

CERTIFICATION OF ENROLLMENT  
**ENGROSSED SUBSTITUTE HOUSE BILL 2153**

Chapter 301, Laws of 2024

68th Legislature  
2024 Regular Session

CATALYTIC CONVERTERS—THEFT

EFFECTIVE DATE: April 1, 2025

Passed by the House March 5, 2024  
Yeas 95 Nays 0

LAURIE JINKINS

**Speaker of the House of  
Representatives**

Passed by the Senate March 1, 2024  
Yeas 31 Nays 18

DENNY HECK

**President of the Senate**

Approved March 26, 2024 1:51 PM

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 2153** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

**Chief Clerk**

FILED

March 27, 2024

**Secretary of State  
State of Washington**

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**ENGROSSED SUBSTITUTE HOUSE BILL 2153**

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AS AMENDED BY THE SENATE

Passed Legislature - 2024 Regular Session

**State of Washington                      68th Legislature                      2024 Regular Session**

**By** House Consumer Protection & Business (originally sponsored by Representatives Ryu, Ormsby, Cheney, Reeves, Pollet, and Davis)

READ FIRST TIME 01/31/24.

1            AN ACT Relating to deterring the theft of catalytic converters;  
2 amending RCW 19.290.010, 19.290.020, 19.290.030, 19.290.040,  
3 19.290.050, 19.290.060, 19.290.080, 19.290.220, 19.290.240,  
4 46.79.010, 46.80.080, 46.80.210, 46.12.560, and 9A.82.010; reenacting  
5 and amending RCW 46.80.010, 9.94A.533, and 9.94A.515; adding a new  
6 section to chapter 19.290 RCW; adding a new section to chapter 46.70  
7 RCW; adding new sections to chapter 46.79 RCW; adding a new section  
8 to chapter 46.80 RCW; adding a new section to chapter 43.43 RCW;  
9 adding new sections to chapter 9A.82 RCW; adding a new section to  
10 chapter 9.94A RCW; creating a new section; prescribing penalties; and  
11 providing an effective date.

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

13            NEW SECTION.        **Sec. 1.**        The legislature finds that rates of  
14 catalytic converter theft have rapidly increased statewide and  
15 nationwide, due in part to existing challenges with accurately  
16 identifying stolen catalytic converters and tracking them through the  
17 stream of commerce after they have been removed from their  
18 originating vehicles. The legislature also finds that recent evidence  
19 suggests most purchases of stolen catalytic converters are conducted  
20 by unlicensed, unregulated purchasers.

1           Therefore, the legislature intends to require all purchasers to  
2 be licensed and subject to regulation and inspection. To facilitate  
3 the ability to track catalytic converters, the legislature further  
4 intends to require permanent marking of catalytic converters for the  
5 purpose of identifying the originating vehicle. The legislature also  
6 intends to create a related structure for enforcing these provisions  
7 and imposing penalties commensurate with the enforcement and penalty  
8 structures found in comparable areas of law.

9           NEW SECTION.   **Sec. 2.** A new section is added to chapter 19.290  
10 RCW to read as follows:

11           Nothing in this chapter shall be construed to authorize licensed  
12 scrap metal businesses to purchase or sell junk vehicles or major  
13 component parts as defined in RCW 46.79.010.

14           **Sec. 3.** RCW 19.290.010 and 2023 c 125 s 2 are each amended to  
15 read as follows:

16           The definitions in this section apply throughout this chapter  
17 unless the context clearly requires otherwise.

18           (1) "Commercial account" means a relationship between a scrap  
19 metal business and a commercial enterprise that is ongoing and  
20 properly documented under RCW 19.290.030.

21           (2) "Commercial enterprise" means a corporation, partnership,  
22 limited liability company, association, state agency, political  
23 subdivision of the state, public corporation, or any other legal or  
24 commercial entity.

25           (3) "Commercial metal property" means: Utility access covers;  
26 street light poles and fixtures; road and bridge guardrails; highway  
27 or street signs; water meter covers; traffic directional and control  
28 signs; traffic light signals; any metal property marked with the name  
29 of a commercial enterprise, including but not limited to a telephone,  
30 commercial mobile radio services, cable, electric, water, natural  
31 gas, or other utility, or railroad; unused or undamaged building  
32 construction materials consisting of copper pipe, tubing, or wiring,  
33 or aluminum wire, siding, downspouts, or gutters; aluminum or  
34 stainless steel fence panels made from one inch tubing, 42 inches  
35 high with four-inch gaps; aluminum decking, bleachers, or risers;  
36 historical markers; statue plaques; grave markers and funeral vases;  
37 components of electric vehicle supply equipment made available for

1 commercial or public use; or agricultural irrigation wheels,  
2 sprinkler heads, and pipes.

3 (4) "Engage in business" means conducting more than 12  
4 transactions in a 12-month period.

5 (5) "Nonferrous metal property" means metal property for which  
6 the value of the metal property is derived from the property's  
7 content of copper, brass, aluminum, bronze, lead, zinc, nickel, and  
8 their alloys. "Nonferrous metal property" does not include precious  
9 metals.

10 (6) "Person" means an individual, domestic or foreign  
11 corporation, limited liability corporation, partnership, trust,  
12 unincorporated association, or other entity; an affiliate or  
13 associate of any such person; or any two or more persons acting as a  
14 partnership, syndicate, or other group for the purpose of acquiring,  
15 holding, or dispersing of securities of a domestic or foreign  
16 corporation.

17 (7) "Precious metals" means gold, silver, and platinum.

