
SUBSTITUTE SENATE BILL 5242

State of Washington

59th Legislature

2005 Regular Session

By Senate Committee on Human Services & Corrections (originally sponsored by Senators Doumit, Brandland, Hargrove, Pridemore, Kohl-Welles and Rasmussen)

READ FIRST TIME 03/03/05.

1 AN ACT Relating to inmates of local correctional institutions
2 possessing weapons; amending RCW 9.94.040; and prescribing penalties.

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

4 **Sec. 1.** RCW 9.94.040 and 1995 c 314 s 4 are each amended to read
5 as follows:

6 (1) Every person serving a sentence in any state correctional
7 institution who, without legal authorization, while in the institution
8 or while being conveyed to or from the institution, or while under the
9 custody or supervision of institution officials, officers, or
10 employees, or while on any premises subject to the control of the
11 institution, knowingly possesses or carries upon his or her person or
12 has under his or her control any weapon, firearm, or any instrument
13 which, if used, could produce serious bodily injury to the person of
14 another, is guilty of a class B felony.

15 (2) Every person confined in a county or local correctional
16 institution who, without legal authorization, while in the institution
17 or while being conveyed to or from the institution, or while under the
18 custody or supervision of institution officials, officers, or
19 employees, or while on any premises subject to the control of the

1 institution, knowingly possesses or has under his or her control ((a
2 ~~deadly~~) any weapon, ((~~as defined in RCW 9A.04.110~~) firearm, or any
3 instrument that, if used, could produce serious bodily injury to the
4 person of another, is guilty of a class ((B)) C felony.

5 (3) The sentence imposed under this section shall be in addition to
6 any sentence being served.

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