
SENATE BILL 5213

State of Washington 61st Legislature 2009 Regular Session

By Senators Carrell, Swecker, Stevens, and King

Read first time 01/16/09. Referred to Committee on Government Operations & Elections.

1 AN ACT Relating to voter registration; amending RCW 29A.04.103,
2 29A.04.109, 29A.04.163, 29A.08.010, 29A.08.110, 46.20.155, 29A.08.140,
3 29A.08.210, 29A.08.220, 29A.08.520, 29A.08.651, and 29A.84.110;
4 reenacting and amending RCW 9.94A.515; adding new sections to chapter
5 29A.08 RCW; adding new sections to chapter 29A.84 RCW; repealing RCW
6 29A.08.145 and 29A.84.670; and prescribing penalties.

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

8 **Sec. 1.** RCW 29A.04.103 and 2003 c 111 s 118 are each amended to
9 read as follows:

10 "Out-of-state voter" means any (~~elector~~) registered voter of the
11 state of Washington outside the state but not outside the territorial
12 limits of the United States or the District of Columbia.

13 **Sec. 2.** RCW 29A.04.109 and 2003 c 111 s 119 are each amended to
14 read as follows:

15 "Overseas voter" means any (~~elector~~) registered voter of the
16 state of Washington outside the territorial limits of the United States
17 or the District of Columbia.

1 **Sec. 3.** RCW 29A.04.163 and 2003 c 111 s 127 are each amended to
2 read as follows:

3 "Service voter" means any (~~elector~~) registered voter of the state
4 of Washington who is a member of the armed forces under 42 U.S.C. Sec.
5 1973 ff-6 while in active service, is a student or member of the
6 faculty at a United States military academy, is a member of the
7 merchant marine of the United States, is a program participant as
8 defined in RCW 40.24.020, or is a member of a religious group or
9 welfare agency officially attached to and serving with the armed forces
10 of the United States.

11 **Sec. 4.** RCW 29A.08.010 and 2006 c 320 s 2 are each amended to read
12 as follows:

13 As used in this chapter: "Information required for voter
14 registration" or "required information" means the minimum information
15 provided on a voter registration application that is required by the
16 county auditor in order to place a voter registration applicant on the
17 voter registration rolls. This information includes:

18 (1) Name;

19 (2) Residential address;

20 (3) Date of birth and proof that the applicant will be over
21 eighteen at the next election;

22 (4) Washington state driver's license number or Washington state
23 identification card number, or the last four digits of the applicant's
24 Social Security number if the applicant does not have a Washington
25 state driver's license or Washington state identification card;

26 (5) A signature attesting to the truth of the information provided
27 on the application; and

28 (6) (~~A check or indication in the box confirming the individual~~)
29 Proof that the applicant is a United States citizen.

30 The residential address provided must identify the actual physical
31 residence of the voter in Washington, as defined in RCW 29A.04.151,
32 with detail sufficient to allow the voter to be assigned to the proper
33 precinct and to locate the voter to confirm his or her residence for
34 purposes of verifying qualification to vote under Article VI, section
35 1 of the state Constitution. A residential address may be either a
36 traditional address or a nontraditional address. A traditional address
37 consists of a street number and name, optional apartment number or unit

1 number, and city or town, as assigned by a local government, which
2 serves to identify the parcel or building of residence and the unit if
3 a multiunit residence. A nontraditional address consists of a
4 narrative description of the location of the voter's residence, and may
5 be used when a traditional address has not been assigned to the voter's
6 residence. If the postal service does not deliver mail to the voter's
7 residential address, or the voter prefers to receive mail at a
8 different address, the voter may separately provide the mailing address
9 at which they receive mail. Any mailing address provided shall be used
10 only for mail delivery purposes and not for precinct assignment or
11 confirmation of residence for voter qualification purposes.

12 If the individual does not have a driver's license, state
13 identification card, or Social Security number, the registrant must be
14 issued a unique voter registration number in order to be placed on the
15 voter registration rolls. All other information supplied is ancillary
16 and not to be used as grounds for not registering an applicant to vote.
17 Modification of the language of the official Washington state voter
18 registration form by the voter will not be accepted and will cause the
19 rejection of the registrant's application. Proof of citizenship is not
20 required if an applicant is transferring his or her voter registration
21 within a county or between counties in this state.

