
HOUSE BILL 1002

State of Washington

66th Legislature

2019 Regular Session

By Representatives Orwall, Mosbrucker, Goodman, Griffey, Lovick, Pellicciotti, Kraft, Valdez, Irwin, Jinkins, Macri, Wylie, Bergquist, Doglio, Ortiz-Self, and Frame

Prefiled 12/04/18. Read first time 01/14/19. Referred to Committee on Public Safety.

1 AN ACT Relating to modifying the offense of rape in the third
2 degree; amending RCW 9A.44.060; and prescribing penalties.

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

4 **Sec. 1.** RCW 9A.44.060 and 2013 c 94 s 1 are each amended to read
5 as follows:

6 (1) A person is guilty of rape in the third degree when, under
7 circumstances not constituting rape in the first or second degrees,
8 such person engages in sexual intercourse with another person:

9 (a) Where the victim did not consent as defined in RCW
10 9A.44.010(7), to sexual intercourse with the perpetrator (~~and such~~
11 ~~lack of consent was clearly expressed by the victim's words or~~
12 ~~conduct,~~); or

13 (b) Where there is threat of substantial unlawful harm to
14 property rights of the victim.

15 (2) Rape in the third degree is a class C felony.

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