

HB 2430 - DIGEST

Provides that in a criminal case where: (1) The defendant has been convicted of manufacturing, selling, delivering, or possessing with intent to manufacture, sell, or deliver a controlled substance listed in RCW 69.50.401; and

(2) There has been a special allegation pleaded and proven beyond a reasonable doubt that the defendant committed the crime that involved a controlled substance listed in RCW 69.50.401 that was flavored, colored, packaged, or otherwise altered in such a way that is designed with the intent to make that controlled substance more appealing to a person under eighteen years of age; the court shall make a finding of fact of the special allegation, or if a jury trial is had, the jury shall, if it finds the defendant guilty, also find a special verdict as to the special allegation.

Provides the following additional times shall be added to the standard sentence range if the offense involves a violation of chapter 69.50 RCW: (1) Twenty-four months for an offense that is also a violation of RCW 69.50.435 or 9.94A.605;

(2) Thirty-six months for an offense that is also a violation of this act.