

2 **ESHB 2078** - S AMD TO S COMM AMD S2587.1

3 By Senator Stevens, Jacobsen, McDonald, Morton, Roach,
4 Hargrove, Rossi, Zarelli, Sheahan and Sellar

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6 On page 85, line 19, strike all of Sec. 214 and insert the
7 following:

8 "Fish and wildlife officers and ex officio fish and wildlife
9 officers may make a reasonable search without warrant of a vessel,
10 container, or conveyances, vehicles, packages, (~~game baskets, game~~
11 ~~coats,~~) or other receptacles for fish and wildlife (~~(,or tents, camps,~~
12 ~~or similar places))~~which they have reason to believe contain evidence
13 of a violation of law or rules adopted pursuant to this title (~~(or~~
14 ~~Title 75 RCW))~~and seize evidence as needed for law enforcement. This
15 authority does not extend to quarters in a boat, building, or other
16 property used exclusively as a private domicile, does not extend to
17 transitory residences in which a person has a reasonable expectation of
18 privacy, and does not allow search and seizure without a warrant if the
19 thing or place is protected from search without warrant within the
20 meaning of Article I, section 7 of the state Constitution. Seizure of
21 property as evidence of a crime does not preclude seizure of the
22 property ((if authorized)) for forfeiture as authorized by law."

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EFFECT: Ensures appropriate search and seizure standards are followed
by fish and wildlife agents.