18 (8) (~~"Private metal property" means catalytic converters, either~~  
19 ~~singly or in bundles, bales, or bulk, that have been removed from~~  
20 ~~vehicles for sale as a specific commodity.~~

21 ~~(9))~~ "Record" means a paper, electronic, or other method of  
22 storing information.

23 ~~((10))~~ (9) "Scrap metal business" means a scrap metal supplier,  
24 scrap metal recycler, and scrap metal processor.

25 ~~((11))~~ (10) "Scrap metal processor" means a person with a  
26 current business license that conducts business from a permanent  
27 location, that is engaged in the business of purchasing or receiving  
28 (~~(private metal property,~~) nonferrous metal property(~~(,~~) and  
29 commercial metal property for the purpose of altering the metal in  
30 preparation for its use as feedstock in the manufacture of new  
31 products, and that maintains a hydraulic bailer, shearing device, or  
32 shredding device for recycling.

33 ~~((12))~~ (11) "Scrap metal recycler" means a person with a  
34 current business license that is engaged in the business of  
35 purchasing or receiving (~~(private metal property,~~) nonferrous metal  
36 property(~~(,~~) and commercial metal property for the purpose of  
37 aggregation and sale to another scrap metal business and that  
38 maintains a fixed place of business within the state.

39 ~~((13))~~ (12) "Scrap metal supplier" means a person with a  
40 current business license that is engaged in the business of

1 purchasing or receiving (~~(private metal property or)~~) nonferrous  
2 metal property for the purpose of aggregation and sale to a scrap  
3 metal recycler or scrap metal processor and that does not maintain a  
4 fixed business location in the state.

5 (~~(14)~~) (13) "Transaction" means a pledge, or the purchase of,  
6 or the trade of any item of (~~(private metal property or)~~) nonferrous  
7 metal property by a scrap metal business from a member of the general  
8 public. "Transaction" does not include donations or the purchase or  
9 receipt of (~~(private metal property or)~~) nonferrous metal property by  
10 a scrap metal business from a commercial enterprise, from another  
11 scrap metal business, or from a duly authorized employee or agent of  
12 the commercial enterprise or scrap metal business.

13 **Sec. 4.** RCW 19.290.020 and 2022 c 221 s 3 are each amended to  
14 read as follows:

15 (1) At the time of a transaction, every scrap metal business  
16 doing business in this state shall produce wherever that business is  
17 conducted an accurate and legible record of each transaction  
18 involving (~~(private metal property or)~~) nonferrous metal property.  
19 This record must be written in the English language, documented on a  
20 standardized form or in electronic form, and contain the following  
21 information:

22 (a) The signature of the person with whom the transaction is  
23 made;

24 (b) The time, date, location, and value of the transaction;

25 (c) The name of the employee representing the scrap metal  
26 business in the transaction;

27 (d) The name, street address, and telephone number of the person  
28 with whom the transaction is made;

29 (e) The license plate number and state of issuance of the license  
30 plate on the motor vehicle used to deliver the (~~(private metal  
31 property or)~~) nonferrous metal property subject to the transaction;

32 (f) A description of the motor vehicle used to deliver the  
33 (~~(private metal property or)~~) nonferrous metal property subject to  
34 the transaction;

35 (g) The current driver's license number or other government-  
36 issued picture identification card number of the seller or a copy of  
37 the seller's government-issued picture identification card; and

38 (h) A description of the predominant types of (~~(private metal  
39 property or)~~) nonferrous metal property subject to the transaction,

1 utilizing the institute of scrap recycling industries' generally  
2 accepted terminology, and including weight, quantity, or volume(~~+~~  
3 and

4 ~~(i) For every transaction specifically involving a catalytic~~  
5 ~~converter that has been removed from a vehicle, documentation~~  
6 ~~indicating that the private metal property in the seller's possession~~  
7 ~~is the result of the seller replacing private metal property from a~~  
8 ~~vehicle registered in the seller's name)).~~

9 (2) For every transaction that involves (~~private metal property~~  
10 ~~or~~) nonferrous metal property, every scrap metal business doing  
11 business in the state shall require the person with whom a  
12 transaction is being made to sign a declaration. The declaration may  
13 be included as part of the transactional record required under  
14 subsection (1) of this section, or on a receipt for the transaction.  
15 The declaration must state substantially the following:

16 "I, the undersigned, affirm under penalty of law that the  
17 property that is subject to this transaction is not to the best of my  
18 knowledge stolen property."

19 The declaration must be signed and dated by the person with whom  
20 the transaction is being made. An employee of the scrap metal  
21 business must witness the signing and dating of the declaration and  
22 sign the declaration accordingly before any transaction may be  
23 consummated.

24 (3) The record and declaration required under this section must  
25 be open to the inspection of any commissioned law enforcement officer  
26 of the state or any of its political subdivisions at all times during  
27 the ordinary hours of business, or at reasonable times if ordinary  
28 hours of business are not kept, and must be maintained wherever that  
29 business is conducted for five years following the date of the  
30 transaction.

31 **Sec. 5.** RCW 19.290.030 and 2022 c 221 s 4 are each amended to  
32 read as follows:

33 (1) No scrap metal business may enter into a transaction to  
34 purchase or receive (~~private metal property or~~) nonferrous metal  
35 property from any person who cannot produce at least one piece of  
36 current government-issued picture identification, including a valid  
37 driver's license or identification card issued by any state.

