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HOUSE BILL 1808

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State of Washington                      60th Legislature                      2007 Regular Session

By Representatives Curtis, Morrell, Haler, Green, Hinkle, Ross, Warnick, Chandler, Sump, Moeller, O'Brien and Simpson

Read first time 01/29/2007. Referred to Committee on Appropriations.

1            AN ACT Relating to the reimbursement of extraordinary criminal  
2 justice costs; and amending RCW 43.330.190.

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

4            **Sec. 1.** RCW 43.330.190 and 1999 c 303 s 1 are each amended to read  
5 as follows:

6            (1) Counties may submit a petition for relief to the office of  
7 public defense for reimbursement of extraordinary criminal justice  
8 costs. Extraordinary criminal justice costs are defined as those  
9 associated with investigation, prosecution, indigent defense, jury  
10 impanelment, expert witnesses, interpreters, incarceration, and other  
11 adjudication costs of aggravated murder cases.

12            ~~((1))~~ (a) The office of public defense, in consultation with the  
13 Washington association of prosecuting attorneys and the Washington  
14 association of sheriffs and police chiefs, shall develop procedures for  
15 processing the petitions, for auditing the veracity of the petitions,  
16 and for prioritizing the petitions. Prioritization of the petitions  
17 shall be based on, but not limited to, such factors as disproportionate  
18 fiscal impact relative to the county budget, efficient use of

1 resources, and whether the costs are extraordinary and could not be  
2 reasonably accommodated and anticipated in the normal budget process.

3 ~~((+2))~~ (b) Before January 1st of each year, the office of public  
4 defense, in consultation with the Washington association of prosecuting  
5 attorneys and the Washington association of sheriffs and police chiefs,  
6 shall develop and submit to the appropriate fiscal committees of the  
7 senate and house of representatives a prioritized list of submitted  
8 petitions that are recommended for funding by the legislature.

9 (2) Cities and counties may submit a petition for relief to the  
10 office of public defense for reimbursement of extraordinary criminal  
11 justice medical costs. Extraordinary criminal justice medical costs  
12 are defined as those associated with providing medically necessary care  
13 to respond to the medical, dental, and mental health needs of adult  
14 misdemeanor or felony suspects in custody or incarcerated adult  
15 misdemeanor or felony offenders held in city or county facilities that  
16 exceed fifteen thousand dollars per individual suspect or offender per  
17 year.

18 (a) The office of public defense, in consultation with the  
19 Washington association of counties, the Washington association of  
20 sheriffs and police chiefs, and the association of Washington cities,  
21 shall develop procedures for processing the petitions, for auditing the  
22 veracity of the petitions, and for prioritizing the petitions.  
23 Prioritization of the petitions shall be based on, but not limited to,  
24 such factors as disproportionate fiscal impact relative to the city or  
25 county budget, efficient use of resources, and whether the costs are  
26 extraordinary and could not be reasonably accommodated and anticipated  
27 in the normal budget process.

28 (b) Before January 1st of each year, the office of public defense,  
29 in consultation with the Washington association of counties, the  
30 Washington association of sheriffs and police chiefs, and the  
31 association of Washington cities, shall develop and submit to the  
32 appropriate fiscal committees of the senate and house of  
33 representatives a prioritized list of submitted petitions that are  
34 recommended for funding by the legislature.

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