
SENATE BILL 6160

State of Washington

64th Legislature

2016 Regular Session

By Senators O'Ban, Frockt, Fain, Hobbs, Nelson, Rolfes, Conway, and
Becker

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on Law & Justice.

1 AN ACT Relating to the manufacture, sale, distribution, and
2 installation of motor vehicle air bags; amending RCW 46.37.640,
3 46.37.650, 46.37.660, 46.63.020, and 9.94A.515; and prescribing
4 penalties.

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

6 **Sec. 1.** RCW 46.37.640 and 2003 c 33 s 1 are each amended to read
7 as follows:

8 (1) "Air bag" means an inflatable restraint system or portion of
9 an inflatable restraint system (~~((installed in a motor vehicle))~~)
10 including, but not limited to, the cover, sensors, controllers,
11 inflators, and wiring that (a) operates in the event of a crash and
12 (b) is designed in accordance with federal motor vehicle safety
13 standards for the specific make, model, and year of the motor vehicle
14 in which it is or will be installed.

15 (2) "Previously deployed air bag" means an inflatable restraint
16 system or portion of the system that has been activated or inflated
17 as a result of a collision or other incident involving the vehicle.

18 (3) "Nondeployed salvage air bag" means an inflatable restraint
19 system that has not been previously activated or inflated as a result
20 of a collision or other incident involving the vehicle.

1 (4) "Counterfeit air bag" means a replacement motor vehicle
2 inflatable occupant restraint system, including all component parts
3 including, but not limited to, the cover, sensors, controllers,
4 inflators, and wiring, displaying a mark identical or similar to the
5 genuine mark of a motor vehicle manufacturer without authorization
6 from the manufacturer.

7 (5) "Nonfunctional air bag" means a replacement motor vehicle
8 inflatable occupant restraint system, including all component parts
9 including, but not limited to, the cover, sensors, controllers,
10 inflators, and wiring, which: (a) Was previously deployed or damaged;
11 (b) has an electric fault that is detected by the vehicle air bag
12 diagnostic system after the installation procedure is completed; or
13 (c) includes any part or object including, but not limited to, a
14 counterfeit or repaired air bag cover, installed in a motor vehicle
15 to mislead the owner or operator of the motor vehicle into believing
16 that a functional air bag has been installed.

17 **Sec. 2.** RCW 46.37.650 and 2011 c 96 s 33 are each amended to
18 read as follows:

19 (1) A person is guilty of a (~~(gross misdemeanor)~~) class C felony
20 if he or she knew or reasonably should have known that ((an air bag))
21 a device he or she manufactures, imports, sells, offers for sale,
22 installs, or reinstalls in a vehicle for compensation, or distributes
23 as an auto part, to replace a motor vehicle air bag: (a) Is a
24 counterfeit air bag, (b) is a nonfunctional air bag, (c) is a
25 previously deployed or damaged air bag that is part of an inflatable
26 restraint system, or (d) otherwise does not meet all applicable
27 federal safety standards for an air bag.

28 (2) A person found guilty under subsection (1) of this section
29 (~~(shall)~~) must be punished by a fine of not more than (~~(five))~~ ten
30 thousand dollars or by confinement in the county jail for ((up to
31 three hundred sixty four days)) not more than five years, or both.

32 **Sec. 3.** RCW 46.37.660 and 2003 c 33 s 3 are each amended to read
33 as follows:

34 (1) Whenever an air bag that is part of a previously deployed
35 inflatable restraint system is replaced by either a new air bag that
36 is part of an inflatable restraint system or a nondeployed salvage
37 air bag that is part of an inflatable restraint system, the air bag
38 must conform to the original equipment manufacturer requirements and

1 the installer must verify that the self-diagnostic system for the
2 inflatable restraint system indicates that the entire inflatable
3 restraint system is operating properly.

4 (2) A person is guilty of a class C felony if he or she sells,
5 installs, or reinstalls in any motor vehicle any device that causes
6 the vehicle's diagnostic system to inaccurately indicate that the
7 vehicle is equipped with a functional air bag when a counterfeit air
8 bag, a nonfunctional air bag, or no air bag is installed.