22 **Sec. 5.** RCW 29A.08.110 and 2005 c 246 s 5 are each amended to read
23 as follows:

24 (1) An application is considered complete only if it contains the
25 applicant's name, complete valid residence address, date of birth and
26 proof that the applicant will be over eighteen at the next election,
27 signature attesting to the truth of the information provided, (~~a mark~~
28 ~~in the check-off box confirming United States citizenship~~) proof that
29 the applicant is a United States citizen, and an indication that the
30 provided driver's license number, state identification card number, or
31 Social Security number has been confirmed by the secretary of state.
32 Proof of citizenship is not required if an applicant is transferring
33 his or her voter registration within a county or between counties in
34 this state. If it is not complete, the auditor shall promptly mail a
35 verification notice of the deficiency to the applicant. This
36 verification notice shall require the applicant to provide the missing
37 information. If the verification notice is not returned by the

1 applicant within forty-five days or is returned as undeliverable, the
2 name of the applicant shall not be placed on the official list of
3 registered voters. If the applicant provides the required verified
4 information, the applicant shall be registered to vote as of the
5 original date of mailing or date of delivery, whichever is applicable.

6 (2) If the information required in subsection (1) of this section
7 is complete, the applicant is considered to be registered to vote as of
8 the original date of mailing or date of delivery, whichever is
9 applicable. The auditor shall record the appropriate precinct
10 identification, taxing district identification, and date of
11 registration on the voter's record in the state voter registration
12 list. Within forty-five days after the receipt of an application but
13 no later than seven days before the next primary, special election, or
14 general election, the auditor shall send to the applicant, by first
15 class mail, an acknowledgement notice identifying the registrant's
16 precinct and containing such other information as may be required by
17 the secretary of state. The postal service shall be instructed not to
18 forward a voter registration card to any other address and to return to
19 the auditor any card which is not deliverable.

20 (3) If an acknowledgement notice card is properly mailed as
21 required by this section to the address listed by the voter as being
22 the voter's mailing address and the notice is subsequently returned to
23 the auditor by the postal service as being undeliverable to the voter
24 at that address, the auditor shall promptly send the voter a
25 confirmation notice. The auditor shall place the voter's registration
26 on inactive status pending a response from the voter to the
27 confirmation notice.

28 NEW SECTION. **Sec. 6.** A new section is added to chapter 29A.08 RCW
29 to read as follows:

30 A person may prove that he or she is a United States citizen with
31 an original or copy of any one of the following:

- 32 (1) A United States passport;
- 33 (2) A certified birth certificate issued by the city, county, or
34 state. A certified birth certificate has a registrar's raised,
35 embossed, impressed, or multicolored seal, registrar's signature, and
36 the date the certificate was filed with the registrar's office, which
37 must be within one year of birth;

- 1 (3) A consular report of birth abroad or certification of birth;
- 2 (4) A naturalization certificate; or
- 3 (5) A certificate of citizenship.

4 **Sec. 7.** RCW 46.20.155 and 2005 c 246 s 24 are each amended to read
5 as follows:

6 (1) Before issuing an original license or identicard or renewing a
7 license or identicard under this chapter, the licensing agent shall
8 determine if the applicant wants to register to vote or transfer his or
9 her voter registration by asking the following question:

10 "Do you want to register to vote or transfer your voter
11 registration?"

12 If the applicant chooses to register or transfer a registration,
13 the agent shall make the following statement and ask the applicant the
14 following questions:

15 (1) "You must be a United States citizen and at least eighteen
16 years of age in order to vote."

17 (2) "Are you a United States citizen?"

18 ~~((+2))~~ (3) "Are you or will you be eighteen years of age on or
19 before the next election?"

20 If the applicant answers in the affirmative to both questions, the
21 agent shall then provide the applicant with a voter registration form
22 and instructions and shall record that the applicant has requested to
23 register to vote or transfer a voter registration. If the applicant
24 answers in the negative to either question, the agent shall not provide
25 the applicant with a voter registration form.

26 (2) The department shall establish a procedure that substantially
27 meets the requirements of subsection (1) of this section when
28 permitting an applicant to renew a license or identicard by mail or by
29 electronic commerce.

30 **Sec. 8.** RCW 29A.08.140 and 2006 c 97 s 1 are each amended to read
31 as follows:

32 The registration files of all precincts shall be closed against
33 transfers for thirty days immediately preceding every primary, special
34 election, and general election to be held in such precincts.

1 The county auditor shall give notice of the closing of the precinct
2 files for transfer (~~(and notice of the special registration and voting~~
3 ~~procedure provided by RCW 29A.08.145))~~ by one publication in a
4 newspaper of general circulation in the county at least five days
5 before the closing of the precinct files.

