

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5242

Chapter 361, Laws of 2005

59th Legislature
2005 Regular Session

INMATES--WEAPON POSSESSION

EFFECTIVE DATE: 7/24/05

Passed by the Senate March 9, 2005
YEAS 47 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 13, 2005
YEAS 95 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

Approved May 10, 2005.

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5242** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

May 10, 2005 - 9:30 a.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5242

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By Senate Committee on Human Services & Corrections (originally sponsored by Senators Doumit, Brandland, Hargrove, Pridemore, Kohl-Welles and Rasmussen)

READ FIRST TIME 03/03/05.

1 AN ACT Relating to inmates of local correctional institutions
2 possessing weapons; amending RCW 9.94.040; and prescribing penalties.

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

4 **Sec. 1.** RCW 9.94.040 and 1995 c 314 s 4 are each amended to read
5 as follows:

6 (1) Every person serving a sentence in any state correctional
7 institution who, without legal authorization, while in the institution
8 or while being conveyed to or from the institution, or while under the
9 custody or supervision of institution officials, officers, or
10 employees, or while on any premises subject to the control of the
11 institution, knowingly possesses or carries upon his or her person or
12 has under his or her control any weapon, firearm, or any instrument
13 which, if used, could produce serious bodily injury to the person of
14 another, is guilty of a class B felony.

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

1 institution, knowingly possesses or has under his or her control ((a
2 ~~deadly~~) any weapon, ((~~as defined in RCW 9A.04.110~~)) firearm, or any
3 instrument that, if used, could produce serious bodily injury to the
4 person of another, is guilty of a class ((B)) C felony.

5 (3) The sentence imposed under this section shall be in addition to
6 any sentence being served.

Passed by the Senate March 9, 2005.

Passed by the House April 13, 2005.

Approved by the Governor May 10, 2005.

Filed in Office of Secretary of State May 10, 2005.