

THE SUPREME COURT OF WASHINGTON

IN THE MATTER OF STATEWIDE RESPONSE)
BY WASHINGTON STATE COURTS TO THE) ORDER RE: JUVENILE
COVID-19 PUBLIC HEALTH EMERGENCY) OFFENDER CASES
) NO.
)
_____)

WHEREAS, on March 20, 2020, the Court entered Order No. 25700-B-607, and said it would consider additional proposals regarding juvenile matters under paragraph 14; and

WHEREAS, requests have been submitted by the Washington Defender Association, TeamChild, and the King County Department of Public Defense to adopt this order to ensure the safety and well-being of young people, their families and their communities

WHEREAS, on March 23, 2020, Governor Inslee issued an Executive Order directing all residents immediately to heed current State public health directives to stay home and prohibiting public and private gathering of any size.

WHEREAS, congregate settings, like detention centers and juvenile rehabilitation facilities, present grave risks to the health and well-being of young people, their families and their community due to the ease with which viruses, like the novel coronavirus, can spread in that setting;

WHEREAS, the Court finds the suggested additions to its March 20, 2020 Order to be responsive to the rights and needs of juvenile respondents and the goals of the Juvenile Justice Act during the present public health emergency;

NOW, THEREFORE, pursuant to the Court's authority to administer justice and to ensure the safety of the courts, personnel, litigants, and the public, it is hereby ORDERED:

1. For all juvenile criminal matters, all warrants currently outstanding for probation matters, including warrants issued for ‘Violation of a Court Order,’ shall be quashed within five (5) days of the date of this order unless a finding is made that the alleged probation violation poses a serious threat to public safety.

2. For all juvenile criminal matters, all warrants currently outstanding for a missed court appearance shall be quashed within five (5) days of the date of this order unless a finding is made that juvenile presents a serious threat to public safety.

3. All juvenile respondents committed to juvenile rehabilitation (JR) who have less than six months remaining on their disposition shall have a hearing before the Superior Court, within 10 days of this order subject to the consideration of the right of the victim to participate, for the Court to decide whether the youth shall be re-sentenced and allowed to return to the community. In light of this public health crisis and the grave risks that our community faces, the Court finds that a new disposition hearing is authorized pursuant to CrR 7.8(b)(5) . A juvenile respondent has the right to waive this resentencing and can do so by notifying the Court. The respondent and parties’ appearance by video or phone is authorized during this public health crisis. At that disposition hearing, this Court urges the Superior Court to consider the grave risk that congregate settings present to incarcerated youth, their families and our community.

4. All juvenile respondents sentenced to 30 days or less shall have a hearing before the Superior Court, within 3 days of this order subject to the consideration of the right of the victim to participate, for the Court to decide whether the youth shall be re-sentenced and allowed to return to the community. In light of this public health crisis and the grave risks that our community faces, the Court finds that a new disposition hearing is authorized pursuant to CrR 7.8(b)(5) . A juvenile respondent has the right to waive this resentencing and can do so by notifying the Court. The respondent and

parties' appearance by video or phone is authorized during this public health crisis. At that disposition hearing, this Court urges the Superior Court to consider the grave risk that congregate settings present to incarcerated youth, their families and our community.

DATED at Olympia, Washington this ____of March, 2020.

For the Court