

1 Malicious placement of an explosive 1 (RCW
2 70.74.270(1))

3 XII Assault 1 (RCW 9A.36.011)
4 Assault of a Child 1 (RCW 9A.36.120)
5 Rape 1 (RCW 9A.44.040)
6 Rape of a Child 1 (RCW 9A.44.073)
7 Malicious placement of an imitation device
8 1 (RCW 70.74.272(1)(a))

9 XI Rape 2 (RCW 9A.44.050)
10 Rape of a Child 2 (RCW 9A.44.076)
11 Manslaughter 1 (RCW 9A.32.060)

12 X Kidnapping 1 (RCW 9A.40.020)
13 Child Molestation 1 (RCW 9A.44.083)
14 Malicious explosion 3 (RCW 70.74.280(3))
15 Over 18 and deliver heroin, a narcotic from
16 Schedule I or II, or flunitrazepam
17 from Schedule IV to someone under 18
18 (RCW 69.50.406)
19 Leading Organized Crime (RCW
20 9A.82.060(1)(a))
21 Indecent Liberties (with forcible
22 compulsion) (RCW 9A.44.100(1)(a))
23 Manufacture of methamphetamine (RCW
24 69.50.401(a)(1)(ii))

25 IX Assault of a Child 2 (RCW 9A.36.130)
26 Robbery 1 (RCW 9A.56.200)
27 Explosive devices prohibited (RCW
28 70.74.180)
29 Malicious placement of an explosive 2 (RCW
30 70.74.270(2))
31 Over 18 and deliver narcotic from Schedule
32 III, IV, or V or a nonnarcotic, except
33 flunitrazepam, from Schedule I-V to
34 someone under 18 and 3 years junior
35 (RCW 69.50.406)
36 Controlled Substance Homicide (RCW
37 69.50.415)

1 Sexual Exploitation (RCW 9.68A.040)
2 Inciting Criminal Profiteering (RCW
3 9A.82.060(1)(b))
4 Vehicular Homicide, by being under the
5 influence of intoxicating liquor or
6 any drug (RCW 46.61.520)
7 Homicide by Watercraft, by being under the
8 influence of intoxicating liquor or
9 any drug (RCW 88.12.029)

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

1 VII Burglary 1 (RCW 9A.52.020)
2 Vehicular Homicide, by disregard for the
3 safety of others (RCW 46.61.520)
4 Homicide by Watercraft, by disregard for
5 the safety of others (RCW 88.12.029)
6 Introducing Contraband 1 (RCW 9A.76.140)
7 Indecent Liberties (without forcible
8 compulsion) (RCW 9A.44.100(1) (b) and
9 (c))
10 Child Molestation 2 (RCW 9A.44.086)
11 Dealing in depictions of minor engaged in
12 sexually explicit conduct (RCW
13 9.68A.050)
14 Sending, bringing into state depictions of
15 minor engaged in sexually explicit
16 conduct (RCW 9.68A.060)
17 Involving a minor in drug dealing (RCW
18 69.50.401(f))
19 Drive-by Shooting (RCW 9A.36.045)
20 Unlawful Possession of a Firearm in the
21 first degree (RCW 9.41.040(1)(a))
22 Malicious placement of an explosive 3 (RCW
23 70.74.270(3))
24 Use of a Machine Gun in Commission of a
25 Felony (RCW 9.41.225)
26 VI Bribery (RCW 9A.68.010)
27 Rape of a Child 3 (RCW 9A.44.079)
28 Intimidating a Juror/Witness (RCW
29 9A.72.110, 9A.72.130)
30 Malicious placement of an imitation device
31 2 (RCW 70.74.272(1)(b))
32 Incest 1 (RCW 9A.64.020(1))
33 Manufacture, deliver, or possess with
34 intent to deliver narcotics from
35 Schedule I or II (except heroin or
36 cocaine) or flunitrazepam from
37 Schedule IV (RCW 69.50.401(a)(1)(i))

1 Intimidating a Judge (RCW 9A.72.160)
2 Bail Jumping with Murder 1 (RCW
3 9A.76.170(2)(a))
4 Theft of a Firearm (RCW 9A.56.300)
5 V Persistent prison misbehavior (RCW
6 9.94.070)
7 Criminal Mistreatment 1 (RCW 9A.42.020)
8 Abandonment of dependent person 1 (RCW
9 9A.42.060)
10 Rape 3 (RCW 9A.44.060)
11 Sexual Misconduct with a Minor 1 (RCW
12 9A.44.093)
13 Child Molestation 3 (RCW 9A.44.089)
14 Kidnapping 2 (RCW 9A.40.030)
15 Extortion 1 (RCW 9A.56.120)
16 Incest 2 (RCW 9A.64.020(2))
17 Perjury 1 (RCW 9A.72.020)
18 Extortionate Extension of Credit (RCW
19 9A.82.020)
20 Advancing money or property for
21 extortionate extension of credit (RCW
22 9A.82.030)
23 Extortionate Means to Collect Extensions of
24 Credit (RCW 9A.82.040)
25 Rendering Criminal Assistance 1 (RCW
26 9A.76.070)
27 Bail Jumping with class A Felony (RCW
28 9A.76.170(2)(b))
29 Sexually Violating Human Remains (RCW
30 9A.44.105)
31 Delivery of imitation controlled substance
32 by person eighteen or over to person
33 under eighteen (RCW 69.52.030(2))
34 Possession of a Stolen Firearm (RCW
35 9A.56.310)
36 Stalking (RCW 9A.46.110)

