

SSB 5290 - H COMM AMD

By Committee on Criminal Justice & Corrections

ADOPTED 04/14/2005

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 9A.56.080 and 2003 c 53 s 74 are each amended to read  
4 as follows:

5 (1) Every person who, with intent to sell or exchange and to  
6 deprive or defraud the lawful owner thereof, willfully takes, leads, or  
7 transports away, conceals, withholds, slaughters, or otherwise  
8 appropriates any horse, mule, cow, heifer, bull, steer, swine, goat, or  
9 sheep is guilty of theft of livestock in the first degree.

10 (2) Theft of livestock in the first degree is a class B felony.

11 **Sec. 2.** RCW 4.24.320 and 2003 c 53 s 4 are each amended to read as  
12 follows:

13 Any person who suffers damage(~~s~~) to livestock as a result of  
14 actions described in RCW (~~(9A.48.080(e))~~) 16.52.205 or any owner of (~~(a~~  
15 ~~horse, mule, cow, heifer, bull, steer, swine, or sheep)~~) livestock who  
16 suffers damage(~~s~~) as a result of a willful, unauthorized act  
17 described in RCW 9A.56.080 or 9A.56.083 may bring an action against the  
18 person or persons committing the act in a court of competent  
19 jurisdiction for exemplary damages up to three times the actual damages  
20 sustained, plus attorney's fees. As used in this section, "livestock"  
21 means the animals specified in RCW 9A.56.080."

EFFECT: Corrects a cross-reference in RCW 4.24.320 that  
authorized recovery of treble damages for damage to livestock caused by  
malicious mischief.

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