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SENATE BILL 5592

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State of Washington

62nd Legislature

2011 Regular Session

By Senators Shin, Chase, and Kline

Read first time 01/31/11. Referred to Committee on Judiciary.

1 AN ACT Relating to weapons apparently capable of producing bodily  
2 harm in or on the premises of an institution of higher education, or at  
3 a college-sponsored event; and amending RCW 9.41.270.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 9.41.270 and 1994 sp.s. c 7 s 426 are each amended to  
6 read as follows:

7 (1) It shall be unlawful for any person to carry, exhibit, display,  
8 or draw any firearm, dagger, sword, knife or other cutting or stabbing  
9 instrument, club, or any other weapon apparently capable of producing  
10 bodily harm, in a manner, under circumstances, and at a time and place  
11 that ~~((either))~~:

12 (a) Manifests an intent to intimidate another; or ~~((that))~~

13 (b) Warrants alarm for the safety of other persons.

14 (2) Any person violating the provisions of subsection (1) ~~((above))~~  
15 of this section shall be guilty of a gross misdemeanor. If any person  
16 is convicted of a violation of subsection (1) of this section, the  
17 person shall lose his or her concealed pistol license, if any. The  
18 court shall send notice of the revocation to the department of  
19 licensing, and the city, town, or county which issued the license.

1           (3) Subsection (1) of this section shall not apply to or affect the  
2 following:

3           (a) Any act committed by a person while in his or her place of  
4 abode or fixed place of business;

5           (b) Any person who by virtue of his or her office or public  
6 employment is vested by law with a duty to preserve public safety,  
7 maintain public order, or to make arrests for offenses, while in the  
8 performance of such duty;

9           (c) Any person acting for the purpose of protecting himself or  
10 herself against the use of presently threatened unlawful force by  
11 another, or for the purpose of protecting another against the use of  
12 such unlawful force by a third person;

13           (d) Any person making or assisting in making a lawful arrest for  
14 the commission of a felony; or

15           (e) Any person engaged in military activities sponsored by the  
16 federal or state governments.

17           (4) Subject to the exceptions in subsection (3)(b), (d), and (e) of  
18 this section, it is a violation of subsection (1)(b) of this section if  
19 the person carries, exhibits, displays, or draws any firearm in or on  
20 the premises of an institution of higher education as defined in RCW  
21 28B.14H.010, or at a college-sponsored event.

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