9 (3) A person in violation of subsection (1) of this section or
10 found guilty under subsection (2) of this section must be punished by
11 a fine of not more than ten thousand dollars or by confinement in the
12 county jail for not more than five years, or both.

13 **Sec. 4.** RCW 46.63.020 and 2014 c 124 s 9 are each amended to
14 read as follows:

15 Failure to perform any act required or the performance of any act
16 prohibited by this title or an equivalent administrative regulation
17 or local law, ordinance, regulation, or resolution relating to
18 traffic including parking, standing, stopping, and pedestrian
19 offenses, is designated as a traffic infraction and may not be
20 classified as a criminal offense, except for an offense contained in
21 the following provisions of this title or a violation of an
22 equivalent administrative regulation or local law, ordinance,
23 regulation, or resolution:

24 (1) RCW 46.09.457(1)(b)(i) relating to a false statement
25 regarding the inspection of and installation of equipment on wheeled
26 all-terrain vehicles;

27 (2) RCW 46.09.470(2) relating to the operation of a nonhighway
28 vehicle while under the influence of intoxicating liquor or a
29 controlled substance;

30 (3) RCW 46.09.480 relating to operation of nonhighway vehicles;

31 (4) RCW 46.10.490(2) relating to the operation of a snowmobile
32 while under the influence of intoxicating liquor or narcotics or
33 habit-forming drugs or in a manner endangering the person of another;

34 (5) RCW 46.10.495 relating to the operation of snowmobiles;

35 (6) Chapter 46.12 RCW relating to certificates of title,
36 registration certificates, and markings indicating that a vehicle has
37 been destroyed or declared a total loss;

1 (7) RCW 46.16A.030 and 46.16A.050(3) relating to the nonpayment
2 of taxes and fees by failure to register a vehicle and falsifying
3 residency when registering a motor vehicle;
4 (8) RCW 46.16A.520 relating to permitting unauthorized persons to
5 drive;
6 (9) RCW 46.16A.320 relating to vehicle trip permits;
7 (10) RCW 46.19.050(1) relating to knowingly providing false
8 information in conjunction with an application for a special placard
9 or license plate for disabled persons' parking;
10 (11) RCW 46.19.050(8) relating to illegally obtaining a parking
11 placard, special license plate, special year tab, or identification
12 card;
13 (12) RCW 46.19.050(9) relating to sale of a parking placard,
14 special license plate, special year tab, or identification card;
15 (13) RCW 46.20.005 relating to driving without a valid driver's
16 license;
17 (14) RCW 46.20.091 relating to false statements regarding a
18 driver's license or instruction permit;
19 (15) RCW 46.20.0921 relating to the unlawful possession and use
20 of a driver's license;
21 (16) RCW 46.20.342 relating to driving with a suspended or
22 revoked license or status;
23 (17) RCW 46.20.345 relating to the operation of a motor vehicle
24 with a suspended or revoked license;
25 (18) RCW 46.20.410 relating to the violation of restrictions of
26 an occupational driver's license, temporary restricted driver's
27 license, or ignition interlock driver's license;
28 (19) RCW 46.20.740 relating to operation of a motor vehicle
29 without an ignition interlock device in violation of a license
30 notation that the device is required;
31 (20) RCW 46.20.750 relating to circumventing an ignition
32 interlock device;
33 (21) RCW 46.25.170 relating to commercial driver's licenses;
34 (22) Chapter 46.29 RCW relating to financial responsibility;
35 (23) RCW 46.30.040 relating to providing false evidence of
36 financial responsibility;
37 (24) RCW 46.35.030 relating to recording device information;
38 (25) RCW 46.37.435 relating to wrongful installation of
39 sunscreening material;

1 (26) RCW 46.37.650 relating to the manufacture, importation,
2 sale, (~~resale,~~) distribution, or installation of a counterfeit air
3 bag, nonfunctional air bag, or previously deployed or damaged air
4 bag;

5 (27) RCW 46.37.660 relating to the sale or installation of a
6 device that causes a vehicle's diagnostic system to inaccurately
7 indicate that the vehicle has a functional air bag when a counterfeit
8 air bag, nonfunctional air bag, or no air bag is installed;

