

1 **SHB 1569 - H AMD 000192 LOST 3-16-93**

2 By Representatives Padden, Morton, and Thomas

3 On page 1, strike everything after the enacting clause and  
4 insert"

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 9A.36 RCW  
6 to read as follows:

7 The legislature finds that threats against persons or property  
8 which endanger the person or property are serious and increasing. The  
9 legislature also finds that such threats are often directed against  
10 individuals of various religions, colors, ancestries, or national  
11 origins. The legislature finds that the state interest in preventing  
12 threats against persons or property which endanger the person or  
13 property is as substantial as the state interest in preventing other  
14 felonies or misdemeanors such as criminal trespass, malicious mischief,  
15 assault, or other crimes, but that prosecution of those other crimes  
16 often inadequately protects citizens from such threats.

17 The legislature also finds that in many cases, certain discrete  
18 words or symbols are used to threaten individuals or their property.  
19 Some discrete words or symbols have historically or traditionally been  
20 used to connote hatred or threats towards individuals of particular  
21 races and religions. In particular, the legislature finds that cross  
22 burnings historically and traditionally have been used to threaten,  
23 terrorize, intimidate, and harass African Americans and their families.  
24 Cross burnings often preceded lynchings, murders, burning of homes, and  
25 other acts of terror. Further, Nazi swastikas historically and  
26 traditionally have been used to threaten, terrorize, intimidate, and  
27 harass Jewish people and their families. Swastikas symbolize the  
28 massive destruction of the Jewish population, commonly known as the  
29 holocaust. Therefore, the legislature finds that burning or attempting  
30 to burn a cross or displaying a swastika on the property of another  
31 person or burning a cross or displaying a swastika as part of a series

1 of acts directed towards a specific person, or a specific group of  
2 people may create a reasonable fear of harm in the mind of the person,  
3 or group of people as a threat to their life or property.

4 **Sec. 2.** RCW 9A.36.080 and 1989 c 95 s 1 are each amended to read  
5 as follows:

6 (1) A person is guilty of malicious harassment if he or she  
7 maliciously and with the intent to intimidate or harass another person  
8 (~~because of, or in a way that is reasonably related to, associated~~  
9 ~~with, or directed toward, that person's race, color, religion,~~  
10 ~~ancestry, national origin, or mental, physical, or sensory handicap~~)):

11 (a) Causes physical injury to another person; ~~((or))~~

12 (b) (~~By words or conduct places another person in reasonable fear~~  
13 ~~of harm to his person or property or harm to the person or property of~~  
14 ~~a third person. Such words or conduct include, but are not limited to,~~  
15 ~~(i) cross burning, (ii) painting, drawing, or depicting symbols or~~  
16 ~~words on the property of the victim when the symbols or words~~  
17 ~~historically or traditionally connote hatred or threats toward the~~  
18 ~~victim, or (iii) written or oral communication designed to intimidate~~  
19 ~~or harass because of, or in a way that is reasonably related to,~~  
20 ~~associated with, or directed toward, that person's race, color,~~  
21 ~~religion, ancestry, national origin, or mental, physical, or sensory~~  
22 ~~handicap. However, it does not constitute malicious harassment for a~~  
23 ~~person to speak or act in a critical, insulting, or deprecatory way~~  
24 ~~unless the context or circumstances surrounding the words or conduct~~  
25 ~~places another person in reasonable fear of harm to his or her person~~  
26 ~~or property or harm to the person or property of a third person; or~~

27 ~~(c)) Causes physical damage to or destruction of the property of~~  
28 ~~another person; or~~

29 (c) Threatens a specific person or group of people and places that  
30 person or group of people in reasonable fear of harm to person or  
31 property. The fear must be a fear that a reasonable person would have  
32 under all the circumstances. Words alone do not constitute malicious  
33 harassment unless the context or circumstances surrounding the words  
34 indicate the words are a threat. Threatening words do not constitute  
35 malicious harassment if it is apparent to the person or group of people  
36 being threatened that the person allegedly making the threat does not  
37 have the ability to carry out the threat.

