
ENGROSSED SECOND SUBSTITUTE HOUSE BILL 1059

State of Washington

56th Legislature

1999 Regular Session

By House Committee on Appropriations (originally sponsored by Representatives O'Brien, Ballasiotes, Kastama, Van Luven, McMorris, Cody, Carlson, Lantz, Parlette, Bush, Keiser, Skinner, Constantine, Anderson, Haigh, K. Schmidt, Regala, Fisher, Hurst, Delvin, Lovick, Ruderman, Radcliff, Kenney, Stensen, Kessler, Dunshee, Dickerson, D. Schmidt, Ogden, Rockefeller, Poulsen, Cooper, Quall, Scott, Lisk, Esser, McDonald, DeBolt, Conway, Mielke, Kagi, Morris and McIntire)

Read first time 03/08/1999.

1 AN ACT Relating to crimes relating to mail theft and destruction;
2 amending RCW 13.40.0357; reenacting and amending RCW 9.94A.320; adding
3 a new chapter to Title 9A RCW; and prescribing penalties.

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

5 NEW SECTION. **Sec. 1.** The definitions in this section apply
6 throughout this chapter unless the context clearly requires otherwise.

7 (1) "Authorized depository" means a mailbox, post office box, or
8 rural box used by postal customers to deposit outgoing mail or used by
9 the postal service to deliver incoming mail.

10 (2) "Letter box" means a receptacle that is used for a specific
11 address intended or used for the receipt or delivery of mail on a mail
12 route.

13 (3)(a) "Mail" means a letter, card, parcel, or other material that:

14 (i) Is sent or delivered by means of the postal service;

15 (ii) Has postage affixed by the postal customer or postal service;

16 and

17 (iii) Is placed in an authorized depository or mail receptacle.

18 (b) "Mail" includes articles contained in mail.

1 (4) "Mail receptacle" means a place used by the postal service or
2 postal customers to place outgoing mail or receive incoming mail.

3 (5) "Postage" means a postal service stamp, permit imprint, meter
4 strip, or other authorized indication of prepayment for service
5 provided by the postal service for collection and delivery of mail.

6 (6) "Postal service" means the United States postal service.

7 (7) The phrase "of another" does not include persons with whom the
8 defendant has a familial, parental, spousal, employment, or other
9 relationship that would otherwise reasonably allow the defendant to
10 take, dispose of, or otherwise intercept the person's mail.

11 NEW SECTION. **Sec. 2.** (1) A person commits the crime of
12 obstruction of mail if the person intentionally obstructs or
13 unreasonably delays:

14 (a) The passage of the mail; or

15 (b) A carrier or conveyance carrying the mail.

16 (2) Obstruction of mail is a gross misdemeanor.

17 NEW SECTION. **Sec. 3.** (1) A person commits the crime of
18 destruction of letter boxes if the person knowingly and maliciously:

19 (a) Tears down or destroys a letter box belonging to another; or

20 (b) Breaks open a letter box belonging to another.

21 (2) Destruction of letter boxes is a gross misdemeanor.

22 NEW SECTION. **Sec. 4.** (1) A person commits the crime of
23 destruction of mail if the person knowingly and maliciously injures,
24 destroys, or defaces mail of another that has been deposited in an
25 authorized depository.

26 (2) Destruction of mail is a class C felony.

27 NEW SECTION. **Sec. 5.** (1) A person commits the crime of mail theft
28 or receipt of stolen mail if the person knowingly:

29 (a) Takes, or by fraud or deception, obtains mail of another from
30 a mail receptacle, authorized depository, or mail carrier;

31 (b) Secretes, embezzles, or destroys mail of another;

32 (c) Takes, or by fraud or deception, obtains mail of another that
33 has been left for collection on or adjacent to an authorized depository
34 or mail receptacle; or

1 (d) Buys, receives, conceals, or unlawfully possesses mail of
2 another knowing that the mail was taken, obtained, or embezzled as
3 described in this subsection.