9 (28) RCW 46.37.671 through 46.37.675 relating to signal
10 preemption devices;

11 (~~(28)~~) (29) RCW 46.37.685 relating to switching or flipping
12 license plates, utilizing technology to flip or change the appearance
13 of a license plate, selling a license plate flipping device or
14 technology used to change the appearance of a license plate, or
15 falsifying a vehicle registration;

16 (~~(29)~~) (30) RCW 46.44.180 relating to operation of mobile home
17 pilot vehicles;

18 (~~(30)~~) (31) RCW 46.48.175 relating to the transportation of
19 dangerous articles;

20 (~~(31)~~) (32) RCW 46.52.010 relating to duty on striking an
21 unattended car or other property;

22 (~~(32)~~) (33) RCW 46.52.020 relating to duty in case of injury to
23 or death of a person or damage to an attended vehicle;

24 (~~(33)~~) (34) RCW 46.52.090 relating to reports by repairers,
25 storage persons, and appraisers;

26 (~~(34)~~) (35) RCW 46.52.130 relating to confidentiality of the
27 driving record to be furnished to an insurance company, an employer,
28 and an alcohol/drug assessment or treatment agency;

29 (~~(35)~~) (36) RCW 46.55.020 relating to engaging in the
30 activities of a registered tow truck operator without a registration
31 certificate;

32 (~~(36)~~) (37) RCW 46.55.035 relating to prohibited practices by
33 tow truck operators;

34 (~~(37)~~) (38) RCW 46.55.300 relating to vehicle immobilization;

35 (~~(38)~~) (39) RCW 46.61.015 relating to obedience to police
36 officers, flaggers, or firefighters;

37 (~~(39)~~) (40) RCW 46.61.020 relating to refusal to give
38 information to or cooperate with an officer;

39 (~~(40)~~) (41) RCW 46.61.022 relating to failure to stop and give
40 identification to an officer;

1 ~~((41))~~ (42) RCW 46.61.024 relating to attempting to elude
2 pursuing police vehicles;
3 ~~((42))~~ (43) RCW 46.61.212(4) relating to reckless endangerment
4 of emergency zone workers;
5 ~~((43))~~ (44) RCW 46.61.500 relating to reckless driving;
6 ~~((44))~~ (45) RCW 46.61.502 and 46.61.504 relating to persons
7 under the influence of intoxicating liquor or drugs;
8 ~~((45))~~ (46) RCW 46.61.503 relating to a person under age
9 twenty-one driving a motor vehicle after consuming alcohol;
10 ~~((46))~~ (47) RCW 46.61.520 relating to vehicular homicide by
11 motor vehicle;
12 ~~((47))~~ (48) RCW 46.61.522 relating to vehicular assault;
13 ~~((48))~~ (49) RCW 46.61.5249 relating to first degree negligent
14 driving;
15 ~~((49))~~ (50) RCW 46.61.527(4) relating to reckless endangerment
16 of roadway workers;
17 ~~((50))~~ (51) RCW 46.61.530 relating to racing of vehicles on
18 highways;
19 ~~((51))~~ (52) RCW 46.61.655(7) (a) and (b) relating to failure to
20 secure a load;
21 ~~((52))~~ (53) RCW 46.61.685 relating to leaving children in an
22 unattended vehicle with the motor running;
23 ~~((53))~~ (54) RCW 46.61.740 relating to theft of motor vehicle
24 fuel;
25 ~~((54))~~ (55) RCW 46.64.010 relating to unlawful cancellation of
26 or attempt to cancel a traffic citation;
27 ~~((55))~~ (56) RCW 46.64.048 relating to attempting, aiding,
28 abetting, coercing, and committing crimes;
29 ~~((56))~~ (57) Chapter 46.65 RCW relating to habitual traffic
30 offenders;
31 ~~((57))~~ (58) RCW 46.68.010 relating to false statements made to
32 obtain a refund;
33 ~~((58))~~ (59) Chapter 46.70 RCW relating to unfair motor vehicle
34 business practices, except where that chapter provides for the
35 assessment of monetary penalties of a civil nature;
36 ~~((59))~~ (60) Chapter 46.72 RCW relating to the transportation of
37 passengers in for hire vehicles;
38 ~~((60))~~ (61) RCW 46.72A.060 relating to limousine carrier
39 insurance;

