

**SUBSTITUTE HOUSE BILL 1630**

**State of Washington**

**53rd Legislature**

**1993 Regular Session**

**By** House Committee on Judiciary (originally sponsored by Representatives Tate, Riley, Scott, Campbell, Padden, R. Meyers, Long, Forner, Johanson, Schmidt, Chappell, Chandler, Mielke, Reams, R. Johnson, Brough, Ballasiotes, Vance, Foreman, Sheahan, Schoesler, Miller, Jacobsen, Sheldon, Kremen, Silver, Cothorn, Morton, Wineberry and Wood)

Read first time 03/03/93.

1 AN ACT Relating to creating the crime of carjacking; reenacting and  
2 amending RCW 9.94A.030 and 9.94A.320; adding new sections to chapter  
3 9A.56 RCW; and prescribing penalties.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 9A.56 RCW  
6 to read as follows:

7 (1) A person is guilty of carjacking in the first degree if, in the  
8 commission of a robbery by the person, or during immediate flight from  
9 a robbery committed by the person, personal property taken by the  
10 person is a motor vehicle, and the person:

- 11 (a) Is armed with a deadly weapon;
- 12 (b) Displays what appears to be a firearm or other deadly weapon;
- 13 or
- 14 (c) Inflicts bodily injury.

15 (2) Carjacking in the first degree is a class A felony.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 9A.56 RCW  
17 to read as follows:

1 (1) A person is guilty of carjacking in the second degree if, in  
2 the commission of a robbery by the person, personal property taken by  
3 the person is a motor vehicle.

4 (2) Carjacking in the second degree is a class B felony.

5 **Sec. 3.** RCW 9.94A.030 and 1992 c 145 s 6 and 1992 c 75 s 1 are  
6 each reenacted and amended to read as follows:

7 Unless the context clearly requires otherwise, the definitions in  
8 this section apply throughout this chapter.

9 (1) "Collect," or any derivative thereof, "collect and remit," or  
10 "collect and deliver," when used with reference to the department of  
11 corrections, means that the department is responsible for monitoring  
12 and enforcing the offender's sentence with regard to the legal  
13 financial obligation, receiving payment thereof from the offender, and,  
14 consistent with current law, delivering daily the entire payment to the  
15 superior court clerk without depositing it in a departmental account.

16 (2) "Commission" means the sentencing guidelines commission.

17 (3) "Community corrections officer" means an employee of the  
18 department who is responsible for carrying out specific duties in  
19 supervision of sentenced offenders and monitoring of sentence  
20 conditions.

21 (4) "Community custody" means that portion of an inmate's sentence  
22 of confinement in lieu of earned early release time served in the  
23 community subject to controls placed on the inmate's movement and  
24 activities by the department of corrections.

25 (5) "Community placement" means that period during which the  
26 offender is subject to the conditions of community custody and/or  
27 postrelease supervision, which begins either upon completion of the  
28 term of confinement (postrelease supervision) or at such time as the  
29 offender is transferred to community custody in lieu of earned early  
30 release. Community placement may consist of entirely community  
31 custody, entirely postrelease supervision, or a combination of the two.

32 (6) "Community service" means compulsory service, without compensa-  
33 tion, performed for the benefit of the community by the offender.

34 (7) "Community supervision" means a period of time during which a  
35 convicted offender is subject to crime-related prohibitions and other  
36 sentence conditions imposed by a court pursuant to this chapter or RCW  
37 46.61.524. For first-time offenders, the supervision may include  
38 crime-related prohibitions and other conditions imposed pursuant to RCW

1 9.94A.120(5). For purposes of the interstate compact for out-of-state  
2 supervision of parolees and probationers, RCW 9.95.270, community  
3 supervision is the functional equivalent of probation and should be  
4 considered the same as probation by other states.

5 (8) "Confinement" means total or partial confinement as defined in  
6 this section.

7 (9) "Conviction" means an adjudication of guilt pursuant to Titles  
8 10 or 13 RCW and includes a verdict of guilty, a finding of guilty, and  
9 acceptance of a plea of guilty.