4 (2) Mail theft or receipt of stolen mail is a class C felony.

5 NEW SECTION. **Sec. 6.** In a prosecution under this chapter, it is
6 a defense that the defendant acted under an honest claim of right in
7 that:

8 (1) The defendant was unaware that the property was that of another
9 person;

10 (2) The defendant reasonably believed that the defendant was
11 entitled to the property involved or had a right to acquire or dispose
12 of it as the defendant did; or

13 (3) The property involved was that of the defendant's minor child
14 or spouse, unless the parties were not living together as husband and
15 wife and were residing in, and intended to continually reside in,
16 separate abodes at the time of the alleged offense.

17 NEW SECTION. **Sec. 7.** Sections 1 through 6 of this act constitute
18 a new chapter in Title 9A RCW.

19 **Sec. 8.** RCW 9.94A.320 and 1998 c 290 s 4, 1998 c 219 s 4, 1998 c
20 82 s 1, and 1998 c 78 s 1 are each reenacted and amended to read as
21 follows:

22 TABLE 2

23 CRIMES INCLUDED WITHIN EACH SERIOUSNESS LEVEL

24	XV	Aggravated Murder 1 (RCW 10.95.020)
25	XIV	Murder 1 (RCW 9A.32.030)
26		Homicide by abuse (RCW 9A.32.055)
27		Malicious explosion 1 (RCW 70.74.280(1))
28	XIII	Murder 2 (RCW 9A.32.050)
29		Malicious explosion 2 (RCW 70.74.280(2))
30		Malicious placement of an explosive 1 (RCW
31		70.74.270(1))
32	XII	Assault 1 (RCW 9A.36.011)
33		Assault of a Child 1 (RCW 9A.36.120)
34		Rape 1 (RCW 9A.44.040)

1 Rape of a Child 1 (RCW 9A.44.073)
2 Malicious placement of an imitation device
3 1 (RCW 70.74.272(1)(a))
4 XI Rape 2 (RCW 9A.44.050)
5 Rape of a Child 2 (RCW 9A.44.076)
6 Manslaughter 1 (RCW 9A.32.060)
7 X Kidnapping 1 (RCW 9A.40.020)
8 Child Molestation 1 (RCW 9A.44.083)
9 Malicious explosion 3 (RCW 70.74.280(3))
10 Over 18 and deliver heroin, a narcotic from
11 Schedule I or II, or flunitrazepam
12 from Schedule IV to someone under 18
13 (RCW 69.50.406)
14 Leading Organized Crime (RCW
15 9A.82.060(1)(a))
16 Indecent Liberties (with forcible
17 compulsion) (RCW 9A.44.100(1)(a))
18 Manufacture of methamphetamine (RCW
19 69.50.401(a)(1)(ii))
20 IX Assault of a Child 2 (RCW 9A.36.130)
21 Robbery 1 (RCW 9A.56.200)
22 Explosive devices prohibited (RCW
23 70.74.180)
24 Malicious placement of an explosive 2 (RCW
25 70.74.270(2))
26 Over 18 and deliver narcotic from Schedule
27 III, IV, or V or a nonnarcotic, except
28 flunitrazepam, from Schedule I-V to
29 someone under 18 and 3 years junior
30 (RCW 69.50.406)
31 Controlled Substance Homicide (RCW
32 69.50.415)
33 Sexual Exploitation (RCW 9.68A.040)
34 Inciting Criminal Profiteering (RCW
35 9A.82.060(1)(b))

1 Vehicular Homicide, by being under the
2 influence of intoxicating liquor or
3 any drug (RCW 46.61.520)
4 Homicide by Watercraft, by being under the
5 influence of intoxicating liquor or
6 any drug (RCW 88.12.029)

