

---

HOUSE BILL 3148

---

State of Washington

61st Legislature

2010 Regular Session

By Representative Hope

Read first time 01/28/10. Referred to Committee on Public Safety & Emergency Preparedness.

1 AN ACT Relating to the authority of peace officers to issue  
2 municipal code violation notices for traffic infractions occurring  
3 within a municipality; amending RCW 10.93.070; and adding a new section  
4 to chapter 46.64 RCW.

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

6 **Sec. 1.** RCW 10.93.070 and 1985 c 89 s 7 are each amended to read  
7 as follows:

8 In addition to any other powers vested by law, a general authority  
9 Washington peace officer who possesses a certificate of basic law  
10 enforcement training or a certificate of equivalency or has been  
11 exempted from the requirement therefor by the Washington state criminal  
12 justice training commission may enforce the traffic or criminal laws of  
13 this state throughout the territorial bounds of this state, under the  
14 following enumerated circumstances:

15 (1) Upon the prior written consent of the sheriff or chief of  
16 police in whose primary territorial jurisdiction the exercise of the  
17 powers occurs;

18 (2) In response to an emergency involving an immediate threat to  
19 human life or property;

1 (3) In response to a request for assistance pursuant to a mutual  
2 law enforcement assistance agreement with the agency of primary  
3 territorial jurisdiction or in response to the request of a peace  
4 officer with enforcement authority;

5 (4) When the officer is transporting a prisoner;

6 (5) When the officer is executing an arrest warrant or search  
7 warrant; (~~or~~))

8 (6) When the officer is in fresh pursuit, as defined in RCW  
9 10.93.120; or

10 (7) When issuing municipal code violation notices for traffic  
11 infractions occurring within a municipality, as long as he or she is in  
12 uniform and in a marked vehicle.

13 NEW SECTION. Sec. 2. A new section is added to chapter 46.64 RCW  
14 to read as follows:

15 If a general authority Washington peace officer, as defined in RCW  
16 10.93.020, is in uniform and driving a marked vehicle, he or she has  
17 the authority to issue municipal code violation notices for traffic  
18 infractions occurring within a municipality.

--- END ---