

CERTIFICATION OF ENROLLMENT  
**ENGROSSED SUBSTITUTE SENATE BILL 5186**

Chapter 509, Laws of 1993

53rd Legislature  
1993 Regular Session

LURING OF CHILD OR DEVELOPMENTALLY DISABLED PERSON

EFFECTIVE DATE: 7/25/93

Passed by the Senate April 19, 1993  
YEAS 44 NAYS 0

JOEL PRITCHARD  
\_\_\_\_\_  
**President of the Senate**

Passed by the House April 9, 1993  
YEAS 96 NAYS 2

BRIAN EBERSOLE  
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**Speaker of the  
House of Representatives**

Approved May 18, 1993

MIKE LOWRY  
\_\_\_\_\_  
**Governor of the State of Washington**

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 5186** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MARTY BROWN  
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**Secretary**

FILED

May 18, 1993 - 2:40 p.m.

**Secretary of State  
State of Washington**

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**ENGROSSED SUBSTITUTE SENATE BILL 5186**

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AS AMENDED BY THE HOUSE

Passed Legislature - 1993 Regular Session

**State of Washington                      53rd Legislature                      1993 Regular Session**

**By** Senate Committee on Law & Justice (originally sponsored by Senators von Reichbauer, A. Smith, McCaslin, Prentice, Gaspard, Hargrove, Quigley, Winsley and Erwin)

Read first time 02/08/93.

1            AN ACT Relating to luring; adding a new section to chapter 9A.40  
2 RCW; and prescribing penalties.

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

4            NEW SECTION.    **Sec. 1.** A new section is added to chapter 9A.40 RCW  
5 to read as follows:

6            A person commits the crime of luring if the person:

7            (1)(a) Orders, lures, or attempts to lure a minor or  
8 developmentally disabled person into a structure that is obscured from  
9 or inaccessible to the public or into a motor vehicle;

10           (b) Does not have the consent of the minor's parent or guardian or  
11 the developmentally disabled person's guardian; and

12           (c) Is unknown to the child or developmentally disabled person.

13           (2) It is a defense to luring, which the defendant must prove by a  
14 preponderance of the evidence, that the defendant's actions were  
15 reasonable under the circumstances and the defendant did not have any  
16 intent to harm the health, safety, or welfare of the minor or  
17 developmentally disabled person.

18           (3) For purposes of this section:

19           (a) "Minor" means a person under the age of sixteen;

1 (b) "Developmentally disabled person" means a person with a  
2 developmental disability as defined in RCW 71A.10.020.

3 (4) Luring is a class C felony.

Passed the Senate April 19, 1993.

Passed the House April 9, 1993.

Approved by the Governor May 18, 1993.

Filed in Office of Secretary of State May 18, 1993.