38 (2) No scrap metal business may purchase or receive (~~private~~  
39 ~~metal property or~~) commercial metal property unless the seller: (a)

1 Has a commercial account with the scrap metal business; (b) can prove  
2 ownership of the property by producing written documentation that the  
3 seller is the owner of the property; or (c) can produce written  
4 documentation that the seller is an employee or agent authorized to  
5 sell the property on behalf of a commercial enterprise.

6 (3) No scrap metal business may enter into a transaction to  
7 purchase or receive metallic wire that was burned in whole or in part  
8 to remove insulation unless the seller can produce written proof to  
9 the scrap metal business that the wire was lawfully burned.

10 (4) (a) No transaction involving (~~private metal property or~~)  
11 nonferrous metal property may be made in cash or with any person who  
12 does not provide a street address and photographic identification and  
13 sign a declaration under the requirements of RCW 19.290.020 (~~(1) (d)~~  
14 ~~and (g)~~) except as described in (b) (~~and (e)~~) of this subsection.  
15 The person with whom the transaction is being made may only be paid  
16 by a nontransferable check, mailed by the scrap metal business to a  
17 street address provided under RCW 19.290.020, no earlier than three  
18 days after the transaction was made. A transaction occurs on the date  
19 provided in the record required under RCW 19.290.020.

20 (b) A scrap metal business that is in compliance with this  
21 chapter may pay up to a maximum of \$30 in cash, stored value device,  
22 or electronic funds transfer for nonferrous metal property. The  
23 balance of the value of the transaction may be made by  
24 nontransferable check, stored value device, or electronic funds  
25 transfer at the time the transaction is made if the scrap metal  
26 business digitally captures:

27 (i) A copy of one piece of current government-issued picture  
28 identification, including a current driver's license or  
29 identification card issued by any state; and

30 (ii) Either a picture or video of either the material subject to  
31 the transaction in the form received or the material subject to the  
32 transaction within the vehicle which the material was transported to  
33 the scrap metal business.

34 (~~(c) Payment to individual sellers of private metal property as~~  
35 ~~defined in this chapter may not be made at the time of the~~  
36 ~~transaction and shall not be paid earlier than three business days~~  
37 ~~after the transaction was made. Records of payment for private metal~~  
38 ~~property as defined in this chapter must be kept in the same file or~~  
39 ~~record as all records collected under this subsection and retained~~

1 ~~and be available for review for two years from the date of the~~  
2 ~~transaction.)~~)

3 (5) (a) A scrap metal business's usage of video surveillance shall  
4 be sufficient to comply with subsection (4) (b) (ii) of this section so  
5 long as the video captures the material subject to the transaction.

6 (b) A digital image or picture taken under this section must be  
7 available for two years from the date of transaction, while a video  
8 recording must be available for 30 days.

9 (6) No scrap metal business may purchase or receive beer kegs  
10 from anyone except a manufacturer of beer kegs or licensed brewery.

11 **Sec. 6.** RCW 19.290.040 and 2013 c 322 s 7 are each amended to  
12 read as follows:

13 (1) Every scrap metal business must create and maintain a  
14 permanent record with a commercial enterprise, including another  
15 scrap metal business, in order to establish a commercial account.  
16 That record, at a minimum, must include the following information:

17 (a) The full name of the commercial enterprise or commercial  
18 account;

19 (b) The business address and telephone number of the commercial  
20 enterprise or commercial account; and

21 (c) The full name of the person employed by the commercial  
22 enterprise who is authorized to deliver (~~(private metal property)~~)  
23 nonferrous metal property(~~(r)~~) and commercial metal property to the  
24 scrap metal business.

25 (2) The record maintained by a scrap metal business for a  
26 commercial account must document every purchase or receipt of  
27 (~~(private metal property)~~) nonferrous metal property(~~(r)~~) and  
28 commercial metal property from the commercial enterprise. The record  
29 must be maintained for three years following the date of the transfer  
30 or receipt. The documentation must include, at a minimum, the  
31 following information:

32 (a) The time, date, and value of the property being purchased or  
33 received;

34 (b) A description of the predominant types of property being  
35 purchased or received; and

36 (c) The signature of the person delivering the property to the  
37 scrap metal business.



1       **Sec. 7.** RCW 19.290.050 and 2013 c 322 s 8 are each amended to  
2 read as follows:

3       (1) (~~Upon~~) In addition to all other requirements of this  
4 chapter, upon request by any commissioned law enforcement officer of  
5 the state or any of its political subdivisions, every scrap metal  
6 business shall furnish a full, true, and correct transcript of the  
7 records from the purchase or receipt of (~~private metal property,~~)  
8 nonferrous metal property((~~r~~)) and commercial metal property  
9 involving only a specified individual, vehicle, or item of (~~private~~  
10 ~~metal property,~~) nonferrous metal property((~~r~~)) or commercial metal  
11 property. This information may be transmitted within a specified time  
12 of not less than two business days to the applicable law enforcement  
13 agency electronically, by facsimile transmission, or by modem or  
14 similar device, or by delivery of computer disk subject to the  
15 requirements of, and approval by, the chief of police or the county's  
16 chief law enforcement officer.

17       (2) Any records created or produced under this section are exempt  
18 from disclosure under chapter 42.56 RCW.

19       (3) If the scrap metal business has good cause to believe that  
20 any (~~private metal property,~~) nonferrous metal property((~~r~~)) or  
21 commercial metal property in (~~his or her~~) their possession has been  
22 previously lost or stolen, the scrap metal business shall promptly  
23 report that fact to the applicable commissioned law enforcement  
24 officer of the state, the chief of police, or the county's chief law  
25 enforcement officer, together with the name of the owner, if known,  
26 and the date when and the name of the person from whom it was  
27 received.

