

CERTIFICATION OF ENROLLMENT
SUBSTITUTE SENATE BILL 5671

Chapter 191, Laws of 1999

56th Legislature
1999 Regular Session

CRIMINAL SABOTAGE

EFFECTIVE DATE: 7/25/99

Passed by the Senate April 20, 1999
YEAS 48 NAYS 0

BRAD OWEN
President of the Senate

Passed by the House April 13, 1999
YEAS 95 NAYS 0

CLYDE BALLARD
**Speaker of the
House of Representatives**

FRANK CHOPP
**Speaker of the
House of Representatives**

Approved May 5, 1999

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5671** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK
Secretary

FILED

May 5, 1999 - 4:22 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5671

AS AMENDED BY THE HOUSE

Passed Legislature - 1999 Regular Session

State of Washington 56th Legislature 1999 Regular Session

By Senate Committee on Judiciary (originally sponsored by Senators Kline, Fairley, Johnson and Thibaudeau)

Read first time 02/18/1999.

1 AN ACT Relating to anarchy and sabotage; amending RCW 9.05.030,
2 9.05.060, and 9.05.090; and repealing RCW 9.05.010, 9.05.020,
3 9.05.040, 9.05.050, 9.05.070, 9.05.080, 9.05.100, 9.05.110, 9.05.120,
4 9.05.130, 9.05.140, 9.05.150, and 9.05.160.

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

6 **Sec. 1.** RCW 9.05.030 and 1992 c 7 s 2 are each amended to read as
7 follows:

8 Whenever two or more persons assemble for the purpose of
9 (~~advocating or teaching the doctrines of criminal anarchy~~) committing
10 criminal sabotage, as defined in RCW (~~9.05.010~~) 9.05.060, such an
11 assembly is unlawful, and every person voluntarily and knowingly
12 participating therein by his or her presence, aid, or instigation,
13 shall be punished by imprisonment in a state correctional facility for
14 not more than ten years, or by a fine of not more than five thousand
15 dollars, or both.

16 **Sec. 2.** RCW 9.05.060 and 1919 c 173 s 1 are each amended to read
17 as follows:

1 (1) Whoever, with intent that his or her act shall, or with reason
2 to believe that it may, injure, interfere with, interrupt, supplant,
3 nullify, impair, or obstruct the owner's or operator's management,
4 operation, or control of any agricultural, stockraising, lumbering,
5 mining, quarrying, fishing, manufacturing, transportation, mercantile,
6 or building enterprise, or any other public or private business or
7 commercial enterprise, wherein (~~persons are~~) any person is employed
8 for wage, shall willfully (~~injure~~) damage or destroy, or attempt or
9 threaten to (~~injure~~) damage or destroy, any property whatsoever, or
10 shall (~~wilfully derange, or attempt or threaten to derange,~~)
11 unlawfully take or retain, or attempt or threaten unlawfully to take or
12 retain, possession or control of any property, instrumentality,
13 machine, mechanism, or appliance used in such business or enterprise,
14 shall be guilty of criminal sabotage.

15 (2) Criminal sabotage is a felony.

16 **Sec. 3.** RCW 9.05.090 and 1919 c 173 s 4 are each amended to read
17 as follows:

18 RCW 9.05.030 and 9.05.060 (~~through 9.05.080~~) shall not be
19 construed to repeal or amend any existing penal statute.

20 NEW SECTION. **Sec. 4.** The following acts or parts of acts are each
21 repealed:

22 (1) RCW 9.05.010 (Criminal anarchy defined) and 1941 c 215 s 1,
23 1909 c 249 s 310, & 1903 c 45 s 1;

24 (2) RCW 9.05.020 (Advocating criminal anarchy--Penalty) and 1992 c
25 7 s 1, 1941 c 215 s 2, 1909 c 249 s 311, & 1903 c 45 s 2;

26 (3) RCW 9.05.040 (Permitting premises to be used for assemblages of
27 anarchists) and 1909 c 249 s 315;

28 (4) RCW 9.05.050 (Evidence--Self-incrimination) and 1909 c 249 s
29 316;

30 (5) RCW 9.05.070 (Interference with owner's control) and 1919 c 173
31 s 2;

32 (6) RCW 9.05.080 (Penalty for advocating sabotage) and 1919 c 173
33 s 3;

34 (7) RCW 9.05.100 (Displaying emblems of seditious and anarchistic
35 groups) and 1919 c 181 s 1;

36 (8) RCW 9.05.110 (Possession of emblems unlawful) and 1919 c 181 s
37 2;

1 (9) RCW 9.05.120 (Penalty) and 1919 c 181 s 3;
2 (10) RCW 9.05.130 (Searches and seizures) and 1919 c 181 s 4;
3 (11) RCW 9.05.140 (Exceptions) and 1919 c 181 s 5;
4 (12) RCW 9.05.150 (Publishing matter inciting breach of peace) and
5 1909 c 249 s 312; and
6 (13) RCW 9.05.160 (Liability of editors and others) and 1909 c 249
7 s 313 & 1905 c 45 s 3.

Passed the Senate April 20, 1999.

Passed the House April 13, 1999.

Approved by the Governor May 5, 1999.

Filed in Office of Secretary of State May 5, 1999.