7 VIII Arson 1 (RCW 9A.48.020)
8 Promoting Prostitution 1 (RCW 9A.88.070)
9 Selling for profit (controlled or
10 counterfeit) any controlled substance
11 (RCW 69.50.410)
12 Manufacture, deliver, or possess with
13 intent to deliver heroin or cocaine
14 (RCW 69.50.401(a)(1)(i))
15 Deliver or possess with intent to deliver
16 methamphetamine (RCW
17 69.50.401(a)(1)(ii))
18 Manufacture, deliver, or possess with
19 intent to deliver amphetamine (RCW
20 69.50.401(a)(1)(ii))
21 Possession of ephedrine or pseudoephedrine
22 with intent to manufacture
23 methamphetamine (RCW 69.50.440)
24 Vehicular Homicide, by the operation of any
25 vehicle in a reckless manner (RCW
26 46.61.520)
27 Homicide by Watercraft, by the operation of
28 any vessel in a reckless manner (RCW
29 88.12.029)
30 Manslaughter 2 (RCW 9A.32.070)

31 VII Burglary 1 (RCW 9A.52.020)
32 Vehicular Homicide, by disregard for the
33 safety of others (RCW 46.61.520)
34 Homicide by Watercraft, by disregard for
35 the safety of others (RCW 88.12.029)
36 Introducing Contraband 1 (RCW 9A.76.140)

1 Indecent Liberties (without forcible
2 compulsion) (RCW 9A.44.100(1) (b) and
3 (c))
4 Child Molestation 2 (RCW 9A.44.086)
5 Dealing in depictions of minor engaged in
6 sexually explicit conduct (RCW
7 9.68A.050)
8 Sending, bringing into state depictions of
9 minor engaged in sexually explicit
10 conduct (RCW 9.68A.060)
11 Involving a minor in drug dealing (RCW
12 69.50.401(f))
13 Drive-by Shooting (RCW 9A.36.045)
14 Unlawful Possession of a Firearm in the
15 first degree (RCW 9.41.040(1)(a))
16 Malicious placement of an explosive 3 (RCW
17 70.74.270(3))

18 VI Bribery (RCW 9A.68.010)
19 Rape of a Child 3 (RCW 9A.44.079)
20 Intimidating a Juror/Witness (RCW
21 9A.72.110, 9A.72.130)
22 Malicious placement of an imitation device
23 2 (RCW 70.74.272(1)(b))
24 Incest 1 (RCW 9A.64.020(1))
25 Manufacture, deliver, or possess with
26 intent to deliver narcotics from
27 Schedule I or II (except heroin or
28 cocaine) or flunitrazepam from
29 Schedule IV (RCW 69.50.401(a)(1)(i))
30 Intimidating a Judge (RCW 9A.72.160)
31 Bail Jumping with Murder 1 (RCW
32 9A.76.170(2)(a))
33 Theft of a Firearm (RCW 9A.56.300)

1 V Persistent prison misbehavior (RCW
2 9.94.070)
3 Criminal Mistreatment 1 (RCW 9A.42.020)
4 Abandonment of dependent person 1 (RCW
5 9A.42.060)
6 Rape 3 (RCW 9A.44.060)
7 Sexual Misconduct with a Minor 1 (RCW
8 9A.44.093)
9 Child Molestation 3 (RCW 9A.44.089)
10 Kidnapping 2 (RCW 9A.40.030)
11 Extortion 1 (RCW 9A.56.120)
12 Incest 2 (RCW 9A.64.020(2))
13 Perjury 1 (RCW 9A.72.020)
14 Extortionate Extension of Credit (RCW
15 9A.82.020)
16 Advancing money or property for
17 extortionate extension of credit (RCW
18 9A.82.030)
19 Extortionate Means to Collect Extensions of
20 Credit (RCW 9A.82.040)
21 Rendering Criminal Assistance 1 (RCW
22 9A.76.070)
23 Bail Jumping with class A Felony (RCW
24 9A.76.170(2)(b))
25 Sexually Violating Human Remains (RCW
26 9A.44.105)
27 Delivery of imitation controlled substance
28 by person eighteen or over to person
29 under eighteen (RCW 69.52.030(2))
30 Possession of a Stolen Firearm (RCW
31 9A.56.310)

