

2 **SB 6025** - S AMD - 009

3 By Senators Haugen, Winsley and Rinehart

4 Adopted 2/8/94

5 On page 4, after line 36, insert the following:

6 "Sec. 9. RCW 82.14.330 and 1993 sp.s. c 21 s 3 are each amended to
7 read as follows:

8 (1) The moneys deposited in the municipal criminal justice
9 assistance account for distribution under this section shall be
10 distributed to the cities of the state as follows:

11 (a) Twenty percent appropriated for distribution shall be
12 distributed to cities with a three-year average violent crime rate for
13 each one thousand in population in excess of one hundred fifty percent
14 of the state-wide three-year average violent crime rate for each one
15 thousand in population. The three-year average violent crime rate
16 shall be calculated using the violent crime rates for each of the
17 preceding three years from the annual reports on crime in Washington
18 state as published by the Washington association of sheriffs and police
19 chiefs. Moneys shall be distributed under this subsection (1)(a)
20 ratably based on population as last determined by the office of
21 financial management, but no city may receive more than one dollar per
22 capita. Moneys remaining undistributed under this subsection at the
23 end of each calendar year shall be distributed to the criminal justice
24 training commission to reimburse participating city law enforcement
25 agencies with ten or fewer full-time commissioned patrol officers the
26 cost of temporary replacement of each officer who is enrolled in basic
27 law enforcement training, as provided in RCW 43.101.200.

28 (b) Sixteen percent shall be distributed to cities ratably based on
29 population as last determined by the office of financial management,
30 but no city may receive less than one thousand dollars.

31 The moneys deposited in the municipal criminal justice assistance
32 account for distribution under this subsection shall be distributed at
33 such times as distributions are made under RCW 82.44.150.

34 Moneys distributed under this subsection shall be expended
35 exclusively for criminal justice purposes and shall not be used to
36 replace or supplant existing funding. Criminal justice purposes are

1 defined as activities that substantially assist the criminal justice
2 system, which may include circumstances where ancillary benefit to the
3 civil justice system occurs, and which includes domestic violence
4 services such as those provided by domestic violence programs,
5 community advocates, and legal advocates, as defined in RCW 70.123.020.
6 Existing funding for purposes of this subsection is defined as calendar
7 year 1989 actual operating expenditures for criminal justice purposes.
8 Calendar year 1989 actual operating expenditures for criminal justice
9 purposes exclude the following: Expenditures for extraordinary events
10 not likely to reoccur, changes in contract provisions for criminal
11 justice services, beyond the control of the local jurisdiction
12 receiving the services, and major nonrecurring capital expenditures.

13 (2) In addition to the distributions under subsection (1) of this
14 section:

15 (a) Fourteen percent shall be distributed to cities that have
16 initiated innovative law enforcement strategies, including alternative
17 sentencing and crime prevention programs. No city may receive more
18 than one dollar per capita under this subsection (2)(a).

19 (b) Twenty percent shall be distributed to cities that have
20 initiated programs to help at-risk children or child abuse victim
21 response programs. No city may receive more than fifty cents per
22 capita under this subsection (2)(b).

23 (c) Twenty percent shall be distributed to cities that have
24 initiated programs designed to reduce the level of domestic violence
25 within their jurisdictions or to provide counseling for domestic
26 violence victims. No city may receive more than fifty cents per capita
27 under this subsection (2)(c).

28 (d) Ten percent shall be distributed to cities that contract with
29 another governmental agency for a majority of the city's law
30 enforcement services.

31 Moneys distributed under this subsection shall be distributed to
32 those cities that submit funding requests under this subsection to the
33 department of community, trade, and economic development based on
34 criteria developed under RCW 82.14.335. Allocation of funds shall be
35 in proportion to the population of qualified jurisdictions, but the
36 distribution to a city shall not exceed the amount of funds requested.
37 Cities shall submit requests for program funding to the department of
38 community, trade, and economic development by November 1 of each year
39 for funding the following year. The department shall certify to the

1 state treasurer the cities eligible for funding under this subsection
2 and the amount of each allocation.

3 ~~((One half of the moneys distributed under (a) through (d) of this~~
4 ~~subsection shall be distributed on March 1st and the remaining one half~~
5 ~~of the moneys shall be distributed on September 1st))~~ The moneys
6 deposited in the municipal criminal justice assistance account for
7 distribution under this subsection shall be distributed at the times as
8 distributions are made under RCW 82.44.150. Moneys remaining
9 undistributed under this subsection at the end of each calendar year
10 shall be distributed to the criminal justice training commission to
11 reimburse participating city law enforcement agencies with ten or fewer
12 full-time commissioned patrol officers the cost of temporary
13 replacement of each officer who is enrolled in basic law enforcement
14 training, as provided in RCW 43.101.200.

15 If a city is found by the state auditor to have expended funds
16 received under this subsection in a manner that does not comply with
17 the criteria under which the moneys were received, the city shall be
18 ineligible to receive future distributions under this subsection until
19 the use of the moneys are justified to the satisfaction of the director
20 or are repaid to the state general fund. The director may allow
21 noncomplying use of moneys received under this subsection upon a
22 showing of hardship or other emergent need.

23 (3) Notwithstanding other provisions of this section, the
24 distributions to any city that substantially decriminalizes or repeals
25 its criminal code after July 1, 1990, and that does not reimburse the
26 county for costs associated with criminal cases under RCW 3.50.800 or
27 3.50.805(2), shall be made to the county in which the city is located.

28 NEW SECTION. Sec. 10. Section 9 of this act is necessary for the
29 immediate preservation of the public peace, health, or safety, or
30 support of the state government and its existing public institutions,
31 and shall take effect March 1, 1994."

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34 Adopted 2/8/94

35 On page 1, line 2 of the title, after "35.27.010," strike "and
36 42.24.180" and insert "42.24.180, and 82.14.330"

1 On page 1, line 3 of the title, strike "and" and on line 3, after
2 "35.16 RCW" insert "; providing an effective date; and declaring an
3 emergency"

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