

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 6518**

Chapter 242, Laws of 1998

55th Legislature  
1998 Regular Session

INCREASING DEGREE OF RAPE WHEN VICTIM IS INCAPACITATED

EFFECTIVE DATE: 6/11/98

Passed by the Senate March 12, 1998  
YEAS 49 NAYS 0

BRAD OWEN

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**President of the Senate**

Passed by the House March 4, 1998  
YEAS 98 NAYS 0

CLYDE BALLARD

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**Speaker of the  
House of Representatives**

Approved March 30, 1998

CERTIFICATE

I, Mike O Connell, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6518** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MIKE O'CONNELL

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**Secretary**

FILED

March 30, 1998 - 3:21 p.m.

GARY LOCKE

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**Governor of the State of Washington**

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 6518**

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AS AMENDED BY THE HOUSE

Passed Legislature - 1998 Regular Session

**State of Washington                      55th Legislature                      1998 Regular Session**

**By** Senate Committee on Law & Justice (originally sponsored by Senators Roach, Benton, Long, Oke, Zarelli, Rossi, Sellar, Snyder, Johnson, Horn, McDonald, Hale, Strannigan, McCaslin, Prentice, Schow, Fraser, Deccio, Swecker, Morton, Goings, Bauer, Rasmussen and Haugen)

Read first time 02/06/98.

1            AN ACT Relating to rape in the first degree; reenacting and  
2 amending RCW 9A.44.040; and prescribing penalties.

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

4            **Sec. 1.** RCW 9A.44.040 and 1983 c 118 s 1 and 1983 c 73 s 1 are  
5 each reenacted and amended to read as follows:

6            (1) A person is guilty of rape in the first degree when such person  
7 engages in sexual intercourse with another person by forcible  
8 compulsion where the perpetrator or an accessory:

9            (a) Uses or threatens to use a deadly weapon or what appears to be  
10 a deadly weapon; or

11            (b) Kidnaps the victim; or

12            (c) Inflicts serious physical injury, including but not limited to  
13 physical injury which renders the victim unconscious; or

14            (d) Feloniously enters into the building or vehicle where the  
15 victim is situated.

16            (2) Rape in the first degree is a class A felony.

Passed the Senate March 12, 1998.

Passed the House March 4, 1998.

Approved by the Governor March 30, 1998.

Filed in Office of Secretary of State March 30, 1998.