

2 **2SHB 1059 - H AMD 0074 ADOPTED 3/16/99**

3 By Representative O'Brien

4

5 Strike everything after the enacting clause and insert the
6 following:

7 NEW SECTION. **Sec. 1.** The definitions in this section apply
8 throughout this chapter unless the context clearly requires otherwise.

9 (1) "Authorized depository" means a mailbox, post office box, or
10 rural box used by postal customers to deposit outgoing mail or used by
11 the postal service to deliver incoming mail.

12 (2) "Letter box" means a receptacle that is used for a specific
13 address intended or used for the receipt or delivery of mail on a mail
14 route.

15 (3)(a) "Mail" means a letter, card, parcel, or other material that:

16 (i) Is sent or delivered by means of the postal service;

17 (ii) Has postage affixed by the postal customer or postal service;

18 and

19 (iii) Is placed in an authorized depository or mail receptacle.

20 (b) "Mail" includes articles contained in mail.

21 (4) "Mail receptacle" means a place used by the postal service or
22 postal customers to place outgoing mail or receive incoming mail.

23 (5) "Postage" means a postal service stamp, permit imprint, meter
24 strip, or other authorized indication of prepayment for service
25 provided by the postal service for collection and delivery of mail.

26 (6) "Postal service" means the United States postal service.

27 (7) The phrase "of another" does not include persons with whom the
28 defendant has a familial, parental, spousal, employment, or other
29 relationship that would otherwise reasonably allow the defendant to
30 take, dispose of, or otherwise intercept the person's mail.

31 NEW SECTION. **Sec. 2.** (1) A person commits the crime of
32 obstruction of mail if the person intentionally obstructs or
33 unreasonably delays:

34 (a) The passage of the mail; or

35 (b) A carrier or conveyance carrying the mail.

1 (2) Obstruction of mail is a gross misdemeanor.

2 NEW SECTION. **Sec. 3.** (1) A person commits the crime of
3 destruction of letter boxes if the person knowingly and maliciously:

4 (a) Tears down or destroys a letter box belonging to another; or

5 (b) Breaks open a letter box belonging to another.

6 (2) Destruction of letter boxes is a gross misdemeanor.

7 NEW SECTION. **Sec. 4.** (1) A person commits the crime of
8 destruction of mail if the person knowingly and maliciously injures,
9 destroys, or defaces mail of another that has been deposited in an
10 authorized depository.

11 (2) Destruction of mail is a class C felony.

12 NEW SECTION. **Sec. 5.** (1) A person commits the crime of mail theft
13 or receipt of stolen mail if the person knowingly:

14 (a) Takes, or by fraud or deception, obtains mail of another from
15 a mail receptacle, authorized depository, or mail carrier;

16 (b) Secretes, embezzles, or destroys mail of another;

17 (c) Takes, or by fraud or deception, obtains mail of another that
18 has been left for collection on or adjacent to an authorized depository
19 or mail receptacle; or

20 (d) Buys, receives, conceals, or unlawfully possesses mail of
21 another knowing that the mail was taken, obtained, or embezzled as
22 described in this subsection.

23 (2) Mail theft or receipt of stolen mail is a class C felony.

24 NEW SECTION. **Sec. 6.** In a prosecution under this chapter, it is
25 a defense that the defendant acted under an honest claim of right in
26 that:

27 (1) The defendant was unaware that the property was that of another
28 person;

29 (2) The defendant reasonably believed that the defendant was
30 entitled to the property involved or had a right to acquire or dispose
31 of it as the defendant did; or

32 (3) The property involved was that of the defendant's minor child
33 or spouse, unless the parties were not living together as husband and
34 wife and were residing in, and intended to continually reside in,
35 separate abodes at the time of the alleged offense.

1 Manufacture of methamphetamine (RCW
2 69.50.401(a)(1)(ii))

3 IX Assault of a Child 2 (RCW 9A.36.130)
4 Robbery 1 (RCW 9A.56.200)
5 Explosive devices prohibited (RCW
6 70.74.180)
7 Malicious placement of an explosive 2 (RCW
8 70.74.270(2))
9 Over 18 and deliver narcotic from Schedule
10 III, IV, or V or a nonnarcotic, except
11 flunitrazepam, from Schedule I-V to
12 someone under 18 and 3 years junior
13 (RCW 69.50.406)
14 Controlled Substance Homicide (RCW
15 69.50.415)
16 Sexual Exploitation (RCW 9.68A.040)
17 Inciting Criminal Profiteering (RCW
18 9A.82.060(1)(b))
19 Vehicular Homicide, by being under the
20 influence of intoxicating liquor or
21 any drug (RCW 46.61.520)
22 Homicide by Watercraft, by being under the
23 influence of intoxicating liquor or
24 any drug (RCW 88.12.029)

