
SENATE BILL 5454

State of Washington

61st Legislature

2009 Regular Session

By Senators Kastama, Berkey, Franklin, Hargrove, and Roach

Read first time 01/22/09. Referred to Committee on Human Services & Corrections.

1 AN ACT Relating to creating the new crime of abandonment of a
2 dependent person in the fourth degree; adding a new section to chapter
3 9A.42 RCW; and prescribing penalties.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 9A.42 RCW
6 to read as follows:

7 (1) Except as provided in subsection (2) of this section, a person
8 is guilty of the crime of abandonment of a dependent person in the
9 fourth degree if:

10 (a) The person is the parent of a child, a person entrusted with
11 the physical custody of a child or other dependent person, a person who
12 has assumed the responsibility to provide to a dependent person the
13 basic necessities of life, or a person employed to provide to the child
14 or other dependent person any of the basic necessities of life; and

15 (b) The person with criminal negligence, abandons the child or
16 other dependent person; and

17 (c) As a result of being abandoned, the child or other dependent
18 person suffers risk of bodily injury.

1 (2) A parent of a newborn who transfers the newborn to a qualified
2 person at an appropriate location pursuant to RCW 13.34.360 is not
3 subject to criminal liability under this section.

4 (3) Abandonment of a dependent person in the fourth degree is a
5 misdemeanor.

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