

CHAPTER 76.

[S. B. 253.]

SUSPENSION OF SENTENCE UPON CONVICTION
OF CRIMES.

AN ACT relating to the suspension of sentence in certain criminal cases; authorizing the imposition of conditions to such suspension; and amending section 28, chapter 249, Laws of 1909, as amended by chapter 69, Laws of 1921.

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

Amendment.

SECTION 1. Section 28, chapter 249, Laws of 1909, as amended by chapter 69, Laws of 1921 (sec. 2280, Rem. Rev. Stat.), is amended to read as follows:

When suspended sentence authorized.

Section 28. Whenever any person never before convicted of a felony or gross misdemeanor 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 case, including reimbursement of the state for costs of extradition if return to this state

Monetary payments.

by extradition was required. In no case shall a sentence be suspended under the provisions of this section unless the prisoner if sentenced to confinement in a penal institution be placed under the charge of a parole officer, who is a duly appointed and acting officer of the institution to which the person is sentenced.

Passed by the Senate February 24, 1949.

Passed by the House March 6, 1949.

Approved by the Governor March 16, 1949.

CHAPTER 77.

[S. B. 255.]

PROBATION IN FELONY CASES.

AN ACT relating to the granting of probation in certain felony cases; authorizing the imposition of conditions; and amending section 5b, chapter 125, Laws of 1939.

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

SECTION 1. Section 5b, chapter 125, Laws of 1939 Amendment.
(sec. 10249-5b, Rem. Rev. Stat. Supp.), is amended to read as follows:

Section 5b. The Court in granting probation, may suspend the imposing or the execution of the sentence and may direct that such suspension may continue for such period of time, not exceeding the maximum term of sentence, except as hereinafter set forth and upon such terms and conditions as it shall determine. Court may suspend imposing of sentence.

The Court in the order granting probation and as a condition thereof, may in its discretion imprison the defendant in the county jail for a period not exceeding one (1) year or may fine defendant any sum not exceeding one thousand dollars (\$1,000) plus the costs of the action, and may in connection with such probation impose both imprisonment in Imprisonment and fines.