

2 SHB 1183 - S AMD  
3 By Senator Gaspard

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5 On page 7, after line 14, insert the following:

6 "Sec. 3. RCW 9.94A.320 and 1991 c 32 s 3 are each amended to read  
7 as follows:

8 TABLE 2

9 CRIMES INCLUDED WITHIN EACH SERIOUSNESS LEVEL

10	XV	Aggravated Murder 1 (RCW 10.95.020)
11	XIV	Murder 1 (RCW 9A.32.030)
12		Homicide by abuse (RCW 9A.32.055)
13	XIII	Murder 2 (RCW 9A.32.050)
14	XII	Assault 1 (RCW 9A.36.011)
15	XI	Rape 1 (RCW 9A.44.040)
16		Rape of a Child 1 (RCW 9A.44.073)
17	X	Kidnapping 1 (RCW 9A.40.020)
18		Rape 2 (RCW 9A.44.050)
19		Rape of a Child 2 (RCW 9A.44.076)
20		Child Molestation 1 (RCW 9A.44.083)
21		Damaging building, etc., by explosion with threat to human
22		being (RCW 70.74.280(1))
23		Over 18 and deliver heroin or narcotic from Schedule I or
24		II to someone under 18 (RCW 69.50.406)
25		Leading Organized Crime (RCW 9A.82.060(1)(a))
26	IX	Robbery 1 (RCW 9A.56.200)
27		Manslaughter 1 (RCW 9A.32.060)

1 Explosive devices prohibited (RCW 70.74.180)  
2 Indecent Liberties (with forcible compulsion) (RCW  
3 9A.44.100(1)(a))  
4 Endangering life and property by explosives with threat to  
5 human being (RCW 70.74.270)  
6 Over 18 and deliver narcotic from Schedule III, IV, or V or  
7 a nonnarcotic from Schedule I-V to someone under 18 and  
8 3 years junior (RCW 69.50.406)  
9 Controlled Substance Homicide (RCW 69.50.415)  
10 Sexual Exploitation (RCW 9.68A.040)  
11 Inciting Criminal Profiteering (RCW 9A.82.060(1)(b))  
12 Vehicular Homicide, by being under the influence of  
13 intoxicating liquor or any drug or by the operation of  
14 any vehicle in a reckless manner (RCW 46.61.520)  
15 VIII Arson 1 (RCW 9A.48.020)  
16 Promoting Prostitution 1 (RCW 9A.88.070)  
17 Selling for profit (controlled or counterfeit) any  
18 controlled substance (RCW 69.50.410)  
19 Manufacture, deliver, or possess with intent to deliver  
20 heroin or cocaine (RCW 69.50.401(a)(1)(i))  
21 Manufacture, deliver, or possess with intent to deliver  
22 methamphetamine (RCW 69.50.401(a)(1)(ii))  
23 ~~((Vehicular Homicide, by being under the influence of~~  
24 ~~intoxicating liquor or any drug or by the operation of~~  
25 ~~any vehicle in a reckless manner (RCW 46.61.520))~~  
26 VII Burglary 1 (RCW 9A.52.020)  
27 Vehicular Homicide, by disregard for the safety of others  
28 (RCW 46.61.520)  
29 Introducing Contraband 1 (RCW 9A.76.140)

1 Indecent Liberties (without forcible compulsion) (RCW  
2 9A.44.100(1) (b) and (c))  
3 Child Molestation 2 (RCW 9A.44.086)  
4 Dealing in depictions of minor engaged in sexually explicit  
5 conduct (RCW 9.68A.050)  
6 Sending, bringing into state depictions of minor engaged in  
7 sexually explicit conduct (RCW 9.68A.060)  
8 Involving a minor in drug dealing (RCW 69.50.401(f))  
9 VI Bribery (RCW 9A.68.010)  
10 Manslaughter 2 (RCW 9A.32.070)  
11 Rape of a Child 3 (RCW 9A.44.079)  
12 Intimidating a Juror/Witness (RCW 9A.72.110, 9A.72.130)  
13 Damaging building, etc., by explosion with no threat to  
14 human being (RCW 70.74.280(2))  
15 Endangering life and property by explosives with no threat  
16 to human being (RCW 70.74.270)  
17 Incest 1 (RCW 9A.64.020(1))  
18 Manufacture, deliver, or possess with intent to deliver  
19 narcotics from Schedule I or II (except heroin or  
20 cocaine) (RCW 69.50.401(a)(1)(i))  
21 Intimidating a Judge (RCW 9A.72.160)  
22 Bail Jumping with Murder 1 (RCW 9A.76.170(2)(a))  
23 V Criminal Mistreatment 1 (RCW 9A.42.020)  
24 Rape 3 (RCW 9A.44.060)  
25 Sexual Misconduct with a Minor 1 (RCW 9A.44.093)  
26 Child Molestation 3 (RCW 9A.44.089)  
27 Kidnapping 2 (RCW 9A.40.030)  
28 Extortion 1 (RCW 9A.56.120)  
29 Incest 2 (RCW 9A.64.020(2))  
30 Perjury 1 (RCW 9A.72.020)