6 No person may vote at any primary, special election, or general
7 election in a precinct polling place unless he or she has registered to
8 vote at least thirty days before that primary or election and appears
9 on the official statewide voter registration list. (~~(If a person,~~
10 ~~otherwise qualified to vote in the state, county, and precinct in which~~
11 ~~he or she applies for registration, does not register at least thirty~~
12 ~~days before any primary, special election, or general election, he or~~
13 ~~she may register and vote by absentee ballot for that primary or~~
14 ~~election under RCW 29A.08.145.))~~)

15 NEW SECTION. **Sec. 9.** A new section is added to chapter 29A.08 RCW
16 to read as follows:

17 In order to vote at any election or primary, whether at a polling
18 place or by absentee or mail ballot, a person must have registered to
19 vote at least thirty days before the election or primary, regardless of
20 the person's status as an absentee, mail ballot, out-of-state,
21 overseas, or service voter.

22 **Sec. 10.** RCW 29A.08.210 and 2005 c 246 s 11 are each amended to
23 read as follows:

24 An applicant for voter registration shall complete an application
25 providing the following information concerning his or her
26 qualifications as a voter in this state:

27 (1) The address of the last former registration of the applicant as
28 a voter in the state;

29 (2) The applicant's full name;

30 (3) The applicant's date of birth;

31 (4) The address of the applicant's residence for voting purposes;

32 (5) The mailing address of the applicant if that address is not the
33 same as the address in subsection (4) of this section;

34 (6) The sex of the applicant;

35 (7) The applicant's Washington state driver's license number or
36 Washington state identification card number, or the last four digits of

1 the applicant's Social Security number if he or she does not have a
2 Washington state driver's license or Washington state identification
3 card;

4 (8) A check box for the applicant to indicate that he or she does
5 not have a Washington state driver's license, Washington state
6 identification card, or Social Security number;

7 (9) A check box allowing the applicant to indicate that he or she
8 is a member of the armed forces, national guard, or reserves, or that
9 he or she is an overseas voter;

10 (10) (~~(A check box allowing the applicant to confirm)~~) Proof that
11 he or she is at least eighteen years of age;

12 (11) Clear and conspicuous language, designed to draw the
13 applicant's attention, stating that the applicant must be a United
14 States citizen in order to register to vote;

15 (12) (~~(A check box and declaration confirming)~~) Proof that the
16 applicant is a citizen of the United States;

17 (13) The following warning:

18 "If you knowingly provide false information on this voter
19 registration form or knowingly make a false declaration about your
20 qualifications for voter registration you will have committed a class
21 C felony that is punishable by imprisonment for up to five years, a
22 fine of up to ten thousand dollars, or both."

23 (14) The following affirmation by the applicant:

24 "By signing this document, I hereby assert, under penalty of
25 perjury, that I am legally eligible to vote. If I am found to have
26 voted illegally, I may be prosecuted and/or fined for this illegal act.
27 In addition, I hereby acknowledge that my name and last known address
28 will be forwarded to the appropriate state and/or federal authorities
29 if I am found to have voted illegally."

30 (15) The oath required by RCW 29A.08.230 and a space for the
31 applicant's signature; and

32 (16) Any other information that the secretary of state determines
33 is necessary to establish the identity of the applicant and prevent
34 duplicate or fraudulent voter registrations.

35 This information shall be recorded on a single registration form to
36 be prescribed by the secretary of state.

37 If the applicant fails to provide the information required for
38 voter registration, the auditor shall send the applicant a verification

1 notice. The applicant may not be registered until the required
2 information is provided. If a verification notice is returned as
3 undeliverable or the applicant fails to respond to the notice within
4 forty-five days, the applicant shall not be registered to vote.

5 **Sec. 11.** RCW 29A.08.220 and 2004 c 267 s 115 are each amended to
6 read as follows:

7 (1) The secretary of state shall specify by rule the format of all
8 voter registration applications. These applications shall be
9 compatible with existing voter registration records. An applicant for
10 voter registration shall be required to complete only one application
11 and to provide the required information other than his or her signature
12 no more than one time. If an applicant transfers his or her voter
13 registration within a county or between counties of this state, he or
14 she is not required to provide proof of citizenship. These
15 applications shall also contain information for the voter to transfer
16 his or her registration.

17 Any application format specified by the secretary for use in
18 registering to vote in state and local elections shall satisfy the
19 requirements of the National Voter Registration Act of 1993 (P.L. 103-
20 31) and the Help America Vote Act of 2002 (P.L. 107-252) for
21 registering to vote in federal elections.

22 (2) All registration applications required under RCW 29A.08.210 and
23 29A.08.340 shall be produced and furnished by the secretary of state to
24 the county auditors and the department of licensing.

