

CERTIFICATION OF ENROLLMENT

SENATE BILL 6115

Chapter 35, Laws of 1996

54th Legislature
1996 Regular Session

MALICIOUS MISCHIEF--ELEMENTS REVISED

EFFECTIVE DATE: 6/6/96

Passed by the Senate February 7, 1996
YEAS 48 NAYS 1

JOEL PRITCHARD

President of the Senate

Passed by the House February 27, 1996
YEAS 98 NAYS 0

CLYDE BALLARD

**Speaker of the
House of Representatives**

Approved March 7, 1996

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 6115** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MARTY BROWN

Secretary

FILED

March 7, 1996 - 11:59 p.m.

MIKE LOWRY

Governor of the State of Washington

**Secretary of State
State of Washington**

SENATE BILL 6115

Passed Legislature - 1996 Regular Session

State of Washington 54th Legislature 1996 Regular Session

By Senators Wojahn, Snyder, Haugen, Goings, Winsley, Bauer and Oke

Read first time 01/08/96. Referred to Committee on Law & Justice.

1 AN ACT Relating to malicious mischief; amending RCW 9A.48.090 and
2 4.24.190; and prescribing penalties.

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

4 **Sec. 1.** RCW 9A.48.090 and 1975 1st ex.s. c 260 s 9A.48.090 are
5 each amended to read as follows:

6 (1) A person is guilty of malicious mischief in the third degree if
7 he or she:

8 (a) Knowingly and maliciously causes physical damage to the
9 property of another, under circumstances not amounting to malicious
10 mischief in the first or second degree; or

11 (b) Writes, paints, or draws any inscription, figure, or mark of
12 any type on any public or private building or other structure or any
13 real or personal property owned by any other person unless the person
14 has obtained the express permission of the owner or operator of the
15 property, under circumstances not amounting to malicious mischief in
16 the first or second degree.

17 (2)(a) Malicious mischief in the third degree under subsection
18 (1)(a) of this section is a gross misdemeanor if the damage to the

1 property is in an amount exceeding fifty dollars; otherwise, it is a
2 misdemeanor.

3 (b) Malicious mischief in the third degree under subsection (1)(b)
4 of this section is a gross misdemeanor.

5 **Sec. 2.** RCW 4.24.190 and 1992 c 205 s 116 are each amended to read
6 as follows:

7 The parent or parents of any minor child under the age of eighteen
8 years who is living with the parent or parents and who shall willfully
9 or maliciously destroy or deface property, real or personal or mixed,
10 or who shall willfully and maliciously inflict personal injury on
11 another person, shall be liable to the owner of such property or to the
12 person injured in a civil action at law for damages in an amount not to
13 exceed five thousand dollars. This section shall in no way limit the
14 amount of recovery against the parent or parents for their own common
15 law negligence.

Passed the Senate February 7, 1996.

Passed the House February 27, 1996.

Approved by the Governor March 7, 1996.

Filed in Office of Secretary of State March 7, 1996.