

State v. Magee (Andrew L.)

No. 81746-4

MADSEN, J. (concurring)—I agree with the majority that the authority of a law enforcement officer to initiate an infraction case under IRLJ 2.2(b)(1) is limited by RCW 46.63.030, thus compelling the result in this case. I write separately to point out that an infraction may also be initiated by the prosecuting authority, which is not subject to the limitations of RCW 46.63.030.

AUTHOR:

Justice Barbara A. Madsen

WE CONCUR:
