

SSB 6293 - H AMD TO H AMD (H5566.1 1481
By Representative Appleton

NOT ADOPTED 3/04/2010

1 On page 2, after line 10 of the striking amendment, insert the
2 following:

3 "Sec. 5. RCW 9.94A.515 and 2008 c 108 s 23 are each amended to
4 read as follows:

5

6

TABLE 2

7

CRIMES INCLUDED WITHIN

8

EACH SERIOUSNESS LEVEL

9

XVI Aggravated Murder 1

10

(RCW 10.95.020)

11

XV Homicide by abuse (RCW

12

9A.32.055)

13

Malicious explosion 1

14

(RCW

15

70.74.280(1))

16

Murder 1 (RCW

17

9A.32.030)

18

XIV Murder 2 (RCW

19

9A.32.050)

20

Trafficking 1 (RCW

21

9A.40.100(1))

22

XIII Malicious explosion 2

23

(RCW

24

70.74.280(2))

25

Malicious placement of

26

an explosive 1

27

(RCW 70.74.270(1))

1 XII Assault 1 (RCW
2 9A.36.011)
3 Assault of a Child 1
4 (RCW 9A.36.120)
5 Malicious placement of
6 an imitation
7 device 1 (RCW
8 70.74.272(1)(a))
9 Rape 1 (RCW 9A.44.040)
10 Rape of a Child 1 (RCW
11 9A.44.073)
12 Trafficking 2 (RCW
13 9A.40.100(2))
14 XI Manslaughter 1 (RCW
15 9A.32.060)
16 Rape 2 (RCW 9A.44.050)
17 Rape of a Child 2 (RCW
18 9A.44.076)
19 X Child Molestation 1
20 (RCW 9A.44.083)
21 Criminal Mistreatment
22 1 (RCW 9A.42.020)
23 Indecent Liberties
24 (with forcible
25 compulsion) (RCW
26 9A.44.100(1)(a))
27 Kidnapping 1 (RCW
28 9A.40.020)
29 Leading Organized
30 Crime (RCW
31 9A.82.060(1)(a))
32 Malicious explosion 3
33 (RCW
34 70.74.280(3))

1 Sexually Violent
2 Predator Escape
3 (RCW 9A.76.115)
4 IX Abandonment of
5 Dependent Person 1
6 (RCW 9A.42.060)
7 Assault of a Child 2
8 (RCW 9A.36.130)
9 Explosive devices
10 prohibited (RCW
11 70.74.180)
12 Hit and Run--Death
13 (RCW
14 46.52.020(4)(a))
15 Homicide by
16 Watercraft, by
17 being under the
18 influence of
19 intoxicating
20 liquor or any drug
21 (RCW 79A.60.050)
22 Inciting Criminal
23 Profiteering (RCW
24 9A.82.060(1)(b))
25 Malicious placement of
26 an explosive 2
27 (RCW 70.74.270(2))
28 Robbery 1 (RCW
29 9A.56.200)
30 Sexual Exploitation
31 (RCW 9.68A.040)
32 Vehicular Homicide, by
33 being under the
34 influence of

1 intoxicating liquor
2 or any drug (RCW
3 46.61.520)
4 VIII Arson 1 (RCW
5 9A.48.020)
6 Homicide by
7 Watercraft, by the
8 operation of any
9 vessel in a
10 reckless manner
11 (RCW 79A.60.050)
12 Manslaughter 2 (RCW
13 9A.32.070)
14 Promoting Commercial
15 Sexual Abuse of a
16 Minor (RCW
17 9.68A.101)
18 Promoting Prostitution
19 1 (RCW 9A.88.070)
20 Theft of Ammonia (RCW
21 69.55.010)
22 Vehicular Homicide, by
23 the operation of
24 any vehicle in a
25 reckless manner
26 (RCW 46.61.520)
27 VII Burglary 1 (RCW
28 9A.52.020)
29 Child Molestation 2
30 (RCW 9A.44.086)
31 Civil Disorder
32 Training (RCW
33 9A.48.120)
34 Dealing in depictions

