

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 6602

Chapter 47, Laws of 2002

57th Legislature
2002 Regular Session

EXTORTION

EFFECTIVE DATE: 6/13/02

Passed by the Senate February 18, 2002
YEAS 49 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House March 5, 2002
YEAS 97 NAYS 0

FRANK CHOPP

**Speaker of the
House of Representatives**

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6602** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK

Secretary

Approved March 14, 2002

FILED

March 14, 2002 - 11:30 a.m.

GARY LOCKE

Governor of the State of Washington

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 6602

Passed Legislature - 2002 Regular Session

State of Washington

57th Legislature

2002 Regular Session

By Senate Committee on Judiciary (originally sponsored by Senators Costa, Long, Poulsen and Kastama)

READ FIRST TIME 02/08/2002.

1 AN ACT Relating to extortion in the second degree; amending RCW
2 9A.56.130; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** The legislature intends to revise the crime
5 of extortion in the second degree in response to the holding in *State*
6 *v. Pauling*, 108 Wn. App. 445 (2001), by adding a requirement that the
7 threat required for conviction of the offense be wrongful.

8 **Sec. 2.** RCW 9A.56.130 and 1975 1st ex.s. c 260 s 9A.56.130 are
9 each amended to read as follows:

10 (1) A person is guilty of extortion in the second degree if he or
11 she commits extortion by means of a wrongful threat as defined in RCW
12 9A.04.110(25) (d) through (j).

13 (2) In any prosecution under this section based on a threat to
14 accuse any person of a crime or cause criminal charges to be instituted
15 against any person, it is a defense that the actor reasonably believed
16 the threatened criminal charge to be true and that his or her sole
17 purpose was to compel or induce the person threatened to take

1 reasonable action to make good the wrong which was the subject of such
2 threatened criminal charge.

3 (3) Extortion in the second degree is a class C felony.

Passed the Senate February 18, 2002.

Passed the House March 5, 2002.

Approved by the Governor March 14, 2002.

Filed in Office of Secretary of State March 14, 2002.