

SSB 6086 - S AMD 700
By Senator Holy

WITHDRAWN 02/16/2026

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 2.08
4 RCW to read as follows:

5 (1) Bailiffs of the superior court are authorized to conduct
6 threat assessments on behalf of superior court judicial officers and
7 staff members. The superior court shall ensure that superior court
8 bailiffs are qualified by training and experience if they perform
9 these duties.

10 (2) Bailiffs of the superior court are authorized to receive
11 criminal history record information that includes nonconviction data
12 for purposes exclusively related to the investigation of any person
13 making a threat as defined in RCW 9A.04.110 against a superior court
14 judicial officer or staff member. Dissemination or use of criminal
15 history records or nonconviction data for purposes other than
16 authorized in this section is prohibited.

17 (3) Founded threats investigated under this section must be
18 referred to local law enforcement for further action. Local law
19 enforcement is authorized to report the outcome and any anticipated
20 action to bailiffs of the superior court.

21 NEW SECTION. **Sec. 2.** A new section is added to chapter 3.02 RCW
22 to read as follows:

23 (1) Bailiffs of courts of limited jurisdiction are authorized to
24 conduct threat assessments on behalf of courts of limited
25 jurisdiction judicial officers and staff members. The court of
26 limited jurisdiction shall ensure that court of limited jurisdiction
27 bailiffs are qualified by training and experience if they perform
28 these duties.

29 (2) Bailiffs of courts of limited jurisdiction are authorized to
30 receive criminal history record information that includes
31 nonconviction data for purposes exclusively related to the

1 investigation of any person making a threat as defined in RCW
2 9A.04.110 against a court of limited jurisdiction judicial officer or
3 staff member. Dissemination or use of criminal history records or
4 nonconviction data for purposes other than authorized in this section
5 is prohibited.

6 (3) Founded threats investigated under this section must be
7 referred to local law enforcement for further action. Local law
8 enforcement is authorized to report the outcome and any anticipated
9 action to bailiffs of courts of limited jurisdiction.

10 NEW SECTION. **Sec. 3.** A new section is added to chapter 34.12
11 RCW to read as follows:

12 (1) Bailiffs or security personnel of administrative courts under
13 this title or Title 51 RCW, or other state law, are authorized to
14 conduct threat assessments on behalf of administrative court judicial
15 officers and staff members. The administrative court shall ensure
16 that administrative court bailiffs or security personnel are
17 qualified by training and experience if they perform these duties.

18 (2) Bailiffs or security personnel of the administrative court
19 are authorized to receive criminal history record information that
20 includes nonconviction data for purposes exclusively related to the
21 investigation of any person making a threat as defined in RCW
22 9A.04.110 against an administrative court judicial officer or staff
23 member. Dissemination or use of criminal history records or
24 nonconviction data for purposes other than authorized in this section
25 is prohibited.

26 (3) Founded threats investigated under this section must be
27 referred to local law enforcement for further action. Local law
28 enforcement is authorized to report the outcome and any anticipated
29 action to bailiffs or security personnel of the administrative court.

30 **Sec. 4.** RCW 10.97.050 and 2024 c 303 s 2 are each amended to
31 read as follows:

32 (1) Conviction records may be disseminated without restriction.

33 (2) Any criminal history record information which pertains to an
34 incident that occurred within the last twelve months for which a
35 person is currently being processed by the criminal justice system,
36 including the entire period of correctional supervision extending
37 through final discharge from parole, when applicable, may be
38 disseminated without restriction.

1 (3) Criminal history record information which includes
2 nonconviction data may be disseminated by a criminal justice agency
3 to another criminal justice agency for any purpose associated with
4 the administration of criminal justice, or in connection with the
5 employment of the subject of the record by a criminal justice or
6 juvenile justice agency, except as provided under RCW 13.50.260. A
7 criminal justice agency may respond to any inquiry from another
8 criminal justice agency without any obligation to ascertain the
9 purpose for which the information is to be used by the agency making
10 the inquiry.