1 of minor engaged
2 in sexually
3 explicit conduct
4 (RCW 9.68A.050)
5 Drive-by Shooting (RCW
6 9A.36.045)
7 Homicide by
8 Watercraft, by
9 disregard for the
10 safety of others
11 (RCW 79A.60.050)
12 Indecent Liberties
13 (without forcible
14 compulsion) (RCW
15 9A.44.100(1) (b)
16 and (c))
17 Introducing Contraband
18 1 (RCW 9A.76.140)
19 Malicious placement of
20 an explosive 3
21 (RCW 70.74.270(3))
22 Negligently Causing
23 Death By Use of a
24 Signal Preemption
25 Device (RCW
26 46.37.675)
27 Sending, bringing into
28 state depictions
29 of minor engaged in
30 sexually explicit
31 conduct (RCW
32 9.68A.060)
33 Unlawful Possession of
34 a Firearm in the

1 first degree (RCW
2 9.41.040(1))
3 Use of a Machine Gun
4 in Commission of
5 a Felony (RCW
6 9.41.225)
7 Vehicular Homicide, by
8 disregard for the
9 safety of others
10 (RCW 46.61.520)
11 VI Bail Jumping with
12 Murder 1 (RCW
13 9A.76.170(3)(a))
14 Bribery (RCW
15 9A.68.010)
16 Incest 1 (RCW
17 9A.64.020(1))
18 Intimidating a Judge
19 (RCW 9A.72.160)
20 Intimidating a
21 Juror/Witness (RCW
22 9A.72.110,
23 9A.72.130)
24 Malicious placement of
25 an imitation
26 device 2 (RCW
27 70.74.272(1)(b))
28 Possession of
29 Depictions of a
30 Minor Engaged in
31 Sexually Explicit
32 Conduct (RCW
33 9.68A.070)
34 Rape of a Child 3 (RCW

1 9A.44.079)
2 Theft of a Firearm
3 (RCW 9A.56.300)
4 Unlawful Storage of
5 Ammonia (RCW
6 69.55.020)
7 V Abandonment of
8 Dependent Person 2
9 (RCW 9A.42.070)
10 Advancing money or
11 property for
12 extortionate
13 extension of credit
14 (RCW 9A.82.030)
15 Bail Jumping with
16 class A Felony
17 (RCW
18 9A.76.170(3)(b))
19 Child Molestation 3
20 (RCW 9A.44.089)
21 Criminal Mistreatment
22 2 (RCW 9A.42.030)
23 Custodial Sexual
24 Misconduct 1 (RCW
25 9A.44.160)
26 Domestic Violence
27 Court Order
28 Violation (RCW
29 10.99.040,
30 10.99.050,
31 26.09.300,
32 26.10.220,
33 26.26.138,
34 26.50.110,

1 26.52.070, or
2 74.34.145)
3 Driving While Under
4 the Influence
5 (RCW 46.61.502(6))
6 Extortion 1 (RCW
7 9A.56.120)
8 Extortionate Extension
9 of Credit (RCW
10 9A.82.020)
11 Extortionate Means to
12 Collect
13 Extensions of
14 Credit (RCW
15 9A.82.040)
16 Incest 2 (RCW
17 9A.64.020(2))
18 Kidnapping 2 (RCW
19 9A.40.030)
20 Perjury 1 (RCW
21 9A.72.020)
22 Persistent prison
23 misbehavior (RCW
24 9.94.070)
25 Physical Control of a
26 Vehicle While
27 Under the Influence
28 (RCW
29 46.61.504(6))
30 Possession of a Stolen
31 Firearm (RCW
32 9A.56.310)
33 Rape 3 (RCW 9A.44.060)
34 (~~Rendering Criminal~~

1 (RCW 9A.68.060)
2 Counterfeiting (RCW
3 9.16.035(4))
4 Endangerment with a
5 Controlled
6 Substance (RCW
7 9A.42.100)
8 Escape 1 (RCW
9 9A.76.110)
10 Hit and Run--Injury
11 (RCW
12 46.52.020(4)(b))
13 Hit and Run with
14 Vessel--Injury
15 Accident (RCW
16 79A.60.200(3))
17 Identity Theft 1 (RCW
18 9.35.020(2))
19 Indecent Exposure to
20 Person Under Age
21 Fourteen
22 (subsequent sex
23 offense) (RCW
24 9A.88.010)
25 Influencing Outcome of
26 Sporting Event
27 (RCW 9A.82.070)
28 Malicious Harassment
29 (RCW 9A.36.080)
30 Residential Burglary
31 (RCW 9A.52.025)
32 Robbery 2 (RCW
33 9A.56.210)
34 Theft of Livestock 1

