
HOUSE BILL 1309

State of Washington

55th Legislature

1997 Regular Session

By Representatives Mielke, Mulliken, Sterk, McMorris, Pennington, Bush, Doumit, McDonald, Boldt, Thompson, Costa and Dunn

Read first time 01/21/97. Referred to Committee on Law & Justice.

1 AN ACT Relating to disarming an officer; adding new sections to
2 chapter 9A.76 RCW; and prescribing penalties.

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

4 NEW SECTION. **Sec. 1.** (1) A person is guilty of disarming a law
5 enforcement officer if the person knowingly removes a firearm or weapon
6 from the person of a law enforcement officer or corrections officer or
7 deprives a law enforcement officer or corrections officer of the use of
8 a firearm or weapon, when the officer is acting within the scope of the
9 officer's duties, does not consent to the removal, and the person has
10 reasonable cause to know or knows that the individual is a law
11 enforcement or corrections officer.

12 (2) Disarming a law enforcement or corrections officer is a class
13 C felony unless the firearm involved is discharged when the person
14 removes the firearm, in which case the offense is a class B felony.

15 NEW SECTION. **Sec. 2.** A person who commits another crime during
16 the commission of the crime of disarming a law enforcement or
17 corrections officer may be punished for the other crime as well as for

1 disarming a law enforcement officer and may be prosecuted separately
2 for each crime.

3 NEW SECTION. **Sec. 3.** Sections 1 and 2 of this act do not apply
4 when the law enforcement officer or corrections officer is engaged in
5 felonious conduct.

6 NEW SECTION. **Sec. 4.** Sections 1 through 3 of this act are added
7 to chapter 9A.76 RCW.

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