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HOUSE BILL 2425

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State of Washington

56th Legislature

2000 Regular Session

By Representatives Schoesler, Buck, Ballasiotes, Doumit, Koster, Bush, Woods, Hankins, Pennington, Dunn, Delvin, G. Chandler, Parlette, Mastin, Mulliken, Pflug, Benson, Boldt, McMorris, McDonald and Esser

Read first time 01/12/2000. Referred to Committee on Criminal Justice & Corrections.

1 AN ACT Relating to changing the definition of the crime of assault  
2 of a child in the second degree; amending RCW 9A.36.130; and  
3 prescribing penalties.

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

5 **Sec. 1.** RCW 9A.36.130 and 1992 c 145 s 2 are each amended to read  
6 as follows:

7 (1) A person eighteen years of age or older is guilty of the crime  
8 of assault of a child in the second degree if the child is under the  
9 age of thirteen and the person:

10 (a) Commits the crime of assault in the second degree, as defined  
11 in RCW 9A.36.021, against a child; (~~or~~)

12 (b) Intentionally assaults the child and causes bodily harm that is  
13 greater than transient physical pain or minor temporary marks, and the  
14 person has previously engaged in a pattern or practice either of (i)  
15 assaulting the child which has resulted in bodily harm that is greater  
16 than transient pain or minor temporary marks, or (ii) causing the child  
17 physical pain or agony that is equivalent to that produced by torture;  
18 or

1       (c) Knowingly manufactures methamphetamine, or knowingly possesses  
2 ephedrine or pseudoephedrine with intent to manufacture  
3 methamphetamine, in or within one hundred feet of a residence where the  
4 child resides. For the purposes of this subsection, "child" includes  
5 an unborn quick child.

6       (2) Assault of a child in the second degree is a class B felony.

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