32 IV Residential Burglary (RCW 9A.52.025)
33 Theft of Livestock 1 (RCW 9A.56.080)
34 Robbery 2 (RCW 9A.56.210)
35 Assault 2 (RCW 9A.36.021)
36 Escape 1 (RCW 9A.76.110)
37 Arson 2 (RCW 9A.48.030)
38 Commercial Bribery (RCW 9A.68.060)

1 Bribing a Witness/Bribe Received by Witness
2 (RCW 9A.72.090, 9A.72.100)
3 Malicious Harassment (RCW 9A.36.080)
4 Threats to Bomb (RCW 9.61.160)
5 Willful Failure to Return from Furlough
6 (RCW 72.66.060)
7 Hit and Run--Injury Accident (RCW
8 46.52.020(4))
9 Hit and Run with Vessel--Injury Accident
10 (RCW 88.12.155(3))
11 Vehicular Assault (RCW 46.61.522)
12 Assault by Watercraft (RCW 88.12.032)
13 Manufacture, deliver, or possess with
14 intent to deliver narcotics from
15 Schedule III, IV, or V or nonnarcotics
16 from Schedule I-V (except marijuana,
17 amphetamine, methamphetamines, or
18 flunitrazepam) (RCW 69.50.401(a)(1)
19 (iii) through (v))
20 Influencing Outcome of Sporting Event (RCW
21 9A.82.070)
22 Use of Proceeds of Criminal Profiteering
23 (RCW 9A.82.080 (1) and (2))
24 Knowingly Trafficking in Stolen Property
25 (RCW 9A.82.050(2))

26 III Criminal Gang Intimidation (RCW 9A.46.120)
27 Criminal Mistreatment 2 (RCW 9A.42.030)
28 Abandonment of dependent person 2 (RCW
29 9A.42.070)
30 Extortion 2 (RCW 9A.56.130)
31 Unlawful Imprisonment (RCW 9A.40.040)
32 Assault 3 (RCW 9A.36.031)
33 Assault of a Child 3 (RCW 9A.36.140)
34 Custodial Assault (RCW 9A.36.100)
35 Unlawful possession of firearm in the
36 second degree (RCW 9.41.040(1)(b))
37 Harassment (RCW 9A.46.020)
38 Promoting Prostitution 2 (RCW 9A.88.080)

1 Willful Failure to Return from Work Release
2 (RCW 72.65.070)
3 Burglary 2 (RCW 9A.52.030)
4 Introducing Contraband 2 (RCW 9A.76.150)
5 Communication with a Minor for Immoral
6 Purposes (RCW 9.68A.090)
7 Patronizing a Juvenile Prostitute (RCW
8 9.68A.100)
9 Escape 2 (RCW 9A.76.120)
10 Perjury 2 (RCW 9A.72.030)
11 Bail Jumping with class B or C Felony (RCW
12 9A.76.170(2)(c))
13 Intimidating a Public Servant (RCW
14 9A.76.180)
15 Tampering with a Witness (RCW 9A.72.120)
16 Manufacture, deliver, or possess with
17 intent to deliver marijuana (RCW
18 69.50.401(a)(1)(iii))
19 Delivery of a material in lieu of a
20 controlled substance (RCW
21 69.50.401(c))
22 Manufacture, distribute, or possess with
23 intent to distribute an imitation
24 controlled substance (RCW
25 69.52.030(1))
26 Recklessly Trafficking in Stolen Property
27 (RCW 9A.82.050(1))
28 Theft of livestock 2 (RCW 9A.56.080)
29 Securities Act violation (RCW 21.20.400)
30 II Mail Theft or Receipt of Stolen Mail
31 (section 5 of this act)
32 Unlawful Practice of Law (RCW 2.48.180)
33 Malicious Mischief 1 (RCW 9A.48.070)
34 Possession of Stolen Property 1 (RCW
35 9A.56.150)
36 Theft 1 (RCW 9A.56.030)
37 Class B Felony Theft of Rental, Leased, or
38 Lease-purchased Property (RCW
39 9A.56.096(4))

