
SUBSTITUTE SENATE BILL 5071

State of Washington

69th Legislature

2025 Regular Session

By Senate Law & Justice (originally sponsored by Senators Braun, Dhingra, Christian, Dozier, Fortunato, Gildon, King, Krishnadasan, McCune, Wagoner, Warnick, and J. Wilson)

READ FIRST TIME 01/24/25.

1 AN ACT Relating to updating the endangerment with a controlled
2 substance statute to include fentanyl or synthetic opioids; and
3 amending RCW 9A.42.100.

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

5 **Sec. 1.** RCW 9A.42.100 and 2005 c 218 s 4 are each amended to
6 read as follows:

7 (1) A person is guilty of the crime of endangerment with a
8 controlled substance if the person knowingly or ~~((intentionally))~~
9 recklessly permits a ~~((dependent))~~ child or dependent adult to be
10 exposed to, ingest, inhale, absorb, or have contact with
11 ~~((methamphetamine))~~;

12 (a) Fentanyl or synthetic opioids, or the smoke of a substance
13 that the person knows, or reasonably should know, contains, or is
14 contaminated with, fentanyl or synthetic opioids, excepting
15 medications administered or provided during the delivery of health
16 care services or pursuant to a valid prescription; or

17 (b) Methamphetamine or ephedrine, pseudoephedrine, or anhydrous
18 ammonia, including their salts, isomers, and salts of isomers, that
19 are being used in the manufacture of methamphetamine, including its
20 salts, isomers, and salts of isomers.

1 (2) The department of children, youth, and families and any
2 employees, interns, volunteers, or contractors of the department
3 acting in the scope of their role are exempt from any criminal
4 liability within this section.

5 (3) Endangerment with a controlled substance is a class B felony.

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