1       ~~((The following constitute per se violations of this section:~~

2       ~~(a) Cross burning; or~~

3       ~~(b) Defacement of the property of the victim or a third person with~~  
4 ~~symbols or words when the symbols or words historically or~~  
5 ~~traditionally connote hatred or threats toward the victim.~~

6       ~~(3))~~ In any prosecution for malicious harassment, if any evidence  
7 exists which reasonably tends to indicate to the trier of fact's  
8 satisfaction that the defendant intended to threaten the person or  
9 group of people, the trier of fact may infer that the defendant  
10 intended to threaten a specific person or group of people if the  
11 defendant commits one of the following acts:

12       (a) Burns a cross on property of a person or group of people; or

13       (b) Defaces property of a person or group of people by defacing the  
14 property with a swastika.

15       This subsection only applies to the creation of a reasonable  
16 inference for evidentiary purposes and does not relieve the trier of  
17 fact from determining beyond a reasonable doubt whether or not the  
18 defendant intended to threaten the person or group of people. This  
19 subsection does not restrict the state's ability to prosecute a  
20 defendant under subsection (1) of this section when the facts of a  
21 particular case do not fall within (a) or (b) of this subsection.

22       (3) Evidence of expressions or associations of the accused may not  
23 be introduced as substantive evidence at trial unless the evidence  
24 specifically relates to the crime charged. Nothing in this chapter  
25 shall affect the rules of evidence governing impeachment of a witness.

26       (4) Every defendant who commits another crime during the commission  
27 of a crime under this section may be punished and prosecuted for the  
28 other crime separately.

29       (5) Malicious harassment is a class C felony.

30       ~~((4) In addition to the criminal penalty provided in subsection~~  
31 ~~(3) of this section, there is hereby created a civil cause of action~~  
32 ~~for malicious harassment. A person may be liable to the victim of~~  
33 ~~malicious harassment for actual damages and punitive damages of up to~~  
34 ~~ten thousand dollars.~~

35       ~~(5))~~ (6) The penalties provided in this section for malicious  
36 harassment do not preclude the person or group of people from seeking  
37 any other remedies otherwise available under law.

1 (7) Nothing in this section confers or expands any civil rights or  
2 protections to any group or class identified under this section, beyond  
3 those rights or protections that exist under the federal or state  
4 Constitution or the civil laws of the state of Washington.

5 NEW SECTION. **Sec. 3.** A new section is added to chapter 9A.36 RCW  
6 to read as follows:

7 In addition to the criminal penalty provided in RCW 9A.36.080 for  
8 committing a crime of malicious harassment, the person or group of  
9 people who allege malicious harassment may bring a civil cause of  
10 action for malicious harassment against the alleged harasser. A person  
11 may be liable to the person or group of people subjected to malicious  
12 harassment for actual damages, punitive damages of up to ten thousand  
13 dollars, and reasonable attorneys' fees and costs incurred in bringing  
14 the action. The person or group of persons claiming the protection of  
15 this section must prove the case by clear and convincing evidence.

16 **Sec. 4.** RCW 13.40.0357 and 1989 c 407 s 7 are each amended to read  
17 as follows:

18 SCHEDULE A

19 DESCRIPTION AND OFFENSE CATEGORY

20			JUVENILE
21	JUVENILE		DISPOSITION
22	DISPOSITION		CATEGORY FOR ATTEMPT,
23	OFFENSE		BAILJUMP, CONSPIRACY,
24	CATEGORY	DESCRIPTION (RCW CITATION)	OR SOLICITATION
25	.....		

