

1 **HB 1186 - H AMDS 082 ADOPTED 3-11-97**

2 By Representative Hickel

3 On page 1, beginning on line 6, strike section 1 and insert
4 the following:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 9A.36
6 RCW to read as follows:

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

9 (a) He or she knows that another person has suffered
10 substantial bodily harm and is in need of assistance;

11 (b) He or she could reasonably summon assistance for the
12 person in need without danger to himself or herself and without
13 interference with an important duty owed to a third party;

14 (c) He or she fails to summon assistance for the person in
15 need; and

16 (d) Another person is not summoning assistance for the person
17 in need.

18 (2) The duty to summon assistance is satisfied by making
19 reasonable efforts to summon emergency police, fire, or medical
20 assistance that identifies the location of the victim.

21 (3) Except as provided in RCW 9A.76.050, a violation of
22 subsection (1) of this section is a misdemeanor.-

23 On page 2, beginning on line 28, after failing to- strike
24 give reasonable assistance to- and insert summon assistance for-

EFFECT: The crime of failing to give reasonable assistance-
is replaced with the crime of failing to summon assistance.-
Individuals will not be held criminally liable for failing to
give reasonable assistance to a person who has suffered or is
about to suffer substantial bodily harm. Instead, a person
may be found guilty of a misdemeanor if the person: Knows that
another person has suffered substantial bodily harm; could

summon assistance for the person without danger to himself or herself or without interfering with an obligation owed to a third party; fails to summon assistance for the person; and another person is not summoning assistance for that person. The duty to summon assistance is satisfied by making reasonable efforts to summon emergency police, fire, or medical assistance which identifies the location of the victim. Failing to summon assistance may also constitute rendering criminal assistance in certain cases.