
SENATE BILL 5453

State of Washington

57th Legislature

2001 Regular Session

By Senator Deccio

Read first time 01/23/2001. Referred to Committee on Environment,
Energy & Water.

1 AN ACT Relating to the investigation of conditions by a control
2 officer; and amending RCW 70.94.200.

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

4 **Sec. 1.** RCW 70.94.200 and 1987 c 109 s 38 are each amended to read
5 as follows:

6 For the purpose of investigating conditions specific to the
7 control, recovery or release of air contaminants into the atmosphere,
8 a control officer, the department, or their duly authorized
9 representatives, shall have the power to enter at reasonable times upon
10 any private or public property, excepting nonmultiple unit private
11 dwellings housing two families or less. (~~No person shall refuse entry
12 or access to any control officer, the department, or their duly
13 authorized representatives, who requests entry for the purpose of
14 inspection, and who presents appropriate credentials; nor shall any
15 person obstruct, hamper or interfere with any such inspection.~~) If
16 entry is refused, the control officer, department, or their authorized
17 representatives may apply to any court of competent jurisdiction for a
18 search warrant authorizing access to such property. The court may upon

1 such application and a proper showing, issue the search warrant for the
2 purposes requested.

--- END ---