1 (RCW 9A.56.080)
2 Threats to Bomb (RCW
3 9.61.160)
4 Trafficking in Stolen
5 Property 1 (RCW
6 9A.82.050)
7 Unlawful factoring of
8 a credit card or
9 payment card
10 transaction (RCW
11 9A.56.290(4)(b))
12 Unlawful transaction
13 of health
14 coverage as a
15 health care service
16 contractor (RCW
17 48.44.016(3))
18 Unlawful transaction
19 of health
20 coverage as a
21 health maintenance
22 organization (RCW
23 48.46.033(3))
24 Unlawful transaction
25 of insurance
26 business (RCW
27 48.15.023(3))
28 Unlicensed practice as
29 an insurance
30 professional (*RCW
31 48.17.063(3))
32 Use of Proceeds of
33 Criminal
34 Profiteering (RCW

1 9A.82.080 (1) and
2 (2))
3 Vehicular Assault, by
4 being under the
5 influence of
6 intoxicating liquor
7 or any drug, or
8 by the operation or
9 driving of a
10 vehicle in a
11 reckless manner
12 (RCW 46.61.522)
13 Willful Failure to
14 Return from
15 Furlough (**RCW
16 72.66.060)
17 III Animal Cruelty 1
18 (Sexual Conduct or
19 Contact) (RCW
20 16.52.205(3))
21 Assault 3 (Except
22 Assault 3 of a
23 Peace Officer
24 With a Projectile
25 Stun Gun) (RCW
26 9A.36.031 except
27 subsection (1)(h))
28 Assault of a Child 3
29 (RCW 9A.36.140)
30 Bail Jumping with
31 class B or C Felony
32 (RCW
33 9A.76.170(3)(c))
34 Burglary 2 (RCW

1 9A.52.030)
2 Commercial Sexual
3 Abuse of a Minor
4 (RCW 9.68A.100)
5 Communication with a
6 Minor for Immoral
7 Purposes (RCW
8 9.68A.090)
9 Criminal Gang
10 Intimidation (RCW
11 9A.46.120)
12 Custodial Assault (RCW
13 9A.36.100)
14 Cyberstalking
15 (subsequent
16 conviction or
17 threat of death)
18 (RCW 9.61.260(3))
19 Escape 2 (RCW
20 9A.76.120)
21 Extortion 2 (RCW
22 9A.56.130)
23 Harassment (RCW
24 9A.46.020)
25 Intimidating a Public
26 Servant (RCW
27 9A.76.180)
28 Introducing Contraband
29 2 (RCW 9A.76.150)
30 Malicious Injury to
31 Railroad Property
32 (RCW 81.60.070)
33 Mortgage Fraud (RCW
34 19.144.080)

1 Negligently Causing
2 Substantial Bodily
3 Harm By Use of a
4 Signal Preemption
5 Device (RCW
6 46.37.674)
7 Organized Retail Theft
8 1 (RCW
9 9A.56.350(2))
10 Perjury 2 (RCW
11 9A.72.030)
12 Possession of
13 Incendiary Device
14 (RCW 9.40.120)
15 Possession of Machine
16 Gun or Short-
17 Barreled Shotgun or
18 Rifle (RCW
19 9.41.190)
20 Promoting Prostitution
21 2 (RCW 9A.88.080)
22 Retail Theft with
23 Extenuating
24 Circumstances 1
25 (RCW 9A.56.360(2))
26 Securities Act
27 violation (RCW
28 21.20.400)
29 Tampering with a
30 Witness (RCW
31 9A.72.120)
32 Telephone Harassment
33 (subsequent
34 conviction or

