
HOUSE BILL 2563

State of Washington

56th Legislature

2000 Regular Session

By Representatives Carrell, Dickerson, O'Brien, Lovick and Boldt

Read first time 01/17/2000. Referred to Committee on Criminal Justice & Corrections.

1 AN ACT Relating to penalties for committing drug violations in the
2 presence of children; reenacting and amending RCW 9.94A.310 and
3 9.94A.320; adding new sections to chapter 69.50 RCW; and prescribing
4 penalties.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 69.50 RCW
7 to read as follows:

8 Any person who violates RCW 69.50.401(a) by manufacturing, selling,
9 delivering, or possessing with the intent to manufacture, sell, or
10 deliver a controlled substance listed under that subsection or who
11 violates RCW 69.50.410 by selling for profit any controlled substance
12 or counterfeit substance classified in Schedule I, RCW 69.50.204,
13 except leaves and flowering tops of marihuana to a person in the
14 presence of a person less than sixteen years of age, may be punished by
15 a fine of up to twice the fine otherwise authorized by this chapter,
16 but not including twice the fine authorized by RCW 69.50.406, or by
17 imprisonment of up to twice the imprisonment otherwise authorized by
18 this chapter, but not including twice the imprisonment authorized by
19 RCW 69.50.406, or by both such fine and imprisonment. The provisions

1 of this section shall not operate to more than double the fine or
 2 imprisonment otherwise authorized by this chapter for an offense.

3 **Sec. 2.** RCW 9.94A.310 and 1999 c 352 s 2 and 1999 c 324 s 3 are
 4 each reenacted and amended to read as follows:

5 (1) TABLE 1

6 Sentencing Grid

7 SERIOUSNESS

8 LEVEL

OFFENDER SCORE

9 or

10 0 1 2 3 4 5 6 7 8 more

11
 12 XVI Life Sentence without Parole/Death Penalty

13
 14 XV 23y4m 24y4m 25y4m 26y4m 27y4m 28y4m 30y4m 32y10m36y 40y
 15 240- 250- 261- 271- 281- 291- 312- 338- 370- 411-
 16 320 333 347 361 374 388 416 450 493 548

17
 18 XIV 14y4m 15y4m 16y2m 17y 17y11m18y9m 20y5m 22y2m 25y7m 29y
 19 123- 134- 144- 154- 165- 175- 195- 216- 257- 298-
 20 220 234 244 254 265 275 295 316 357 397

21
 22 XIII 12y 13y 14y 15y 16y 17y 19y 21y 25y 29y
 23 123- 134- 144- 154- 165- 175- 195- 216- 257- 298-
 24 164 178 192 205 219 233 260 288 342 397

25
 26 XII 9y 9y11m 10y9m 11y8m 12y6m 13y5m 15y9m 17y3m 20y3m 23y3m
 27 93- 102- 111- 120- 129- 138- 162- 178- 209- 240-
 28 123 136 147 160 171 184 216 236 277 318

29
 30 XI 7y6m 8y4m 9y2m 9y11m 10y9m 11y7m 14y2m 15y5m 17y11m 20y5m
 31 78- 86- 95- 102- 111- 120- 146- 159- 185- 210-
 32 102 114 125 136 147 158 194 211 245 280

33
 34 X 5y 5y6m 6y 6y6m 7y 7y6m 9y6m 10y6m 12y6m 14y6m
 35 51- 57- 62- 67- 72- 77- 98- 108- 129- 149-
 36 68 75 82 89 96 102 130 144 171 198

