

FINAL BILL REPORT

SHB 2900

PARTIAL VETO C 199 L 16 Synopsis as Enacted

Brief Description: Prohibiting marijuana, alcohol, or other intoxicant, or a cell phone while confined or incarcerated in a state, county, or local correctional institution.

Sponsors: House Committee on Public Safety (originally sponsored by Representatives Klippert and Haler).

House Committee on Public Safety
Senate Committee on Law & Justice

Background:

It is a class C felony offense if a person serving a sentence in a state, county, or local correctional institution, knowingly possesses or carries under his or her control, any narcotic drug or controlled substance: (1) while in the institution; (2) while being conveyed to or from the institution; (3) while in the custody of institution officials; or (4) while on the premises of the institution. The sentence imposed for such violations must be in addition to any other sentence being served.

State and local correctional institutions may reduce an offender's term of confinement through early release time. Earned release time may be granted for good behavior and good performance and can be taken away for disciplinary reasons. In the case of an offender convicted of a serious violent offense or a class A felony sex offense, the earned release time may not exceed 15 percent of the sentence. For all other offenders, the aggregate earned release time may not exceed 33 percent of the sentence.

Summary:

The crime of possessing contraband is expanded. An inmate possessing or carrying under his or her control alcohol, marijuana, other intoxicants, cell phones, and other forms of electronic telecommunication devices is guilty of class C felony offense. An offender that is serving a term of incarceration is not eligible and cannot accrue early release time on that portion of his or her sentence that is a conviction for possessing or carrying contraband inside or on the premises of a correctional facility.

Votes on Final Passage:

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not a part of the legislation nor does it constitute a statement of legislative intent.

House 97 0
Senate 45 1

Effective: June 9, 2016

Partial Veto Summary: The Governor vetoed the section that prohibited an offender from accruing earned early release time on that portion of the offender's sentence that is for a conviction for possessing contraband inside of a correctional facility.