1 Extortionate Extension of Credit (RCW 9A.82.020)  
2 Advancing money or property for extortionate extension of  
3 credit (RCW 9A.82.030)  
4 Extortionate Means to Collect Extensions of Credit (RCW  
5 9A.82.040)  
6 Rendering Criminal Assistance 1 (RCW 9A.76.070)  
7 Bail Jumping with class A Felony (RCW 9A.76.170(2)(b))  
8 Delivery of imitation controlled substance by person  
9 eighteen or over to person under eighteen (RCW  
10 69.52.030(2))  
11 IV Residential Burglary (RCW 9A.52.025)  
12 Theft of Livestock 1 (RCW 9A.56.080)  
13 Robbery 2 (RCW 9A.56.210)  
14 Assault 2 (RCW 9A.36.021)  
15 Escape 1 (RCW 9A.76.110)  
16 Arson 2 (RCW 9A.48.030)  
17 Bribing a Witness/Bribe Received by Witness (RCW 9A.72.090,  
18 9A.72.100)  
19 Malicious Harassment (RCW 9A.36.080)  
20 Threats to Bomb (RCW 9.61.160)  
21 Willful Failure to Return from Furlough (RCW 72.66.060)  
22 Hit and Run -- Injury Accident (RCW 46.52.020(4))  
23 Vehicular Assault (RCW 46.61.522)  
24 Manufacture, deliver, or possess with intent to deliver  
25 narcotics from Schedule III, IV, or V or nonnarcotics  
26 from Schedule I-V (except marijuana or  
27 methamphetamines) (RCW 69.50.401(a)(1)(ii) through  
28 (iv))  
29 Influencing Outcome of Sporting Event (RCW 9A.82.070)

1 Use of Proceeds of Criminal Profiteering (RCW 9A.82.080 (1)  
2 and (2))  
3 Knowingly Trafficking in Stolen Property (RCW 9A.82.050(2))  
4 III Criminal mistreatment 2 (RCW 9A.42.030)  
5 Extortion 2 (RCW 9A.56.130)  
6 Unlawful Imprisonment (RCW 9A.40.040)  
7 Assault 3 (RCW 9A.36.031)  
8 Custodial Assault (RCW 9A.36.100)  
9 Unlawful possession of firearm or pistol by felon (RCW  
10 9.41.040)  
11 Harassment (RCW 9A.46.020)  
12 Promoting Prostitution 2 (RCW 9A.88.080)  
13 Willful Failure to Return from Work Release (RCW 72.65.070)  
14 Burglary 2 (RCW 9A.52.030)  
15 Introducing Contraband 2 (RCW 9A.76.150)  
16 Communication with a Minor for Immoral Purposes (RCW  
17 9.68A.090)  
18 Patronizing a Juvenile Prostitute (RCW 9.68A.100)  
19 Escape 2 (RCW 9A.76.120)  
20 Perjury 2 (RCW 9A.72.030)  
21 Bail Jumping with class B or C Felony (RCW 9A.76.170(2)(c))  
22 Intimidating a Public Servant (RCW 9A.76.180)  
23 Tampering with a Witness (RCW 9A.72.120)  
24 Manufacture, deliver, or possess with intent to deliver  
25 marijuana (RCW 69.50.401(a)(1)(ii))  
26 Delivery of a material in lieu of a controlled substance  
27 (RCW 69.50.401(c))  
28 Manufacture, distribute, or possess with intent to  
29 distribute an imitation controlled substance (RCW  
30 69.52.030(1))

1 Recklessly Trafficking in Stolen Property (RCW  
2 9A.82.050(1))  
3 Theft of livestock 2 (RCW 9A.56.080)  
4 Securities Act violation (RCW 21.20.400)  
5 II Malicious Mischief 1(RCW 9A.48.070)  
6 Possession of Stolen Property 1 (RCW 9A.56.150)  
7 Theft 1 (RCW 9A.56.030)  
8 Possession of controlled substance that is either heroin or  
9 narcotics from Schedule I or II (RCW 69.50.401(d))  
10 Possession of phencyclidine (PCP) (RCW 69.50.401(d))  
11 Create, deliver, or possess a counterfeit controlled  
12 substance (RCW 69.50.401(b))  
13 Computer Trespass 1 (RCW 9A.52.110)  
14 Reckless Endangerment 1 (RCW 9A.36.045)  
15 I Theft 2 (RCW 9A.56.040)  
16 Possession of Stolen Property 2 (RCW 9A.56.160)  
17 Forgery (RCW 9A.60.020)  
18 Taking Motor Vehicle Without Permission (RCW 9A.56.070)  
19 Vehicle Prowl 1 (RCW 9A.52.095)  
20 Attempting to Elude a Pursuing Police Vehicle (RCW  
21 46.61.024)  
22 Malicious Mischief 2 (RCW 9A.48.080)  
23 Reckless Burning 1 (RCW 9A.48.040)  
24 Unlawful Issuance of Checks or Drafts (RCW 9A.56.060)  
25 Unlawful Use of Food Stamps (RCW 9.91.140 (2) and (3))  
26 False Verification for Welfare (RCW 74.08.055)  
27 Forged Prescription (RCW 69.41.020)  
28 Forged Prescription for a Controlled Substance (RCW  
29 69.50.403)

1 Possess Controlled Substance that is a Narcotic from  
2 Schedule III, IV, or V or Non-narcotic from Schedule I-  
3 V (except phencyclidine) (RCW 69.50.401(d))"

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5 By Senator Gaspard

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7 On page 1, beginning on line 1 of the title, after "46.61.525"  
8 strike "and 46.61.515" and insert ", 46.61.515, and 9.94A.320"