1 (~~(61)~~) (62) RCW 46.72A.070 relating to operation of a limousine
 2 without a vehicle certificate;
 3 (~~(62)~~) (63) RCW 46.72A.080 relating to false advertising by a
 4 limousine carrier;
 5 (~~(63)~~) (64) Chapter 46.80 RCW relating to motor vehicle
 6 wreckers;
 7 (~~(64)~~) (65) Chapter 46.82 RCW relating to driver's training
 8 schools;
 9 (~~(65)~~) (66) RCW 46.87.260 relating to alteration or forgery of
 10 a cab card, letter of authority, or other temporary authority issued
 11 under chapter 46.87 RCW;
 12 (~~(66)~~) (67) RCW 46.87.290 relating to operation of an
 13 unregistered or unlicensed vehicle under chapter 46.87 RCW.

14 **Sec. 5.** RCW 9.94A.515 and 2015 c 261 s 11 are each amended to
 15 read as follows:

TABLE 2	
CRIMES INCLUDED WITHIN	
EACH SERIOUSNESS LEVEL	
XVI	Aggravated Murder 1 (RCW 10.95.020)
XV	Homicide by abuse (RCW 9A.32.055)
	Malicious explosion 1 (RCW 70.74.280(1))
	Murder 1 (RCW 9A.32.030)
XIV	Murder 2 (RCW 9A.32.050)
	Trafficking 1 (RCW 9A.40.100(1))
XIII	Malicious explosion 2 (RCW 70.74.280(2))
	Malicious placement of an explosive 1 (RCW 70.74.270(1))
XII	Assault 1 (RCW 9A.36.011)
	Assault of a Child 1 (RCW 9A.36.120)
	Malicious placement of an imitation device 1 (RCW 70.74.272(1)(a))

1 Promoting Commercial Sexual Abuse
2 of a Minor (RCW 9.68A.101)
3 Rape 1 (RCW 9A.44.040)
4 Rape of a Child 1 (RCW 9A.44.073)
5 Trafficking 2 (RCW 9A.40.100(3))
6 XI Manslaughter 1 (RCW 9A.32.060)
7 Rape 2 (RCW 9A.44.050)
8 Rape of a Child 2 (RCW 9A.44.076)
9 Vehicular Homicide, by being under
10 the influence of intoxicating liquor
11 or any drug (RCW 46.61.520)
12 X Child Molestation 1 (RCW 9A.44.083)
13 Criminal Mistreatment 1 (RCW
14 9A.42.020)
15 Indecent Liberties (with forcible
16 compulsion) (RCW
17 9A.44.100(1)(a))
18 Kidnapping 1 (RCW 9A.40.020)
19 Leading Organized Crime (RCW
20 9A.82.060(1)(a))
21 Malicious explosion 3 (RCW
22 70.74.280(3))
23 Sexually Violent Predator Escape
24 (RCW 9A.76.115)
25 IX Abandonment of Dependent Person 1
26 (RCW 9A.42.060)
27 Assault of a Child 2 (RCW 9A.36.130)
28 Explosive devices prohibited (RCW
29 70.74.180)
30 Hit and Run—Death (RCW
31 46.52.020(4)(a))
32 Homicide by Watercraft, by being
33 under the influence of intoxicating
34 liquor or any drug (RCW
35 79A.60.050)