1	IX	3y	3y6m	4y	4y6m	5y	5y6m	7y6m	8y6m	10y6m	12y6m
2		31-	36-	41-	46-	51-	57-	77-	87-	108-	129-
3		41	48	54	61	68	75	102	116	144	171
4											
5	VIII	2y	2y6m	3y	3y6m	4y	4y6m	6y6m	7y6m	8y6m	10y6m
6		21-	26-	31-	36-	41-	46-	67-	77-	87-	108-
7		27	34	41	48	54	61	89	102	116	144
8											
9	VII	18m	2y	2y6m	3y	3y6m	4y	5y6m	6y6m	7y6m	8y6m
10		15-	21-	26-	31-	36-	41-	57-	67-	77-	87-
11		20	27	34	41	48	54	75	89	102	116
12											
13	VI	13m	18m	2y	2y6m	3y	3y6m	4y6m	5y6m	6y6m	7y6m
14		12+-	15-	21-	26-	31-	36-	46-	57-	67-	77-
15		14	20	27	34	41	48	61	75	89	102
16											
17	V	9m	13m	15m	18m	2y2m	3y2m	4y	5y	6y	7y
18		6-	12+-	13-	15-	22-	33-	41-	51-	62-	72-
19		12	14	17	20	29	43	54	68	82	96
20											
21	IV	6m	9m	13m	15m	18m	2y2m	3y2m	4y2m	5y2m	6y2m
22		3-	6-	12+-	13-	15-	22-	33-	43-	53-	63-
23		9	12	14	17	20	29	43	57	70	84
24											
25	III	2m	5m	8m	11m	14m	20m	2y2m	3y2m	4y2m	5y
26		1-	3-	4-	9-	12+-	17-	22-	33-	43-	51-
27		3	8	12	12	16	22	29	43	57	68
28											
29	II		4m	6m	8m	13m	16m	20m	2y2m	3y2m	4y2m
30		0-90	2-	3-	4-	12+-	14-	17-	22-	33-	43-
31		Days	6	9	12	14	18	22	29	43	57
32											
33	I			3m	4m	5m	8m	13m	16m	20m	2y2m
34		0-60	0-90	2-	2-	3-	4-	12+-	14-	17-	22-
35		Days	Days	5	6	8	12	14	18	22	29
36											

37 NOTE: Numbers in the first horizontal row of each seriousness category
38 represent sentencing midpoints in years(y) and months(m). Numbers in

1 the second and third rows represent presumptive sentencing ranges in
2 months, or in days if so designated. 12+ equals one year and one day.

3 (2) For persons convicted of the anticipatory offenses of criminal
4 attempt, solicitation, or conspiracy under chapter 9A.28 RCW, the
5 presumptive sentence is determined by locating the sentencing grid
6 sentence range defined by the appropriate offender score and the
7 seriousness level of the completed crime, and multiplying the range by
8 75 percent.

9 (3) The following additional times shall be added to the
10 presumptive sentence for felony crimes committed after July 23, 1995,
11 if the offender or an accomplice was armed with a firearm as defined in
12 RCW 9.41.010 and the offender is being sentenced for one of the crimes
13 listed in this subsection as eligible for any firearm enhancements
14 based on the classification of the completed felony crime. If the
15 offender is being sentenced for more than one offense, the firearm
16 enhancement or enhancements must be added to the total period of
17 confinement for all offenses, regardless of which underlying offense is
18 subject to a firearm enhancement. If the offender or an accomplice was
19 armed with a firearm as defined in RCW 9.41.010 and the offender is
20 being sentenced for an anticipatory offense under chapter 9A.28 RCW to
21 commit one of the crimes listed in this subsection as eligible for any
22 firearm enhancements, the following additional times shall be added to
23 the presumptive sentence determined under subsection (2) of this
24 section based on the felony crime of conviction as classified under RCW
25 9A.28.020:

26 (a) Five years for any felony defined under any law as a class A
27 felony or with a maximum sentence of at least twenty years, or both,
28 and not covered under (f) of this subsection.

29 (b) Three years for any felony defined under any law as a class B
30 felony or with a maximum sentence of ten years, or both, and not
31 covered under (f) of this subsection.

32 (c) Eighteen months for any felony defined under any law as a
33 class C felony or with a maximum sentence of five years, or both, and
34 not covered under (f) of this subsection.