25 VIII Arson 1 (RCW 9A.48.020)
26 Promoting Prostitution 1 (RCW 9A.88.070)
27 Selling for profit (controlled or
28 counterfeit) any controlled substance
29 (RCW 69.50.410)
30 Manufacture, deliver, or possess with
31 intent to deliver heroin or cocaine
32 (RCW 69.50.401(a)(1)(i))
33 Deliver or possess with intent to deliver
34 m e t h a m p h e t a m i n e (R C W
35 69.50.401(a)(1)(ii))
36 Manufacture, deliver, or possess with
37 intent to deliver amphetamine (RCW
38 69.50.401(a)(1)(ii))

1 Possession of ephedrine or pseudoephedrine
2 with intent to manufacture
3 methamphetamine (RCW 69.50.440)
4 Vehicular Homicide, by the operation of any
5 vehicle in a reckless manner (RCW
6 46.61.520)
7 Homicide by Watercraft, by the operation of
8 any vessel in a reckless manner (RCW
9 88.12.029)
10 Manslaughter 2 (RCW 9A.32.070)

11 VII Burglary 1 (RCW 9A.52.020)
12 Vehicular Homicide, by disregard for the
13 safety of others (RCW 46.61.520)
14 Homicide by Watercraft, by disregard for
15 the safety of others (RCW 88.12.029)
16 Introducing Contraband 1 (RCW 9A.76.140)
17 Indecent Liberties (without forcible
18 compulsion) (RCW 9A.44.100(1) (b) and
19 (c))
20 Child Molestation 2 (RCW 9A.44.086)
21 Dealing in depictions of minor engaged in
22 sexually explicit conduct (RCW
23 9.68A.050)
24 Sending, bringing into state depictions of
25 minor engaged in sexually explicit
26 conduct (RCW 9.68A.060)
27 Involving a minor in drug dealing (RCW
28 69.50.401(f))
29 Drive-by Shooting (RCW 9A.36.045)
30 Unlawful Possession of a Firearm in the
31 first degree (RCW 9.41.040(1)(a))
32 Malicious placement of an explosive 3 (RCW
33 70.74.270(3))

34 VI Bribery (RCW 9A.68.010)
35 Rape of a Child 3 (RCW 9A.44.079)
36 Intimidating a Juror/Witness (RCW
37 9A.72.110, 9A.72.130)

1 Malicious placement of an imitation device
2 2 (RCW 70.74.272(1)(b))
3 Incest 1 (RCW 9A.64.020(1))
4 Manufacture, deliver, or possess with
5 intent to deliver narcotics from
6 Schedule I or II (except heroin or
7 cocaine) or flunitrazepam from
8 Schedule IV (RCW 69.50.401(a)(1)(i))
9 Intimidating a Judge (RCW 9A.72.160)
10 Bail Jumping with Murder 1 (RCW
11 9A.76.170(2)(a))
12 Theft of a Firearm (RCW 9A.56.300)
13 V Persistent prison misbehavior (RCW
14 9.94.070)
15 Criminal Mistreatment 1 (RCW 9A.42.020)
16 Abandonment of dependent person 1 (RCW
17 9A.42.060)
18 Rape 3 (RCW 9A.44.060)
19 Sexual Misconduct with a Minor 1 (RCW
20 9A.44.093)
21 Child Molestation 3 (RCW 9A.44.089)
22 Kidnapping 2 (RCW 9A.40.030)
23 Extortion 1 (RCW 9A.56.120)
24 Incest 2 (RCW 9A.64.020(2))
25 Perjury 1 (RCW 9A.72.020)
26 Extortionate Extension of Credit (RCW
27 9A.82.020)
28 Advancing money or property for
29 extortionate extension of credit (RCW
30 9A.82.030)
31 Extortionate Means to Collect Extensions of
32 Credit (RCW 9A.82.040)
33 Rendering Criminal Assistance 1 (RCW
34 9A.76.070)
35 Bail Jumping with class A Felony (RCW
36 9A.76.170(2)(b))
37 Sexually Violating Human Remains (RCW
38 9A.44.105)