1 Trafficking in Insurance Claims (RCW
2 48.30A.015)
3 Unlicensed Practice of a Profession or
4 Business (RCW 18.130.190(7))
5 Health Care False Claims (RCW 48.80.030)
6 Possession of controlled substance that is
7 either heroin or narcotics from
8 Schedule I or II or flunitrazepam from
9 Schedule IV (RCW 69.50.401(d))
10 Possession of phencyclidine (PCP) (RCW
11 69.50.401(d))
12 Create, deliver, or possess a counterfeit
13 controlled substance (RCW
14 69.50.401(b))
15 Computer Trespass 1 (RCW 9A.52.110)
16 Escape from Community Custody (RCW
17 72.09.310)

18 I Destruction of Mail (section 4 of this act)
19 Theft 2 (RCW 9A.56.040)
20 Class C Felony Theft of Rental, Leased, or
21 Lease-purchased Property (RCW
22 9A.56.096(4))
23 Possession of Stolen Property 2 (RCW
24 9A.56.160)
25 Forgery (RCW 9A.60.020)
26 Taking Motor Vehicle Without Permission
27 (RCW 9A.56.070)
28 Vehicle Prowl 1 (RCW 9A.52.095)
29 Attempting to Elude a Pursuing Police
30 Vehicle (RCW 46.61.024)
31 Malicious Mischief 2 (RCW 9A.48.080)
32 Reckless Burning 1 (RCW 9A.48.040)
33 Unlawful Issuance of Checks or Drafts (RCW
34 9A.56.060)
35 Unlawful Use of Food Stamps (RCW 9.91.140
36 (2) and (3))
37 False Verification for Welfare (RCW
38 74.08.055)
39 Forged Prescription (RCW 69.41.020)

1 Forged Prescription for a Controlled
 2 Substance (RCW 69.50.403)
 3 Possess Controlled Substance that is a
 4 Narcotic from Schedule III, IV, or V
 5 or Non-narcotic from Schedule I-V
 6 (except phencyclidine or
 7 flunitrazepam) (RCW 69.50.401(d))

8 **Sec. 9.** RCW 13.40.0357 and 1998 c 290 s 5 are each amended to read
 9 as follows:

10 **DESCRIPTION AND OFFENSE CATEGORY**

11	JUVENILE		JUVENILE DISPOSITION
12	DISPOSITION		CATEGORY FOR ATTEMPT,
13	OFFENSE		BAILJUMP, CONSPIRACY,
14	CATEGORY	DESCRIPTION (RCW CITATION)	OR SOLICITATION
15		

16 **Arson and Malicious Mischief**

17	A	Arson 1 (9A.48.020)	B+
18	B	Arson 2 (9A.48.030)	C
19	C	Reckless Burning 1 (9A.48.040)	D
20	D	Reckless Burning 2 (9A.48.050)	E
21	B	Malicious Mischief 1 (9A.48.070)	C
22	C	Malicious Mischief 2 (9A.48.080)	D
23	D	Malicious Mischief 3 (<\$50 is	
24		E class) (9A.48.090)	E
25	E	Tampering with Fire Alarm	
26		Apparatus (9.40.100)	E
27	A	Possession of Incendiary Device	
28		(9.40.120)	B+

29 **Assault and Other Crimes**

30 **Involving Physical Harm**

31	A	Assault 1 (9A.36.011)	B+
32	B+	Assault 2 (9A.36.021)	C+
33	C+	Assault 3 (9A.36.031)	D+
34	D+	Assault 4 (9A.36.041)	E
35	B+	Drive-By Shooting	
36		(9A.36.045)	C+