1 Inciting Criminal Profiteering (RCW
2 9A.82.060(1)(b))
3 Malicious placement of an explosive 2
4 (RCW 70.74.270(2))
5 Manufacture, importation, sale,
6 distribution, or installation of a
7 counterfeit, nonfunctional, or
8 previously deployed or damaged
9 air bag (RCW 46.37.650)
10 Robbery 1 (RCW 9A.56.200)
11 Sale or installation of a device that
12 causes a vehicle's diagnostic
13 system to inaccurately indicate
14 that the vehicle has a functional air
15 bag when a counterfeit air bag,
16 nonfunctional air bag, or no air
17 bag is installed (RCW 46.37.660)
18 Sexual Exploitation (RCW 9.68A.040)
19 VIII Arson 1 (RCW 9A.48.020)
20 Commercial Sexual Abuse of a Minor
21 (RCW 9.68A.100)
22 Homicide by Watercraft, by the
23 operation of any vessel in a
24 reckless manner (RCW
25 79A.60.050)
26 Manslaughter 2 (RCW 9A.32.070)
27 Promoting Prostitution 1 (RCW
28 9A.88.070)
29 Theft of Ammonia (RCW 69.55.010)
30 Vehicular Homicide, by the operation
31 of any vehicle in a reckless
32 manner (RCW 46.61.520)
33 VII Burglary 1 (RCW 9A.52.020)
34 Child Molestation 2 (RCW 9A.44.086)
35 Civil Disorder Training (RCW
36 9A.48.120)

1 Dealing in depictions of minor engaged
2 in sexually explicit conduct 1
3 (RCW 9.68A.050(1))
4 Drive-by Shooting (RCW 9A.36.045)
5 Homicide by Watercraft, by disregard
6 for the safety of others (RCW
7 79A.60.050)
8 Indecent Liberties (without forcible
9 compulsion) (RCW 9A.44.100(1)
10 (b) and (c))
11 Introducing Contraband 1 (RCW
12 9A.76.140)
13 Malicious placement of an explosive 3
14 (RCW 70.74.270(3))
15 Negligently Causing Death By Use of a
16 Signal Preemption Device (RCW
17 46.37.675)
18 Sending, bringing into state depictions
19 of minor engaged in sexually
20 explicit conduct 1 (RCW
21 9.68A.060(1))
22 Unlawful Possession of a Firearm in
23 the first degree (RCW
24 9.41.040(1))
25 Use of a Machine Gun in Commission
26 of a Felony (RCW 9.41.225)
27 Vehicular Homicide, by disregard for
28 the safety of others (RCW
29 46.61.520)
30 VI Bail Jumping with Murder 1 (RCW
31 9A.76.170(3)(a))
32 Bribery (RCW 9A.68.010)
33 Incest 1 (RCW 9A.64.020(1))
34 Intimidating a Judge (RCW 9A.72.160)
35 Intimidating a Juror/Witness (RCW
36 9A.72.110, 9A.72.130)

1 Malicious placement of an imitation
2 device 2 (RCW 70.74.272(1)(b))
3 Possession of Depictions of a Minor
4 Engaged in Sexually Explicit
5 Conduct 1 (RCW 9.68A.070(1))
6 Rape of a Child 3 (RCW 9A.44.079)
7 Theft of a Firearm (RCW 9A.56.300)
8 Unlawful Storage of Ammonia (RCW
9 69.55.020)
10 V Abandonment of Dependent Person 2
11 (RCW 9A.42.070)
12 Advancing money or property for
13 extortionate extension of credit
14 (RCW 9A.82.030)
15 Bail Jumping with class A Felony
16 (RCW 9A.76.170(3)(b))
17 Child Molestation 3 (RCW 9A.44.089)
18 Criminal Mistreatment 2 (RCW
19 9A.42.030)
20 Custodial Sexual Misconduct 1 (RCW
21 9A.44.160)
22 Dealing in Depictions of Minor
23 Engaged in Sexually Explicit
24 Conduct 2 (RCW 9.68A.050(2))
25 Domestic Violence Court Order
26 Violation (RCW 10.99.040,
27 10.99.050, 26.09.300, 26.10.220,
28 26.26.138, 26.50.110, 26.52.070,
29 or 74.34.145)
30 Driving While Under the Influence
31 (RCW 46.61.502(6))
32 Extortion 1 (RCW 9A.56.120)
33 Extortionate Extension of Credit (RCW
34 9A.82.020)