25 **Sec. 12.** RCW 29A.08.520 and 2005 c 246 s 15 are each amended to
26 read as follows:

27 (1) Upon receiving official notice of a person's conviction of a
28 felony in either state or federal court, if the convicted person is a
29 registered voter in the county, the county auditor shall cancel the
30 defendant's voter registration. Additionally, the secretary of state
31 in conjunction with the department of corrections, the Washington state
32 patrol, the office of the administrator for the courts, and other
33 appropriate state agencies shall arrange for a (~~quarterly~~) monthly
34 comparison of a list of known felons with the statewide voter
35 registration list. If a person is found on a felon list and the
36 statewide voter registration list, the secretary of state or county

1 auditor shall confirm the match through a date of birth comparison and
2 immediately suspend the voter registration from the official state
3 voter registration list. The canceling authority shall send to the
4 person at his or her last known voter registration address a notice of
5 the proposed cancellation and an explanation of the requirements for
6 restoring the right to vote once all terms of sentencing have been
7 completed. If the person does not respond within thirty days, the
8 registration must be canceled.

9 (2) The right to vote may be restored by, for each felony
10 conviction, one of the following:

11 (a) A certificate of discharge issued by the sentencing court, as
12 provided in RCW 9.94A.637;

13 (b) A court order restoring the right, as provided in RCW 9.92.066;

14 (c) A final order of discharge issued by the indeterminate sentence
15 review board, as provided in RCW 9.96.050; or

16 (d) A certificate of restoration issued by the governor, as
17 provided in RCW 9.96.020.

18 (3) Felons who have been granted a certificate of discharge by a
19 court shall provide a certified copy of the certificate of discharge to
20 the department of corrections and the Washington state patrol within
21 thirty days from the day the court grants the certificate, and shall
22 provide a certified copy of their certificate of discharge to the
23 elections officer at the time they register to vote.

24 **Sec. 13.** RCW 29A.08.651 and 2005 c 246 s 16 are each amended to
25 read as follows:

26 (1) The office of the secretary of state shall create and maintain
27 a statewide voter registration data base. This data base must be a
28 single, uniform, official, centralized, interactive computerized
29 statewide voter registration list defined, maintained, and administered
30 at the state level that contains the name and registration information
31 of every legally registered voter in the state and assigns a unique
32 identifier to each legally registered voter in the state.

33 (2) The computerized list must serve as the single system for
34 storing and maintaining the official list of registered voters
35 throughout the state.

36 (3) The computerized list must contain the name and registration
37 information of every legally registered voter in the state.

1 (4) Under the computerized list, a unique identifier is assigned to
2 each legally registered voter in the state.

3 (5) The computerized list must be coordinated with other agency
4 data bases within the state, including but not limited to the
5 department of corrections, the department of licensing, the department
6 of health, the Washington state patrol, and the office of the
7 administrator for the courts. The computerized list may also be
8 coordinated with the data bases of election officials in other states.

9 (6) Any election officer in the state, including any local election
10 officer, may obtain immediate electronic access to the information
11 contained in the computerized list.

12 (7) All voter registration information obtained by any local
13 election officer in the state must be electronically entered into the
14 computerized list on an expedited basis at the time the information is
15 provided to the local officer.

16 (8) The chief state election officer shall provide support, as may
17 be required, so that local election officers are able to enter
18 information as described in subsection (3) of this section.

19 (9) The computerized list serves as the official voter registration
20 list for the conduct of all elections.

21 (10) The secretary of state has data authority on all voter
22 registration data.

23 (11) The voter registration data base must be designed to
24 accomplish at a minimum, the following:

25 (a) Comply with the Help America Vote Act of 2002 (P.L. 107-252);

26 (b) Identify duplicate voter registrations;

27 (c) Identify suspected duplicate voters;

28 (d) Screen against the department of corrections, the Washington
29 state patrol, and other appropriate state agency data bases to aid in
30 the cancellation of voter registration of felons, of persons who have
31 declined to serve on juries by virtue of not being citizens of the
32 United States, and of persons determined to be legally incompetent to
33 vote;

34 (e) Provide up-to-date signatures of voters for the purposes of
35 initiative signature checking;

36 (f) Provide for a comparison between the voter registration data
37 base and the department of licensing change of address data base;

1 (g) Provide online access for county auditors with the goal of real
2 time duplicate checking and update capabilities; and

3 (h) Provide for the cancellation of voter registration for persons
4 who have moved to other states and surrendered their Washington state
5 drivers' licenses.

6 (12) In order to maintain the statewide voter registration data
7 base, the secretary of state may, upon agreement with other appropriate
8 jurisdictions, screen against data bases maintained by election
9 officials in other states and data bases maintained by federal agencies
10 including, but not limited to, the federal bureau of investigation, the
11 federal court system, the federal bureau of prisons, and the bureau of
12 citizenship and immigration services.

13 (13) The secretary of state shall retain information regarding
14 previous successful appeals of proposed cancellations of registrations
15 in order to avoid repeated cancellations for the same reason.

16 (14) The secretary of state must review and update the records of
17 all registered voters on the computerized list on a (~~quarterly~~)
18 monthly basis to make additions and corrections.