35 (d) If the offender is being sentenced for any firearm
36 enhancements under (a), (b), and/or (c) of this subsection and the
37 offender has previously been sentenced for any deadly weapon
38 enhancements after July 23, 1995, under (a), (b), and/or (c) of this
39 subsection or subsection (4)(a), (b), and/or (c) of this section, or

1 both, any and all firearm enhancements under this subsection shall be
2 twice the amount of the enhancement listed.

3 (e) Notwithstanding any other provision of law, any and all
4 firearm enhancements under this section are mandatory, shall be served
5 in total confinement, and shall run consecutively to all other
6 sentencing provisions, including other firearm or deadly weapon
7 enhancements, for all offenses sentenced under this chapter. However,
8 whether or not a mandatory minimum term has expired, an offender
9 serving a sentence under this subsection may be granted an
10 extraordinary medical placement when authorized under RCW 9.94A.150(4).

11 (f) The firearm enhancements in this section shall apply to all
12 felony crimes except the following: Possession of a machine gun,
13 possessing a stolen firearm, drive-by shooting, theft of a firearm,
14 unlawful possession of a firearm in the first and second degree, and
15 use of a machine gun in a felony.

16 (g) If the presumptive sentence under this section exceeds the
17 statutory maximum for the offense, the statutory maximum sentence shall
18 be the presumptive sentence unless the offender is a persistent
19 offender as defined in RCW 9.94A.030. If the addition of a firearm
20 enhancement increases the sentence so that it would exceed the
21 statutory maximum for the offense, the portion of the sentence
22 representing the enhancement may not be reduced.

23 (4) The following additional times shall be added to the
24 presumptive sentence for felony crimes committed after July 23, 1995,
25 if the offender or an accomplice was armed with a deadly weapon as
26 defined in this chapter other than a firearm as defined in RCW 9.41.010
27 and the offender is being sentenced for one of the crimes listed in
28 this subsection as eligible for any deadly weapon enhancements based on
29 the classification of the completed felony crime. If the offender is
30 being sentenced for more than one offense, the deadly weapon
31 enhancement or enhancements must be added to the total period of
32 confinement for all offenses, regardless of which underlying offense is
33 subject to a deadly weapon enhancement. If the offender or an
34 accomplice was armed with a deadly weapon other than a firearm as
35 defined in RCW 9.41.010 and the offender is being sentenced for an
36 anticipatory offense under chapter 9A.28 RCW to commit one of the
37 crimes listed in this subsection as eligible for any deadly weapon
38 enhancements, the following additional times shall be added to the
39 presumptive sentence determined under subsection (2) of this section

1 based on the felony crime of conviction as classified under RCW
2 9A.28.020:

3 (a) Two years for any felony defined under any law as a class A
4 felony or with a maximum sentence of at least twenty years, or both,
5 and not covered under (f) of this subsection.

6 (b) One year for any felony defined under any law as a class B
7 felony or with a maximum sentence of ten years, or both, and not
8 covered under (f) of this subsection.

9 (c) Six months for any felony defined under any law as a class C
10 felony or with a maximum sentence of five years, or both, and not
11 covered under (f) of this subsection.

12 (d) If the offender is being sentenced under (a), (b), and/or (c)
13 of this subsection for any deadly weapon enhancements and the offender
14 has previously been sentenced for any deadly weapon enhancements after
15 July 23, 1995, under (a), (b), and/or (c) of this subsection or
16 subsection (3)(a), (b), and/or (c) of this section, or both, any and
17 all deadly weapon enhancements under this subsection shall be twice the
18 amount of the enhancement listed.

19 (e) Notwithstanding any other provision of law, any and all deadly
20 weapon enhancements under this section are mandatory, shall be served
21 in total confinement, and shall run consecutively to all other
22 sentencing provisions, including other firearm or deadly weapon
23 enhancements, for all offenses sentenced under this chapter. However,
24 whether or not a mandatory minimum term has expired, an offender
25 serving a sentence under this subsection may be granted an
26 extraordinary medical placement when authorized under RCW 9.94A.150(4).

