
SUBSTITUTE SENATE BILL 6518

State of Washington

55th Legislature

1998 Regular Session

By Senate Committee on Law & Justice (originally sponsored by Senators Roach, Benton, Long, Oke, Zarelli, Rossi, Sellar, Snyder, Johnson, Horn, McDonald, Hale, Strannigan, McCaslin, Prentice, Schow, Fraser, Deccio, Swecker, Morton, Goings, Bauer, Rasmussen and Haugen)

Read first time 02/06/98.

1 AN ACT Relating to rape in the first degree; reenacting and
2 amending RCW 9A.44.040; and prescribing penalties.

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

4 **Sec. 1.** RCW 9A.44.040 and 1983 c 118 s 1 and 1983 c 73 s 1 are
5 each reenacted and amended to read as follows:

6 (1) A person is guilty of rape in the first degree when such person
7 engages in sexual intercourse with another person:

8 (a) By forcible compulsion where the perpetrator or an accessory:

9 ~~((a))~~ (i) Uses or threatens to use a deadly weapon or what
10 appears to be a deadly weapon; or

11 ~~((b))~~ (ii) Kidnaps the victim; or

12 ~~((c))~~ (iii) Inflicts serious physical injury; or

13 ~~((d))~~ (iv) Feloniously enters into the building or vehicle where
14 the victim is situated.

15 (b) When the victim is incapable of consent by reason of being
16 physically helpless or mentally incapacitated because of the actions of
17 the perpetrator.

1 (2) Rape in the first degree is a class A felony.

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