

1 6403 AMH H5379.1

2 SB 6403 - H AMD 395 FAILED 2/29/96

3 By Representatives Robertson and Conway

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5 On page 3, after line 5, insert the following:

6 "NEW SECTION. **Sec. 2.** A new section is added to chapter 19.27 RCW
7 to read as follows:

8 Whenever necessary to make an inspection to enforce any provision
9 of the fire code, or whenever the chief has reasonable cause to believe
10 that there exists in any building or upon any premises any condition
11 which makes such building or premises unsafe, the chief is authorized
12 to enter such building or premises at all reasonable times to inspect
13 the same or to perform any duty authorized by the fire code, however,
14 if such building or premises is occupied, the chief fire official, or
15 his or her designee, shall first present proper credentials and request
16 entry; and if such building or premises is unoccupied, the chief shall
17 first make a reasonable effort to locate the owner or other persons
18 having charge or control of the building or premises and demand entry.

19 If the owner or occupant denies entry, the chief is authorized to
20 obtain a proper inspection warrant or other remedy provided by law to
21 secure entry. A judge of the superior court shall have authority to
22 issue a civil or criminal inspection warrant. However, a judge may not
23 issue an inspection warrant for a private individual dwelling unit when
24 the sole basis for the warrant application is that the building or
25 premises fall within the scope of a systematic inspection program.
26 Owners, occupants, or any other persons having charge, care, or control
27 of any building or premises, after proper request is made as provided
28 by this section, promptly permit entry therein by the chief for the
29 purpose of inspection and examination pursuant to the fire code.

30 For the purposes of this section, the term "chief" includes the
31 chief officer of the fire department serving the jurisdiction and his
32 or her designee."

33 Correct the title accordingly.

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