**1002-S AMS LAW S2561.1 - NOT FOR FLOOR USE**

**SHB 1002** - S COMM AMD

By Committee on Law & Justice

**NOT CONSIDERED 12/23/2019**

Strike everything after the enacting clause and insert the following:

"**Sec.**  RCW 9A.44.060 and 2013 c 94 s 1 are each amended to read as follows:

(1) A person is guilty of rape in the third degree when, under circumstances not constituting rape in the first or second degrees, such person engages in sexual intercourse with another person:

(a) Where the victim did not consent ((~~as defined in RCW 9A.44.010(7),~~)) to sexual intercourse with the perpetrator ((~~and such lack of consent was clearly expressed by the victim's words or conduct,~~)); or

(b) Where there is threat of substantial unlawful harm to property rights of the victim.

(2) Rape in the third degree is a class C felony."

**SHB 1002** - S COMM AMD

By Committee on Law & Justice

**NOT CONSIDERED 12/23/2019**

On page 1, line 2 of the title, after "degree;" strike the remainder of the title and insert "amending RCW 9A.44.060; and prescribing penalties."

EFFECT: Removes the definition of "consent" as the definition already resides in RCW 9A.44.010.