10 (10) "Court-ordered legal financial obligation" means a sum of  
11 money that is ordered by a superior court of the state of Washington  
12 for legal financial obligations which may include restitution to the  
13 victim, statutorily imposed crime victims' compensation fees as  
14 assessed pursuant to RCW 7.68.035, court costs, county or interlocal  
15 drug funds, court-appointed attorneys' fees, and costs of defense,  
16 fines, and any other financial obligation that is assessed to the  
17 offender as a result of a felony conviction.

18 (11) "Crime-related prohibition" means an order of a court  
19 prohibiting conduct that directly relates to the circumstances of the  
20 crime for which the offender has been convicted, and shall not be  
21 construed to mean orders directing an offender affirmatively to  
22 participate in rehabilitative programs or to otherwise perform  
23 affirmative conduct.

24 (12)(a) "Criminal history" means the list of a defendant's prior  
25 convictions, whether in this state, in federal court, or elsewhere.  
26 The history shall include, where known, for each conviction (i) whether  
27 the defendant has been placed on probation and the length and terms  
28 thereof; and (ii) whether the defendant has been incarcerated and the  
29 length of incarceration.

30 (b) "Criminal history" shall always include juvenile convictions  
31 for sex offenses and shall also include a defendant's other prior  
32 convictions in juvenile court if: (i) The conviction was for an  
33 offense which is a felony or a serious traffic offense and is criminal  
34 history as defined in RCW 13.40.020(6)(a); (ii) the defendant was  
35 fifteen years of age or older at the time the offense was committed;  
36 and (iii) with respect to prior juvenile class B and C felonies or  
37 serious traffic offenses, the defendant was less than twenty-three  
38 years of age at the time the offense for which he or she is being  
39 sentenced was committed.

1 (13) "Department" means the department of corrections.

2 (14) "Determinate sentence" means a sentence that states with  
3 exactitude the number of actual years, months, or days of total  
4 confinement, of partial confinement, of community supervision, the  
5 number of actual hours or days of community service work, or dollars or  
6 terms of a legal financial obligation. The fact that an offender  
7 through "earned early release" can reduce the actual period of  
8 confinement shall not affect the classification of the sentence as a  
9 determinate sentence.

10 (15) "Disposable earnings" means that part of the earnings of an  
11 individual remaining after the deduction from those earnings of any  
12 amount required by law to be withheld. For the purposes of this  
13 definition, "earnings" means compensation paid or payable for personal  
14 services, whether denominated as wages, salary, commission, bonuses, or  
15 otherwise, and, notwithstanding any other provision of law making the  
16 payments exempt from garnishment, attachment, or other process to  
17 satisfy a court-ordered legal financial obligation, specifically  
18 includes periodic payments pursuant to pension or retirement programs,  
19 or insurance policies of any type, but does not include payments made  
20 under Title 50 RCW, except as provided in RCW 50.40.020 and 50.40.050,  
21 or Title 74 RCW.

22 (16) "Drug offense" means:

23 (a) Any felony violation of chapter 69.50 RCW except possession of  
24 a controlled substance (RCW 69.50.401(d)) or forged prescription for a  
25 controlled substance (RCW 69.50.403);

26 (b) Any offense defined as a felony under federal law that relates  
27 to the possession, manufacture, distribution, or transportation of a  
28 controlled substance; or

29 (c) Any out-of-state conviction for an offense that under the laws  
30 of this state would be a felony classified as a drug offense under (a)  
31 of this subsection.

32 (17) "Escape" means:

33 (a) Escape in the first degree (RCW 9A.76.110), escape in the  
34 second degree (RCW 9A.76.120), willful failure to return from furlough  
35 (RCW 72.66.060), willful failure to return from work release (RCW  
36 72.65.070), or willful failure to be available for supervision by the  
37 department while in community custody (RCW 72.09.310); or

1 (b) Any federal or out-of-state conviction for an offense that  
2 under the laws of this state would be a felony classified as an escape  
3 under (a) of this subsection.

4 (18) "Felony traffic offense" means:

5 (a) Vehicular homicide (RCW 46.61.520), vehicular assault (RCW  
6 46.61.522), eluding a police officer (RCW 46.61.024), or felony hit-  
7 and-run injury-accident (RCW 46.52.020(4)); or

8 (b) Any federal or out-of-state conviction for an offense that  
9 under the laws of this state would be a felony classified as a felony  
10 traffic offense under (a) of this subsection.

