

HB 2704 - H AMD 636

By Representative Klippert

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 9.94A
4 RCW to read as follows:

5 (1) Any peace officer has authority to assist the department with
6 the supervision of offenders.

7 (2) If a peace officer has reasonable cause to believe an
8 offender is in violation of the terms of supervision, the peace
9 officer may conduct a search as provided under RCW 9.94A.631, of the
10 offender's person, automobile, or other personal property to search
11 for evidence of the violation. A peace officer may assist a community
12 corrections officer with a search of the offender's residence if
13 requested to do so by the community corrections officer.

14 (3) Nothing in this section prevents a peace officer from
15 arresting an offender for any new crime found as a result of the
16 offender's search authorized by this section.

17 (4) Upon substantiation of a violation of the offender's
18 conditions of community supervision, utilizing existing methods and
19 systems, the peace officer should notify the department of the
20 violation.

21 (5) For the purposes of this section, "peace officer" refers to a
22 limited or general authority Washington peace officer as defined in
23 RCW 10.93.020."

24 Correct the title.

EFFECT: (1) Eliminates the provisions that: (a) Authorized a peace officer to directly arrest and detain an offender who violates community custody; and (b) required that peace officer to submit a report summarizing the arrest to the department of corrections (DOC) within 24 hours of the arrest.

(2) Adds a requirement that a peace officer, utilizing existing methods and systems, should notify the DOC upon substantiation that an offender has violated his/her conditions of community supervision.

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