

2 EHB 2772 - S COMM AMD  
3 By Committee on Law & Justice

4 ADOPTED 3/4/98

5 Strike everything after the enacting clause and insert the  
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 26.28 RCW  
8 to read as follows:

9 (1) Every person who sells or gives, or permits to be sold or given  
10 to any person under the age of eighteen years any drug paraphernalia in  
11 any form commits a class I civil infraction under chapter 7.80 RCW.  
12 For purposes of this subsection, "drug paraphernalia" means all  
13 equipment, products, and materials of any kind which are used, intended  
14 for use, or designed for use in planting, propagating, cultivating,  
15 growing, harvesting, manufacturing, compounding, converting, producing,  
16 processing, preparing, testing, analyzing, packaging, repackaging,  
17 storing, containing, concealing, injecting, ingesting, inhaling, or  
18 otherwise introducing into the human body a controlled substance. Drug  
19 paraphernalia includes, but is not limited to objects used, intended  
20 for use, or designed for use in ingesting, inhaling, or otherwise  
21 introducing marihuana, cocaine, hashish, or hashish oil into the human  
22 body, such as:

23 (a) Metal, wooden, acrylic, glass, stone, plastic, or ceramic pipes  
24 with or without screens, permanent screens, hashish heads, or punctured  
25 metal bowls;

26 (b) Water pipes;

27 (c) Carburetion tubes and devices;

28 (d) Smoking and carburetion masks;

29 (e) Roach clips: Meaning objects used to hold burning material,  
30 such as a marihuana cigarette, that has become too small or too short  
31 to be held in the hand;

32 (f) Miniature cocaine spoons and cocaine vials;

33 (g) Chamber pipes;

34 (h) Carburetor pipes;

35 (i) Electric pipes;

36 (j) Air-driven pipes;

1 (k) Chillums;  
2 (l) Bongs; and  
3 (m) Ice pipes or chillers.

4 (2) It shall be no defense to a prosecution for a violation of this  
5 section that the person acted, or was believed by the defendant to act,  
6 as agent or representative of another.

7 (3) Nothing in subsection (1) of this section prohibits legal  
8 distribution of injection syringe equipment through public health and  
9 community based HIV prevention programs."

10 **EHB 2772** - S COMM AMD  
11 By Committee on Law & Justice

12 ADOPTED 3/4/98

13 On page 1, line 1 of the title, after "paraphernalia;" strike the  
14 remainder of the title and insert "adding a new section to chapter  
15 26.28 RCW; and prescribing penalties."

--- END ---