

World War, or Second World War or Korean conflict, or Viet Nam conflict, and the indigent wives, husbands, widows, widowers and minor children of such indigent or deceased veterans, to be disbursed for such relief by such board of county commissioners: PROVIDED, That if the funds on deposit, less outstanding warrants, residing in the veteran's relief fund on the first Tuesday in September exceed the expected yield of ((one-twentieth)) one-eightieth of one mill on the actual value of the taxable property of the county, the county commissioners may levy a lesser amount: PROVIDED FURTHER, That the costs incurred in the administration of said veteran's relief fund shall be computed by the county treasurer not less than annually and such amount may then be transferred from the veteran's relief fund as herein provided for to the county current expense fund.

Passed the Senate January 30, 1970

Passed the House February 9, 1970

Approved by the Governor February 20, 1970

Filed in Office of Secretary of State February 24, 1970

CHAPTER 48

[Engrossed Senate Bill No. 95]

COMMUNICATIONS--

PROHIBITIONS, EXCEPTIONS AS TO POLICE AND FIRE PERSONNEL

AN ACT Relating to communications; prohibiting the interception, recording or divulging thereof; permitting certain exceptions for police and fire personnel; and adding a new section to chapter 249, Laws of 1909 and to chapter 9.73 RCW.

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

NEW SECTION. Section 1. There is added to chapter 249, Laws of 1909 and to chapter 9.73 RCW a new section to read as follows:

The provisions of RCW 9.73.030 through 9.73.080 shall not apply to police and fire personnel in the following instances:

(1) Recording incoming telephone calls to police and fire stations for the purpose and only for the purpose of verifying the accuracy of reception of emergency calls.

(2) Video and/or sound recordings may be made of arrested persons by police officers responsible for making arrests or holding per-

sons in custody before their first appearance in court. Such video and/or sound recordings shall conform strictly to the following:

(a) the arrested person shall be informed that such recording is being made and the statement so informing him shall be included in the recording,

(b) the recording shall commence with an indication of the time of the beginning thereof and terminate with an indication of the time thereof,

(c) at the commencement of the recording the arrested person shall be fully informed of his constitutional rights, and such statements informing him shall be included in the recording,

(d) the recordings shall only be used for valid police or court activities.

NEW SECTION. Sec. 2. Video and/or sound recordings obtained by police personnel under the authority of this act shall be made available for hearing and/or viewing by defense counsel at the request of defense counsel whenever a criminal charge has been filed against the subject of the video and/or sound recordings.

NEW SECTION. Sec. 3. SEVERABILITY. If a court of competent jurisdiction shall adjudge to be invalid or unconstitutional any clause, sentence, paragraph, section or part of this act, such judgment or decree shall not affect, impair, invalidate or nullify the remainder of this act, but the effect thereof shall be confined to the clause, sentence, paragraph, section or part of this chapter so adjudged to be invalid or unconstitutional.

Passed the Senate February 9, 1970
Passed the House February 6, 1970
Approved by the Governor February 20, 1970
Filed in Office of Secretary of State February 24, 1970

CHAPTER 49
[Substitute Senate Bill No. 99]
CRIMES AND CRIMINAL PROCEDURE

AN ACT Relating to crimes and criminal procedures; amending section 138, chapter 249, Laws of 1909 and RCW 9.48.010; amending