11 (19) "Fines" means the requirement that the offender pay a specific  
12 sum of money over a specific period of time to the court.

13 (20)(a) "First-time offender" means any person who is convicted of  
14 a felony (i) not classified as a violent offense or a sex offense under  
15 this chapter, or (ii) that is not the manufacture, delivery, or  
16 possession with intent to manufacture or deliver a controlled substance  
17 classified in schedule I or II that is a narcotic drug or the selling  
18 for profit [of] any controlled substance or counterfeit substance  
19 classified in schedule I, RCW 69.50.204, except leaves and flowering  
20 tops of marihuana, and except as provided in (b) of this subsection,  
21 who previously has never been convicted of a felony in this state,  
22 federal court, or another state, and who has never participated in a  
23 program of deferred prosecution for a felony offense.

24 (b) For purposes of (a) of this subsection, a juvenile adjudication  
25 for an offense committed before the age of fifteen years is not a  
26 previous felony conviction except for adjudications of sex offenses.

27 (21) "Nonviolent offense" means an offense which is not a violent  
28 offense.

29 (22) "Offender" means a person who has committed a felony  
30 established by state law and is eighteen years of age or older or is  
31 less than eighteen years of age but whose case has been transferred by  
32 the appropriate juvenile court to a criminal court pursuant to RCW  
33 13.40.110. Throughout this chapter, the terms "offender" and  
34 "defendant" are used interchangeably.

35 (23) "Partial confinement" means confinement for no more than one  
36 year in a facility or institution operated or utilized under contract  
37 by the state or any other unit of government, or, if home detention or  
38 work crew has been ordered by the court, in an approved residence, for  
39 a substantial portion of each day with the balance of the day spent in

1 the community. Partial confinement includes work release, home  
2 detention, work crew, and a combination of work crew and home detention  
3 as defined in this section.

4 (24) "Postrelease supervision" is that portion of an offender's  
5 community placement that is not community custody.

6 (25) "Restitution" means the requirement that the offender pay a  
7 specific sum of money over a specific period of time to the court as  
8 payment of damages. The sum may include both public and private costs.  
9 The imposition of a restitution order does not preclude civil redress.

10 (26) "Serious traffic offense" means:

11 (a) Driving while under the influence of intoxicating liquor or any  
12 drug (RCW 46.61.502), actual physical control while under the influence  
13 of intoxicating liquor or any drug (RCW 46.61.504), reckless driving  
14 (RCW 46.61.500), or hit-and-run an attended vehicle (RCW 46.52.020(5));  
15 or

16 (b) Any federal, out-of-state, county, or municipal conviction for  
17 an offense that under the laws of this state would be classified as a  
18 serious traffic offense under (a) of this subsection.

19 (27) "Serious violent offense" is a subcategory of violent offense  
20 and means:

21 (a) Murder in the first degree, homicide by abuse, murder in the  
22 second degree, assault in the first degree, kidnapping in the first  
23 degree, or rape in the first degree, assault of a child in the first  
24 degree, or an attempt, criminal solicitation, or criminal conspiracy to  
25 commit one of these felonies; or

26 (b) Any federal or out-of-state conviction for an offense that  
27 under the laws of this state would be a felony classified as a serious  
28 violent offense under (a) of this subsection.

29 (28) "Sentence range" means the sentencing court's discretionary  
30 range in imposing a nonappealable sentence.

31 (29) "Sex offense" means:

32 (a) A felony that is a violation of chapter 9A.44 RCW or RCW  
33 9A.64.020 or 9.68A.090 or that is, under chapter 9A.28 RCW, a criminal  
34 attempt, criminal solicitation, or criminal conspiracy to commit such  
35 crimes;

36 (b) A felony with a finding of sexual motivation under RCW  
37 9.94A.127; or

1 (c) Any federal or out-of-state conviction for an offense that  
2 under the laws of this state would be a felony classified as a sex  
3 offense under (a) of this subsection.