26		Arson and Malicious Mischief	
27	A	Arson 1 (9A.48.020)	B+
28	B	Arson 2 (9A.48.030)	C
29	C	Reckless Burning 1 (9A.48.040)	D
30	D	Reckless Burning 2 (9A.48.050)	E
31	B	Malicious Mischief 1 (9A.48.070)	C
32	C	Malicious Mischief 2 (9A.48.080)	D
33	D	Malicious Mischief 3 (<\$50 is	
34		E class) (9A.48.090)	E

1	E	Tampering with Fire Alarm	
2		Apparatus (9.40.100)	E
3	A	Possession of Incendiary Device	
4		(9.40.120)	B+
5		Assault and Other Crimes	
6		Involving Physical Harm	
7	A	Assault 1 (9A.36.011)	B+
8	B+	Assault 2 (9A.36.021)	C+
9	C+	Assault 3 (9A.36.031)	D+
10	D+	Assault 4 (9A.36.041)	E
11	D+	Reckless Endangerment	
12		(9A.36.050)	E
13	C+	Promoting Suicide Attempt	
14		(9A.36.060)	D+
15	D+	Coercion (9A.36.070)	E
16	C+	Custodial Assault (9A.36.100)	D+
17	<u>C</u>	<u>Malicious Harassment (9A.36.080)</u>	<u>D+</u>
18		Burglary and Trespass	
19	B+	Burglary 1 (9A.52.020)	C+
20	B	Burglary 2 (9A.52.030)	C
21	D	Burglary Tools (Possession of)	
22		(9A.52.060)	E
23	D	Criminal Trespass 1 (9A.52.070)	E
24	E	Criminal Trespass 2 (9A.52.080)	E
25	D	Vehicle Prowling (9A.52.100)	E
26		Drugs	
27	E	Possession/Consumption of Alcohol	
28		(66.44.270)	E
29	C	Illegally Obtaining Legend Drug	
30		(69.41.020)	D
31	C+	Sale, Delivery, Possession of Legend	
32		Drug with Intent to Sell	
33		(69.41.030)	D+
34	E	Possession of Legend Drug	
35		(69.41.030)	E

1	B+	Violation of Uniform Controlled	
2		Substances Act - Narcotic Sale	
3		(69.50.401(a)(1)(i))	B+
4	C	Violation of Uniform Controlled	
5		Substances Act - Nonnarcotic Sale	
6		(69.50.401(a)(1)(ii))	C
7	E	Possession of Marihuana <40 grams	
8		(69.50.401(e))	E
9	C	Fraudulently Obtaining Controlled	
10		Substance (69.50.403)	C
11	C+	Sale of Controlled Substance	
12		for Profit (69.50.410)	C+
13	E	<del>((Glue Sniffing (9.47A.050))</del>	
14		<u>Unlawful Inhalation (9.47A.020)</u>	E
15	B	Violation of Uniform Controlled	
16		Substances Act - Narcotic	
17		Counterfeit Substances	
18		(69.50.401(b)(1)(i))	B
19	C	Violation of Uniform Controlled	
20		Substances Act - Nonnarcotic	
21		Counterfeit Substances	
22		(69.50.401(b)(1) (ii), (iii), (iv))	C
23	C	Violation of Uniform Controlled	
24		Substances Act - Possession of a	
25		Controlled Substance	
26		(69.50.401(d))	C
27	C	Violation of Uniform Controlled	
28		Substances Act - Possession of a	
29		Controlled Substance	
30		(69.50.401(c))	C
31		Firearms and Weapons	
32	<del>((C+</del>	<del>Committing Crime when Armed</del>	
33		<del>(9.41.025)</del>	<del>D+))</del>
34	E	Carrying Loaded Pistol Without	
35		Permit (9.41.050)	E
36	E	Use of Firearms by Minor (<14)	
37		(9.41.240)	E