1	D+	Reckless Endangerment	
2		(9A.36.050)	E
3	C+	Promoting Suicide Attempt	
4		(9A.36.060)	D+
5	D+	Coercion (9A.36.070)	E
6	C+	Custodial Assault (9A.36.100)	D+
7		Burglary and Trespass	
8	B+	Burglary 1 (9A.52.020)	C+
9	B	Residential Burglary	
10		(9A.52.025)	C
11	B	Burglary 2 (9A.52.030)	C
12	D	Burglary Tools (Possession of)	
13		(9A.52.060)	E
14	D	Criminal Trespass 1 (9A.52.070)	E
15	E	Criminal Trespass 2 (9A.52.080)	E
16	C	Vehicle Prowling 1 (9A.52.095)	D
17	D	Vehicle Prowling 2 (9A.52.100)	E
18		Drugs	
19	E	Possession/Consumption of Alcohol	
20		(66.44.270)	E
21	C	Illegally Obtaining Legend Drug	
22		(69.41.020)	D
23	C+	Sale, Delivery, Possession of Legend	
24		Drug with Intent to Sell	
25		(69.41.030)	D+
26	E	Possession of Legend Drug	
27		(69.41.030)	E
28	B+	Violation of Uniform Controlled	
29		Substances Act - Narcotic,	
30		Methamphetamine, or Flunitrazepam	
31		Sale (69.50.401(a)(1) (i) or (ii))	B+
32	C	Violation of Uniform Controlled	
33		Substances Act - Nonnarcotic Sale	
34		(69.50.401(a)(1)(iii))	C
35	E	Possession of Marihuana <40 grams	
36		(69.50.401(e))	E
37	C	Fraudulently Obtaining Controlled	
38		Substance (69.50.403)	C

1	C+	Sale of Controlled Substance	
2		for Profit (69.50.410)	C+
3	E	Unlawful Inhalation (9.47A.020)	E
4	B	Violation of Uniform Controlled	
5		Substances Act - Narcotic,	
6		Methamphetamine, or Flunitrazepam	
7		Counterfeit Substances	
8		(69.50.401(b)(1) (i) or (ii))	B
9	C	Violation of Uniform Controlled	
10		Substances Act - Nonnarcotic	
11		Counterfeit Substances	
12		(69.50.401(b)(1) (iii), (iv), (v))	C
13	C	Violation of Uniform Controlled	
14		Substances Act - Possession of a	
15		Controlled Substance	
16		(69.50.401(d))	C
17	C	Violation of Uniform Controlled	
18		Substances Act - Possession of a	
19		Controlled Substance	
20		(69.50.401(c))	C
21		Firearms and Weapons	
22	B	Theft of Firearm (9A.56.300)	C
23	B	Possession of Stolen Firearm	
24		(9A.56.310)	C
25	E	Carrying Loaded Pistol Without	
26		Permit (9.41.050)	E
27	C	Possession of Firearms by Minor (<18)	
28		(9.41.040(1)(b)(iii))	C
29	D+	Possession of Dangerous Weapon	
30		(9.41.250)	E
31	D	Intimidating Another Person by use	
32		of Weapon (9.41.270)	E
33		Homicide	
34	A+	Murder 1 (9A.32.030)	A
35	A+	Murder 2 (9A.32.050)	B+
36	B+	Manslaughter 1 (9A.32.060)	C+
37	C+	Manslaughter 2 (9A.32.070)	D+
38	B+	Vehicular Homicide (46.61.520)	C+

