

# HOUSE BILL REPORT

## SB 5039

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**As Reported By House Committee On:**  
Law & Justice

**Title:** An act relating to luring.

**Brief Description:** Clarifying the elements of the crime of luring.

**Sponsors:** Senator Fairley.

**Brief History:**

**Committee Activity:**

Law & Justice: 3/17/95, 3/21/95 [DPA].

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### HOUSE COMMITTEE ON LAW & JUSTICE

**Majority Report:** Do pass as amended. Signed by 16 members: Representatives Padden, Chairman; Hickel, Vice Chairman; Appelwick, Ranking Minority Member; Costa, Assistant Ranking Minority Member; Campbell; Carrell; Chappell; Cody; Lambert; McMahan; Morris; Robertson; Sheahan; Smith; Thibaudeau and Veloria.

**Staff:** Pat Shelledy (786-7149).

**Background:** The crime of luring is committed if, without the parent's or guardian's consent, a stranger orders or lures a minor or a person with a developmental disability into a motor vehicle or into a structure that is obscured from or inaccessible to the public. A minor is child under age 16. Luring is a class C felony.

**Summary of Amended Bill:** The elements of the crime of luring are expanded to include luring a minor or a person with a developmental disability into any area that is obscured from or inaccessible to the public, whether or not the area is a structure.

**Amended Bill Compared to Substitute Bill:** Reference to "developmentally disabled person" is changed to "person with a developmental disability."

**Appropriation:** None.

**Fiscal Note:** Not requested.

**Effective Date of Amended Bill:** Ninety days after adjournment of session in which bill is passed.

**Testimony For:** The state has been unable to prosecute some cases of luring because the person did not take the child into a "structure" or "motor vehicle" but tried to lure the child into an enclosed area obscured from view.

**Testimony Against:** None.

**Testified:** Senator Fairley, prime sponsor (pro); Mike Patrick and Detective Tim Wear, Washington State Council of Police Officers (pro); and Bill Sellars, Washington Assembly for Citizens with Disabilities (pro, with concerns).