

1 **SSB 6243 - H AMD 419**

2 By Representatives Pelesky and others

3 Strike everything after the enacting clause and insert the
4 following:

5 "NEW SECTION. **Sec. 1.** A new section is added to chapter 72.10
6 RCW to read as follows:

7 (1) For an inmate who is under a sentence of death or whose
8 death sentence is under appellate review, the department may
9 provide basic, non-emergency health care services, including
10 administration of medication necessary for pain relief or to
11 prevent infection or contagion, but shall not use any public funds
12 to provide a life-saving health care procedure.

13 (2) For purposes of this section, the term "life-saving health
14 care procedure" means a medical or surgical treatment or
15 intervention to sustain, restore, or replace a bodily function,
16 where failure to perform the treatment or intervention may result
17 in the inmate's death. This term includes, but is not limited to,
18 open-heart surgery, organ transplants, bone marrow transplants, and
19 chemotherapy.

20 (3) The inmate shall be responsible for the costs of any
21 health care services obtained or provided. Under the authority
22 granted under RCW 72.01.050(2), the secretary shall direct the
23 superintendent to collect this amount directly from the offender's
24 institution account. If the balance of such account is insufficient
25 to meet the costs of the health care services, the department may
26 obtain a judgment and may obtain a lien on any real property owned
27 by the offender.

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29 NEW SECTION. **Sec. 2.** If any provision of this act or its
30 application to any person or circumstance is held invalid, the

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1 remainder of the act or the application of the provision to other
2 persons or circumstances is not affected."

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4 Correct the title accordingly.

EFFECT: The Department of Corrections is prohibited from using public funds to provide life-saving health care procedures for an inmate who is under a sentence of death or whose death sentence is under appellate review. However, the department may provide basic medical services for such inmates. The inmate is responsible for the costs of any health care services obtained or provided. If the balance of the offender's institution account is insufficient to meet the costs of the health care services, the department may obtain a judgment and may obtain a lien on any real property owned by the offender.