedings if no secure crisis
18 residential center beds are available for the child."

19 On page 18, at the beginning of line 24, strike "residential
20 programs with intensive wraparound services" and insert "crisis
21 residential centers"

EFFECT: Makes the following changes to the underlying striking amendment:

(1) Maintains (instead of eliminating) the 72 hour maximum detention period that can be imposed as a sanction for contempt of an at-risk youth court proceeding beginning July 1, 2022, but on that date courts may only order detention as a sanction for contempt of court in at-risk youth proceedings if no secure crisis residential center beds are available for the child.

(2) Removes intent language and makes technical corrections consistent with the above change.

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