1	D+	Possession of Dangerous Weapon	
2		(9.41.250)	E
3	D	Intimidating Another Person by use	
4		of Weapon (9.41.270)	E
5		Homicide	
6	A+	Murder 1 (9A.32.030)	A
7	A+	Murder 2 (9A.32.050)	B+
8	B+	Manslaughter 1 (9A.32.060)	C+
9	C+	Manslaughter 2 (9A.32.070)	D+
10	B+	Vehicular Homicide (46.61.520)	C+
11		Kidnapping	
12	A	Kidnap 1 (9A.40.020)	B+
13	B+	Kidnap 2 (9A.40.030)	C+
14	C+	Unlawful Imprisonment	
15		(9A.40.040)	D+
16	((D	<del>Custodial Interference</del>	
17		<del>(9A.40.050)</del>	<del>E))</del>
18		Obstructing Governmental Operation	
19	E	Obstructing a Public Servant	
20		(9A.76.020)	E
21	E	Resisting Arrest (9A.76.040)	E
22	B	Introducing Contraband 1	
23		(9A.76.140)	C
24	C	Introducing Contraband 2	
25		(9A.76.150)	D
26	E	Introducing Contraband 3	
27		(9A.76.160)	E
28	B+	Intimidating a Public Servant	
29		(9A.76.180)	C+
30	B+	Intimidating a Witness	
31		(9A.72.110)	C+
32	((E	<del>Criminal Contempt</del>	
33		<del>(9.23.010)</del>	<del>E))</del>

1		Public Disturbance	
2	C+	Riot with Weapon (9A.84.010)	D+
3	D+	Riot Without Weapon	
4		(9A.84.010)	E
5	E	Failure to Disperse (9A.84.020)	E
6	E	Disorderly Conduct (9A.84.030)	E
7		Sex Crimes	
8	A	Rape 1 (9A.44.040)	B+
9	A-	Rape 2 (9A.44.050)	B+
10	C+	Rape 3 (9A.44.060)	D+
11	A-	Rape of a Child 1 (9A.44.073)	B+
12	B	Rape of a Child 2 (9A.44.076)	C+
13	B	Incest 1 (9A.64.020(1))	C
14	C	Incest 2 (9A.64.020(2))	D
15	D+	<del>((Public Indecency))</del> <u>Indecent Exposure</u>	
16		(Victim <14) (9A.88.010)	E
17	E	<del>((Public Indecency))</del> <u>Indecent Exposure</u>	
18		(Victim 14 or over) (9A.88.010)	E
19	B+	Promoting Prostitution 1	
20		(9A.88.070)	C+
21	C+	Promoting Prostitution 2	
22		(9A.88.080)	D+
23	E	O & A (Prostitution) (9A.88.030)	E
24	B+	Indecent Liberties (9A.44.100)	C+
25	B+	Child Molestation 1 (9A.44.083)	C+
26	C+	Child Molestation 2 (9A.44.086)	C
27		Theft, Robbery, Extortion, and Forgery	
28	B	Theft 1 (9A.56.030)	C
29	C	Theft 2 (9A.56.040)	D
30	D	Theft 3 (9A.56.050)	E
31	B	Theft of Livestock (9A.56.080)	C
32	C	Forgery ( <del>((9A.56.020))</del> ) <u>(9A.60.020)</u>	D
33	A	Robbery 1 (9A.56.200)	B+
34	B+	Robbery 2 (9A.56.210)	C+
35	B+	Extortion 1 (9A.56.120)	C+
36	C+	Extortion 2 (9A.56.130)	D+



