

CERTIFICATION OF ENROLLMENT  
**SUBSTITUTE SENATE BILL 5128**

Chapter 147, Laws of 1991

52nd Legislature  
1991 Regular Session

DRUG OFFENDERS--NOTICE OF RELEASE

EFFECTIVE DATE: 7/28/91

Passed by the Senate March 18, 1991  
Yeas 46 Nays 0

JOEL PRITCHARD  
**President of the Senate**

Passed by the House April 16, 1991  
Yeas 97 Nays 0

JOE KING  
**Speaker of the  
House of Representatives**

Approved May 10, 1991

BOOTH GARDNER  
**Governor of the State of Washington**

CERTIFICATE

I, Gordon Golob, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5128** as passed by the Senate and the House of Representatives on the dates hereon set forth.

GORDON A. GOLOB  
**Secretary**

FILED

May 10, 1991 - 2:47 p.m.

**Secretary of State  
State of Washington**



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**SUBSTITUTE SENATE BILL 5128**

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Passed Legislature - 1991 Regular Session

**State of Washington                      52nd Legislature                      1991 Regular Session**

**By** Senate Committee on Ways & Means (originally sponsored by Senators Madsen, Jesernig and Rasmussen).

Read first time March 11, 1991.

1            AN ACT Relating to notification of release of serious drug  
2 offenders; adding a new section to chapter 9.94A RCW; and creating a  
3 new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5            NEW SECTION.    **Sec. 1.** A new section is added to chapter 9.94A RCW  
6 to read as follows:

7            (1) At the earliest possible date, and in no event later than ten  
8 days before release except in the event of escape or emergency  
9 furloughs as defined in RCW 72.66.010, the department of corrections  
10 shall send written notice of parole, community placement, work release  
11 placement, furlough, or escape about a specific inmate convicted of a  
12 serious drug offense to the following if such notice has been requested  
13 in writing about a specific inmate convicted of a serious drug offense:

14            (a) Any witnesses who testified against the inmate in any court  
15 proceedings involving the serious drug offense; and

1 (b) Any person specified in writing by the prosecuting attorney.  
2 Information regarding witnesses requesting the notice, information  
3 regarding any other person specified in writing by the prosecuting  
4 attorney to receive the notice, and the notice are confidential and  
5 shall not be available to the inmate.

6 (2) If an inmate convicted of a serious drug offense escapes from  
7 a correctional facility, the department of corrections shall  
8 immediately notify, by the most reasonable and expedient means  
9 available, the chief of police of the city and the sheriff of the  
10 county in which the inmate resided immediately before the inmate's  
11 arrest and conviction. If previously requested, the department shall  
12 also notify the witnesses who are entitled to notice under this  
13 section. If the inmate is recaptured, the department shall send notice  
14 to the persons designated in this subsection as soon as possible but in  
15 no event later than two working days after the department learns of  
16 such recapture.

17 (3) If any witness is under the age of sixteen, the notice required  
18 by this section shall be sent to the parents or legal guardian of the  
19 child.

20 (4) The department of corrections shall send the notices required  
21 by this section to the last address provided to the department by the  
22 requesting party. The requesting party shall furnish the department  
23 with a current address.

24 (5) For purposes of this section, "serious drug offense" means an  
25 offense under RCW 69.50.401 (a)(1)(i) or (b)(1)(i).

26 NEW SECTION. **Sec. 2.** If specific funding for the purposes of  
27 this act, referencing this act by bill number, is not provided by June  
28 30, 1991, in the omnibus appropriations act, this act shall be null and  
29 void.

Passed the Senate March 18, 1991.  
Passed the House April 16, 1991.  
Approved by the Governor May 10, 1991.  
Filed in Office of Secretary of State May 10, 1991.