4 (30) "Sexual motivation" means that one of the purposes for which  
5 the defendant committed the crime was for the purpose of his or her  
6 sexual gratification.

7 (31) "Total confinement" means confinement inside the physical  
8 boundaries of a facility or institution operated or utilized under  
9 contract by the state or any other unit of government for twenty-four  
10 hours a day, or pursuant to RCW 72.64.050 and 72.64.060.

11 (32) "Victim" means any person who has sustained emotional,  
12 psychological, physical, or financial injury to person or property as  
13 a direct result of the crime charged.

14 (33) "Violent offense" means:

15 (a) Any of the following felonies, as now existing or hereafter  
16 amended: Any felony defined under any law as a class A felony or an  
17 attempt to commit a class A felony, criminal solicitation of or  
18 criminal conspiracy to commit a class A felony, manslaughter in the  
19 first degree, manslaughter in the second degree, indecent liberties if  
20 committed by forcible compulsion, kidnapping in the second degree,  
21 arson in the second degree, assault in the second degree, assault of a  
22 child in the second degree, extortion in the first degree, carjacking  
23 in the second degree, robbery in the second degree, vehicular assault,  
24 and vehicular homicide, when proximately caused by the driving of any  
25 vehicle by any person while under the influence of intoxicating liquor  
26 or any drug as defined by RCW 46.61.502, or by the operation of any  
27 vehicle in a reckless manner;

28 (b) Any conviction for a felony offense in effect at any time prior  
29 to July 1, 1976, that is comparable to a felony classified as a violent  
30 offense in (a) of this subsection; and

31 (c) Any federal or out-of-state conviction for an offense that  
32 under the laws of this state would be a felony classified as a violent  
33 offense under (a) or (b) of this subsection.

34 (34) "Work crew" means a program of partial confinement consisting  
35 of civic improvement tasks for the benefit of the community of not less  
36 than thirty-five hours per week that complies with RCW 9.94A.135. The  
37 civic improvement tasks shall be performed on public property or on  
38 private property owned or operated by nonprofit entities, except that,  
39 for emergency purposes only, work crews may perform snow removal on any

1 private property. The civic improvement tasks shall have minimal  
2 negative impact on existing private industries or the labor force in  
3 the county where the service or labor is performed. The civic  
4 improvement tasks shall not affect employment opportunities for people  
5 with developmental disabilities contracted through sheltered workshops  
6 as defined in RCW 82.04.385. Only those offenders sentenced to a  
7 facility operated or utilized under contract by a county are eligible  
8 to participate on a work crew. Offenders sentenced for a sex offense  
9 as defined in subsection (29) of this section are not eligible for the  
10 work crew program.

11 (35) "Work release" means a program of partial confinement  
12 available to offenders who are employed or engaged as a student in a  
13 regular course of study at school. Participation in work release shall  
14 be conditioned upon the offender attending work or school at regularly  
15 defined hours and abiding by the rules of the work release facility.

16 (36) "Home detention" means a program of partial confinement  
17 available to offenders wherein the offender is confined in a private  
18 residence subject to electronic surveillance. Home detention may not  
19 be imposed for offenders convicted of a violent offense, any sex  
20 offense, any drug offense, reckless burning in the first or second  
21 degree as defined in RCW 9A.48.040 or 9A.48.050, assault in the third  
22 degree as defined in RCW 9A.36.031, assault of a child in the third  
23 degree, unlawful imprisonment as defined in RCW 9A.40.040, or  
24 harassment as defined in RCW 9A.46.020. Home detention may be imposed  
25 for offenders convicted of possession of a controlled substance (RCW  
26 69.50.401(d)) or forged prescription for a controlled substance (RCW  
27 69.50.403) if the offender fulfills the participation conditions set  
28 forth in this subsection and is monitored for drug use by treatment  
29 alternatives to street crime (TASC) or a comparable court or agency-  
30 referred program.