1 Extortionate Means to Collect
2 Extensions of Credit (RCW
3 9A.82.040)
4 Incest 2 (RCW 9A.64.020(2))
5 Kidnapping 2 (RCW 9A.40.030)
6 Perjury 1 (RCW 9A.72.020)
7 Persistent prison misbehavior (RCW
8 9.94.070)
9 Physical Control of a Vehicle While
10 Under the Influence (RCW
11 46.61.504(6))
12 Possession of a Stolen Firearm (RCW
13 9A.56.310)
14 Rape 3 (RCW 9A.44.060)
15 Rendering Criminal Assistance 1
16 (RCW 9A.76.070)
17 Sending, Bringing into State
18 Depictions of Minor Engaged in
19 Sexually Explicit Conduct 2
20 (RCW 9.68A.060(2))
21 Sexual Misconduct with a Minor 1
22 (RCW 9A.44.093)
23 Sexually Violating Human Remains
24 (RCW 9A.44.105)
25 Stalking (RCW 9A.46.110)
26 Taking Motor Vehicle Without
27 Permission 1 (RCW 9A.56.070)
28 IV Arson 2 (RCW 9A.48.030)
29 Assault 2 (RCW 9A.36.021)
30 Assault 3 (of a Peace Officer with a
31 Projectile Stun Gun) (RCW
32 9A.36.031(1)(h))
33 Assault by Watercraft (RCW
34 79A.60.060)

1 Bribing a Witness/Bribe Received by
2 Witness (RCW 9A.72.090,
3 9A.72.100)
4 Cheating 1 (RCW 9.46.1961)
5 Commercial Bribery (RCW
6 9A.68.060)
7 Counterfeiting (RCW 9.16.035(4))
8 Endangerment with a Controlled
9 Substance (RCW 9A.42.100)
10 Escape 1 (RCW 9A.76.110)
11 Hit and Run—Injury (RCW
12 46.52.020(4)(b))
13 Hit and Run with Vessel—Injury
14 Accident (RCW 79A.60.200(3))
15 Identity Theft 1 (RCW 9.35.020(2))
16 Indecent Exposure to Person Under
17 Age Fourteen (subsequent sex
18 offense) (RCW 9A.88.010)
19 Influencing Outcome of Sporting Event
20 (RCW 9A.82.070)
21 Malicious Harassment (RCW
22 9A.36.080)
23 Possession of Depictions of a Minor
24 Engaged in Sexually Explicit
25 Conduct 2 (RCW 9.68A.070(2))
26 Residential Burglary (RCW
27 9A.52.025)
28 Robbery 2 (RCW 9A.56.210)
29 Theft of Livestock 1 (RCW 9A.56.080)
30 Threats to Bomb (RCW 9.61.160)
31 Trafficking in Stolen Property 1 (RCW
32 9A.82.050)
33 Unlawful factoring of a credit card or
34 payment card transaction (RCW
35 9A.56.290(4)(b))

1 Unlawful transaction of health
2 coverage as a health care service
3 contractor (RCW 48.44.016(3))
4 Unlawful transaction of health
5 coverage as a health maintenance
6 organization (RCW 48.46.033(3))
7 Unlawful transaction of insurance
8 business (RCW 48.15.023(3))
9 Unlicensed practice as an insurance
10 professional (RCW 48.17.063(2))
11 Use of Proceeds of Criminal
12 Profiteering (RCW 9A.82.080 (1)
13 and (2))
14 Vehicle Prowling 2 (third or
15 subsequent offense) (RCW
16 9A.52.100(3))
17 Vehicular Assault, by being under the
18 influence of intoxicating liquor or
19 any drug, or by the operation or
20 driving of a vehicle in a reckless
21 manner (RCW 46.61.522)
22 Viewing of Depictions of a Minor
23 Engaged in Sexually Explicit
24 Conduct 1 (RCW 9.68A.075(1))
25 Willful Failure to Return from
26 Furlough (RCW 72.66.060)
27 III Animal Cruelty 1 (Sexual Conduct or
28 Contact) (RCW 16.52.205(3))
29 Assault 3 (Except Assault 3 of a Peace
30 Officer With a Projectile Stun
31 Gun) (RCW 9A.36.031 except
32 subsection (1)(h))
33 Assault of a Child 3 (RCW 9A.36.140)
34 Bail Jumping with class B or C Felony
35 (RCW 9A.76.170(3)(c))
36 Burglary 2 (RCW 9A.52.030)