19 NEW SECTION. **Sec. 14.** A new section is added to chapter 29A.84
20 RCW to read as follows:

21 The secretary of state and the appropriate county auditor shall
22 refer all cases of violations of the following statutes that they
23 discover or suspect to have occurred to the local prosecuting attorney:
24 RCW 29A.84.130, 29A.84.140, 29A.84.650, 29A.84.655, 29A.84.660, and
25 29A.84.680, and section 16 of this act. The prosecutor to whom the
26 violations were referred shall submit to the secretary of state a list
27 of all such referrals, the basis of the referrals, and the final
28 disposition of the referrals.

29 **Sec. 15.** RCW 29A.84.110 and 2003 c 111 s 2105 are each amended to
30 read as follows:

31 If any county auditor or registration assistant:

32 (1) Willfully neglects or refuses to perform any duty required by
33 law in connection with the registration of voters; or

34 (2) Willfully neglects or refuses to perform such duty in the
35 manner required by voter registration law; or

1 (3) Enters or causes or permits to be entered on the voter
2 registration records the name of any person in any other manner or at
3 any other time than as prescribed by voter registration law or enters
4 or causes or permits to be entered on such records the name of any
5 person not entitled to be thereon; or

6 (4) Destroys, mutilates, conceals, changes, or alters any
7 registration record in connection therewith except as authorized by
8 voter registration law,
9 he or she is guilty of a (~~gross misdemeanor punishable to the same~~
10 ~~extent as a gross misdemeanor that is punishable under RCW 9A.20.021~~)
11 class C felony.

12 NEW SECTION. **Sec. 16.** A new section is added to chapter 29A.84
13 RCW to read as follows:

- 14 (1) It is unlawful for a voter to:
15 (a) Receive a ballot from any person other than the election
16 officer having charge of the ballots;
17 (b) Vote or offer to vote any ballot except one received from the
18 election officer having charge of the ballots;
19 (c) Fail to return to the election officer any ballot received from
20 an election officer.
21 (2) A violation of this section is a gross misdemeanor, punishable
22 under RCW 9A.20.021.

23 **Sec. 17.** RCW 9.94A.515 and 2008 c 108 s 23 and 2008 c 38 s 1 are
24 each reenacted and amended to read as follows:
25

26 TABLE 2
27 CRIMES INCLUDED WITHIN
28 EACH SERIOUSNESS LEVEL
29 XVI Aggravated Murder 1 (RCW
30 10.95.020)
31 XV Homicide by abuse (RCW 9A.32.055)
32 Malicious explosion 1 (RCW
33 70.74.280(1))
34 Murder 1 (RCW 9A.32.030)
35 XIV Murder 2 (RCW 9A.32.050)

1 Trafficking 1 (RCW 9A.40.100(1))
2 XIII Malicious explosion 2 (RCW
3 70.74.280(2))
4 Malicious placement of an explosive 1
5 (RCW 70.74.270(1))
6 XII Assault 1 (RCW 9A.36.011)
7 Assault of a Child 1 (RCW 9A.36.120)
8 Malicious placement of an imitation
9 device 1 (RCW 70.74.272(1)(a))
10 Rape 1 (RCW 9A.44.040)
11 Rape of a Child 1 (RCW 9A.44.073)
12 Trafficking 2 (RCW 9A.40.100(2))
13 XI Manslaughter 1 (RCW 9A.32.060)
14 Rape 2 (RCW 9A.44.050)
15 Rape of a Child 2 (RCW 9A.44.076)
16 X Child Molestation 1 (RCW 9A.44.083)
17 Criminal Mistreatment 1 (RCW
18 9A.42.020)
19 Indecent Liberties (with forcible
20 compulsion) (RCW
21 9A.44.100(1)(a))
22 Kidnapping 1 (RCW 9A.40.020)
23 Leading Organized Crime (RCW
24 9A.82.060(1)(a))
25 Malicious explosion 3 (RCW
26 70.74.280(3))
27 Sexually Violent Predator Escape
28 (RCW 9A.76.115)
29 IX Abandonment of Dependent Person 1
30 (RCW 9A.42.060)
31 Assault of a Child 2 (RCW 9A.36.130)
32 Explosive devices prohibited (RCW
33 70.74.180)
34 Hit and Run--Death (RCW
35 46.52.020(4)(a))