1 Delivery of imitation controlled substance
2 by person eighteen or over to person
3 under eighteen (RCW 69.52.030(2))
4 Possession of a Stolen Firearm (RCW
5 9A.56.310)

6 IV Residential Burglary (RCW 9A.52.025)
7 Theft of Livestock 1 (RCW 9A.56.080)
8 Robbery 2 (RCW 9A.56.210)
9 Assault 2 (RCW 9A.36.021)
10 Escape 1 (RCW 9A.76.110)
11 Arson 2 (RCW 9A.48.030)
12 Commercial Bribery (RCW 9A.68.060)
13 Bribing a Witness/Bribe Received by Witness
14 (RCW 9A.72.090, 9A.72.100)
15 Malicious Harassment (RCW 9A.36.080)
16 Threats to Bomb (RCW 9.61.160)
17 Willful Failure to Return from Furlough
18 (RCW 72.66.060)
19 Hit and Run--Injury Accident (RCW
20 46.52.020(4))
21 Hit and Run with Vessel--Injury Accident
22 (RCW 88.12.155(3))
23 Vehicular Assault (RCW 46.61.522)
24 Assault by Watercraft (RCW 88.12.032)
25 Manufacture, deliver, or possess with
26 intent to deliver narcotics from
27 Schedule III, IV, or V or nonnarcotics
28 from Schedule I-V (except marijuana,
29 amphetamine, methamphetamines, or
30 flunitrazepam) (RCW 69.50.401(a)(1)
31 (iii) through (v))
32 Influencing Outcome of Sporting Event (RCW
33 9A.82.070)
34 Use of Proceeds of Criminal Profiteering
35 (RCW 9A.82.080 (1) and (2))
36 Knowingly Trafficking in Stolen Property
37 (RCW 9A.82.050(2))

1 III Criminal Gang Intimidation (RCW 9A.46.120)
2 Criminal Mistreatment 2 (RCW 9A.42.030)
3 Abandonment of dependent person 2 (RCW
4 9A.42.070)
5 Extortion 2 (RCW 9A.56.130)
6 Unlawful Imprisonment (RCW 9A.40.040)
7 Assault 3 (RCW 9A.36.031)
8 Assault of a Child 3 (RCW 9A.36.140)
9 Custodial Assault (RCW 9A.36.100)
10 Unlawful possession of firearm in the
11 second degree (RCW 9.41.040(1)(b))
12 Harassment (RCW 9A.46.020)
13 Promoting Prostitution 2 (RCW 9A.88.080)
14 Willful Failure to Return from Work Release
15 (RCW 72.65.070)
16 Burglary 2 (RCW 9A.52.030)
17 Introducing Contraband 2 (RCW 9A.76.150)
18 Communication with a Minor for Immoral
19 Purposes (RCW 9.68A.090)
20 Patronizing a Juvenile Prostitute (RCW
21 9.68A.100)
22 Escape 2 (RCW 9A.76.120)
23 Perjury 2 (RCW 9A.72.030)
24 Bail Jumping with class B or C Felony (RCW
25 9A.76.170(2)(c))
26 Intimidating a Public Servant (RCW
27 9A.76.180)
28 Tampering with a Witness (RCW 9A.72.120)
29 Manufacture, deliver, or possess with
30 intent to deliver marijuana (RCW
31 69.50.401(a)(1)(iii))
32 Delivery of a material in lieu of a
33 controlled substance (RCW
34 69.50.401(c))
35 Manufacture, distribute, or possess with
36 intent to distribute an imitation
37 controlled substance (RCW
38 69.52.030(1))

1 Recklessly Trafficking in Stolen Property
2 (RCW 9A.82.050(1))
3 Theft of livestock 2 (RCW 9A.56.080)
4 Securities Act violation (RCW 21.20.400)

