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HOUSE BILL 2505

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State of Washington

57th Legislature

2002 Regular Session

By Representatives O'Brien, Ballasiotes, Lantz, Haigh, Lovick, Ruderman, Schual-Berke, Crouse, Campbell, Delvin, Hurst, Lisk, Buck, Benson and Bush

Read first time 01/18/2002. Referred to Committee on Criminal Justice & Corrections.

1 AN ACT Relating to instruction in civil disorder; adding a new  
2 section to chapter 9.81 RCW; and prescribing penalties.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 9.81 RCW  
5 to read as follows:

6 (1) As used in this section:

7 (a) The term "civil disorder" means a public disturbance involving  
8 acts of violence by assemblages of three or more persons, that causes  
9 an immediate danger of or results in damage or injury to the property  
10 or person of any other individual;

11 (b) The term "law enforcement officer" means an officer or employee  
12 of the United States, a state, a political subdivision of a state, or  
13 the District of Columbia, who has law enforcement duties. The term  
14 specifically includes, but is not limited to, members of the National  
15 Guard, as defined in 10 U.S.C. Sec. 101(9), members of the organized  
16 militia of a state or territory of the United States, the Commonwealth  
17 of Puerto Rico, or the District of Columbia, not included within the  
18 definition of National Guard as defined by 10 U.S.C. Sec. 101(9), and  
19 members of the armed forces of the United States.

1 (2)(a) Whoever teaches or demonstrates to another person the use,  
2 application, or making of a device or technique capable of causing  
3 injury or death to persons, knowing or having reason to know or  
4 intending that the device or technique will be unlawfully employed for  
5 use in, or in furtherance of, a civil disorder; or

6 (b) Whoever assembles with one or more persons for the purpose of  
7 training with, practicing with, or being instructed in the use of a  
8 device or technique capable of causing injury or death to persons,  
9 intending to employ unlawfully the device or technique for use in, or  
10 furtherance of, a civil disorder;

11 Is guilty of a felony punishable by imprisonment in the state prison  
12 for a period not to exceed ten years, by a fine not in excess of fifty  
13 thousand dollars, or by both such fine and imprisonment.

14 (3) Nothing in this section makes unlawful an act of a law  
15 enforcement officer that is performed in the lawful performance of  
16 official duties.

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