

1 **SB 6041** - H AMDS 1326 ADOPTED 3-4-94

2 By Representative Wineberry and others

3 On page 3, beginning on line 27, strike all material through
4 "acts." on line 30, and insert:

5 "(13) "Criminal gang-related activity" is defined as illegal
6 activity collectively engaged in by a group of three or more
7 persons whose intent is to further the unlawful enterprise of a
8 criminal gang."

9 On page 12, beginning on line 36, strike all material through
10 "members." on line 39, and insert:

11 "(h) The offense was motivated by an intent to further
12 criminal gang-related activity as defined in RCW 9.94A.030(13)."

EFFECT: The amendment adopts language developed in case law which makes clear that the exceptional sentence is justified for criminal gang-related activity, not simply for membership in a criminal gang.