1 Communication with a Minor for
2 Immoral Purposes (RCW
3 9.68A.090)
4 Criminal Gang Intimidation (RCW
5 9A.46.120)
6 Custodial Assault (RCW 9A.36.100)
7 Cyberstalking (subsequent conviction
8 or threat of death) (RCW
9 9.61.260(3))
10 Escape 2 (RCW 9A.76.120)
11 Extortion 2 (RCW 9A.56.130)
12 Harassment (RCW 9A.46.020)
13 Intimidating a Public Servant (RCW
14 9A.76.180)
15 Introducing Contraband 2 (RCW
16 9A.76.150)
17 Malicious Injury to Railroad Property
18 (RCW 81.60.070)
19 Mortgage Fraud (RCW 19.144.080)
20 Negligently Causing Substantial
21 Bodily Harm By Use of a Signal
22 Preemption Device (RCW
23 46.37.674)
24 Organized Retail Theft 1 (RCW
25 9A.56.350(2))
26 Perjury 2 (RCW 9A.72.030)
27 Possession of Incendiary Device (RCW
28 9.40.120)
29 Possession of Machine Gun or Short-
30 Barreled Shotgun or Rifle (RCW
31 9.41.190)
32 Promoting Prostitution 2 (RCW
33 9A.88.080)
34 Retail Theft with Special
35 Circumstances 1 (RCW
36 9A.56.360(2))

1 Securities Act violation (RCW
2 21.20.400)
3 Tampering with a Witness (RCW
4 9A.72.120)
5 Telephone Harassment (subsequent
6 conviction or threat of death)
7 (RCW 9.61.230(2))
8 Theft of Livestock 2 (RCW 9A.56.083)
9 Theft with the Intent to Resell 1 (RCW
10 9A.56.340(2))
11 Trafficking in Stolen Property 2 (RCW
12 9A.82.055)
13 Unlawful Hunting of Big Game 1
14 (RCW 77.15.410(3)(b))
15 Unlawful Imprisonment (RCW
16 9A.40.040)
17 Unlawful Misbranding of Food Fish or
18 Shellfish 1 (RCW 69.04.938(3))
19 Unlawful possession of firearm in the
20 second degree (RCW 9.41.040(2))
21 Unlawful Taking of Endangered Fish
22 or Wildlife 1 (RCW
23 77.15.120(3)(b))
24 Unlawful Trafficking in Fish, Shellfish,
25 or Wildlife 1 (RCW
26 77.15.260(3)(b))
27 Unlawful Use of a Nondesignated
28 Vessel (RCW 77.15.530(4))
29 Vehicular Assault, by the operation or
30 driving of a vehicle with disregard
31 for the safety of others (RCW
32 46.61.522)
33 Willful Failure to Return from Work
34 Release (RCW 72.65.070)
35 II Commercial Fishing Without a License
36 1 (RCW 77.15.500(3)(b))

1 Computer Trespass 1 (RCW
2 9A.52.110)
3 Counterfeiting (RCW 9.16.035(3))
4 Engaging in Fish Dealing Activity
5 Unlicensed 1 (RCW 77.15.620(3))
6 Escape from Community Custody
7 (RCW 72.09.310)
8 Failure to Register as a Sex Offender
9 (second or subsequent offense)
10 (RCW 9A.44.130 prior to June 10,
11 2010, and RCW 9A.44.132)
12 Health Care False Claims (RCW
13 48.80.030)
14 Identity Theft 2 (RCW 9.35.020(3))
15 Improperly Obtaining Financial
16 Information (RCW 9.35.010)
17 Malicious Mischief 1 (RCW
18 9A.48.070)
19 Organized Retail Theft 2 (RCW
20 9A.56.350(3))
21 Possession of Stolen Property 1 (RCW
22 9A.56.150)
23 Possession of a Stolen Vehicle (RCW
24 9A.56.068)
25 Retail Theft with Special
26 Circumstances 2 (RCW
27 9A.56.360(3))
28 Scrap Processing, Recycling, or
29 Supplying Without a License
30 (second or subsequent offense)
31 (RCW 19.290.100)
32 Theft 1 (RCW 9A.56.030)
33 Theft of a Motor Vehicle (RCW
34 9A.56.065 and 9A.56.096(5)(a))