1	B	Possession of Stolen Property 1	
2		(9A.56.150)	C
3	C	Possession of Stolen Property 2	
4		(9A.56.160)	D
5	D	Possession of Stolen Property 3	
6		(9A.56.170)	E
7	C	Taking Motor Vehicle Without	
8		Owner's Permission (9A.56.070)	D
9		Motor Vehicle Related Crimes	
10	E	Driving Without a License	
11		(46.20.021)	E
12	C	Hit and Run - Injury	
13		(46.52.020(4))	D
14	D	Hit and Run-Attended	
15		(46.52.020(5))	E
16	E	Hit and Run-Unattended	
17		(46.52.010)	E
18	C	Vehicular Assault (46.61.522)	D
19	C	Attempting to Elude Pursuing	
20		Police Vehicle (46.61.024)	D
21	E	Reckless Driving (46.61.500)	E
22	D	Driving While Under the Influence	
23		(46.61.515)	E
24	((B+	<del>Negligent Homicide by Motor</del>	
25		<del>Vehicle (46.61.520)</del>	<del>C+))</del>
26	D	Vehicle Prowling (9A.52.100)	E
27	C	Taking Motor Vehicle Without	
28		Owner's Permission (9A.56.070)	D
29		Other	
30	B	Bomb Threat (9.61.160)	C
31	C	Escape 1 (9A.76.110)	C
32	C	Escape 2 (9A.76.120)	C
33	D	Escape 3 (9A.76.130)	E
34	C	Failure to Appear in Court	
35		(10.19.130)	D

1	( <del>E</del> )	<del>Tampering with Fire Alarm</del>	
2		<del>Apparatus (9.40.100)</del>	<del>E</del> )
3	E	Obscene, Harassing, Etc.,	
4		Phone Calls (9.61.230)	E
5	A	Other Offense Equivalent to an	
6		Adult Class A Felony	B+
7	B	Other Offense Equivalent to an	
8		Adult Class B Felony	C
9	C	Other Offense Equivalent to an	
10		Adult Class C Felony	D
11	D	Other Offense Equivalent to an	
12		Adult Gross Misdemeanor	E
13	E	Other Offense Equivalent to an	
14		Adult Misdemeanor	E
15	V	Violation of Order of Restitution,	
16		Community Supervision, or	
17		Confinement (13.40.200)	V

18 Escape 1 and 2 and Attempted Escape 1 and 2 are classed as C offenses  
19 and the standard range is established as follows:

- 20 1st escape or attempted escape during 12-month period - 4 weeks
- 21 confinement
- 22 2nd escape or attempted escape during 12-month period - 8 weeks
- 23 confinement
- 24 3rd and subsequent escape or attempted escape during 12-month
- 25 period - 12 weeks confinement

26 if the court finds that a respondent has violated terms of an order,  
27 it may impose a penalty of up to 30 days of confinement.

28 SCHEDULE B  
29 PRIOR OFFENSE INCREASE FACTOR

30 For use with all CURRENT OFFENSES occurring on or after July 1,  
31 1989.

1 TIME SPAN

2	OFFENSE	0-12	13-24	25 Months
3	CATEGORY	Months	Months	or More
4	.....			
5	A+	.9	.9	.9
6	A	.9	.8	.6
7	A-	.9	.8	.5
8	B+	.9	.7	.4
9	B	.9	.6	.3
10	C+	.6	.3	.2
11	C	.5	.2	.2
12	D+	.3	.2	.1
13	D	.2	.1	.1
14	E	.1	.1	.1

15 Prior history - Any offense in which a diversion agreement or counsel  
 16 and release form was signed, or any offense which has been adjudicated  
 17 by court to be correct prior to the commission of the current  
 18 offense(s).

19 SCHEDULE C  
 20 CURRENT OFFENSE POINTS

21 For use with all CURRENT OFFENSES occurring on or after July 1,  
 22 1989.

23 AGE

24	OFFENSE	12 &					
25	CATEGORY	Under	13	14	15	16	17
26	.....						
27		STANDARD	RANGE	180-224	WEEKS		
28	A	250	300	350	375	375	375
29	A-	150	150	150	200	200	200
30	B+	110	110	120	130	140	150
31	B	45	45	50	50	57	57

1	C+	44	44	49	49	55	55
2	C	40	40	45	45	50	50
3	D+	16	18	20	22	24	26
4	D	14	16	18	20	22	24
5	E	4	4	4	6	8	10

6 JUVENILE SENTENCING STANDARDS  
 7 SCHEDULE D-1

8 This schedule may only be used for minor/first offenders. After the  
 9 determination is made that a youth is a minor/first offender, the court  
 10 has the discretion to select sentencing option A, B, or C.