5 II Mail Theft or Receipt of Stolen Mail
6 (section 5 of this act)
7 Unlawful Practice of Law (RCW 2.48.180)
8 Malicious Mischief 1 (RCW 9A.48.070)
9 Possession of Stolen Property 1 (RCW
10 9A.56.150)
11 Theft 1 (RCW 9A.56.030)
12 Class B Felony Theft of Rental, Leased, or
13 Lease-purchased Property (RCW
14 9A.56.096(4))
15 Trafficking in Insurance Claims (RCW
16 48.30A.015)
17 Unlicensed Practice of a Profession or
18 Business (RCW 18.130.190(7))
19 Health Care False Claims (RCW 48.80.030)
20 Possession of controlled substance that is
21 either heroin or narcotics from
22 Schedule I or II or flunitrazepam from
23 Schedule IV (RCW 69.50.401(d))
24 Possession of phencyclidine (PCP) (RCW
25 69.50.401(d))
26 Create, deliver, or possess a counterfeit
27 controlled substance (RCW
28 69.50.401(b))
29 Computer Trespass 1 (RCW 9A.52.110)
30 Escape from Community Custody (RCW
31 72.09.310)

32 I Destruction of Mail (section 4 of this act)
33 Theft 2 (RCW 9A.56.040)
34 Class C Felony Theft of Rental, Leased, or
35 Lease-purchased Property (RCW
36 9A.56.096(4))
37 Possession of Stolen Property 2 (RCW
38 9A.56.160)

1	D	Malicious Mischief 3 (<\$50 is	
2		E class) (9A.48.090)	E
3	E	Tampering with Fire Alarm	
4		Apparatus (9.40.100)	E
5	A	Possession of Incendiary Device	
6		(9.40.120)	B+
7		Assault and Other Crimes	
8		Involving Physical Harm	
9	A	Assault 1 (9A.36.011)	B+
10	B+	Assault 2 (9A.36.021)	C+
11	C+	Assault 3 (9A.36.031)	D+
12	D+	Assault 4 (9A.36.041)	E
13	B+	Drive-By Shooting	
14		(9A.36.045)	C+
15	D+	Reckless Endangerment	
16		(9A.36.050)	E
17	C+	Promoting Suicide Attempt	
18		(9A.36.060)	D+
19	D+	Coercion (9A.36.070)	E
20	C+	Custodial Assault (9A.36.100)	D+
21		Burglary and Trespass	
22	B+	Burglary 1 (9A.52.020)	C+
23	B	Residential Burglary	
24		(9A.52.025)	C
25	B	Burglary 2 (9A.52.030)	C
26	D	Burglary Tools (Possession of)	
27		(9A.52.060)	E
28	D	Criminal Trespass 1 (9A.52.070)	E
29	E	Criminal Trespass 2 (9A.52.080)	E
30	C	Vehicle Prowling 1 (9A.52.095)	D
31	D	Vehicle Prowling 2 (9A.52.100)	E
32		Drugs	
33	E	Possession/Consumption of Alcohol	
34		(66.44.270)	E
35	C	Illegally Obtaining Legend Drug	
36		(69.41.020)	D

1	C+	Sale, Delivery, Possession of Legend	
2		Drug with Intent to Sell	
3		(69.41.030)	D+
4	E	Possession of Legend Drug	
5		(69.41.030)	E
6	B+	Violation of Uniform Controlled	
7		Substances Act - Narcotic,	
8		Methamphetamine, or Flunitrazepam	
9		Sale (69.50.401(a)(1) (i) or (ii))	B+
10	C	Violation of Uniform Controlled	
11		Substances Act - Nonnarcotic Sale	
12		(69.50.401(a)(1)(iii))	C
13	E	Possession of Marihuana <40 grams	
14		(69.50.401(e))	E
15	C	Fraudulently Obtaining Controlled	
16		Substance (69.50.403)	C
17	C+	Sale of Controlled Substance	
18		for Profit (69.50.410)	C+
19	E	Unlawful Inhalation (9.47A.020)	E
20	B	Violation of Uniform Controlled	
21		Substances Act - Narcotic,	
22		Methamphetamine, or Flunitrazepam	
23		Counterfeit Substances	
24		(69.50.401(b)(1) (i) or (ii))	B
25	C	Violation of Uniform Controlled	
26		Substances Act - Nonnarcotic	
27		Counterfeit Substances	
28		(69.50.401(b)(1) (iii), (iv), (v))	C
29	C	Violation of Uniform Controlled	
30		Substances Act - Possession of a	
31		Controlled Substance	
32		(69.50.401(d))	C
33	C	Violation of Uniform Controlled	
34		Substances Act - Possession of a	
35		Controlled Substance	
36		(69.50.401(c))	C
37		Firearms and Weapons	
38	B	Theft of Firearm (9A.56.300)	C

