

# FINAL BILL REPORT

## SSB 6260

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Synopsis as Enacted

**Brief Description:** Increasing penalties for manufacturing a controlled substance when children are present.

**Sponsors:** Senate Committee on Judiciary (originally sponsored by Senators Rasmussen, Heavey, Haugen, Goings, Oke and Gardner).

**Senate Committee on Judiciary**

**House Committee on Criminal Justice & Corrections**

**House Committee on Appropriations**

**Background:** Possession of ephedrine or pseudoephedrine with intent to manufacture methamphetamine is a class B felony ranked at level VIII on the sentencing grid. Manufacture of methamphetamine is a class B felony ranked at level X on the sentencing grid. Current law provides for an additional 24-month sentence when certain controlled substances are manufactured, sold, delivered, or possessed in public areas such as at or near schools, parks, public transit, drug free zones, or civic centers.

**Summary:** A person convicted of manufacturing methamphetamine, or possession of ephedrine or pseudoephedrine with intent to manufacture methamphetamine receives a 24-month sentence enhancement in addition to the standard sentence if the underlying crime was committed when a person under the age of 18 was present in or upon the premises.

The prosecutor must plead the special allegation and prove it beyond a reasonable doubt. The judge or jury only consider the special allegation after the offender is convicted of the underlying crime.

**Votes on Final Passage:**

Senate	45 0
House	98 0

**Effective:** June 8, 2000