
HOUSE BILL 1402

State of Washington

58th Legislature

2003 Regular Session

By Representatives Campbell, O'Brien and Benson

Read first time 01/24/2003. Referred to Committee on Criminal Justice & Corrections.

1 AN ACT Relating to protecting public safety; and amending RCW
2 9.94A.631.

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

4 **Sec. 1.** RCW 9.94A.631 and 1984 c 209 s 11 are each amended to read
5 as follows:

6 If an offender violates any condition or requirement of a sentence,
7 a community corrections officer or law enforcement officer may arrest
8 or cause the arrest of the offender without a warrant, pending a
9 determination by the court. If there is reasonable cause to believe
10 that an offender has violated a condition or requirement of the
11 sentence, a community corrections officer or law enforcement officer
12 may require an offender (~~may be required~~) to submit to a search and
13 seizure of the offender's person, residence, automobile, or other
14 personal property. A community corrections officer or law enforcement
15 officer may also arrest an offender for any crime committed in his or
16 her presence. The facts and circumstances of the conduct of the
17 offender shall be reported by the assigned community corrections
18 officer, with recommendations, to the court.

1 If a community corrections officer or law enforcement officer
2 arrests or causes the arrest of an offender under this section, the
3 offender shall be confined and detained in the county jail of the
4 county in which the offender was taken into custody, and the sheriff of
5 that county shall receive and keep in the county jail, where room is
6 available, all prisoners delivered to the jail by the community
7 corrections officer, and such offenders shall not be released from
8 custody on bail or personal recognizance, except upon approval of the
9 court, pursuant to a written order.

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