27 (f) The deadly weapon enhancements in this section shall apply to
28 all felony crimes except the following: Possession of a machine gun,
29 possessing a stolen firearm, drive-by shooting, theft of a firearm,
30 unlawful possession of a firearm in the first and second degree, and
31 use of a machine gun in a felony.

32 (g) If the presumptive sentence under this section exceeds the
33 statutory maximum for the offense, the statutory maximum sentence shall
34 be the presumptive sentence unless the offender is a persistent
35 offender as defined in RCW 9.94A.030. If the addition of a deadly
36 weapon enhancement increases the sentence so that it would exceed the
37 statutory maximum for the offense, the portion of the sentence
38 representing the enhancement may not be reduced.

1 (5) The following additional times shall be added to the
2 presumptive sentence if the offender or an accomplice committed the
3 offense while in a county jail or state correctional facility as that
4 term is defined in this chapter and the offender is being sentenced for
5 one of the crimes listed in this subsection. If the offender or an
6 accomplice committed one of the crimes listed in this subsection while
7 in a county jail or state correctional facility as that term is defined
8 in this chapter, and the offender is being sentenced for an
9 anticipatory offense under chapter 9A.28 RCW to commit one of the
10 crimes listed in this subsection, the following additional times shall
11 be added to the presumptive sentence determined under subsection (2) of
12 this section:

13 (a) Eighteen months for offenses committed under RCW
14 69.50.401(a)(1) (i) or (ii) or 69.50.410;

15 (b) Fifteen months for offenses committed under RCW
16 69.50.401(a)(1) (iii), (iv), and (v);

17 (c) Twelve months for offenses committed under RCW 69.50.401(d).

18 For the purposes of this subsection, all of the real property of
19 a state correctional facility or county jail shall be deemed to be part
20 of that facility or county jail.

21 (6) An additional twenty-four months shall be added to the
22 presumptive sentence for any ranked offense involving a violation of
23 chapter 69.50 RCW if the offense was also a violation of RCW 69.50.435,
24 or section 1 of this act. If the offender violates both RCW 69.50.435
25 and section 1 of this act, the enhancements for each violation shall
26 run consecutively.

27 (7) An additional two years shall be added to the presumptive
28 sentence for vehicular homicide committed while under the influence of
29 intoxicating liquor or any drug as defined by RCW 46.61.502 for each
30 prior offense as defined in RCW 46.61.5055.

31 NEW SECTION. **Sec. 3.** A new section is added to chapter 69.50 RCW
32 to read as follows:

33 (1) The definitions in this subsection apply throughout this
34 section and section 4 of this act unless the context clearly requires
35 otherwise.

36 (a) "Child" means a person under eighteen years of age.

1 (b) "Parent" has its ordinary meaning and includes a stepparent or
2 adoptive parent, and also includes a guardian or the authorized agent
3 of a parent or guardian.

4 (2) A parent of a child is guilty of exposing a child to
5 methamphetamine manufacture in the first degree if he or she:

6 (a) Fails to take immediate steps reasonably calculated to remove
7 the child from a building in which he or she knows or reasonably should
8 know methamphetamine is being manufactured upon learning that the child
9 is in the building; or

10 (b) Fails to take immediate steps reasonably calculated to prevent
11 the child from entering a building in which he or she knows or
12 reasonably should know methamphetamine is being manufactured upon
13 learning that the child is about to enter the building.

14 (3) Exposing a child to methamphetamine manufacture in the first
15 degree shall be punishable by up to ten years in prison or a fine of
16 not more than twenty-five thousand dollars, or both such imprisonment
17 and fine.

