

1 **SSB 5214** - H AMD TO H APP AMD H2671.1 0198 WITHDRAWN 04/16/99

2 By Representative Carrell

3 On page 2, line 3, strike everything through line 16 and insert
4 the following:

5 Upon arrest of any person under the age of twenty one years on
6 the charge of a violation of subsection (1) (a) of this section, the
7 arresting law enforcement agency shall immediately refer the arrested
8 person to the county-designated mental health professional under
9 chapters 71.05 or 71.34 RCW and the designated chemical dependency
10 specialist under chapter 70.96A RCW and inform a parent or guardian of
11 the person of the arrest and detention.

12 Upon arrest of any person at least twelve years of age and under
13 the age of twenty one on the charge of violating subsection (1) (a) of
14 this section, the person in charge of the facility where the arrested
15 person is detained or confined shall hold the person in custody for at
16 least twenty-four hours unless the person is released by a court after
17 a determination regarding probable cause or on probation bond or bail.
18 In no event may the court release a person under the age of eighteen on
19 bond until the person has been examined by the county designated mental
20 health professional.

21 The county designated mental health professional shall examine any
22 person detained or confined as a result of this subsection, subject to
23 the provisions of chapter 71.05 RCW or RCW 71.34.050. The examination
24 shall occur at the facility in which the person is detained or
25 confined. If the person has been released on bond or bail, the
26 examination may occur wherever the person is found.

27 The designated chemical dependency specialist shall examine any
28 person detained or confined as a result of this subsection. The
29 examination may take place at the facility where the person is in
30 custody or at any other location which is appropriate.

31 The county designated mental health professional and chemical
32 dependency specialist shall, to the extent permitted by law, notify the
33 parents or guardian of any person that the examinations have taken
34 place and the results of the examinations. Nothing in this subsection
35 prohibits the delivery of additional, appropriate mental health

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1 examinations to the person while in detention."