28       (4) Compliance with this section shall not give rise to or form  
29 the basis of private civil liability on the part of a scrap metal  
30 business or scrap metal recycler.

31       **Sec. 8.** RCW 19.290.060 and 2013 c 322 s 9 are each amended to  
32 read as follows:

33       (1) Following notification in writing from a commissioned law  
34 enforcement officer of the state or any of its political subdivisions  
35 that an item of (~~private metal property,~~) nonferrous metal  
36 property((~~r~~)) or commercial metal property has been reported as  
37 stolen, a scrap metal business shall hold that property intact and  
38 safe from alteration, damage, or commingling, and shall place an  
39 identifying tag or other suitable identification upon the property.

1 The scrap metal business shall hold the property for a period of time  
2 as directed by the applicable law enforcement agency up to a maximum  
3 of ten business days.

4 (2) A commissioned law enforcement officer of the state or any of  
5 its political subdivisions shall not place on hold any item of  
6 (~~private metal property~~) nonferrous metal property(~~(r)~~) or  
7 commercial metal property unless that law enforcement agency  
8 reasonably suspects that the property is a lost or stolen item. Any  
9 hold that is placed on the property must be removed within ten  
10 business days after the property on hold is determined not to be  
11 stolen or lost and the property must be returned to the owner or  
12 released.

13 **Sec. 9.** RCW 19.290.080 and 2007 c 377 s 8 are each amended to  
14 read as follows:

15 (1) Each violation of the requirements of this chapter that are  
16 not subject to (~~the~~) criminal penalties (~~under RCW 19.290.070~~)  
17 shall be a civil penalty punishable(~~(r upon conviction)~~) by a fine  
18 of not more than (~~one thousand dollars~~) \$1,000.

19 (2) Within two years (~~of being convicted~~) of a violation of any  
20 of the requirements of this chapter that (~~are not subject to the~~  
21 ~~criminal penalties under RCW 19.290.070~~) results in a civil penalty  
22 under this section, each subsequent violation shall be punishable(~~(r~~  
23 ~~upon conviction)~~) by a fine of not more than (~~two thousand~~  
24 ~~dollars~~) \$2,000.

25 **Sec. 10.** RCW 19.290.220 and 2013 c 322 s 25 are each amended to  
26 read as follows:

27 (1) Law enforcement agencies may register with the scrap theft  
28 alert system that is maintained and provided at no charge to users by  
29 the institute of scrap recycling industries, incorporated, or its  
30 successor organization, to receive alerts regarding thefts of  
31 (~~private~~) nonferrous(~~(r)~~) or commercial metal property in the  
32 relevant geographic area.

33 (2) Any business licensed under this chapter shall:

34 (a) Sign up with the scrap theft alert system that is maintained  
35 and provided at no charge to users by the institute of scrap  
36 recycling industries, incorporated, or its successor organization, to  
37 receive alerts regarding thefts of (~~private~~) nonferrous(~~(r)~~) or  
38 commercial metal property in the relevant geographic area;

1 (b) Download the scrap metal theft alerts generated by the scrap  
2 theft alert system on a daily basis;

3 (c) Use the alerts to identify potentially stolen commercial  
4 metal property(~~(r)~~) and nonferrous metal property(~~(r—and—private~~  
5 ~~metal property)~~); and

6 (d) Maintain for (~~(ninety)~~) 90 days copies of any theft alerts  
7 received and downloaded pursuant to this section.

8 **Sec. 11.** RCW 19.290.240 and 2013 c 322 s 28 are each amended to  
9 read as follows:

10 The provisions of this chapter shall be liberally construed to  
11 the end that traffic in stolen (~~(private)~~) commercial metal property  
12 (~~(or)~~) and nonferrous metal property may be prevented, and  
13 irresponsible, unreliable, or dishonest persons may be prevented from  
14 engaging in the business of processing, recycling, or supplying scrap  
15 metal in this state and reliable persons may be encouraged to engage  
16 in businesses of processing, recycling, or supplying scrap metal in  
17 this state.

18 NEW SECTION. **Sec. 12.** A new section is added to chapter 46.70  
19 RCW to read as follows:

20 (1) A vehicle dealer shall, prior to the sale and transfer of a  
21 vehicle, offer the purchaser the option to have the dealer clearly  
22 and permanently mark the last eight digits of the originating  
23 vehicle's vehicle identification number on the vehicle's catalytic  
24 converter unless such marking already exists on the catalytic  
25 converter, the catalytic converter is not in a location where it is  
26 clearly visible and readily accessible to mark without the need to  
27 remove parts from the vehicle, or the vehicle is sold at wholesale. A  
28 clear and permanent mark applied by permanent marker is sufficient.  
29 The vehicle dealer may add a fee to the sale price for the marking if  
30 separately delineated and clearly marked.

31 (2) If a consumer elects not to have the vehicle dealer mark the  
32 vehicle's catalytic converter as provided in subsection (1) of this  
33 section, the vehicle dealer must provide the consumer a disclosure  
34 written in a typeface that is at least as large as the typeface used  
35 in the standard text of the document that contains the disclosure and  
36 that is boldfaced, capitalized, underlined, or otherwise set out from  
37 the surrounding material so as to be conspicuous that (a) the  
38 purchaser is knowingly purchasing the vehicle without clearly and

1 permanently marking the catalytic converter prior to the sale and  
2 transfer of the vehicle; and (b) the purchaser acknowledges and  
3 understands that catalytic converters must be marked as provided in  
4 section 23 of this act.