18 NEW SECTION. **Sec. 4.** A new section is added to chapter 69.50 RCW
19 to read as follows:

20 (1) A person is guilty of exposing a child to methamphetamine
21 manufacture in the second degree if a child is inside a building where
22 methamphetamine is being manufactured, and the person is, or has been,
23 a participant in the manufacture of methamphetamine, either as a
24 principle or an accomplice.

25 (2) Exposing a child to methamphetamine manufacture in the second
26 degree shall be punishable by up to ten years in prison or a fine of
27 not more than twenty-five thousand dollars, or both such imprisonment
28 and fine.

29 **Sec. 5.** RCW 9.94A.320 and 1999 c 352 s 3, 1999 c 322 s 5, and
30 1999 c 45 s 4 are each reenacted and amended to read as follows:

31 TABLE 2

32 CRIMES INCLUDED WITHIN EACH SERIOUSNESS LEVEL

33 XVI Aggravated Murder 1 (RCW 10.95.020)
34 XV Homicide by abuse (RCW 9A.32.055)
35 Malicious explosion 1 (RCW 70.74.280(1))
36 Murder 1 (RCW 9A.32.030)

1 XIV Murder 2 (RCW 9A.32.050)

2 XIII Malicious explosion 2 (RCW 70.74.280(2))

3 Malicious placement of an explosive 1 (RCW

4 70.74.270(1))

5 XII Assault 1 (RCW 9A.36.011)

6 Assault of a Child 1 (RCW 9A.36.120)

7 Malicious placement of an imitation device 1

8 (RCW 70.74.272(1)(a))

9 Rape 1 (RCW 9A.44.040)

10 Rape of a Child 1 (RCW 9A.44.073)

11 XI Manslaughter 1 (RCW 9A.32.060)

12 Rape 2 (RCW 9A.44.050)

13 Rape of a Child 2 (RCW 9A.44.076)

14 X Child Molestation 1 (RCW 9A.44.083)

15 Exposing a Child to Methamphetamine

16 Manufacture 1 (section 3 of this act)

17 Indecent Liberties (with forcible compulsion)

18 (RCW 9A.44.100(1)(a))

19 Kidnapping 1 (RCW 9A.40.020)

20 Leading Organized Crime (RCW 9A.82.060(1)(a))

21 Malicious explosion 3 (RCW 70.74.280(3))

22 Manufacture of methamphetamine (RCW

23 69.50.401(a)(1)(ii))

24 Over 18 and deliver heroin, methamphetamine,

25 a narcotic from Schedule I or II, or

26 flunitrazepam from Schedule IV to

27 someone under 18 (RCW 69.50.406)

28 IX Assault of a Child 2 (RCW 9A.36.130)

29 Controlled Substance Homicide (RCW 69.50.415)

30 Explosive devices prohibited (RCW 70.74.180)

31 Homicide by Watercraft, by being under the

32 influence of intoxicating liquor or any

33 drug (RCW (~~88.12.029~~) 79A.60.050)

34 Inciting Criminal Profiteering (RCW

35 9A.82.060(1)(b))

1 Malicious placement of an explosive 2 (RCW
2 70.74.270(2))
3 Over 18 and deliver narcotic from Schedule
4 III, IV, or V or a nonnarcotic, except
5 flunitrazepam or methamphetamine, from
6 Schedule I-V to someone under 18 and 3
7 years junior (RCW 69.50.406)
8 Robbery 1 (RCW 9A.56.200)
9 Sexual Exploitation (RCW 9.68A.040)
10 Vehicular Homicide, by being under the
11 influence of intoxicating liquor or any
12 drug (RCW 46.61.520)