1 Homicide by Watercraft, by being
2 under the influence of intoxicating
3 liquor or any drug (RCW
4 79A.60.050)
5 Inciting Criminal Profiteering (RCW
6 9A.82.060(1)(b))
7 Malicious placement of an explosive 2
8 (RCW 70.74.270(2))
9 Robbery 1 (RCW 9A.56.200)
10 Sexual Exploitation (RCW 9.68A.040)
11 Vehicular Homicide, by being under
12 the influence of intoxicating liquor
13 or any drug (RCW 46.61.520)
14 VIII Arson 1 (RCW 9A.48.020)
15 Homicide by Watercraft, by the
16 operation of any vessel in a
17 reckless manner (RCW
18 79A.60.050)
19 Manslaughter 2 (RCW 9A.32.070)
20 Promoting Commercial Sexual Abuse
21 of a Minor (RCW 9.68A.101)
22 Promoting Prostitution 1 (RCW
23 9A.88.070)
24 Theft of Ammonia (RCW 69.55.010)
25 Vehicular Homicide, by the operation
26 of any vehicle in a reckless manner
27 (RCW 46.61.520)
28 VII Burglary 1 (RCW 9A.52.020)
29 Child Molestation 2 (RCW 9A.44.086)
30 Civil Disorder Training (RCW
31 9A.48.120)
32 Dealing in depictions of minor engaged
33 in sexually explicit conduct (RCW
34 9.68A.050)
35 Drive-by Shooting (RCW 9A.36.045)

1 Homicide by Watercraft, by disregard
2 for the safety of others (RCW
3 79A.60.050)
4 Indecent Liberties (without forcible
5 compulsion) (RCW 9A.44.100(1)
6 (b) and (c))
7 Introducing Contraband 1 (RCW
8 9A.76.140)
9 Malicious placement of an explosive 3
10 (RCW 70.74.270(3))
11 Negligently Causing Death By Use of a
12 Signal Preemption Device (RCW
13 46.37.675)
14 Sending, bringing into state depictions
15 of minor engaged in sexually
16 explicit conduct (RCW 9.68A.060)
17 Unlawful Possession of a Firearm in
18 the first degree (RCW 9.41.040(1))
19 Use of a Machine Gun in Commission
20 of a Felony (RCW 9.41.225)
21 Vehicular Homicide, by disregard for
22 the safety of others (RCW
23 46.61.520)
24 VI Bail Jumping with Murder 1 (RCW
25 9A.76.170(3)(a))
26 Bribery (RCW 9A.68.010)
27 Incest 1 (RCW 9A.64.020(1))
28 Intimidating a Judge (RCW 9A.72.160)
29 Intimidating a Juror/Witness (RCW
30 9A.72.110, 9A.72.130)
31 Malicious placement of an imitation
32 device 2 (RCW 70.74.272(1)(b))
33 Possession of Depictions of a Minor
34 Engaged in Sexually Explicit
35 Conduct (RCW 9.68A.070)
36 Rape of a Child 3 (RCW 9A.44.079)
37 Theft of a Firearm (RCW 9A.56.300)

1 Unlawful Storage of Ammonia (RCW
2 69.55.020)
3 V Abandonment of Dependent Person 2
4 (RCW 9A.42.070)
5 Advancing money or property for
6 extortionate extension of credit
7 (RCW 9A.82.030)
8 Bail Jumping with class A Felony
9 (RCW 9A.76.170(3)(b))
10 Child Molestation 3 (RCW 9A.44.089)
11 Criminal Mistreatment 2 (RCW
12 9A.42.030)
13 Custodial Sexual Misconduct 1 (RCW
14 9A.44.160)
15 Domestic Violence Court Order
16 Violation (RCW 10.99.040,
17 10.99.050, 26.09.300, 26.10.220,
18 26.26.138, 26.50.110, 26.52.070,
19 or 74.34.145)
20 Driving While Under the Influence
21 (RCW 46.61.502(6))
22 Extortion 1 (RCW 9A.56.120)
23 Extortionate Extension of Credit (RCW
24 9A.82.020)
25 Extortionate Means to Collect
26 Extensions of Credit (RCW
27 9A.82.040)
28 Incest 2 (RCW 9A.64.020(2))
29 Kidnapping 2 (RCW 9A.40.030)
30 Perjury 1 (RCW 9A.72.020)
31 Persistent prison misbehavior (RCW
32 9.94.070)
33 Physical Control of a Vehicle While
34 Under the Influence (RCW
35 46.61.504(6))
36 Possession of a Stolen Firearm (RCW
37 9A.56.310)