1 Theft of Rental, Leased, or Lease-
2 purchased Property (valued at one
3 thousand five hundred dollars or
4 more) (RCW 9A.56.096(5)(a))
5 Theft with the Intent to Resell 2 (RCW
6 9A.56.340(3))
7 Trafficking in Insurance Claims (RCW
8 48.30A.015)
9 Unlawful factoring of a credit card or
10 payment card transaction (RCW
11 9A.56.290(4)(a))
12 Unlawful Participation of Non-Indians
13 in Indian Fishery (RCW
14 77.15.570(2))
15 Unlawful Practice of Law (RCW
16 2.48.180)
17 Unlawful Purchase or Use of a License
18 (RCW 77.15.650(3)(b))
19 Unlawful Trafficking in Fish, Shellfish,
20 or Wildlife 2 (RCW
21 77.15.260(3)(a))
22 Unlicensed Practice of a Profession or
23 Business (RCW 18.130.190(7))
24 Voyeurism (RCW 9A.44.115)
25 I Attempting to Elude a Pursuing Police
26 Vehicle (RCW 46.61.024)
27 False Verification for Welfare (RCW
28 74.08.055)
29 Forgery (RCW 9A.60.020)
30 Fraudulent Creation or Revocation of a
31 Mental Health Advance Directive
32 (RCW 9A.60.060)
33 Malicious Mischief 2 (RCW
34 9A.48.080)
35 Mineral Trespass (RCW 78.44.330)

1 Possession of Stolen Property 2 (RCW
2 9A.56.160)
3 Reckless Burning 1 (RCW 9A.48.040)
4 Spotlighting Big Game 1 (RCW
5 77.15.450(3)(b))
6 Suspension of Department Privileges 1
7 (RCW 77.15.670(3)(b))
8 Taking Motor Vehicle Without
9 Permission 2 (RCW 9A.56.075)
10 Theft 2 (RCW 9A.56.040 and
11 9A.56.096(5)(b))
12 Theft of Rental, Leased, or Lease-
13 purchased Property (valued at two
14 hundred fifty dollars or more but
15 less than one thousand five
16 hundred dollars) (RCW
17 9A.56.096(5)(b))
18 Transaction of insurance business
19 beyond the scope of licensure
20 (RCW 48.17.063)
21 Unlawful Fish and Shellfish Catch
22 Accounting (RCW
23 77.15.630(3)(b))
24 Unlawful Issuance of Checks or Drafts
25 (RCW 9A.56.060)
26 Unlawful Possession of Fictitious
27 Identification (RCW 9A.56.320)
28 Unlawful Possession of Instruments of
29 Financial Fraud (RCW 9A.56.320)
30 Unlawful Possession of Payment
31 Instruments (RCW 9A.56.320)
32 Unlawful Possession of a Personal
33 Identification Device (RCW
34 9A.56.320)
35 Unlawful Production of Payment
36 Instruments (RCW 9A.56.320)

1 Unlawful Releasing, Planting,
2 Possessing, or Placing Deleterious
3 Exotic Wildlife (RCW
4 77.15.250(2)(b))
5 Unlawful Trafficking in Food Stamps
6 (RCW 9.91.142)
7 Unlawful Use of Food Stamps (RCW
8 9.91.144)
9 Unlawful Use of Net to Take Fish 1
10 (RCW 77.15.580(3)(b))
11 Unlawful Use of Prohibited Aquatic
12 Animal Species (RCW
13 77.15.253(3))
14 Vehicle Prowl 1 (RCW 9A.52.095)
15 Violating Commercial Fishing Area or
16 Time 1 (RCW 77.15.550(3)(b))

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