13 VIII Arson 1 (RCW 9A.48.020)
14 Deliver or possess with intent to deliver
15 m e t h a m p h e t a m i n e (R C W
16 69.50.401(a)(1)(ii))
17 Exposing a Child to Methamphetamine
18 Manufacture 2 (section 4 of this act)
19 Homicide by Watercraft, by the operation of
20 any vessel in a reckless manner (RCW
21 ((88.12.029)) 79A.60.050)
22 Manslaughter 2 (RCW 9A.32.070)
23 Manufacture, deliver, or possess with intent
24 to deliver amphetamine (RCW
25 69.50.401(a)(1)(ii))
26 Manufacture, deliver, or possess with intent
27 to deliver heroin or cocaine (RCW
28 69.50.401(a)(1)(i))
29 Possession of ephedrine or pseudoephedrine
30 with intent to manufacture
31 methamphetamine (RCW 69.50.440)
32 Promoting Prostitution 1 (RCW 9A.88.070)
33 Selling for profit (controlled or
34 counterfeit) any controlled substance
35 (RCW 69.50.410)
36 Vehicular Homicide, by the operation of any
37 vehicle in a reckless manner (RCW
38 46.61.520)

1 VII Burglary 1 (RCW 9A.52.020)
2 Child Molestation 2 (RCW 9A.44.086)
3 Dealing in depictions of minor engaged in
4 sexually explicit conduct (RCW
5 9.68A.050)
6 Drive-by Shooting (RCW 9A.36.045)
7 Homicide by Watercraft, by disregard for the
8 safety of others (RCW ~~((88.12.029))~~
9 79A.60.050)
10 Indecent Liberties (without forcible
11 compulsion) (RCW 9A.44.100(1) (b) and
12 (c))
13 Introducing Contraband 1 (RCW 9A.76.140)
14 Involving a minor in drug dealing (RCW
15 69.50.401(f))
16 Malicious placement of an explosive 3 (RCW
17 70.74.270(3))
18 Sending, bringing into state depictions of
19 minor engaged in sexually explicit
20 conduct (RCW 9.68A.060)
21 Unlawful Possession of a Firearm in the first
22 degree (RCW 9.41.040(1)(a))
23 Use of a Machine Gun in Commission of a
24 Felony (RCW 9.41.225)
25 Vehicular Homicide, by disregard for the
26 safety of others (RCW 46.61.520)
27 VI Bail Jumping with Murder 1 (RCW
28 9A.76.170(2)(a))
29 Bribery (RCW 9A.68.010)
30 Incest 1 (RCW 9A.64.020(1))
31 Intimidating a Judge (RCW 9A.72.160)
32 Intimidating a Juror/Witness (RCW 9A.72.110,
33 9A.72.130)
34 Malicious placement of an imitation device 2
35 (RCW 70.74.272(1)(b))
36 Manufacture, deliver, or possess with intent
37 to deliver narcotics from Schedule I or
38 II (except heroin or cocaine) or

1 flunitrazepam from Schedule IV (RCW
2 69.50.401(a)(1)(i))
3 Rape of a Child 3 (RCW 9A.44.079)
4 Theft of a Firearm (RCW 9A.56.300)

5 V Abandonment of dependent person 1 (RCW
6 9A.42.060)
7 Advancing money or property for extortionate
8 extension of credit (RCW 9A.82.030)
9 Bail Jumping with class A Felony (RCW
10 9A.76.170(2)(b))
11 Child Molestation 3 (RCW 9A.44.089)
12 Criminal Mistreatment 1 (RCW 9A.42.020)
13 Custodial Sexual Misconduct 1 (RCW 9A.44.160)
14 Delivery of imitation controlled substance by
15 person eighteen or over to person under
16 eighteen (RCW 69.52.030(2))
17 Extortion 1 (RCW 9A.56.120)
18 Extortionate Extension of Credit (RCW
19 9A.82.020)
20 Extortionate Means to Collect Extensions of
21 Credit (RCW 9A.82.040)
22 Incest 2 (RCW 9A.64.020(2))
23 Kidnapping 2 (RCW 9A.40.030)
24 On and after July 1, 2000: No-Contact Order
25 Violation: Domestic Violence Pretrial
26 Condition (RCW 10.99.040(4) (b) and (c))
27 On and after July 1, 2000: No-Contact Order
28 Violation: Domestic Violence Sentence
29 Condition (RCW 10.99.050(2))
30 On and after July 1, 2000: Protection Order
31 Violation: Domestic Violence Civil
32 Action (RCW 26.50.110 (4) and (5))
33 On and after July 1, 2000: Stalking (RCW
34 9A.46.110)
35 Perjury 1 (RCW 9A.72.020)
36 Persistent prison misbehavior (RCW 9.94.070)
37 Possession of a Stolen Firearm (RCW
38 9A.56.310)
39 Rape 3 (RCW 9A.44.060)