11 MINOR/FIRST OFFENDER

12 OPTION A  
 13 STANDARD RANGE

14		Community	Community	
15		Supervision	Service	
16	Points		Hours	Fine
17	1-9	0-3 months	and/or 0-8	and/or 0-\$10
18	10-19	0-3 months	and/or 0-8	and/or 0-\$10
19	20-29	0-3 months	and/or 0-16	and/or 0-\$10
20	30-39	0-3 months	and/or 8-24	and/or 0-\$25
21	40-49	3-6 months	and/or 16-32	and/or 0-\$25
22	50-59	3-6 months	and/or 24-40	and/or 0-\$25
23	60-69	6-9 months	and/or 32-48	and/or 0-\$50
24	70-79	6-9 months	and/or 40-55	and/or 0-\$50
25	80-89	9-12 months	and/or 48-64	and/or 10-\$100
26	90-109	9-12 months	and/or 56-72	and/or 10-\$100

1 OR

2 OPTION B  
3 STATUTORY OPTION

4 0-12 Months Community Supervision  
5 0-150 Hours Community Service  
6 0-100 Fine

7 A term of community supervision with a maximum of 150 hours, \$100.00  
8 fine, and 12 months supervision.

9 OR

10 OPTION C  
11 MANIFEST INJUSTICE

12 When a term of community supervision would effectuate a manifest  
13 injustice, another disposition may be imposed. When a judge imposes a  
14 sentence of confinement exceeding 30 days, the court shall sentence the  
15 juvenile to a maximum term and the provisions of RCW (~~(13.40.030(5))~~)  
16 13.40.030(2), as now or hereafter amended, shall be used to determine  
17 the range.

18 JUVENILE SENTENCING STANDARDS  
19 SCHEDULE D-2

20 This schedule may only be used for middle offenders. After the  
21 determination is made that a youth is a middle offender, the court has  
22 the discretion to select sentencing option A, B, or C.

23 MIDDLE OFFENDER

24 OPTION A  
25 STANDARD RANGE

26 Community

	Community Supervision	Service Hours	Fine	Confinement Days	Confinement Weeks
1					
2	Points	Supervision	Hours	Fine	Days Weeks
3	.....	.....	.....	.....	.....
4	1-9	0-3 months	and/or 0-8	and/or 0-\$10	and/or 0
5	10-19	0-3 months	and/or 0-8	and/or 0-\$10	and/or 0
6	20-29	0-3 months	and/or 0-16	and/or 0-\$10	and/or 0
7	30-39	0-3 months	and/or 8-24	and/or 0-\$25	and/or 2-4
8	40-49	3-6 months	and/or 16-32	and/or 0-\$25	and/or 2-4
9	50-59	3-6 months	and/or 24-40	and/or 0-\$25	and/or 5-10
10	60-69	6-9 months	and/or 32-48	and/or 0-\$50	and/or 5-10
11	70-79	6-9 months	and/or 40-56	and/or 0-\$50	and/or 10-20
12	80-89	9-12 months	and/or 48-64	and/or 0-\$100	and/or 10-20
13	90-109	9-12 months	and/or 56-72	and/or 0-\$100	and/or 15-30
14	110-129				8-12
15	130-149				13-16
16	150-199				21-28
17	200-249				30-40
18	250-299				52-65
19	300-374				80-100
20	375+				103-129

21 Middle offenders with more than 110 points do not have to be committed.  
 22 They may be assigned community supervision under option B.  
 23 All A+ offenses 180-224 weeks

24 OR

26 OPTION B  
 27 STATUTORY OPTION

- 28 0-12 Months Community Supervision
- 29 0-150 Hours Community Service
- 30 0-100 Fine

31 The court may impose a determinate disposition of community supervision  
 32 and/or up to 30 days confinement; in which case, if confinement has  
 33 been imposed, the court shall state either aggravating or mitigating  
 34 factors as set forth in RCW 13.40.150, as now or hereafter amended.