1	B	Possession of Stolen Firearm	
2		(9A.56.310)	C
3	E	Carrying Loaded Pistol Without	
4		Permit (9.41.050)	E
5	C	Possession of Firearms by Minor (<18)	
6		(9.41.040(1)(b)(iii))	C
7	D+	Possession of Dangerous Weapon	
8		(9.41.250)	E
9	D	Intimidating Another Person by use	
10		of Weapon (9.41.270)	E
11		Homicide	
12	A+	Murder 1 (9A.32.030)	A
13	A+	Murder 2 (9A.32.050)	B+
14	B+	Manslaughter 1 (9A.32.060)	C+
15	C+	Manslaughter 2 (9A.32.070)	D+
16	B+	Vehicular Homicide (46.61.520)	C+
17		Kidnapping	
18	A	Kidnap 1 (9A.40.020)	B+
19	B+	Kidnap 2 (9A.40.030)	C+
20	C+	Unlawful Imprisonment	
21		(9A.40.040)	D+
22		Obstructing Governmental Operation	
23	D	Obstructing a Law Enforcement	
24		Officer (9A.76.020)	E
25	E	Resisting Arrest (9A.76.040)	E
26	B	Introducing Contraband 1	
27		(9A.76.140)	C
28	C	Introducing Contraband 2	
29		(9A.76.150)	D
30	E	Introducing Contraband 3	
31		(9A.76.160)	E
32	B+	Intimidating a Public Servant	
33		(9A.76.180)	C+
34	B+	Intimidating a Witness	
35		(9A.72.110)	C+
36		Public Disturbance	
37	C+	Riot with Weapon (9A.84.010)	D+

1	D+	Riot Without Weapon	
2		(9A.84.010)	E
3	E	Failure to Disperse (9A.84.020)	E
4	E	Disorderly Conduct (9A.84.030)	E
5		Sex Crimes	
6	A	Rape 1 (9A.44.040)	B+
7	A-	Rape 2 (9A.44.050)	B+
8	C+	Rape 3 (9A.44.060)	D+
9	A-	Rape of a Child 1 (9A.44.073)	B+
10	B+	Rape of a Child 2 (9A.44.076)	C+
11	B	Incest 1 (9A.64.020(1))	C
12	C	Incest 2 (9A.64.020(2))	D
13	D+	Indecent Exposure	
14		(Victim <14) (9A.88.010)	E
15	E	Indecent Exposure	
16		(Victim 14 or over) (9A.88.010)	E
17	B+	Promoting Prostitution 1	
18		(9A.88.070)	C+
19	C+	Promoting Prostitution 2	
20		(9A.88.080)	D+
21	E	O & A (Prostitution) (9A.88.030)	E
22	B+	Indecent Liberties (9A.44.100)	C+
23	A-	Child Molestation 1 (9A.44.083)	B+
24	B	Child Molestation 2 (9A.44.086)	C+
25		Theft, Robbery, Extortion, and Forgery	
26	B	Theft 1 (9A.56.030)	C
27	C	Theft 2 (9A.56.040)	D
28	D	Theft 3 (9A.56.050)	E
29	B	Theft of Livestock (9A.56.080)	C
30	C	Forgery (9A.60.020)	D
31	A	Robbery 1 (9A.56.200)	B+
32	B+	Robbery 2 (9A.56.210)	C+
33	B+	Extortion 1 (9A.56.120)	C+
34	C+	Extortion 2 (9A.56.130)	D+
35	<u>C</u>	<u>Mail Theft or Receipt of Stolen</u>	
36		<u>Mail (section 5 of this act)</u>	<u>D</u>
37	<u>D</u>	<u>Destruction of Mail (section 4</u>	
38		<u>of this act)</u>	<u>E</u>

