

2 **SSB 5625** - S AMD

3 By Senators Roach, A. Smith, Hargrove, Snyder, Hochstatter,
4 Erwin, Sellar and McDonald

5 SCOPED 3/11/93

6 On page 4, after line 19, insert a new section as follows:

7 "**Sec. 5.** RCW 10.95.020 and 1981 c 138 s 2 are each amended to read
8 as follows:

9 A person is guilty of aggravated first degree murder if he or she
10 commits first degree murder as defined by RCW 9A.32.030(1)(a), as now
11 or hereafter amended, and one or more of the following aggravating
12 circumstances exist:

13 (1) The victim was a law enforcement officer, corrections officer,
14 or fire fighter who was performing his or her official duties at the
15 time of the act resulting in death and the victim was known or
16 reasonably should have been known by the person to be such at the time
17 of the killing;

18 (2) At the time of the act resulting in the death, the person was
19 serving a term of imprisonment, had escaped, or was on authorized or
20 unauthorized leave in or from a state facility or program for the
21 incarceration or treatment of persons adjudicated guilty of crimes;

22 (3) At the time of the act resulting in death, the person was in
23 custody in a county or county-city jail as a consequence of having been
24 adjudicated guilty of a felony;

25 (4) The person committed the murder pursuant to an agreement that
26 he or she would receive money or any other thing of value for
27 committing the murder;

28 (5) The person committed the murder to obtain membership in an
29 organization or association;

30 (6) The person solicited another person to commit the murder and
31 had paid or had agreed to pay money or any other thing of value for
32 committing the murder;

33 ((+6+)) (7) The victim was:

34 (a) A judge; juror or former juror; prospective, current, or former
35 witness in an adjudicative proceeding; prosecuting attorney; deputy
36 prosecuting attorney; defense attorney; a member of the ((board of

1 ~~prison terms and paroles~~) indeterminate sentence review board; or a
2 probation or parole officer; and

3 (b) The murder was related to the exercise of official duties
4 performed or to be performed by the victim;

5 (~~(7)~~) (8) The person committed the murder to conceal the
6 commission of a crime or to protect or conceal the identity of any
7 person committing a crime;

8 (~~(8)~~) (9) There was more than one victim and the murders were
9 part of a common scheme or plan or the result of a single act of the
10 person;

11 (~~(9)~~) (10) The murder was committed in the course of, in
12 furtherance of, or in immediate flight from one of the following
13 crimes:

14 (a) Robbery in the first or second degree;

15 (b) Rape in the first or second degree;

16 (c) Burglary in the first or second degree;

17 (d) Kidnapping in the first degree; or

18 (e) Arson in the first degree;

19 (~~(10)~~) (11) The victim was regularly employed or self-employed as
20 a newsreporter and the murder was committed to obstruct or hinder the
21 investigative, research, or reporting activities of the victim."

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25 On page 1, line 1 of the title, after "Relating to" insert
26 "aggravated murder"

27 On page 1, line 2 of the title, after "RCW" insert "10.95.020,"

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