1		Kidnapping	
2	A	Kidnap 1 (9A.40.020)	B+
3	B+	Kidnap 2 (9A.40.030)	C+
4	C+	Unlawful Imprisonment	
5		(9A.40.040)	D+
6		Obstructing Governmental Operation	
7	D	Obstructing a Law Enforcement	
8		Officer (9A.76.020)	E
9	E	Resisting Arrest (9A.76.040)	E
10	B	Introducing Contraband 1	
11		(9A.76.140)	C
12	C	Introducing Contraband 2	
13		(9A.76.150)	D
14	E	Introducing Contraband 3	
15		(9A.76.160)	E
16	B+	Intimidating a Public Servant	
17		(9A.76.180)	C+
18	B+	Intimidating a Witness	
19		(9A.72.110)	C+
20		Public Disturbance	
21	C+	Riot with Weapon (9A.84.010)	D+
22	D+	Riot Without Weapon	
23		(9A.84.010)	E
24	E	Failure to Disperse (9A.84.020)	E
25	E	Disorderly Conduct (9A.84.030)	E
26		Sex Crimes	
27	A	Rape 1 (9A.44.040)	B+
28	A-	Rape 2 (9A.44.050)	B+
29	C+	Rape 3 (9A.44.060)	D+
30	A-	Rape of a Child 1 (9A.44.073)	B+
31	B+	Rape of a Child 2 (9A.44.076)	C+
32	B	Incest 1 (9A.64.020(1))	C
33	C	Incest 2 (9A.64.020(2))	D
34	D+	Indecent Exposure	
35		(Victim <14) (9A.88.010)	E
36	E	Indecent Exposure	
37		(Victim 14 or over) (9A.88.010)	E
38	B+	Promoting Prostitution 1	

1		(9A.88.070)	C+
2	C+	Promoting Prostitution 2	
3		(9A.88.080)	D+
4	E	O & A (Prostitution) (9A.88.030)	E
5	B+	Indecent Liberties (9A.44.100)	C+
6	A-	Child Molestation 1 (9A.44.083)	B+
7	B	Child Molestation 2 (9A.44.086)	C+
8		Theft, Robbery, Extortion, and Forgery	
9	B	Theft 1 (9A.56.030)	C
10	C	Theft 2 (9A.56.040)	D
11	D	Theft 3 (9A.56.050)	E
12	B	Theft of Livestock (9A.56.080)	C
13	C	Forgery (9A.60.020)	D
14	A	Robbery 1 (9A.56.200)	B+
15	B+	Robbery 2 (9A.56.210)	C+
16	B+	Extortion 1 (9A.56.120)	C+
17	C+	Extortion 2 (9A.56.130)	D+
18	<u>C</u>	<u>Mail Theft or Receipt of Stolen</u>	
19		<u>Mail (section 5 of this act)</u>	<u>D</u>
20	<u>D</u>	<u>Destruction of Mail (section 4</u>	
21		<u>of this act)</u>	<u>E</u>
22	B	Possession of Stolen Property 1	
23		(9A.56.150)	C
24	C	Possession of Stolen Property 2	
25		(9A.56.160)	D
26	D	Possession of Stolen Property 3	
27		(9A.56.170)	E
28	C	Taking Motor Vehicle Without	
29		Owner's Permission (9A.56.070)	D
30		Motor Vehicle Related Crimes	
31	E	Driving Without a License	
32		(46.20.005)	E
33	C	Hit and Run - Injury	
34		(46.52.020(4))	D
35	D	Hit and Run-Attended	
36		(46.52.020(5))	E
37	E	Hit and Run-Unattended	
38		(46.52.010)	E

1	C	Vehicular Assault (46.61.522)	D
2	C	Attempting to Elude Pursuing	
3		Police Vehicle (46.61.024)	D
4	E	Reckless Driving (46.61.500)	E
5	D	Driving While Under the Influence	
6		(46.61.502 and 46.61.504)	E
7		Other	
8	B	Bomb Threat (9.61.160)	C
9	C	Escape 1 (9A.76.110)	C
10	C	Escape 2 (9A.76.120)	C
11	D	Escape 3 (9A.76.130)	E
12	E	Obscene, Harassing, Etc.,	
13		Phone Calls (9.61.230)	E
14	A	Other Offense Equivalent to an	
15		Adult Class A Felony	B+
16	B	Other Offense Equivalent to an	
17		Adult Class B Felony	C
18	C	Other Offense Equivalent to an	
19		Adult Class C Felony	D
20	D	Other Offense Equivalent to an	
21		Adult Gross Misdemeanor	E
22	E	Other Offense Equivalent to an	
23		Adult Misdemeanor	E
24	V	Violation of Order of Restitution,	
25		Community Supervision, or	
26		Confinement (13.40.200)	V

