
SUBSTITUTE HOUSE BILL 2465

State of Washington

66th Legislature

2020 Regular Session

By House Civil Rights & Judiciary (originally sponsored by Representative Gildon)

1 AN ACT Relating to collecting and publishing information
2 regarding prosecutorial filing policies and practices; and adding a
3 new chapter to Title 10 RCW.

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

5 NEW SECTION. **Sec. 1.** (1) All elected city attorneys, who are
6 elected in accordance with the charter or code governing the
7 respective municipalities, and all county prosecutors that receive
8 over 5,000 adult felony and misdemeanor referrals annually shall:

9 (a) Track the number and types of adult felony and misdemeanor
10 referrals received from law enforcement agencies;

11 (b) Track the number and types of adult felony and misdemeanor
12 cases where charges are filed;

13 (c) Track the number and types of adult felony and misdemeanor
14 cases where charges are not filed;

15 (d) Provide an annual summary, including a narrative explanation,
16 describing the trends in adult felony and misdemeanor referrals and
17 charges, as well as the reasons for not charging cases, with
18 reference to the types of cases where charges are filed or not filed;

19 (e) Provide a copy of any filing standards or policies developed
20 or used by the city attorney or county prosecuting attorney and his
21 or her agents with respect to adult felonies and misdemeanors; and

1 (f) Submit all information collected and developed under (a)
2 through (d) of this subsection and any other information required by
3 the office of the attorney general under subsection (2) of this
4 section in accordance with the policies and deadlines established by
5 the office of the attorney general.

6 (g) Nothing in this subsection (1) shall require the disclosure
7 of attorney work product.

8 (2) The office of the attorney general shall collect information
9 from the elected city attorneys and county prosecuting attorneys
10 regarding criminal referrals and charges in accordance with
11 subsection (1) of this section. The office of the attorney general
12 shall develop additional policies for the purposes of carrying out
13 this section, including: Requiring information tracked under
14 subsection (1)(a) through (c) of this section to include information
15 as the type of criminal conduct, including, but not limited to,
16 applicable classification, violent and nonviolent offenses, sex
17 offenses, property offenses, drug offenses, and other appropriate
18 categories; requiring information to be provided in a certain format;
19 establishing deadlines for submitting the information, including on a
20 monthly, quarterly, or annual basis, as deemed appropriate by the
21 office of the attorney general; and establishing other policies
22 necessary for carrying out the requirements of this section.

23 (3) The office of the attorney general shall collect and compile
24 the information required under this section and publish an annual
25 report on its web site by February 28th, which must include the
26 information collected from the previous calendar year.

27 NEW SECTION. **Sec. 2.** Section 1 of this act constitutes a new
28 chapter in Title 10 RCW.

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