

1 **SSB 5800** - H COMM AMD

2 By Committee on Judiciary

3 Strike everything after the enacting clause and insert the  
4 following:

5 "NEW SECTION. **Sec. 1.** A new section is added to chapter  
6 9A.44 RCW to read as follows:

7 (1) Any person who has sexual intercourse or sexual contact  
8 with a dead human body is guilty of a class C felony.

9 (2) As used in this section:

10 (a) "Sexual intercourse" (i) has its ordinary meaning and  
11 occurs upon any penetration, however slight; and (ii) also means  
12 any penetration of the vagina or anus however slight, by an object,  
13 when committed on a dead human body, except when such penetration  
14 is accomplished as part of a procedure authorized or required under  
15 chapter 68.50 RCW or other law; and (iii) also means any act of  
16 sexual contact between the sex organs of a person and the mouth or  
17 anus of a dead human body.

18 (b) "Sexual contact" means any touching by a person of the  
19 sexual or other intimate parts of a dead human body done for the  
20 purpose of gratifying the sexual desire of the person."

EFFECT: Places the crime in the criminal code in the same  
chapter as other sex offenses. Uses definitions of "sexual  
intercourse" and "sexual contact" that are similar to those  
used in other sex offenses. Leaves the offense an unranked  
class C felony with a presumptive sentence of up to one year  
in prison.