31 (a) Home detention may be imposed for offenders convicted of  
32 burglary in the second degree as defined in RCW 9A.52.030 or  
33 residential burglary conditioned upon the offender: (i) Successfully  
34 completing twenty-one days in a work release program, (ii) having no  
35 convictions for burglary in the second degree or residential burglary  
36 during the preceding two years and not more than two prior convictions  
37 for burglary or residential burglary, (iii) having no convictions for  
38 a violent felony offense during the preceding two years and not more  
39 than two prior convictions for a violent felony offense, (iv) having no



1 prior charges of escape, and (v) fulfilling the other conditions of the  
2 home detention program.

3 (b) Participation in a home detention program shall be conditioned  
4 upon: (i) The offender obtaining or maintaining current employment or  
5 attending a regular course of school study at regularly defined hours,  
6 or the offender performing parental duties to offspring or minors  
7 normally in the custody of the offender, (ii) abiding by the rules of  
8 the home detention program, and (iii) compliance with court-ordered  
9 legal financial obligations. The home detention program may also be  
10 made available to offenders whose charges and convictions do not  
11 otherwise disqualify them if medical or health-related conditions,  
12 concerns or treatment would be better addressed under the home  
13 detention program, or where the health and welfare of the offender,  
14 other inmates, or staff would be jeopardized by the offender's  
15 incarceration. Participation in the home detention program for medical  
16 or health-related reasons is conditioned on the offender abiding by the  
17 rules of the home detention program and complying with court-ordered  
18 restitution.

19 **Sec. 4.** RCW 9.94A.320 and 1992 c 145 s 4 and 1992 c 75 s 3 are  
20 each reenacted and amended to read as follows:

21 TABLE 2

22 CRIMES INCLUDED WITHIN EACH SERIOUSNESS LEVEL

23	XV	Aggravated Murder 1 (RCW 10.95.020)
24	XIV	Murder 1 (RCW 9A.32.030)
25		Homicide by abuse (RCW 9A.32.055)
26	XIII	Murder 2 (RCW 9A.32.050)
27	XII	Assault 1 (RCW 9A.36.011)
28		Assault of a Child 1 (RCW 9A.36.120)
29	XI	Rape 1 (RCW 9A.44.040)
30		Rape of a Child 1 (RCW 9A.44.073)
31	X	Kidnapping 1 (RCW 9A.40.020)
32		Rape 2 (RCW 9A.44.050)
33		Rape of a Child 2 (RCW 9A.44.076)

1 Child Molestation 1 (RCW 9A.44.083)  
2 Damaging building, etc., by explosion with  
3 threat to human being (RCW  
4 70.74.280(1))  
5 Over 18 and deliver heroin or narcotic  
6 from Schedule I or II to someone  
7 under 18 (RCW 69.50.406)  
8 Leading Organized Crime (RCW  
9 9A.82.060(1)(a))

10 IX Assault of a Child 2 (RCW 9A.36.130)  
11 Robbery 1 (RCW 9A.56.200)  
12 Carjacking 1 (RCW 9A.56.--- (section 1 of  
13 this act))  
14 Manslaughter 1 (RCW 9A.32.060)  
15 Explosive devices prohibited (RCW  
16 70.74.180)  
17 Indecent Liberties (with forcible  
18 compulsion) (RCW 9A.44.100(1)(a))  
19 Endangering life and property by  
20 explosives with threat to human being  
21 (RCW 70.74.270)  
22 Over 18 and deliver narcotic from Schedule  
23 III, IV, or V or a nonnarcotic from  
24 Schedule I-V to someone under 18 and  
25 3 years junior (RCW 69.50.406)  
26 Controlled Substance Homicide (RCW  
27 69.50.415)  
28 Sexual Exploitation (RCW 9.68A.040)  
29 Inciting Criminal Profiteering (RCW  
30 9A.82.060(1)(b))

31 VIII Arson 1 (RCW 9A.48.020)  
32 Promoting Prostitution 1 (RCW 9A.88.070)  
33 Selling for profit (controlled or  
34 counterfeit) any controlled substance  
35 (RCW 69.50.410)  
36 Manufacture, deliver, or possess with  
37 intent to deliver heroin or cocaine  
38 (RCW 69.50.401(a)(1)(i))

1 Manufacture, deliver, or possess with  
2 intent to deliver methamphetamine  
3 (RCW 69.50.401(a)(1)(ii))  
4 Vehicular Homicide, by being under the  
5 influence of intoxicating liquor or  
6 any drug or by the operation of any  
7 vehicle in a reckless manner (RCW  
8 46.61.520)

