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**SUBSTITUTE SENATE BILL 5199**

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**State of Washington**

**52nd Legislature**

**1991 Regular Session**

**By** Senate Committee on Law & Justice (originally sponsored by Senators West, Roach, Johnson and Madsen).

Read first time February 26, 1991.

1       AN ACT Relating to assaults on staff at state institutions;  
2 amending RCW 9A.36.100; and providing penalties.

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

4       **Sec. 1.** RCW 9A.36.100 and 1988 c 151 s 1 are each amended to read  
5 as follows:

6       (1) A person is guilty of custodial assault if that person is not  
7 guilty of an assault in the first or second degree and where the  
8 person:

9       (a) Assaults a full or part-time staff member or volunteer, any  
10 educational personnel, any personal service provider, or any vendor or  
11 agent thereof at any juvenile corrections institution or local juvenile  
12 detention facilities who was performing official duties at the time of  
13 the assault;

14       (b) Assaults a full or part-time staff member or volunteer, any  
15 educational personnel, any personal service provider, or any vendor or

1 agent thereof at any adult corrections institution or local adult  
2 detention facilities who was performing official duties at the time of  
3 the assault;

4 (c)(i) Assaults a full or part-time community correction officer  
5 while the officer is performing official duties; or

6 (ii) Assaults any other full or part-time employee who is employed  
7 in a community corrections office while the employee is performing  
8 official duties; ~~((or))~~

9 (d) Assaults a full or part-time staff member or volunteer, any  
10 educational personnel, any personal service provider, or any vendor or  
11 vendor's agent at any state hospital for the mentally ill who was  
12 performing official duties at the time of the assault; or

13 (e) Assaults any volunteer who was assisting a person described in

14 (c) of this subsection at the time of the assault.

15 (2) Custodial assault is a class C felony.