

2 **SHB 2903** - S AMD TO S AMD (S5045.1) - 216
3 By Senators Hargrove, Heavey and McCaslin

4 ADOPTED 3/2/00

5 On page 1, after line 6 of the amendment, insert the following:

6 "NEW SECTION. **Sec. 1.** The legislature intends, by the enactment
7 of this act, to provide a very limited exception to the restrictions on
8 disclosure of intercepted communications."

9 Renumber the remaining section consecutively and correct any
10 internal references accordingly.

11 On page 1, line 34 of the amendment, after "uniform." insert "A
12 sound recording device which makes a recording pursuant to this
13 subsection (1)(c) may only be operated simultaneously with the video
14 camera. No sound recording device may be intentionally turned off by
15 the law enforcement officer during the operation of the video camera.

16 No sound or video recording made under this subsection (1)(c) may
17 be duplicated and made available to the public by a law enforcement
18 agency subject to this section until final disposition of any criminal
19 or civil litigation which arises from the incident or incidents which
20 were recorded."

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24 On page 3, after line 19 of the amendment, insert the following:

25 "**Sec. 2.** RCW 9.73.080 and 1989 c 271 s 209 are each amended to
26 read as follows:

27 (1) Except as otherwise provided in this chapter, any person who
28 violates RCW 9.73.030 is guilty of a gross misdemeanor.

29 (2) Any person who knowingly alters, erases, or wrongfully
30 discloses any recording in violation of RCW 9.73.090(1)(c) is guilty of
31 a gross misdemeanor."

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4 On page 3, line 24 of the title amendment, after "insert" strike
5 the remainder of the title amendment and insert "amending RCW 9.73.090
6 and 9.73.080; creating a new section; and prescribing penalties."

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