

**ESSB 5122** - H AMD TO CYF COMM AMD (H-1307.1/21) **561**

By Representative Caldier

1 On page 5, line 3 of the striking amendment, after "with" insert  
2 "rape in the first degree, rape in the second degree, rape in the  
3 third degree, rape of a child in the first degree, child molestation  
4 in the first degree, or"

EFFECT: Expands the circumstances in which the presumption that children ages 8 through 12 are incapable of committing crime may be rebutted to include those when children in that age group are charged with Rape in the First Degree, Rape in the Second Degree, Rape in the Third Degree, Rape of a Child in the First Degree, and Child Molestation in the First Degree (instead of only Murder in the First or Second Degree).

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