**2231-S.E AMS PADD S7518.1 - NOT FOR FLOOR USE**

**ESHB 2231** - S AMD TO LAW COMM AMD (S-7117.1/20) **1242**

By Senator Padden

**ADOPTED 03/04/2020**

On page 2, beginning on line 14, strike all of subsection (1) and insert the following:

"(1)(a) A person is guilty of failure to appear or surrender if he or she is released by court order or admitted to bail, has received written notice of the requirement of a subsequent personal appearance before any court of this state or of the requirement to report to a correctional facility for service of sentence, and fails to appear or fails to surrender for service of sentence as required; and

(b)(i) Within thirty days of the issuance of a warrant for failure to appear or surrender, does not make a motion with the court to quash the warrant, and if a motion is made under this subsection, he or she does not appear before the court with respect to the motion; or

(ii) Has had a prior warrant issued based on a prior incident of failure to appear or surrender for the present cause for which he or she is being held or charged or has been convicted."

EFFECT: Allows a thirty day grace period before a person may be charged with failure to appear or surrender if the person missed a court appearance other than a trial, the person files a motion to quash the warrant and appears on that motion, and the person does not have a prior failure to appear.