1	B	Possession of Stolen Property 1	
2		(9A.56.150)	C
3	C	Possession of Stolen Property 2	
4		(9A.56.160)	D
5	D	Possession of Stolen Property 3	
6		(9A.56.170)	E
7	C	Taking Motor Vehicle Without	
8		Owner's Permission (9A.56.070)	D
9		Motor Vehicle Related Crimes	
10	E	Driving Without a License	
11		(46.20.005)	E
12	C	Hit and Run - Injury	
13		(46.52.020(4))	D
14	D	Hit and Run-Attended	
15		(46.52.020(5))	E
16	E	Hit and Run-Unattended	
17		(46.52.010)	E
18	C	Vehicular Assault (46.61.522)	D
19	C	Attempting to Elude Pursuing	
20		Police Vehicle (46.61.024)	D
21	E	Reckless Driving (46.61.500)	E
22	D	Driving While Under the Influence	
23		(46.61.502 and 46.61.504)	E
24		Other	
25	B	Bomb Threat (9.61.160)	C
26	C	Escape 1 (9A.76.110)	C
27	C	Escape 2 (9A.76.120)	C
28	D	Escape 3 (9A.76.130)	E
29	E	Obscene, Harassing, Etc.,	
30		Phone Calls (9.61.230)	E
31	A	Other Offense Equivalent to an	
32		Adult Class A Felony	B+
33	B	Other Offense Equivalent to an	
34		Adult Class B Felony	C
35	C	Other Offense Equivalent to an	
36		Adult Class C Felony	D
37	D	Other Offense Equivalent to an	
38		Adult Gross Misdemeanor	E

1	E	Other Offense Equivalent to an	
2		Adult Misdemeanor	E
3	V	Violation of Order of Restitution,	
4		Community Supervision, or	
5		Confinement {13.40.200)	V

6 Escape 1 and 2 and Attempted Escape 1 and 2 are classed as C offenses
7 and the standard range is established as follows:

8 1st escape or attempted escape during 12-month period - 4 weeks
9 confinement

10 2nd escape or attempted escape during 12-month period - 8 weeks
11 confinement

12 3rd and subsequent escape or attempted escape during 12-month
13 period - 12 weeks confinement

14 If the court finds that a respondent has violated terms of an order,
15 it may impose a penalty of up to 30 days of confinement.

16 **JUVENILE SENTENCING STANDARDS**

17 This schedule must be used for juvenile offenders. The court may
18 select sentencing option A, B, or C.

OPTION A
JUVENILE OFFENDER SENTENCING GRID
STANDARD RANGE

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Current Offense Category		0	1	2	3	4 or more
A+		180 WEEKS TO AGE 21 YEARS				
A		103 WEEKS TO 129 WEEKS				
A-		15-36 WEEKS EXCEPT 30-40 WEEKS FOR 15-17 YEAR OLDS	52-65 WEEKS	80-100 WEEKS	103-129 WEEKS	
Current Offense Category	B+	15-36 WEEKS	52-65 WEEKS	80-100 WEEKS	103-129 WEEKS	
	B	LOCAL SANCTIONS (LS)	15-36 WEEKS	52-65 WEEKS		
	C+	LS	15-36 WEEKS			
	C	LS	Local Sanctions: 0 to 30 Days	15-36 WEEKS		
	D+	LS	0 to 12 Months Community Supervision	0 to 150 Hours Community Service		
	D	LS	\$0 to \$500 Fine			
	E	LS				

36 NOTE: References in the grid to days or weeks mean periods of
37 confinement.

38 (1) The vertical axis of the grid is the current offense category.
39 The current offense category is determined by the offense of
40 adjudication.

41 (2) The horizontal axis of the grid is the number of prior
42 adjudications included in the juvenile's criminal history. Each prior
43 felony adjudication shall count as one point. Each prior violation,

1 misdemeanor, and gross misdemeanor adjudication shall count as 1/4
2 point. Fractional points shall be rounded down.

3 (3) The standard range disposition for each offense is determined
4 by the intersection of the column defined by the prior adjudications
5 and the row defined by the current offense category.

6 (4) RCW 13.40.180 applies if the offender is being sentenced for
7 more than one offense.

8 (5) A current offense that is a violation is equivalent to an
9 offense category of E. However, a disposition for a violation shall
10 not include confinement.

11 OR

12 OPTION B

13 CHEMICAL DEPENDENCY DISPOSITION ALTERNATIVE

14 If the juvenile offender is subject to a standard range
15 disposition of local sanctions or 15 to 36 weeks of confinement and has
16 not committed an A- or B+ offense, the court may impose a disposition
17 under RCW 13.40.160(5) and 13.40.165.

18 OR

19 OPTION C

20 MANIFEST INJUSTICE

21 If the court determines that a disposition under option A or B would
22 effectuate a manifest injustice, the court shall impose a disposition
23 outside the standard range under RCW 13.40.160(2).

24 NEW SECTION. **Sec. 10.** If specific funding for the purposes of
25 this act, referencing this act by bill or chapter number, is not
26 provided by June 30, 1999, in the omnibus appropriations act, this act
27 is null and void."

28 Correct the title.

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