
HOUSE BILL 2900

State of Washington 64th Legislature 2016 Regular Session

By Representatives Klippert and Haler

Read first time 01/26/16. Referred to Committee on Public Safety.

1 AN ACT Relating to prohibiting marijuana, alcohol, or other
2 intoxicant, or a cell phone while confined or incarcerated in a state
3 correctional institution; amending RCW 9.94.041; and prescribing
4 penalties.

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

6 **Sec. 1.** RCW 9.94.041 and 1995 c 314 s 5 are each amended to read
7 as follows:

8 (1) Every person (~~(serving a sentence)~~) confined or incarcerated
9 in any state correctional institution who, without legal
10 authorization, while in the institution or while being conveyed to or
11 from the institution, or while under the custody or supervision of
12 institution officials, officers, or employees, or while on any
13 premises subject to the control of the institution, knowingly
14 possesses or carries upon his or her person or has under his or her
15 control any narcotic drug or controlled substance as defined in
16 chapter 69.50 RCW is guilty of a class C felony.

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

1 control of the institution, knowingly possesses or has under his or
2 her control any narcotic drug or controlled substance, as defined in
3 chapter 69.50 RCW, is guilty of a class C felony.

4 (3) The sentence imposed under this section shall be in addition
5 to any sentence being served and no earned early release shall accrue
6 or be credited on this sentence.

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