5 **Sec. 13.** RCW 46.79.010 and 2001 c 64 s 10 are each amended to  
6 read as follows:

7 The definitions set forth in this section apply throughout this  
8 chapter unless the context indicates otherwise.

9 (1) "Junk vehicle" means a motor vehicle certified under RCW  
10 46.55.230 as meeting all the following requirements:

11 (a) Is three years old or older;

12 (b) Is extensively damaged, such damage including but not limited  
13 to any of the following: A broken window or windshield or missing  
14 wheels, tires, motor, or transmission;

15 (c) Is apparently inoperable;

16 (d) Is without a valid, current registration plate;

17 (e) Has a fair market value equal only to the value of the scrap  
18 in it.

19 (2) "Scrap processor" means a licensed establishment that  
20 maintains a hydraulic baler and shears, or a shredder for recycling  
21 salvage.

22 (3) "Demolish" means to destroy completely by use of a hydraulic  
23 baler and shears, or a shredder.

24 (4) "Hulk hauler" means any person who deals in vehicles for the  
25 sole purpose of transporting and/or selling them to a licensed  
26 vehicle wrecker or scrap processor in substantially the same form in  
27 which they are obtained. A hulk hauler may not sell secondhand motor  
28 vehicle parts to anyone other than a licensed vehicle wrecker or  
29 scrap processor, except for those parts specifically enumerated in  
30 RCW 46.79.020(2), as now or hereafter amended, which may be sold to a  
31 licensed vehicle wrecker or disposed of at a public facility for  
32 waste disposal.

33 (5) "Director" means the director of licensing.

34 (6) "Major component parts" include engines and short blocks,  
35 frames, transmissions or transfer cases, cabs, doors, front or rear  
36 differentials, front or rear clips, quarter panels or fenders,  
37 bumpers, truck beds or boxes, seats, ~~((and))~~ hoods, and catalytic  
38 converters.

1        NEW SECTION.    **Sec. 14.**    A new section is added to chapter 46.79  
2 RCW to read as follows:

3        (1) No person may engage in the business of disassembling or de-  
4 canning a catalytic converter for removal or processing of the  
5 internal core to extract platinum, palladium, rhodium, or other  
6 metals, unless the person is a licensed scrap processor under this  
7 chapter.

8        (2) Any licensed scrap processor engaged in disassembling or de-  
9 canning catalytic converters as described in this section shall  
10 maintain the records of every catalytic converter the scrap processor  
11 disassembles or de-cans in accordance with the recordkeeping  
12 requirements of this chapter and other provisions of the law.

13        (3) Any licensed scrap processor engaged in disassembling or de-  
14 canning catalytic converters as described in this section shall  
15 implement a 30-day waiting period between the purchase and  
16 disassembly or de-canning of a catalytic converter, unless the scrap  
17 processor is also the registered owner of the originating vehicle.

18        NEW SECTION.    **Sec. 15.**    A new section is added to chapter 46.79  
19 RCW to read as follows:

20        (1) Payment to individual sellers of catalytic converters that  
21 have been removed from a vehicle may not be made at the time of the  
22 transaction and shall not be paid earlier than three business days  
23 after the transaction was made.

24        (2) No transaction involving catalytic converters that have been  
25 removed from a vehicle may be made in cash or with any person who  
26 does not provide a street address and photographic identification.  
27 The person with whom the transaction is being made may only be paid  
28 by a nontransferable check, mailed by the licensed scrap processor to  
29 the street address recorded according to this section, no earlier  
30 than three days after the transaction was made. A transaction occurs  
31 on the date provided in the record required under this section.

32        (3) A record of each purchase of catalytic converters that have  
33 been removed from a vehicle must be kept for three years following  
34 the date of the transaction and be open to inspection by any  
35 commissioned law enforcement officer of the state or any of its  
36 political subdivisions at all times during the ordinary hours of  
37 business, or at reasonable times if ordinary hours of business are  
38 not kept. The record shall include, at a minimum, the following  
39 elements:

- 1 (a) The time, date, location, and value of the transaction;
- 2 (b) The name of the employee representing the scrap processor in  
3 the transaction;
- 4 (c) The name, street address, and telephone number of the person  
5 with whom the transaction is made;
- 6 (d) The license plate number and state of issuance of the license  
7 plate on the motor vehicle used to deliver the catalytic converter or  
8 converters subject to the transaction;
- 9 (e) A description of the motor vehicle used to deliver the  
10 catalytic converter or converters subject to the transaction;
- 11 (f) A copy of the seller's current driver's license or other  
12 government-issued picture identification card;
- 13 (g) The vehicle identification number of the vehicle from which  
14 the catalytic converter was removed;
- 15 (h) A declaration signed by the seller that states substantially  
16 the following:
- 17 "I, the undersigned, affirm under penalty of law that the  
18 property that is subject to this transaction is not to the best of my  
19 knowledge stolen property and the information provided by me is  
20 accurate."; and
- 21 (i) A photo of the catalytic converter that includes the vehicle  
22 identification number marking required under section 23 of this act.
- 23 (4) This section does not apply to the purchase of material from  
24 a licensed business that manufactures catalytic converters in the  
25 ordinary course of its legal business.

26 NEW SECTION. **Sec. 16.** A new section is added to chapter 46.79  
27 RCW to read as follows:

28 The license fees required under RCW 46.79.040 and 46.79.050 for a  
29 scrap processor's license must also include a \$500 catalytic  
30 converter inspection fee, to be deposited in the state patrol highway  
31 account, in order to support the activities of the Washington state  
32 patrol under section 21 of this act.

