

1 **SSB 5214** - H AMD TO APP COMM AMD H2671.1

2 By Representative Carrell

3 On page 2, line 3, strike everything through line 16 and insert  
4 the following:

5 Upon arrest of any person under the age of twenty one years on  
6 the charge of a violation of subsection (1) (a) of this section, the  
7 arresting law enforcement agency shall immediately refer the arrested  
8 person to the county-designated mental health professional under  
9 chapters 71.05 or 71.34 RCW and may also refer the arrestee to the  
10 designated chemical dependency specialist under chapter 70.96A RCW and  
11 shall inform a parent or guardian of the person of the arrest and  
12 detention.

13 Upon arrest of any person at least twelve years of age and under  
14 the age of twenty one on the charge of violating subsection (1) (a) of  
15 this section, the person in charge of the facility where the arrested  
16 person is detained or confined shall hold the person in custody for at  
17 least twenty-four hours unless the person is released by a court after  
18 a determination regarding probable cause or on probation bond or bail.  
19 In no event may the court release a person under the age of eighteen on  
20 bond until the person has been examined by the county designated mental  
21 health professional.

22 The county designated mental health professional shall examine any  
23 person detained or confined as a result of this subsection, subject to  
24 the provisions of chapter 71.05 RCW or RCW 71.34.050. The examination  
25 shall occur at the facility in which the person is detained or  
26 confined. If the person has been released on bond or bail, the  
27 examination may occur wherever the person is found.

28 The designated chemical dependency specialist, if appropriate, may  
29 examine any person detained or confined as a result of this subsection.  
30 The examination may take place at the facility where the person is in  
31 custody or at any other location which is appropriate.

32 The county designated mental health professional and chemical  
33 dependency specialist shall, to the extent permitted by law, notify the  
34 parents or guardian of any person that the examinations have taken

1 place and the results of the examinations. Nothing in this subsection  
2 prohibits the delivery of additional, appropriate mental health  
3 examinations to the person while in detention."