
BILL REQUEST - CODE REVISER'S OFFICE

BILL REQ. #: I-2393.1/11

ATTY/TYPIST: AI:rls

BRIEF DESCRIPTION:

Initiative Measure No. 1143

filed March 3, 2011

AN ACT Relating to protecting the residents of Washington state from sexual attacks by convicted pedophiles and rapists; adding a new section to chapter 9A.44 RCW; creating new sections; and prescribing penalties.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF WASHINGTON:

NEW SECTION. **Sec. 1.** (1) Our country has added a new cabinet position called homeland security and spends millions of dollars to obtain early warning information in order to defend our citizens. In the same light, we have sexual terrorists that live amongst us. It is only right that we create an early warning system to protect our children from sexual predators. As parents, it is our solemn duty to protect our children. When an individual has been convicted of child molestation, we need to be able to easily identify that individual. When our citizens are in a large department store with their children or grandchildren, we want to know if the person next to us or down the aisle is a threat. If a child is outside playing without parental supervision, we want our children to receive advanced warnings that a

sexual predator was in the immediate area. In addition, if a female is traveling alone or unprotected, she needs to be able to obtain an early warning of a potential danger.

(2) Child molestation and rape is a serious problem in Washington state, and the legal system is lenient with sexual offenders by punishing them with insufficiently brief prison sentences that are further abbreviated by the option of parole. With the current state deficit, many felons are being prematurely released back into society for economic reasons.

(a) Some child molesters are released back into society after serving as little as one-fourth of their prison time. Recidivism is extremely high among child molesters; seventy-five percent are convicted more than once for sexually abusing young people.

(b) A study was conducted in which a computer drew an imaginary three hundred foot circle, a safety zone so to speak, around some nine thousand Washington day care centers. Whenever any level of sex offender lived within that circle, less than one city block, they received a hit. The statistics change daily because felons move, but their final tally was that six hundred five sex offenders live close to day care centers in Washington.

(c) The technology exists for vibrating wristbands that are used for children with attention deficit disorder, as a shake and wake silent alarm clock, and as medical alarms it is only logical to apply this technology to create an early warning device to protect citizens from pedophiles and rapists.

NEW SECTION. **Sec. 2.** A new section is added to chapter 9A.44 RCW to read as follows:

To protect Washington state residents from sexual predators, all sex offenders that enter or reside in our state are required to wear a nondetachable transmitting device at their own expense. This device will send a silent signal that will transmit a signal to a minimum of three hundred feet. Residents will be able to purchase a device such as a wristband, watch, or necklace that will be able to receive transmissions from the device. The device will be designed so that

the vibration pulse rate will increase in length, intensity, or number of pulses as the device and receiver become closer in contact to one another.

(1) This device will be approved by and made available for purchase through the department of corrections.

(2) In an effort to stop male pedophiles, male child molesters have the option of being chemically castrated in some states. Chemical castration is a term used to describe treatment with a drug called depo-provera or similar drug that, when given to men, acts on the brain to inhibit hormones that stimulate the testicles to produce testosterone. Depo-provera is a common birth control pill that contains a synthetic version of the female hormone progesterone. Depo-provera is known to reduce recidivism rates. When used as a mandatory condition of parole, chemical castration decreases the occurrence of repeat offenses from seventy-five percent to two percent. Sex offenders will have the option to chose chemical castration, at their own expense, in lieu of wearing a transmitting device, subject to approval by the department of corrections.

(3) In the event a sex offender that is allowed to receive chemical castration fails to show up at a specified clinic for a scheduled chemical castration injection, the clinic will notify local authorities and the offender will be incarcerated until a nondetachable transmitting device is permanently attached to the offender's body.

NEW SECTION. **Sec. 3.** The provisions of this act are to be liberally construed to effectuate the intent, policies, and purposes of this act.

NEW SECTION. **Sec. 4.** If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. **Sec. 5.** This act may be known and cited as the right of citizens to be protected from sexual predators act.