1 Rape 3 (RCW 9A.44.060)
2 Rendering Criminal Assistance 1
3 (RCW 9A.76.070)
4 Sexual Misconduct with a Minor 1
5 (RCW 9A.44.093)
6 Sexually Violating Human Remains
7 (RCW 9A.44.105)
8 Stalking (RCW 9A.46.110)
9 Taking Motor Vehicle Without
10 Permission 1 (RCW 9A.56.070)
11 IV Arson 2 (RCW 9A.48.030)
12 Assault 2 (RCW 9A.36.021)
13 Assault 3 (of a Peace Officer with a
14 Projectile Stun Gun) (RCW
15 9A.36.031(1)(h))
16 Assault by Watercraft (RCW
17 79A.60.060)
18 Bribing a Witness/Bribe Received by
19 Witness (RCW 9A.72.090,
20 9A.72.100)
21 Cheating 1 (RCW 9.46.1961)
22 Commercial Bribery (RCW 9A.68.060)
23 Counterfeiting (RCW 9.16.035(4))
24 Endangerment with a Controlled
25 Substance (RCW 9A.42.100)
26 Escape 1 (RCW 9A.76.110)
27 Hit and Run--Injury (RCW
28 46.52.020(4)(b))
29 Hit and Run with Vessel--Injury
30 Accident (RCW 79A.60.200(3))
31 Identity Theft 1 (RCW 9.35.020(2))
32 Indecent Exposure to Person Under
33 Age Fourteen (subsequent sex
34 offense) (RCW 9A.88.010)
35 Influencing Outcome of Sporting Event
36 (RCW 9A.82.070)

1 Malicious Harassment (RCW
2 9A.36.080)
3 Residential Burglary (RCW
4 9A.52.025)
5 Robbery 2 (RCW 9A.56.210)
6 Theft of Livestock 1 (RCW 9A.56.080)
7 Threats to Bomb (RCW 9.61.160)
8 Trafficking in Stolen Property 1 (RCW
9 9A.82.050)
10 Unlawful factoring of a credit card or
11 payment card transaction (RCW
12 9A.56.290(4)(b))
13 Unlawful transaction of health
14 coverage as a health care service
15 contractor (RCW 48.44.016(3))
16 Unlawful transaction of health
17 coverage as a health maintenance
18 organization (RCW 48.46.033(3))
19 Unlawful transaction of insurance
20 business (RCW 48.15.023(3))
21 Unlicensed practice as an insurance
22 professional (RCW
23 48.17.063(~~(3)~~)(2))
24 Use of Proceeds of Criminal
25 Profiteering (RCW 9A.82.080 (1)
26 and (2))
27 Vehicular Assault, by being under the
28 influence of intoxicating liquor or
29 any drug, or by the operation or
30 driving of a vehicle in a reckless
31 manner (RCW 46.61.522)
32 Willful Failure to Return from
33 Furlough (RCW 72.66.060)
34 III Animal Cruelty 1 (Sexual Conduct or
35 Contact) (RCW 16.52.205(3))

1 Assault 3 (Except Assault 3 of a Peace
2 Officer With a Projectile Stun
3 Gun) (RCW 9A.36.031 except
4 subsection (1)(h))
5 Assault of a Child 3 (RCW 9A.36.140)
6 Bail Jumping with class B or C Felony
7 (RCW 9A.76.170(3)(c))
8 Burglary 2 (RCW 9A.52.030)
9 Commercial Sexual Abuse of a Minor
10 (RCW 9.68A.100)
11 Communication with a Minor for
12 Immoral Purposes (RCW
13 9.68A.090)
14 Criminal Gang Intimidation (RCW
15 9A.46.120)
16 Custodial Assault (RCW 9A.36.100)
17 Cyberstalking (subsequent conviction
18 or threat of death) (RCW
19 9.61.260(3))
20 Escape 2 (RCW 9A.76.120)
21 Extortion 2 (RCW 9A.56.130)
22 Harassment (RCW 9A.46.020)
23 Intimidating a Public Servant (RCW
24 9A.76.180)
25 Introducing Contraband 2 (RCW
26 9A.76.150)
27 Malicious Injury to Railroad Property
28 (RCW 81.60.070)
29 Mortgage Fraud (RCW 19.144.080)
30 Negligently Causing Substantial Bodily
31 Harm By Use of a Signal
32 Preemption Device (RCW
33 46.37.674)
34 Organized Retail Theft 1 (RCW
35 9A.56.350(2))
36 Perjury 2 (RCW 9A.72.030)

1 Possession of Incendiary Device (RCW
2 9.40.120)
3 Possession of Machine Gun or Short-
4 Barreled Shotgun or Rifle (RCW
5 9.41.190)
6 Promoting Prostitution 2 (RCW
7 9A.88.080)
8 Retail Theft with Extenuating
9 Circumstances 1 (RCW
10 9A.56.360(2))
11 Securities Act violation (RCW
12 21.20.400)
13 Tampering with a Witness (RCW
14 9A.72.120)
15 Telephone Harassment (subsequent
16 conviction or threat of death)
17 (RCW 9.61.230(2))
18 Theft of Livestock 2 (RCW 9A.56.083)
19 Theft with the Intent to Resell 1 (RCW
20 9A.56.340(2))
21 Trafficking in Stolen Property 2 (RCW
22 9A.82.055)
23 Unlawful Imprisonment (RCW
24 9A.40.040)
25 Unlawful possession of firearm in the
26 second degree (RCW 9.41.040(2))
27 Vehicular Assault, by the operation or
28 driving of a vehicle with disregard
29 for the safety of others (RCW
30 46.61.522)
31 Voter registration violation by election
32 official (RCW 29A.84.110)
33 Willful Failure to Return from Work
34 Release (RCW 72.65.070)
35 II Computer Trespass 1 (RCW
36 9A.52.110)
37 Counterfeiting (RCW 9.16.035(3))

