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**SUBSTITUTE SENATE BILL 5072**

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**State of Washington**                      **64th Legislature**                      **2015 Regular Session**

**By** Senate Law & Justice (originally sponsored by Senator Honeyford)

READ FIRST TIME 02/06/15.

1            AN ACT Relating to the crime of failing to summon assistance;  
2 amending RCW 9A.36.160; repealing RCW 9A.36.161; and prescribing  
3 penalties.

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

5            **Sec. 1.** RCW 9A.36.160 and 2005 c 209 s 1 are each amended to  
6 read as follows:

7            (1) A person is guilty of the crime of failing to summon  
8 assistance if:

9            ~~((1))~~(a) He or she was present at the time when:

10            (i) A crime was committed against another person; or

11            (ii) Another person was injured; and

12            ~~((2))~~(b) He or she knows that the other person has suffered  
13 substantial bodily harm ~~((as a result of the crime committed against~~  
14 ~~the other person))~~ and that the other person is in need of  
15 assistance; and

16            ~~((3))~~(c) He or she could reasonably summon assistance for the  
17 person in need without danger to himself or herself and without  
18 interference with an important duty owed to a third party; and

19            ~~((4))~~(d) He or she fails to summon assistance for the person in  
20 need; and

1        ~~((5))~~(e) Another person is not summoning or has not summoned  
2 assistance for the person in need of such assistance.

3        (2) A violation of this section is a misdemeanor.

4        NEW SECTION.        **Sec. 2.**        RCW 9A.36.161 (Failing to summon  
5 assistance—Penalty) and 2005 c 209 s 2 are each repealed.

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