1 No-Contact Order Violation: Domestic
2 Violence Pretrial Condition (RCW
3 10.99.040(4) (b) and (c))

4 No-Contact Order Violation: Domestic
5 Violence Sentence Condition (RCW
6 10.99.050(2))

7 Protection Order Violation: Domestic
8 Violence Civil Action (RCW 26.50.110
9 (4) and (5))

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

1 Knowingly Trafficking in Stolen Property
2 (RCW 9A.82.050(2))
3 Indecent Exposure to Person Under Age
4 Fourteen (subsequent sex offense) (RCW
5 9A.88.010)

6 III Criminal Gang Intimidation (RCW 9A.46.120)
7 Criminal Mistreatment 2 (RCW 9A.42.030)
8 Abandonment of dependent person 2 (RCW
9 9A.42.070)
10 Extortion 2 (RCW 9A.56.130)
11 Unlawful Imprisonment (RCW 9A.40.040)
12 Assault 3 (RCW 9A.36.031)
13 Assault of a Child 3 (RCW 9A.36.140)
14 Custodial Assault (RCW 9A.36.100)
15 Unlawful possession of firearm in the
16 second degree (RCW 9.41.040(1)(b))
17 Harassment (RCW 9A.46.020)
18 Promoting Prostitution 2 (RCW 9A.88.080)
19 Willful Failure to Return from Work Release
20 (RCW 72.65.070)
21 Burglary 2 (RCW 9A.52.030)
22 Introducing Contraband 2 (RCW 9A.76.150)
23 Communication with a Minor for Immoral
24 Purposes (RCW 9.68A.090)
25 Patronizing a Juvenile Prostitute (RCW
26 9.68A.100)
27 Escape 2 (RCW 9A.76.120)
28 Perjury 2 (RCW 9A.72.030)
29 Bail Jumping with class B or C Felony (RCW
30 9A.76.170(2)(c))
31 Intimidating a Public Servant (RCW
32 9A.76.180)
33 Tampering with a Witness (RCW 9A.72.120)
34 Manufacture, deliver, or possess with
35 intent to deliver marijuana (RCW
36 69.50.401(a)(1)(iii))
37 Delivery of a material in lieu of a
38 controlled substance (RCW
39 69.50.401(c))

1 Manufacture, distribute, or possess with
2 intent to distribute an imitation
3 controlled substance (RCW
4 69.52.030(1))
5 Recklessly Trafficking in Stolen Property
6 (RCW 9A.82.050(1))
7 Theft of livestock 2 (RCW 9A.56.080)
8 Securities Act violation (RCW 21.20.400)
9 Maintaining a Dwelling or Place for
10 Controlled Substances (RCW
11 69.50.402(a)(6))
12 Malicious Injury to Railroad Property (RCW
13 81.60.070)
14 Possession of Incendiary Device (RCW
15 9.40.120)
16 Possession of Machine Gun or Short-Barreled
17 Shotgun or Rifle (RCW 9.41.190)
18 Telephone Harassment (subsequent conviction
19 or threat of death) (RCW 9.61.230)
20 Unlawful Use of Building for Drug Purposes
21 (RCW 69.53.010)

22 II Unlawful Practice of Law (RCW 2.48.180)
23 Malicious Mischief 1 (RCW 9A.48.070)
24 Possession of Stolen Property 1 (RCW
25 9A.56.150)
26 Theft 1 (RCW 9A.56.030)
27 ((~~Class B Felony~~)) Theft of Rental, Leased,
28 or Lease-purchased Property (valued at
29 one thousand five hundred dollars or
30 more) (RCW 9A.56.096(4))
31 Trafficking in Insurance Claims (RCW
32 48.30A.015)
33 Unlicensed Practice of a Profession or
34 Business (RCW 18.130.190(7))
35 Health Care False Claims (RCW 48.80.030)
36 Possession of controlled substance that is
37 either heroin or narcotics from
38 Schedule I or II or flunitrazepam from
39 Schedule IV (RCW 69.50.401(d))

1 Possession of phencyclidine (PCP) (RCW
2 69.50.401(d))
3 Create, deliver, or possess a counterfeit
4 controlled substance (RCW
5 69.50.401(b))
6 Computer Trespass 1 (RCW 9A.52.110)
7 Escape from Community Custody (RCW
8 72.09.310)

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

1 **Sec. 2.** RCW 81.60.070 and 1992 c 7 s 60 are each amended to read
2 as follows:

3 Every person who, in such manner as might, if not discovered,
4 endanger the safety of any engine, motor, car or train, or any person
5 thereon, shall in any manner interfere or tamper with or obstruct any
6 switch, frog, rail, roadbed, sleeper, viaduct, bridge, trestle,
7 culvert, embankment, structure, or appliance pertaining to or connected
8 with any railway, or any train, engine, motor, or car on such railway,
9 and every person who shall discharge any firearm or throw any dangerous
10 missile at any train, engine, motor, or car on any railway, shall be
11 punished by imprisonment in a state correctional facility for not more
12 than ((~~twenty-five~~)) ten years.

13 **Sec. 3.** RCW 9.40.120 and 1971 ex.s. c 302 s 4 are each amended to
14 read as follows:

15 Every person who possesses, manufactures, or disposes of an
16 incendiary device knowing it to be such is guilty of a felony, and upon
17 conviction, shall be punished by imprisonment in a state prison for a
18 term of not more than ((~~twenty-five~~)) ten years.

19 NEW SECTION. **Sec. 4.** The code reviser shall alphabetize the
20 offenses within each seriousness level in RCW 9.94A.320, including any
21 offenses added in the 1999 legislative session.

22 NEW SECTION. **Sec. 5.** The amendments made by this act shall apply
23 to offenses committed on or after July 1, 1999.

24 NEW SECTION. **Sec. 6.** This act is necessary for the immediate
25 preservation of the public peace, health, or safety, or support of the
26 state government and its existing public institutions, and takes effect
27 July 1, 1999.

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