
SENATE BILL 6230

State of Washington 57th Legislature 2002 Regular Session

By Senators Jacobsen, Hale, Rasmussen, Roach and Oke

Read first time 01/14/2002. Referred to Committee on Judiciary.

1 AN ACT Relating to acts of terrorism; amending RCW 9A.04.080; and
2 declaring an emergency.

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

4 **Sec. 1.** RCW 9A.04.080 and 1998 c 221 s 2 are each amended to read
5 as follows:

6 (1) Prosecutions for criminal offenses shall not be commenced after
7 the periods prescribed in this section.

8 (a) The following offenses may be prosecuted at any time after
9 their commission:

10 (i) Murder;

11 (ii) Homicide by abuse;

12 (iii) Arson if a death results;

13 (iv) Vehicular homicide;

14 (v) Vehicular assault if a death results;

15 (vi) Hit-and-run injury-accident if a death results (RCW
16 46.52.020(4));

17 (vii) Any felony committed with the intent to intimidate or coerce
18 a civilian population, influence the policy of a unit of government by
19 intimidation or coercion, affect the conduct of a unit of government by

1 intimidation or coercion, or retaliate against a branch or level of
2 government for a policy or conduct of the government.

3 (b) The following offenses shall not be prosecuted more than ten
4 years after their commission:

5 (i) Any felony committed by a public officer if the commission is
6 in connection with the duties of his or her office or constitutes a
7 breach of his or her public duty or a violation of the oath of office;

8 (ii) Arson if no death results; or

9 (iii) Violations of RCW 9A.44.040 or 9A.44.050 if the rape is
10 reported to a law enforcement agency within one year of its commission;
11 except that if the victim is under fourteen years of age when the rape
12 is committed and the rape is reported to a law enforcement agency
13 within one year of its commission, the violation may be prosecuted up
14 to three years after the victim's eighteenth birthday or up to ten
15 years after the rape's commission, whichever is later. If a violation
16 of RCW 9A.44.040 or 9A.44.050 is not reported within one year, the rape
17 may not be prosecuted: (A) More than three years after its commission
18 if the violation was committed against a victim fourteen years of age
19 or older; or (B) more than three years after the victim's eighteenth
20 birthday or more than seven years after the rape's commission,
21 whichever is later, if the violation was committed against a victim
22 under fourteen years of age.

23 (c) Violations of the following statutes shall not be prosecuted
24 more than three years after the victim's eighteenth birthday or more
25 than seven years after their commission, whichever is later: RCW
26 9A.44.073, 9A.44.076, 9A.44.083, 9A.44.086, 9A.44.070, 9A.44.080,
27 9A.44.100(1)(b), or 9A.64.020.

28 (d) The following offenses shall not be prosecuted more than six
29 years after their commission: Violations of RCW 9A.82.060 or
30 9A.82.080.

31 (e) The following offenses shall not be prosecuted more than five
32 years after their commission: Any class C felony under chapter 74.09,
33 82.36, or 82.38 RCW.

34 (f) Bigamy shall not be prosecuted more than three years after the
35 time specified in RCW 9A.64.010.

36 (g) A violation of RCW 9A.56.030 must not be prosecuted more than
37 three years after the discovery of the offense when the victim is a tax
38 exempt corporation under 26 U.S.C. Sec. 501(c)(3).

1 (h) No other felony may be prosecuted more than three years after
2 its commission; except that in a prosecution under RCW 9A.44.115, if
3 the person who was viewed, photographed, or filmed did not realize at
4 the time that he or she was being viewed, photographed, or filmed, the
5 prosecution must be commenced within two years of the time the person
6 who was viewed or in the photograph or film first learns that he or she
7 was viewed, photographed, or filmed.

8 (i) No gross misdemeanor may be prosecuted more than two years
9 after its commission.

10 (j) No misdemeanor may be prosecuted more than one year after its
11 commission.

12 (2) The periods of limitation prescribed in subsection (1) of this
13 section do not run during any time when the person charged is not
14 usually and publicly resident within this state.

15 (3) If, before the end of a period of limitation prescribed in
16 subsection (1) of this section, an indictment has been found or a
17 complaint or an information has been filed, and the indictment,
18 complaint, or information is set aside, then the period of limitation
19 is extended by a period equal to the length of time from the finding or
20 filing to the setting aside.

21 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
22 preservation of the public peace, health, or safety, or support of the
23 state government and its existing public institutions, and takes effect
24 immediately.

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