OR

OPTION C

MANIFEST INJUSTICE

If the court determines that a disposition under A or B would effectuate a manifest injustice, the court shall sentence the juvenile to a maximum term and the provisions of RCW ((13.40.030(5))) 13.40.030(2), as now or hereafter amended, shall be used to determine range.

JUVENILE SENTENCING STANDARDS

SCHEDULE D-3

This schedule may only be used for serious offenders. After the determination is made that a youth is a serious offender, the court has the discretion to select sentencing option A or B.

SERIOUS OFFENDER

OPTION A

STANDARD RANGE

Points	Institution Time
0-129	8-12 weeks
130-149	13-16 weeks
150-199	21-28 weeks
200-249	30-40 weeks
250-299	52-65 weeks
300-374	80-100 weeks
375+	103-129 weeks
All A+ Offenses	180-224 weeks

OR

OPTION B  
MANIFEST INJUSTICE

1  
2  
3 A disposition outside the standard range shall be determined and shall  
4 be comprised of confinement or community supervision or a combination  
5 thereof. When a judge finds a manifest injustice and imposes a  
6 sentence of confinement exceeding 30 days, the court shall sentence the  
7 juvenile to a maximum term, and the provisions of RCW (~~(13.40.030(5))~~)  
8 13.40.030(2), as now or hereafter amended, shall be used to determine  
9 the range.

10 NEW SECTION. Sec. 5. A new section is added to chapter 36.28A RCW  
11 to read as follows:

12 (1) The Washington association of sheriffs and police chiefs shall  
13 establish and maintain a central repository for the collection and  
14 classification of information regarding violations of RCW 9A.36.080.  
15 Upon establishing such a repository, the association shall develop a  
16 procedure to monitor, record, and classify information relating to  
17 violations of RCW 9A.36.080.

18 (2) All local law enforcement agencies shall report monthly to the  
19 association concerning all violations of RCW 9A.36.080 in such form and  
20 in such manner as prescribed by rules adopted by the association.  
21 Agency participation in the association's reporting programs, with  
22 regard to the specific data requirements associated with violations of  
23 RCW 9A.36.080 shall be deemed to meet agency reporting requirements.  
24 The association must summarize the information received and file an  
25 annual report with the governor and the senate law and justice  
26 committee and the house of representatives judiciary committee.

27 (3) The association shall disseminate the information according to  
28 the provisions of chapters 10.97 and 10.98 RCW, and all other  
29 confidentiality requirements imposed by federal or Washington law.

30 NEW SECTION. Sec. 6. A new section is added to chapter 43.101 RCW  
31 to read as follows:

32 The criminal justice training commission shall provide training for  
33 law enforcement officers in identifying, responding to, and reporting  
34 all violations of RCW 9A.36.080.



1        NEW SECTION.    **Sec. 7.**    If specific funding for the purposes of  
2 implementing section 6 of this act, referencing this act by bill and  
3 section number, is not provided by June 30, 1993, in the omnibus  
4 appropriations act, section 6 of this act shall be null and void.

5        NEW SECTION.    **Sec. 8.**    If any provision of this act or its  
6 application to any person or circumstance is held invalid, the  
7 remainder of the act or the application of the provision to other  
8 persons or circumstances is not affected.

EFFECT:    It is the intent of this amendment that any action that  
would be an offense under SHB 1569 would still be punishable under  
the amendment.    The penalty would be based on an intended threat by  
any person against any other specific person or group without  
regard to the motives or bias of the person making the threat.

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