
SUBSTITUTE SENATE BILL 6212

State of Washington

55th Legislature

1998 Regular Session

By Senate Committee on Law & Justice (originally sponsored by Senators McCaslin, Snyder, B. Sheldon, Roach, T. Sheldon, Goings, Bauer, Zarelli, West, Haugen and Oke)

Read first time 02/05/98.

1 AN ACT Relating to the uniform act on fresh pursuit; and amending
2 RCW 10.89.010 and 10.89.050.

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

4 **Sec. 1.** RCW 10.89.010 and 1943 c 261 s 1 are each amended to read
5 as follows:

6 Any member of a duly organized state, county or municipal peace
7 unit of another state of the United States who enters this state in
8 fresh pursuit, and continues within this state in such fresh pursuit,
9 of a person in order to arrest (~~him~~) the person on the ground that he
10 or she is believed to have committed a felony in such other state(~~(7)~~)
11 or a violation of the laws of such other state relating to driving
12 while intoxicated, driving under the influence of drugs or alcohol,
13 driving while impaired, or reckless driving shall have the same
14 authority to arrest and hold such person in custody as has any member
15 of any duly organized state, county or municipal peace unit of this
16 state, to arrest and hold in custody a person on the ground that he or
17 she is believed to have committed a felony or a violation of the laws
18 of such other state relating to driving while intoxicated, driving

1 under the influence of drugs or alcohol, driving while impaired, or
2 reckless driving in this state.

3 **Sec. 2.** RCW 10.89.050 and 1943 c 261 s 5 are each amended to read
4 as follows:

5 The term "fresh pursuit" as used in this chapter, shall include
6 fresh pursuit as defined by the common law, and also the pursuit of a
7 person who has committed a felony or who reasonably is suspected of
8 having committed a felony or a violation of such other state relating
9 to driving while intoxicated, driving under the influence of drugs or
10 alcohol, driving while impaired, or reckless driving. It shall also
11 include the pursuit of a person suspected of having committed a
12 supposed felony, or a supposed violation of the laws relating to
13 driving while intoxicated, driving under the influence of drugs or
14 alcohol, driving while impaired, or reckless driving, though no felony
15 or violation of the laws relating to driving while intoxicated, driving
16 under the influence of drugs or alcohol, driving while impaired, or
17 reckless driving actually has been committed, if there is reasonable
18 ground for believing that a felony or a violation of the laws relating
19 to driving while intoxicated, driving under the influence of drugs or
20 alcohol, driving while impaired, or reckless driving has been
21 committed. Fresh pursuit as used herein shall not necessarily imply
22 instant pursuit, but pursuit without unreasonable delay.

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