33 **Sec. 17.** RCW 46.80.010 and 2010 c 161 s 1138 and 2010 c 8 s 9097  
34 are each reenacted and amended to read as follows:

35 The definitions set forth in this section apply throughout this  
36 chapter.

37 (1) "Core" means a major component part received by a vehicle  
38 wrecker in exchange for a like part sold by the vehicle wrecker, is

1 not resold as a major component part except for scrap metal value or  
2 for remanufacture, and the vehicle wrecker maintains records for  
3 three years from the date of acquisition to identify the name of the  
4 person from whom the core was received.

5 (2) "Established place of business" means a building or enclosure  
6 which the vehicle wrecker occupies either continuously or at regular  
7 periods and where his or her books and records are kept and business  
8 is transacted and which must conform with zoning regulations.

9 (3) "Interim owner" means the owner of a vehicle who has the  
10 original certificate of title for the vehicle, which certificate has  
11 been released by the person named on the certificate and assigned to  
12 the person offering to sell the vehicle to the wrecker.

13 (4) "Major component part" includes at least each of the  
14 following vehicle parts: (a) Engines and short blocks; (b) frame; (c)  
15 transmission and/or transfer case; (d) cab; (e) door; (f) front or  
16 rear differential; (g) front or rear clip; (h) quarter panel; (i)  
17 truck bed or box; (j) seat; (k) hood; (l) bumper; (m) fender; ~~((and))~~  
18 (n) airbag; and (o) catalytic converter. The director may supplement  
19 this list by rule.

20 (5) "Vehicle wrecker" means every person, firm, partnership,  
21 association, or corporation engaged in the business of buying,  
22 selling, or dealing in vehicles of a type required to be registered  
23 under the laws of this state, for the purpose of wrecking,  
24 dismantling, disassembling, or substantially changing the form of a  
25 vehicle, or who buys or sells integral secondhand parts of component  
26 material thereof, in whole or in part, or who deals in secondhand  
27 vehicle parts.

28 (6) "Wrecked vehicle" means a vehicle which is disassembled or  
29 dismantled or a vehicle which is acquired with the intent to  
30 dismantle or disassemble and never again to operate as a vehicle, or  
31 a vehicle which has sustained such damage that its cost to repair  
32 exceeds the fair market value of a like vehicle which has not  
33 sustained such damage, or a damaged vehicle whose salvage value plus  
34 cost to repair equals or exceeds its fair market value, if repaired,  
35 or a vehicle which has sustained such damage or deterioration that it  
36 may not lawfully operate upon the highways of this state for which  
37 the salvage value plus cost to repair exceeds its fair market value,  
38 if repaired; further, it is presumed that a vehicle is a wreck if it  
39 has sustained such damage or deterioration that it may not lawfully  
40 operate upon the highways of this state.

1       **Sec. 18.** RCW 46.80.080 and 2022 c 221 s 7 are each amended to  
2 read as follows:

3       (1) Every vehicle wrecker shall maintain books or files in which  
4 the wrecker shall keep a record and a description of:

5       (a) Every vehicle wrecked, dismantled, disassembled, or  
6 substantially altered by the wrecker; and

7       (b) Every major component part, including catalytic converters,  
8 acquired by the wrecker; together with a bill of sale signed by a  
9 seller whose identity has been verified and the name and address of  
10 the person, firm, or corporation from whom the wrecker purchased the  
11 vehicle or part. Major component parts other than cores shall be  
12 further identified by the vehicle identification number of the  
13 vehicle from which the part came.

14       (2) The record shall also contain the following data regarding  
15 the wrecked or acquired vehicle or vehicle that is the source of a  
16 major component part, including catalytic converters, other than a  
17 core:

18       (a) The certificate of title number (if previously titled in this  
19 or any other state);

20       (b) Name of state where last registered;

21       (c) Number of the last license number plate issued;

22       (d) Name of vehicle;

23       (e) Motor or identification number and serial number of the  
24 vehicle;

25       (f) Date purchased;

26       (g) Disposition of the motor and chassis;

27       (h) Yard number assigned by the licensee to the vehicle or major  
28 component part, which shall also appear on the identified vehicle or  
29 part; and

30       (i) Such other information as the department may require.

31       (3) The records shall also contain a bill of sale signed by the  
32 seller for other minor component parts, including catalytic  
33 converters, acquired by the licensee, identifying the seller by name,  
34 address, and date of sale.

35       (4) In addition to all other requirements of this chapter, the  
36 records of each transaction involving the purchase of catalytic  
37 converters that have been removed from a vehicle shall also include,  
38 at a minimum, the following elements:

39       (a) The time, date, location, and value of the transaction;



1 (b) The name of the employee representing the vehicle wrecker in  
2 the transaction;

3 (c) The name, street address, and telephone number of the person  
4 with whom the transaction is made;

5 (d) The license plate number and state of issuance of the license  
6 plate on the motor vehicle used to deliver the catalytic converter or  
7 converters subject to the transaction;

8 (e) A description of the motor vehicle used to deliver the  
9 catalytic converter or converters subject to the transaction;

10 (f) A copy of the seller's current driver's license or other  
11 government-issued picture identification card;

12 (g) The vehicle identification number of the vehicle from which  
13 the catalytic converter was removed;

14 (h) A declaration signed by the seller that states substantially  
15 the following:

16 "I, the undersigned, affirm under penalty of law that the  
17 property that is subject to this transaction is not to the best of my  
18 knowledge stolen property and the information provided by me is  
19 accurate."; and

20 (i) A photo of the catalytic converter that includes the vehicle  
21 identification number marking required under section 23 of this act.

