

the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 11. This 1979 act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House March 7, 1979.

Passed the Senate March 7, 1979.

Approved by the Governor March 13, 1979.

Filed in Office of Secretary of State March 13, 1979.

CHAPTER 28

[Substitute Senate Bill No. 2028]

POLICE TELEPHONE COMMUNICATION IN EMERGENCY HOSTAGE SITUATIONS

AN ACT Relating to police telephone communications in emergency hostage situations; adding new sections to chapter 70.85 RCW; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. The supervising law enforcement official having jurisdiction in a geographical area who reasonably believes that one or more hostages are being held within that area and who has probable cause to believe that the holder of such hostages is committing a crime may order a telephone company employee designated pursuant to section 2 of this act to arrange to cut, reroute, or divert telephone lines for the purpose of preventing telephone communications between the hostage holder and any person other than a peace officer or a person authorized by the peace officer.

NEW SECTION. Sec. 2. The telephone company providing service within the geographical jurisdiction of a law enforcement unit shall inform law enforcement agencies of the address and telephone number of its security office or other designated office to provide all required assistance to law enforcement officials to carry out the purpose of this act. The designation shall be in writing and shall provide the telephone number or numbers through which the security representative or other telephone company official can be reached at any time. This information shall be served upon all law enforcement units having jurisdiction in a geographical area. Any change in address or telephone number or identity of the telephone company office to be contacted to provide required assistance shall be served upon all law enforcement units in the affected geographical area.

NEW SECTION. Sec. 3. Good faith reliance on an order given under this act by a supervising law enforcement official shall constitute a complete

defense to any civil or criminal action arising out of such ordered cutting, rerouting or diverting of telephone lines.

NEW SECTION. Sec. 4. Sections 1 through 3 of this act will govern notwithstanding the provisions of any other section of this chapter and notwithstanding the provisions of chapter 9.73 RCW.

NEW SECTION. Sec. 5. Sections 1 through 4 of this act are each added to chapter 70.85 RCW.

NEW SECTION. Sec. 6. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate February 19, 1979.

Passed the House March 1, 1979.

Approved by the Governor March 13, 1979.

Filed in Office of Secretary of State March 13, 1979.

CHAPTER 29

[Engrossed Senate Bill No. 2417]

CRIMES—RESTITUTION

AN ACT Relating to crimes and punishments; amending section 1, chapter 24, Laws of 1905 as last amended by section 7, chapter 200, Laws of 1967 and RCW 9.92.060; amending section 4, chapter 227, Laws of 1957 as last amended by section 1, chapter 29, Laws of 1969 and RCW 9.95.210; and amending section 9A.20.030, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.20.030.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 1, chapter 24, Laws of 1905 as last amended by section 7, chapter 200, Laws of 1967 and RCW 9.92.060 are each amended to read as follows:

Whenever any person shall be convicted of any crime except murder, burglary in the first degree, arson in the first degree, robbery, carnal knowledge of a female child under the age of ten years, or rape, the court may in its discretion, at the time of imposing sentence upon such person, direct that such sentence be stayed and suspended until otherwise ordered by such court, and that the sentenced person be placed under the charge of a parole or peace officer during the term of such suspension, upon such terms as the court may determine: PROVIDED, That as a condition to suspension of sentence, the court may require the convicted person to make such monetary payments, on such terms as the court deems appropriate under the circumstances, as are necessary (1) to comply with any order of the court for the payment of family support, (2) to make restitution to any person or persons who may have suffered loss or damage by reason of the commission of the crime in question, and (3) to pay any fine imposed and not suspended and the court or other costs incurred in the prosecution of the