9 VII Burglary 1 (RCW 9A.52.020)  
10 Vehicular Homicide, by disregard for the  
11 safety of others (RCW 46.61.520)  
12 Introducing Contraband 1 (RCW 9A.76.140)  
13 Indecent Liberties (without forcible  
14 compulsion) (RCW 9A.44.100(1) (b) and  
15 (c))  
16 Child Molestation 2 (RCW 9A.44.086)  
17 Dealing in depictions of minor engaged in  
18 sexually explicit conduct (RCW  
19 9.68A.050)  
20 Sending, bringing into state depictions of  
21 minor engaged in sexually explicit  
22 conduct (RCW 9.68A.060)  
23 Involving a minor in drug dealing (RCW  
24 69.50.401(f))

25 VI Bribery (RCW 9A.68.010)  
26 Manslaughter 2 (RCW 9A.32.070)  
27 Rape of a Child 3 (RCW 9A.44.079)  
28 Intimidating a Juror/Witness (RCW  
29 9A.72.110, 9A.72.130)  
30 Damaging building, etc., by explosion with  
31 no threat to human being (RCW  
32 70.74.280(2))  
33 Endangering life and property by  
34 explosives with no threat to human  
35 being (RCW 70.74.270)  
36 Incest 1 (RCW 9A.64.020(1))  
37 Manufacture, deliver, or possess with  
38 intent to deliver narcotics from

1 Schedule I or II (except heroin or  
2 cocaine) (RCW 69.50.401(a)(1)(i))  
3 Intimidating a Judge (RCW 9A.72.160)  
4 Bail Jumping with Murder 1 (RCW  
5 9A.76.170(2)(a))

6 V Criminal Mistreatment 1 (RCW 9A.42.020)  
7 Rape 3 (RCW 9A.44.060)  
8 Sexual Misconduct with a Minor 1 (RCW  
9 9A.44.093)  
10 Child Molestation 3 (RCW 9A.44.089)  
11 Kidnapping 2 (RCW 9A.40.030)  
12 Extortion 1 (RCW 9A.56.120)  
13 Incest 2 (RCW 9A.64.020(2))  
14 Perjury 1 (RCW 9A.72.020)  
15 Extortionate Extension of Credit (RCW  
16 9A.82.020)  
17 Advancing money or property for  
18 extortionate extension of credit (RCW  
19 9A.82.030)  
20 Extortionate Means to Collect Extensions  
21 of Credit (RCW 9A.82.040)  
22 Rendering Criminal Assistance 1 (RCW  
23 9A.76.070)  
24 Bail Jumping with class A Felony (RCW  
25 9A.76.170(2)(b))  
26 Delivery of imitation controlled substance  
27 by person eighteen or over to person  
28 under eighteen (RCW 69.52.030(2))

29 IV Residential Burglary (RCW 9A.52.025)  
30 Theft of Livestock 1 (RCW 9A.56.080)  
31 Robbery 2 (RCW 9A.56.210)  
32 Carjacking 2 (RCW 9A.56.--- (section 2 of  
33 this act))  
34 Assault 2 (RCW 9A.36.021)  
35 Escape 1 (RCW 9A.76.110)  
36 Arson 2 (RCW 9A.48.030)  
37 Bribing a Witness/Bribe Received by  
38 Witness (RCW 9A.72.090, 9A.72.100)

1 Malicious Harassment (RCW 9A.36.080)  
2 Threats to Bomb (RCW 9.61.160)  
3 Willful Failure to Return from Furlough  
4 (RCW 72.66.060)  
5 Hit and Run « Injury Accident (RCW  
6 46.52.020(4))  
7 Vehicular Assault (RCW 46.61.522)  
8 Manufacture, deliver, or possess with  
9 intent to deliver narcotics from  
10 Schedule III, IV, or V or  
11 nonnarcotics from Schedule I-V  
12 (except marijuana or  
13 methamphetamines) (RCW  
14 69.50.401(a)(1)(ii) through (iv))  
15 Influencing Outcome of Sporting Event (RCW  
16 9A.82.070)  
17 Use of Proceeds of Criminal Profiteering  
18 (RCW 9A.82.080 (1) and (2))  
19 Knowingly Trafficking in Stolen Property  
20 (RCW 9A.82.050(2))  
  