1 threat of death)
2 (RCW 9.61.230(2))
3 Theft of Livestock 2
4 (RCW 9A.56.083)
5 Theft with the Intent
6 to Resell 1 (RCW
7 9A.56.340(2))
8 Trafficking in Stolen
9 Property 2 (RCW
10 9A.82.055)
11 Unlawful Imprisonment
12 (RCW 9A.40.040)
13 Unlawful possession of
14 firearm in the
15 second degree (RCW
16 9.41.040(2))
17 Vehicular Assault, by
18 the operation or
19 driving of a
20 vehicle with
21 disregard for the
22 safety of others
23 (RCW 46.61.522)
24 Willful Failure to
25 Return from Work
26 Release (**RCW
27 72.65.070)
28 II Computer Trespass 1
29 (RCW 9A.52.110)
30 Counterfeiting (RCW
31 9.16.035(3))
32 Escape from Community
33 Custody (RCW
34 72.09.310)

1 Failure to Register as
2 a Sex Offender
3 (second or
4 subsequent offense)
5 (RCW
6 9A.44.130(11)(a))
7 Health Care False
8 Claims (RCW
9 48.80.030)
10 Identity Theft 2 (RCW
11 9.35.020(3))
12 Improperly Obtaining
13 Financial
14 Information (RCW
15 9.35.010)
16 Malicious Mischief 1
17 (RCW 9A.48.070)
18 Organized Retail Theft
19 2 (RCW
20 9A.56.350(3))
21 Possession of Stolen
22 Property 1 (RCW
23 9A.56.150)
24 Possession of a Stolen
25 Vehicle (RCW
26 9A.56.068)
27 Retail Theft with
28 Extenuating
29 Circumstances 2
30 (RCW 9A.56.360(3))
31 Theft 1 (RCW
32 9A.56.030)
33 Theft of a Motor
34 Vehicle (RCW

1 9A.56.065)
2 Theft of Rental,
3 Leased, or Lease-
4 purchased Property
5 (valued at one
6 thousand five
7 hundred dollars or
8 more) (RCW
9 9A.56.096(5)(a))
10 Theft with the Intent
11 to Resell 2 (RCW
12 9A.56.340(3))
13 Trafficking in
14 Insurance Claims
15 (RCW 48.30A.015)
16 Unlawful factoring of
17 a credit card or
18 payment card
19 transaction (RCW
20 9A.56.290(4)(a))
21 Unlawful Practice of
22 Law (RCW
23 2.48.180)
24 Unlicensed Practice of
25 a Profession or
26 Business (RCW
27 18.130.190(7))
28 Voyeurism (RCW
29 9A.44.115)
30 I Attempting to Elude a
31 Pursuing Police
32 Vehicle (RCW
33 46.61.024)
34 False Verification for

1 Welfare (RCW
2 74.08.055)
3 Forgery (RCW
4 9A.60.020)
5 Fraudulent Creation or
6 Revocation of a
7 Mental Health
8 Advance Directive
9 (RCW 9A.60.060)
10 Malicious Mischief 2
11 (RCW 9A.48.080)
12 Mineral Trespass (RCW
13 78.44.330)
14 Possession of Stolen
15 Property 2 (RCW
16 9A.56.160)
17 Reckless Burning 1
18 (RCW 9A.48.040)
19 Taking Motor Vehicle
20 Without
21 Permission 2 (RCW
22 9A.56.075)
23 Theft 2 (RCW
24 9A.56.040)
25 Theft of Rental,
26 Leased, or Lease-
27 purchased Property
28 (valued at two
29 hundred fifty
30 dollars or more but
31 less than one
32 thousand five
33 hundred dollars)
34 (RCW

1 9A.56.096(5)(b))
2 Transaction of
3 insurance business
4 beyond the scope of
5 licensure (**RCW
6 48.17.063(4))
7 Unlawful Issuance of
8 Checks or Drafts
9 (RCW 9A.56.060)
10 Unlawful Possession of
11 Fictitious
12 Identification (RCW
13 9A.56.320)
14 Unlawful Possession of
15 Instruments of
16 Financial Fraud
17 (RCW 9A.56.320)
18 Unlawful Possession of
19 Payment
20 Instruments (RCW
21 9A.56.320)
22 Unlawful Possession of
23 a Personal
24 Identification
25 Device (RCW
26 9A.56.320)
27 Unlawful Production of
28 Payment
29 Instruments (RCW
30 9A.56.320)
31 Unlawful Trafficking
32 in Food Stamps
33 (RCW 9.91.142)
34 Unlawful Use of Food