22 (5) The records shall be maintained by the licensee at his or her  
23 established place of business for a period of three years from the  
24 date of acquisition.

25 ~~((+5))~~ (6) The record is subject to inspection at all times  
26 during regular business hours by members of the police department,  
27 sheriff's office, members of the Washington state patrol, or officers  
28 or employees of the department.

29 ~~((+6))~~ (7) A vehicle wrecker shall also maintain a similar  
30 record of all disabled vehicles that have been towed or transported  
31 to the vehicle wrecker's place of business or to other places  
32 designated by the owner of the vehicle or his or her representative.  
33 This record shall specify the name and description of the vehicle,  
34 name of owner, number of license plate, condition of the vehicle and  
35 place to which it was towed or transported.

36 ~~((+7))~~ (8) Failure to comply with this section is a gross  
37 misdemeanor.

38 **Sec. 19.** RCW 46.80.210 and 2022 c 221 s 6 are each amended to  
39 read as follows:

1       (1) Payment to individual sellers of (~~private metal property as~~  
2 ~~defined in RCW 19.290.010~~) catalytic converters that have been  
3 removed from a vehicle may not be made at the time of the transaction  
4 and shall not be paid earlier than three business days after the  
5 transaction was made.

6       (2) No transaction involving catalytic converters that have been  
7 removed from a vehicle may be made in cash or with any person who  
8 does not provide a street address and photographic identification.  
9 The person with whom the transaction is being made may only be paid  
10 by a nontransferable check, mailed by the licensed auto wrecker to a  
11 street address recorded according to RCW 46.80.080, no earlier than  
12 three days after the transaction was made. A transaction occurs on  
13 the date provided in the record required under RCW 46.80.080.

14       (3) This section does not apply to the purchase of material from  
15 a licensed business that manufactures catalytic converters in the  
16 ordinary course of its legal business.

17       NEW SECTION. Sec. 20. A new section is added to chapter 46.80  
18 RCW to read as follows:

19       The license fees required under RCW 46.80.040 and 46.80.050 must  
20 also include a \$500 catalytic converter inspection fee, to be  
21 deposited in the state patrol highway account, in order to support  
22 the activities of the Washington state patrol under section 21 of  
23 this act.

24       NEW SECTION. Sec. 21. A new section is added to chapter 43.43  
25 RCW to read as follows:

26       Subject to the availability of amounts appropriated for this  
27 specific purpose, the Washington state patrol shall:

28       (1) Conduct periodic inspections at least once a year of all  
29 licensed purchasers of catalytic converters that have been removed  
30 from vehicles that are licensed under chapter 46.79 or 46.80 RCW;

31       (2) Develop a standardized inspection form and train local law  
32 enforcement agencies, civilian employees, and limited authority law  
33 enforcement personnel on inspection procedures of licensed  
34 purchasers;

35       (3) Specify which specific law enforcement agencies have a duty  
36 to inspect the different business types that are licensed to purchase  
37 catalytic converters; and

1 (4) Authorize inspections to be conducted by civilian employees  
2 or limited authority law enforcement agencies if necessary to  
3 increase the availability of potential inspectors, provided that the  
4 Washington state patrol shall retain oversight of such inspections.

5 **Sec. 22.** RCW 46.12.560 and 2011 c 114 s 7 are each amended to  
6 read as follows:

7 (1)(a) Before accepting an application for a certificate of  
8 title, the department, county auditor or other agent, or subagent  
9 appointed by the director shall require an applicant to provide a  
10 certificate of vehicle inspection completed by the Washington state  
11 patrol or other authorized inspector if the vehicle:

12 (i) Was declared a total loss or salvage vehicle under the laws  
13 of this state;

14 (ii) Has been rebuilt after the certificate of title was returned  
15 to the department under RCW 46.12.600 and the vehicle was not kept by  
16 the registered owner at the time of the vehicle's destruction or  
17 declaration as a total loss; or

18 (iii) Is presented with documents from another state showing that  
19 the vehicle was a total loss or salvage vehicle and has not been  
20 reissued a valid registration certificate from that state after the  
21 declaration of total loss or salvage.

22 (b) A vehicle presented for inspection must have all damaged  
23 major component parts replaced or repaired to meet all requirements  
24 in law and rule before the Washington state patrol will inspect the  
25 vehicle. The inspection must verify that the vehicle identification  
26 number is genuine and agrees with the number shown on the certificate  
27 of title and registration certificate.

28 (c) A Washington state patrol vehicle identification number  
29 specialist must ensure that all major component parts used for the  
30 reconstruction of a salvage or rebuilt vehicle were obtained legally,  
31 and must securely attach a marking at the driver's door latch pillar  
32 indicating the vehicle was previously destroyed or declared a total  
33 loss. It is a class C felony for a person to remove the marking  
34 indicating that the vehicle was previously destroyed or declared a  
35 total loss.

