

SHB 1113 - H AMD 305

By Representative Farivar

ADOPTED AS AMENDED 03/08/2025

1 On page 1, beginning on line 12, strike all of subsection (a) and  
2 insert the following:

3 "(a)(i) The court may continue a case pursuant to a defendant's  
4 agreement to waive speedy trial in anticipation of dismissal following  
5 court-ordered conditions for a period not to exceed 12 months and  
6 order the defendant to comply with terms, conditions, or programs that  
7 are connected to the underlying charge and reasonably related to  
8 supporting the defendant's rehabilitation.

9 (ii) In determining which terms, conditions, or programs are  
10 appropriate to order, the court shall consider the defendant's  
11 specific circumstances affecting the underlying charge, including but  
12 not limited to whether the underlying charge is the result of or  
13 caused by a behavioral health disorder as defined in RCW 71.05.020,  
14 lack of access to stable housing or employment, or a combination of  
15 such factors, and whether the defendant has previously been identified  
16 as needing competency restoration treatment.

17 (iii) The court shall consider ordering the defendant to  
18 participate in a recovery navigator program established under RCW  
19 71.24.115, arrest and jail alternative program established under RCW  
20 36.28A.450, law enforcement assisted diversion program established  
21 under RCW 71.24.589, *Trueblood* high utilizer program, or local  
22 diversion program, or a combination of such programs, to the extent  
23 such programs are available in the jurisdiction and are appropriate  
24 for the defendant's specific circumstances.

25 (iv) The court shall hear from both parties and rule on the motion  
26 in open court."

EFFECT: Requires the court to consider specific factors and programs when determining which terms, conditions, or programs are appropriate to order as part of the process established under the bill for dismissing a misdemeanor or gross misdemeanor charge.

--- END ---