

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5290

Chapter 419, Laws of 2005

59th Legislature
2005 Regular Session

LIVESTOCK--THEFT--DAMAGE

EFFECTIVE DATE: 7/24/05

Passed by the Senate April 23, 2005
YEAS 37 NAYS 10

BRAD OWEN

President of the Senate

Passed by the House April 14, 2005
YEAS 93 NAYS 1

FRANK CHOPP

Speaker of the House of Representatives

Approved May 11, 2005.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5290** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

May 11, 2005 - 2:29 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5290

AS AMENDED BY THE HOUSE

Passed Legislature - 2005 Regular Session

State of Washington 59th Legislature 2005 Regular Session

By Senate Committee on Agriculture & Rural Economic Development
(originally sponsored by Senators Delvin, Rasmussen, Schoesler, Shin,
Morton, Jacobsen and Mulliken)

READ FIRST TIME 02/10/05.

1 AN ACT Relating to theft of or damage to livestock; amending RCW
2 9A.56.080 and 4.24.320; and prescribing penalties.

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

4 **Sec. 1.** RCW 9A.56.080 and 2003 c 53 s 74 are each amended to read
5 as follows:

6 (1) Every person who, with intent to sell or exchange and to
7 deprive or defraud the lawful owner thereof, willfully takes, leads, or
8 transports away, conceals, withholds, slaughters, or otherwise
9 appropriates any horse, mule, cow, heifer, bull, steer, swine, goat, or
10 sheep is guilty of theft of livestock in the first degree.

11 (2) Theft of livestock in the first degree is a class B felony.

12 **Sec. 2.** RCW 4.24.320 and 2003 c 53 s 4 are each amended to read as
13 follows:

14 Any person who suffers damage((~~s~~)) to livestock as a result of
15 actions described in RCW ((~~9A.48.080(e)~~)) 16.52.205 or any owner of ((~~a~~
16 ~~horse, mule, cow, heifer, bull, steer, swine, or sheep~~)) livestock who
17 suffers damage((~~s~~)) as a result of a willful, unauthorized act
18 described in RCW 9A.56.080 or 9A.56.083 may bring an action against the

1 person or persons committing the act in a court of competent
2 jurisdiction for exemplary damages up to three times the actual damages
3 sustained, plus attorney's fees. As used in this section, "livestock"
4 means the animals specified in RCW 9A.56.080.

Passed by the Senate April 23, 2005.

Passed by the House April 14, 2005.

Approved by the Governor May 11, 2005.

Filed in Office of Secretary of State May 11, 2005.