21 III Criminal mistreatment 2 (RCW 9A.42.030)  
22 Extortion 2 (RCW 9A.56.130)  
23 Unlawful Imprisonment (RCW 9A.40.040)  
24 Assault 3 (RCW 9A.36.031)  
25 Assault of a Child 3 (RCW 9A.36.140)  
26 Custodial Assault (RCW 9A.36.100)  
27 Unlawful possession of firearm or pistol by felon (RCW  
28 9.41.040)  
29 Harassment (RCW 9A.46.020)  
30 Promoting Prostitution 2 (RCW 9A.88.080)  
31 Willful Failure to Return from Work  
32 Release (RCW 72.65.070)  
33 Burglary 2 (RCW 9A.52.030)  
34 Introducing Contraband 2 (RCW 9A.76.150)  
35 Communication with a Minor for Immoral  
36 Purposes (RCW 9.68A.090)  
37 Patronizing a Juvenile Prostitute (RCW  
38 9.68A.100)  
39 Escape 2 (RCW 9A.76.120)

1 Perjury 2 (RCW 9A.72.030)  
2 Bail Jumping with class B or C Felony (RCW  
3 9A.76.170(2)(c))  
4 Intimidating a Public Servant (RCW  
5 9A.76.180)  
6 Tampering with a Witness (RCW 9A.72.120)  
7 Manufacture, deliver, or possess with  
8 intent to deliver marijuana (RCW  
9 69.50.401(a)(1)(ii))  
10 Delivery of a material in lieu of a  
11 controlled substance (RCW  
12 69.50.401(c))  
13 Manufacture, distribute, or possess with  
14 intent to distribute an imitation  
15 controlled substance (RCW  
16 69.52.030(1))  
17 Recklessly Trafficking in Stolen Property  
18 (RCW 9A.82.050(1))  
19 Theft of livestock 2 (RCW 9A.56.080)  
20 Securities Act violation (RCW 21.20.400)  
21 II Malicious Mischief 1 (RCW 9A.48.070)  
22 Possession of Stolen Property 1 (RCW  
23 9A.56.150)  
24 Theft 1 (RCW 9A.56.030)  
25 Possession of controlled substance that is  
26 either heroin or narcotics from  
27 Schedule I or II (RCW 69.50.401(d))  
28 Possession of phencyclidine (PCP) (RCW  
29 69.50.401(d))  
30 Create, deliver, or possess a counterfeit  
31 controlled substance (RCW  
32 69.50.401(b))  
33 Computer Trespass 1 (RCW 9A.52.110)  
34 Reckless Endangerment 1 (RCW 9A.36.045)  
35 Escape from Community Custody (RCW  
36 72.09.310)

1 I Theft 2 (RCW 9A.56.040)  
2 Possession of Stolen Property 2 (RCW  
3 9A.56.160)  
4 Forgery (RCW 9A.60.020)  
5 Taking Motor Vehicle Without Permission  
6 (RCW 9A.56.070)  
7 Vehicle Prowl 1 (RCW 9A.52.095)  
8 Attempting to Elude a Pursuing Police  
9 Vehicle (RCW 46.61.024)  
10 Malicious Mischief 2 (RCW 9A.48.080)  
11 Reckless Burning 1 (RCW 9A.48.040)  
12 Unlawful Issuance of Checks or Drafts (RCW  
13 9A.56.060)  
14 Unlawful Use of Food Stamps (RCW 9.91.140  
15 (2) and (3))  
16 False Verification for Welfare (RCW  
17 74.08.055)  
18 Forged Prescription (RCW 69.41.020)  
19 Forged Prescription for a Controlled  
20 Substance (RCW 69.50.403)  
21 Possess Controlled Substance that is a  
22 Narcotic from Schedule III, IV, or V  
23 or Non-narcotic from Schedule I-V  
24 (except phencyclidine) (RCW  
25 69.50.401(d))

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