11 (4) Criminal history record information which includes
12 nonconviction data may be disseminated by a criminal justice agency
13 to implement a statute, ordinance, executive order, or a court rule,
14 decision, or order which expressly refers to records of arrest,
15 charges, or allegations of criminal conduct or other nonconviction
16 data and authorizes or directs that it be available or accessible for
17 a specific purpose.

18 (5) Criminal history record information which includes
19 nonconviction data may be disseminated to individuals and agencies
20 pursuant to a contract with a criminal justice agency to provide
21 services related to the administration of criminal justice. Such
22 contract must specifically authorize access to criminal history
23 record information, but need not specifically state that access to
24 nonconviction data is included. The agreement must limit the use of
25 the criminal history record information to stated purposes and insure
26 the confidentiality and security of the information consistent with
27 state law and any applicable federal statutes and regulations.

28 (6) Criminal history record information which includes
29 nonconviction data may be disseminated to individuals and agencies
30 for the express purpose of research, evaluative, or statistical
31 activities pursuant to an agreement with a criminal justice agency.
32 Such agreement must authorize the access to nonconviction data, limit
33 the use of that information which identifies specific individuals to
34 research, evaluative, or statistical purposes, and contain provisions
35 giving notice to the person or organization to which the records are
36 disseminated that the use of information obtained therefrom and
37 further dissemination of such information are subject to the
38 provisions of this chapter and applicable federal statutes and
39 regulations, which shall be cited with express reference to the
40 penalties provided for a violation thereof.

1 (7) Criminal history record information that includes
2 nonconviction data may be disseminated to the state auditor solely
3 for the express purpose of conducting a process compliance audit
4 procedure and review of any deadly force investigation pursuant to
5 RCW 43.101.460. Dissemination or use of nonconviction data for
6 purposes other than authorized in this subsection is prohibited.

7 (8) Criminal history record information that includes
8 nonconviction data may be disseminated to bailiffs of the supreme
9 court solely for the express purpose of investigations under RCW
10 2.04.260, to bailiffs of superior courts for the express purpose of
11 investigations under section 1 of this act, to bailiffs of courts of
12 limited jurisdiction for the express purpose of investigations under
13 section 2 of this act, and to bailiffs or security personnel of
14 administrative courts for the express purpose of investigations under
15 section 3 of this act. Dissemination or use of nonconviction data for
16 purposes other than authorized in this subsection is prohibited.

17 (9) Every criminal justice agency that maintains and disseminates
18 criminal history record information must maintain information
19 pertaining to every dissemination of criminal history record
20 information except a dissemination to the effect that the agency has
21 no record concerning an individual. Information pertaining to
22 disseminations shall include:

23 (a) An indication of to whom (agency or person) criminal history
24 record information was disseminated;

25 (b) The date on which the information was disseminated;

26 (c) The individual to whom the information relates; and

27 (d) A brief description of the information disseminated.

28 The information pertaining to dissemination required to be
29 maintained shall be retained for a period of not less than one year.

30 (10) In addition to the other provisions in this section allowing
31 dissemination of criminal history record information, RCW 4.24.550
32 governs dissemination of information concerning offenders who commit
33 sex offenses as defined by RCW 9.94A.030. Criminal justice agencies,
34 their employees, and officials shall be immune from civil liability
35 for dissemination on criminal history record information concerning
36 sex offenders as provided in RCW 4.24.550."

WITHDRAWN 02/16/2026

1 On page 1, line 1 of the title, after "Relating to" strike the
2 remainder of the title and insert "the authority of bailiffs of
3 superior courts, courts of limited jurisdiction, and administrative
4 courts to assess threats to superior courts, courts of limited
5 jurisdiction, and administrative courts judicial officers and staff
6 members; amending RCW 10.97.050; adding a new section to chapter 2.08
7 RCW; adding a new section to chapter 3.02 RCW; and adding a new
8 section to chapter 34.12 RCW."

EFFECT: • Removes authority for security consultants to conduct threat assessments and received criminal history record information.
• Provides authority for bailiffs of superior courts, courts of limited jurisdiction, and administrative courts to conduct threat assessments and receive criminal history record information.
• Changes the title to reflect changes in authority for bailiffs of superior courts, courts of limited jurisdiction, and administrative courts.

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