1 Escape from Community Custody
2 (RCW 72.09.310)
3 Failure to Register as a Sex Offender
4 (second or subsequent offense)
5 (RCW 9A.44.130(11)(a))
6 Health Care False Claims (RCW
7 48.80.030)
8 Identity Theft 2 (RCW 9.35.020(3))
9 Improperly Obtaining Financial
10 Information (RCW 9.35.010)
11 Malicious Mischief 1 (RCW
12 9A.48.070)
13 Organized Retail Theft 2 (RCW
14 9A.56.350(3))
15 Possession of Stolen Property 1 (RCW
16 9A.56.150)
17 Possession of a Stolen Vehicle (RCW
18 9A.56.068)
19 Repeat voting (RCW 29A.84.650(1))
20 Retail Theft with Extenuating
21 Circumstances 2 (RCW
22 9A.56.360(3))
23 Theft 1 (RCW 9A.56.030)
24 Theft of a Motor Vehicle (RCW
25 9A.56.065)
26 Theft of Rental, Leased, or Lease-
27 purchased Property (valued at one
28 thousand five hundred dollars or
29 more) (RCW 9A.56.096(5)(a))
30 Theft with the Intent to Resell 2 (RCW
31 9A.56.340(3))
32 Trafficking in Insurance Claims (RCW
33 48.30A.015)
34 Unlawful factoring of a credit card or
35 payment card transaction (RCW
36 9A.56.290(4)(a))

1 Unlawful Practice of Law (RCW
2 2.48.180)
3 Unlicensed Practice of a Profession or
4 Business (RCW 18.130.190(7))
5 Unqualified voter registration (RCW
6 29A.84.140)
7 Voyeurism (RCW 9A.44.115)
8 I Attempting to Elude a Pursuing Police
9 Vehicle (RCW 46.61.024)
10 False Verification for Welfare (RCW
11 74.08.055)
12 Forgery (RCW 9A.60.020)
13 Fraudulent Creation or Revocation of a
14 Mental Health Advance Directive
15 (RCW 9A.60.060)
16 Malicious Mischief 2 (RCW
17 9A.48.080)
18 Mineral Trespass (RCW 78.44.330)
19 Possession of Stolen Property 2 (RCW
20 9A.56.160)
21 Reckless Burning 1 (RCW 9A.48.040)
22 Taking Motor Vehicle Without
23 Permission 2 (RCW 9A.56.075)
24 Theft 2 (RCW 9A.56.040)
25 Theft of Rental, Leased, or Lease-
26 purchased Property (valued at two
27 hundred fifty dollars or more but
28 less than one thousand five
29 hundred dollars) (RCW
30 9A.56.096(5)(b))
31 Transaction of insurance business
32 beyond the scope of licensure
33 (RCW 48.17.063(4))
34 Unlawful Issuance of Checks or Drafts
35 (RCW 9A.56.060)
36 Unlawful Possession of Fictitious
37 Identification (RCW 9A.56.320)

1 Unlawful Possession of Instruments of
2 Financial Fraud (RCW 9A.56.320)
3 Unlawful Possession of Payment
4 Instruments (RCW 9A.56.320)
5 Unlawful Possession of a Personal
6 Identification Device (RCW
7 9A.56.320)
8 Unlawful Production of Payment
9 Instruments (RCW 9A.56.320)
10 Unlawful Trafficking in Food Stamps
11 (RCW 9.91.142)
12 Unlawful Use of Food Stamps (RCW
13 9.91.144)
14 Vehicle Prowl 1 (RCW 9A.52.095)

15 NEW SECTION. **Sec. 18.** The following acts or parts of acts are
16 each repealed:

17 (1) RCW 29A.08.145 (Late registration--Special procedure) and 2006
18 c 97 s 2, 2005 c 246 s 10, 2004 c 267 s 113, 2003 c 111 s 213, & 1993
19 c 383 s 1; and

20 (2) RCW 29A.84.670 (Unlawful acts by voters--Penalty) and 2003 c
21 111 s 2134, 2003 c 53 s 181, & 1965 c 9 s 29.51.230.

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