
HOUSE BILL 2464

State of Washington

69th Legislature

2026 Regular Session

By Representatives Ortiz-Self, Fey, Stearns, Berry, Farivar, Fosse, Ryu, Santos, Simmons, Zahn, Parshley, Thai, Ramel, Gregerson, Doglio, Kloba, Cortes, Obras, Pollet, Macri, Salahuddin, Nance, Davis, and Callan

Read first time 01/14/26. Referred to Committee on Community Safety.

1 AN ACT Relating to reporting requirements and law enforcement
2 responses for incidents at private detention facilities; amending RCW
3 70.395.060; and adding a new section to chapter 70.395 RCW.

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

5 **Sec. 1.** RCW 70.395.060 and 2025 c 235 s 6 are each amended to
6 read as follows:

7 (1) This section does not apply to private detention facilities
8 operating pursuant to a valid contract that was in effect prior to
9 January 1, 2023, for the duration of that contract, not to include
10 any extensions or modifications made to, or authorized by, that
11 contract.

12 (2) A private detention facility operating pursuant to a contract
13 or agreement with a federal, state, or local government shall comply
14 with the following:

15 (a) The private detention facility shall:

16 (i) Comply with food service rules under chapters 246-215 and
17 246-217 WAC;

18 (ii) Designate an individual responsible for managing and
19 supervising food services 24 hours per day, including:

20 (A) Incorporating ongoing recommendations of a dietitian;

1 (B) Serving at least three meals a day at regular intervals with
2 15 or fewer hours between the evening meal and breakfast, unless the
3 facility provides a nutritious snack between the evening meal and
4 breakfast;

5 (C) Providing well-balanced meals and nourishments that meet the
6 current recommendations published in recommended dietary allowances
7 by the national research council, 10th edition, 1989, adjusted for
8 the detained person's age, sex, and activities unless
9 contraindicated;

10 (D) Making nourishing snacks available as needed for detained
11 persons, and posted as part of the menu;

12 (E) Preparing and serving therapeutic diets according to written
13 medical orders;

14 (F) Preparing and serving meals under the supervision of food
15 service staff;

16 (G) Maintaining a current diet manual, approved in writing by the
17 dietitian and medical staff, for use in planning and preparing
18 therapeutic diets; and

19 (H) Ensuring all menus: Are written at least one week in advance;
20 indicate the date, day of week, month, and year; include all foods
21 and snacks served that contribute to nutritional requirements;
22 provide a variety of foods; are approved in writing by the dietitian;
23 are posted in a location easily accessible to detained persons at the
24 facility; and are retained for one year;

25 (iii) Substitute foods, when necessary, of comparable nutrient
26 value and record changes on the menu;

27 (iv) Allow sufficient time for detained persons to consume meals;

28 (v) Ensure staff from dietary and food services are present in
29 the facility during all meal times; and

30 (vi) Keep policies and procedures pertaining to food storage,
31 preparation, and cleaning food service equipment and work areas in
32 the food service area for easy reference by dietary staff at all
33 times;

34 (b) The private detention facility shall provide a readily
35 available telephone for detained persons to make and receive
36 confidential calls, and make a nonpay telephone or equivalent
37 communication device readily accessible on each floor occupied by a
38 detained person for emergency use;

39 (c) The private detention facility shall provide a visiting area
40 allowing privacy for detained persons and visitors;

1 (d) The private detention facility shall report to the department
2 of health and the law enforcement agency with primary jurisdiction in
3 the area the facility is located, by the end of the next business day
4 of the incident occurring, serious or undesirable outcomes that occur
5 in the facility, including:

6 (i) Allegations of abuse or neglect;

7 (ii) Death;

8 (iii) Suicide;

9 (iv) Injuries resulting in an inpatient hospital stay; and

10 (v) Disruption of services through internal or external emergency
11 or disaster;

12 (e) The private detention facility shall develop and implement
13 the written policies and procedures consistent with assuring the
14 rights of detained persons, protecting against abuse and neglect, and
15 reporting suspected incidents, and post those policies and procedures
16 in a prominent place for detained persons at the facility to read;

17 ~~((e))~~ (f) The private detention facility shall employ
18 sufficient, qualified staff to:

19 (i) Provide adequate services to detained persons;

20 (ii) Maintain the facility free of safety hazards; and

21 (iii) Implement fire and disaster plans;

22 ~~((f))~~ (g) The private detention facility shall provide and
23 document orientation and appropriate training for all staff,
24 including:

25 (i) Organization of the facility;

26 (ii) Physical layout of facility, including buildings,
27 departments, exits, and services;

28 (iii) Fire and disaster plans, including monthly drills;

29 (iv) Infection control;

30 (v) Specific duties and responsibilities;

31 (vi) Policies, procedures, and equipment necessary to perform
32 duties;

33 (vii) Policies related to the rights of detained persons and
34 protecting against abuse and neglect;

35 (viii) Managing the behavior of detained persons; and

36 (ix) Appropriate training for expected duties; and

37 ~~((g))~~ (h) The private detention facility shall establish and
38 implement an effective facility-wide infection control program
39 including, at a minimum, the following:

40 (i) Written policies and procedures describing:

1 (A) Types of surveillance used to monitor rates of infections
2 originating at the facility;

3 (B) Systems to collect and analyze data; and

4 (C) Activities to prevent and control infections;

5 (ii) A review process to determine if staff and detained person
6 infections originated at the facility;

7 (iii) A procedure for reviewing and approving infection control
8 aspects of policies and procedures used in each area of the facility;

9 (iv) A procedure to monitor the physical environment of the
10 facility for situations which may contribute to the spread of
11 infectious diseases; and

12 (v) Provisions for:

13 (A) Providing consultation regarding care practices, equipment,
14 and supplies which may influence the risk of infection;

15 (B) Providing consultation regarding appropriate procedures and
16 products for cleaning, disinfecting, and sterilizing;

17 (C) Providing infection control information for orientation and
18 in-service education for staff providing direct care;

19 (D) Making recommendations, consistent with federal, state, and
20 local laws and rules, for methods of safe and sanitary disposal of
21 sewage, solid and liquid wastes, and infectious wastes, including
22 safe management of sharps;

23 (E) Identifying specific precautions to prevent transmission of
24 infections; and

25 (F) Coordinating employee activities to control exposure and
26 transmission of infections to or from employees and others performing
27 services.

28 (3) The office of the attorney general may enforce violations of
29 this section on its own initiative or in response to complaints or
30 violations.

31 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.395
32 RCW to read as follows:

33 Beginning November 1, 2026, and every year thereafter, each law
34 enforcement agency in the state having one or more private detention
35 facilities in its jurisdiction shall submit an annual report to the
36 department of health containing the following information for each
37 facility in its jurisdiction:

38 (1) The number of calls that were received related to incidents
39 at or involving the facility; and

- 1 (2) For each such call:
- 2 (a) Whether the agency responded to the call or conducted any
- 3 further investigation;
- 4 (b) Whether law enforcement spoke with the victim;
- 5 (c) Whether the victim was provided a copy of the police report
- 6 for the incident;
- 7 (d) Whether the agency received an internal report or other
- 8 information from the facility related to the incident;
- 9 (e) Whether the agency referred the case for prosecution; and
- 10 (f) Whether a prosecution resulted.

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