H-0379.3

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**HOUSE BILL 1283**

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**State of Washington 67th Legislature 2021 Regular Session**

**By** Representatives Senn, Valdez, Ramel, Bateman, Fitzgibbon, Berry, Peterson, Hackney, Thai, Kloba, Macri, Pollet, Stonier, and Harris-Talley

AN ACT Relating to including the open carry or display of weapons within the offense of criminal mischief; amending RCW 9A.84.010; and prescribing penalties.

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

**Sec.**  RCW 9A.84.010 and 2013 c 20 s 1 are each amended to read as follows:

(1) A person is guilty of the crime of criminal mischief if, acting with three or more other persons, he or she ((~~knowingly~~)):

(a) Knowingly and unlawfully uses or threatens to use force, or in any way participates in the use of such force, against any other person or against property; or

(b) Openly carries or displays a deadly weapon in a manner that would lead a reasonable person to feel threatened.

(2)(a) Except as provided in (b) of this subsection, the crime of criminal mischief is a gross misdemeanor.

(b) The crime of criminal mischief is a class C felony if the actor is armed with a deadly weapon.

**--- END ---**