1 Rendering Criminal Assistance 1 (RCW
2 9A.76.070)
3 Sexual Misconduct with a Minor 1 (RCW
4 9A.44.093)
5 Sexually Violating Human Remains (RCW
6 9A.44.105)

7 IV Arson 2 (RCW 9A.48.030)
8 Assault 2 (RCW 9A.36.021)
9 Assault by Watercraft (RCW ((88.12.032))
10 79A.60.060)
11 Bribing a Witness/Bribe Received by Witness
12 (RCW 9A.72.090, 9A.72.100)
13 Commercial Bribery (RCW 9A.68.060)
14 Counterfeiting (RCW 9.16.035(4))
15 Escape 1 (RCW 9A.76.110)
16 Hit and Run--Injury Accident (RCW
17 46.52.020(4))
18 Hit and Run with Vessel--Injury Accident (RCW
19 ((88.12.155)) 79A.60.200(3))
20 Indecent Exposure to Person Under Age
21 Fourteen (subsequent sex offense) (RCW
22 9A.88.010)
23 Influencing Outcome of Sporting Event (RCW
24 9A.82.070)
25 Knowingly Trafficking in Stolen Property (RCW
26 9A.82.050(2))
27 Malicious Harassment (RCW 9A.36.080)
28 Manufacture, deliver, or possess with intent
29 to deliver narcotics from Schedule III,
30 IV, or V or nonnarcotics from Schedule
31 I-V (except marijuana, amphetamine,
32 methamphetamines, or flunitrazepam) (RCW
33 69.50.401(a)(1) (iii) through (v))
34 Residential Burglary (RCW 9A.52.025)
35 Robbery 2 (RCW 9A.56.210)
36 Theft of Livestock 1 (RCW 9A.56.080)
37 Threats to Bomb (RCW 9.61.160)
38 Use of Proceeds of Criminal Profiteering (RCW
39 9A.82.080 (1) and (2))

1 Vehicular Assault (RCW 46.61.522)
2 Willful Failure to Return from Furlough (RCW
3 72.66.060)

4 III Abandonment of dependent person 2 (RCW
5 9A.42.070)
6 Assault 3 (RCW 9A.36.031)
7 Assault of a Child 3 (RCW 9A.36.140)
8 Bail Jumping with class B or C Felony (RCW
9 9A.76.170(2)(c))
10 Burglary 2 (RCW 9A.52.030)
11 Communication with a Minor for Immoral
12 Purposes (RCW 9.68A.090)
13 Criminal Gang Intimidation (RCW 9A.46.120)
14 Criminal Mistreatment 2 (RCW 9A.42.030)
15 Custodial Assault (RCW 9A.36.100)
16 Delivery of a material in lieu of a
17 controlled substance (RCW 69.50.401(c))
18 Escape 2 (RCW 9A.76.120)
19 Extortion 2 (RCW 9A.56.130)
20 Harassment (RCW 9A.46.020)
21 Intimidating a Public Servant (RCW 9A.76.180)
22 Introducing Contraband 2 (RCW 9A.76.150)
23 Maintaining a Dwelling or Place for
24 Controlled Substances (RCW
25 69.50.402(a)(6))
26 Malicious Injury to Railroad Property (RCW
27 81.60.070)
28 Manufacture, deliver, or possess with intent
29 to deliver marijuana (RCW
30 69.50.401(a)(1)(iii))
31 Manufacture, distribute, or possess with
32 intent to distribute an imitation
33 controlled substance (RCW 69.52.030(1))
34 Patronizing a Juvenile Prostitute (RCW
35 9.68A.100)
36 Perjury 2 (RCW 9A.72.030)
37 Possession of Incendiary Device (RCW
38 9.40.120)