27 Escape 1 and 2 and Attempted Escape 1 and 2 are classed as C offenses
28 and the standard range is established as follows:

29 1st escape or attempted escape during 12-month period - 4 weeks
30 confinement

31 2nd escape or attempted escape during 12-month period - 8 weeks
32 confinement

33 3rd and subsequent escape or attempted escape during 12-month
34 period - 12 weeks confinement

35 If the court finds that a respondent has violated terms of an order,
36 it may impose a penalty of up to 30 days of confinement.

JUVENILE SENTENCING STANDARDS

This schedule must be used for juvenile offenders. The court may select sentencing option A, B, or C.

**OPTION A
JUVENILE OFFENDER SENTENCING GRID
STANDARD RANGE**

		<hr/>				
A+	180 WEEKS TO AGE 21 YEARS					
		<hr/>				
A	103 WEEKS TO 129 WEEKS					
		<hr/>				
A-	15-36	52-65	80-100	103-129		
	WEEKS	WEEKS	WEEKS	WEEKS		
	EXCEPT					
	30-40					
	WEEKS FOR					
	15-17					
	YEAR OLDS					
		<hr/>				
Current Offense Category	B+	15-36	52-65	80-100	103-129	
		WEEKS	WEEKS	WEEKS	WEEKS	
		<hr/>				
B	LOCAL		52-65			
	SANCTIONS (LS)	15-36	WEEKS	WEEKS		
		<hr/>				
C+	LS					
		15-36 WEEKS				
		<hr/>				
C	LS				15-36 WEEKS	
		Local Sanctions:				
		0 to 30 Days				
		<hr/>				
D+	LS	0 to 12 Months Community Supervision				
		0 to 150 Hours Community Service				
D	LS	\$0 to \$500 Fine				
E	LS					
		<hr/>				
		0	1	2	3	4 or more
		PRIOR ADJUDICATIONS				

NOTE: References in the grid to days or weeks mean periods of confinement.

1 (1) The vertical axis of the grid is the current offense category.
2 The current offense category is determined by the offense of
3 adjudication.

4 (2) The horizontal axis of the grid is the number of prior
5 adjudications included in the juvenile's criminal history. Each prior
6 felony adjudication shall count as one point. Each prior violation,
7 misdemeanor, and gross misdemeanor adjudication shall count as 1/4
8 point. Fractional points shall be rounded down.

9 (3) The standard range disposition for each offense is determined
10 by the intersection of the column defined by the prior adjudications
11 and the row defined by the current offense category.

12 (4) RCW 13.40.180 applies if the offender is being sentenced for
13 more than one offense.

14 (5) A current offense that is a violation is equivalent to an
15 offense category of E. However, a disposition for a violation shall
16 not include confinement.

17 **OR**

18 **OPTION B**

19 **CHEMICAL DEPENDENCY DISPOSITION ALTERNATIVE**

20 If the juvenile offender is subject to a standard range
21 disposition of local sanctions or 15 to 36 weeks of confinement and has
22 not committed an A- or B+ offense, the court may impose a disposition
23 under RCW 13.40.160(5) and 13.40.165.

24 **OR**

25 **OPTION C**

26 **MANIFEST INJUSTICE**

27 If the court determines that a disposition under option A or B would
28 effectuate a manifest injustice, the court shall impose a disposition
29 outside the standard range under RCW 13.40.160(2).

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