1 Possession of Machine Gun or Short-Barreled
2 Shotgun or Rifle (RCW 9.41.190)
3 Promoting Prostitution 2 (RCW 9A.88.080)
4 Recklessly Trafficking in Stolen Property
5 (RCW 9A.82.050(1))
6 Securities Act violation (RCW 21.20.400)
7 Tampering with a Witness (RCW 9A.72.120)
8 Telephone Harassment (subsequent conviction
9 or threat of death) (RCW 9.61.230)
10 Theft of Livestock 2 (RCW 9A.56.080)
11 Unlawful Imprisonment (RCW 9A.40.040)
12 Unlawful possession of firearm in the second
13 degree (RCW 9.41.040(1)(b))
14 Unlawful Use of Building for Drug Purposes
15 (RCW 69.53.010)
16 Willful Failure to Return from Work Release
17 (RCW 72.65.070)

18 II Computer Trespass 1 (RCW 9A.52.110)
19 Counterfeiting (RCW 9.16.035(3))
20 Create, deliver, or possess a counterfeit
21 controlled substance (RCW 69.50.401(b))
22 Escape from Community Custody (RCW 72.09.310)
23 Health Care False Claims (RCW 48.80.030)
24 Malicious Mischief 1 (RCW 9A.48.070)
25 Possession of controlled substance that is
26 either heroin or narcotics from Schedule
27 I or II or flunitrazepam from Schedule
28 IV (RCW 69.50.401(d))
29 Possession of phencyclidine (PCP) (RCW
30 69.50.401(d))
31 Possession of Stolen Property 1 (RCW
32 9A.56.150)
33 Theft 1 (RCW 9A.56.030)
34 Theft of Rental, Leased, or Lease-purchased
35 Property (valued at one thousand five
36 hundred dollars or more) (RCW
37 9A.56.096(4))
38 Trafficking in Insurance Claims (RCW
39 48.30A.015)

1 Unlawful Practice of Law (RCW 2.48.180)
2 Unlicensed Practice of a Profession or
3 Business (RCW 18.130.190(7))
4 I Attempting to Elude a Pursuing Police Vehicle
5 (RCW 46.61.024)
6 False Verification for Welfare (RCW
7 74.08.055)
8 Forged Prescription (RCW 69.41.020)
9 Forged Prescription for a Controlled
10 Substance (RCW 69.50.403)
11 Forgery (RCW 9A.60.020)
12 Malicious Mischief 2 (RCW 9A.48.080)
13 Possess Controlled Substance that is a
14 Narcotic from Schedule III, IV, or V or
15 Non-narcotic from Schedule I-V (except
16 phencyclidine or flunitrazepam) (RCW
17 69.50.401(d))
18 Possession of Stolen Property 2 (RCW
19 9A.56.160)
20 Reckless Burning 1 (RCW 9A.48.040)
21 Taking Motor Vehicle Without Permission (RCW
22 9A.56.070)
23 Theft 2 (RCW 9A.56.040)
24 Theft of Rental, Leased, or Lease-purchased
25 Property (valued at two hundred fifty
26 dollars or more but less than one
27 thousand five hundred dollars) (RCW
28 9A.56.096(4))
29 Unlawful Issuance of Checks or Drafts (RCW
30 9A.56.060)
31 Unlawful Use of Food Stamps (RCW 9.91.140 (2)
32 and (3))
33 Vehicle Prowl 1 (RCW 9A.52.095)

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