36 (2) A person presenting a vehicle for inspection under subsection  
37 (1) of this section must provide original invoices for new and used  
38 parts from:

1 (a) A vendor that is registered with the department of revenue or  
2 a comparable agency in the jurisdiction where the major component  
3 parts were purchased for the collection of retail sales or use taxes.  
4 The invoices must include:

5 (i) The name and address of the business;

6 (ii) A description of the part or parts sold;

7 (iii) The date of sale; and

8 (iv) The amount of sale to include all taxes paid unless exempted  
9 by the department of revenue or a comparable agency in the  
10 jurisdiction where the major component parts were purchased;

11 (b) A vehicle wrecker licensed under chapter 46.80 RCW or a  
12 comparable business in the jurisdiction outside Washington state  
13 where the major component part was purchased; and

14 (c) Private individuals. The private individual must have the  
15 certificate of title to the vehicle where the parts were taken from  
16 unless the parts were obtained from a parts car owned by a collector.  
17 Bills of sale for parts must be notarized and include:

18 (i) The names and addresses of the sellers and purchasers;

19 (ii) A description of the vehicle and the part or parts being  
20 sold, including the make, model, year, and identification or serial  
21 number;

22 (iii) The date of sale; and

23 (iv) The purchase price of the vehicle part or parts.

24 (3) A person presenting a vehicle for inspection under this  
25 section who is unable to provide an acceptable release of interest or  
26 proof of ownership for a vehicle or major component part as described  
27 in this section shall apply for an ownership in doubt application  
28 described in RCW 46.12.680.

29 (4)(a) Before accepting an application for a certificate of  
30 title, the department, county auditor or other agent, or subagent  
31 appointed by the director shall require an applicant to provide a  
32 certificate of vehicle inspection completed by the Washington state  
33 patrol or other authorized inspector when the application is for a  
34 vehicle being titled for the first time as:

35 (i) Assembled;

36 (ii) Glider kit;

37 (iii) Homemade;

38 (iv) Kit vehicle;

39 (v) Street rod vehicle;

40 (vi) Custom vehicle; or

1 (vii) Subject to ownership in doubt under RCW 46.12.680.

2 (b) The inspection must verify that the vehicle identification  
3 number is genuine and agrees with the number shown on the certificate  
4 of title and registration certificate.

5 (5) (a) Before accepting an application for a certificate of  
6 title, the department, county auditor or other agent, or subagent  
7 appointed by the director shall require an applicant to provide a  
8 certificate of vehicle inspection completed by the Washington state  
9 patrol when the application is for a vehicle with a vehicle  
10 identification number that has been:

11 (i) Altered;

12 (ii) Defaced;

13 (iii) Obliterated;

14 (iv) Omitted;

15 (v) Removed; or

16 (vi) Otherwise absent.

17 (b) The application must include payment of the fee required in  
18 RCW 46.17.135.

19 (c) The Washington state patrol shall assign a new vehicle  
20 identification number to the vehicle and place or stamp the new  
21 number in a conspicuous position on the vehicle.

22 (d) The department shall use the new vehicle identification  
23 number assigned by the Washington state patrol as the official  
24 vehicle identification number assigned to the vehicle.

25 (6) The department may adopt rules as necessary to implement this  
26 section.

27 (7) Nothing in this section creates a requirement for the  
28 Washington state patrol to inspect attached catalytic converters as  
29 major component parts.

30 NEW SECTION. **Sec. 23.** A new section is added to chapter 9A.82  
31 RCW to read as follows:

32 (1) Any person who removes a catalytic converter from a vehicle  
33 for a purpose other than maintenance, repair, or demolition, or who  
34 knowingly possesses an unmarked detached catalytic converter, must  
35 permanently mark the detached catalytic converter with the last eight  
36 digits of the originating vehicle's vehicle identification number  
37 such that at least a portion of the marking is visible from any side.  
38 The marking must be completed in a reasonable time after removal, but

1 no later than 24 hours after removal, and before off-site transport  
2 of the detached catalytic converter.

3 (2) Detached catalytic converters that are not marked as required  
4 by this section are subject to immediate seizure and forfeiture by  
5 law enforcement.

6 (3)(a) Except as provided in (b) of this subsection, it is a  
7 gross misdemeanor for any person to intentionally remove, alter or  
8 obliterate from a detached catalytic converter the last eight digits  
9 of the originating vehicle identification number, as required by  
10 subsection (1) of this section.

11 (b) A person who intentionally removes, alters, or obliterates  
12 from a detached catalytic converter the last eight digits of the  
13 original vehicle identification number is guilty of a class C felony  
14 punishable according to chapter 9A.20 RCW if the person has  
15 previously been convicted under this subsection.

16 (4) It is a gross misdemeanor for any person who is not a scrap  
17 processor licensed under chapter 46.79 RCW or vehicle wrecker  
18 licensed under chapter 46.80 RCW to knowingly possess, sell, or offer  
19 for sale six or fewer detached catalytic converters that do not  
20 comply with the marking requirements under subsection (1) of this  
21 section.

22 (5) It is a class C felony for any person who is not a scrap  
23 processor licensed under chapter 46.79 RCW or vehicle wrecker  
24 licensed under chapter 46.80 RCW to knowingly possess, sell, or offer  
25 for sale seven or more detached catalytic converters that do not  
26 comply with the marking requirements under subsection (1) of this  
27 section.

28 (6) Where a case is legally sufficient to charge an alleged  
29 juvenile offender with a violation under this section, and that  
30 violation would be the alleged offender's first violation involving  
31 detached catalytic converters, the prosecutor is encouraged to divert  
32 the case pursuant to RCW 13.40.070.

33 (7) It is an affirmative defense to this section that the  
34 possessor removed the detached catalytic converter with the  
35 permission of the registered owner of the vehicle or vehicles.

36 NEW SECTION. **Sec. 24.** A new section is added to chapter 9A.82  
37 RCW to read as follows:

38 (1) A person is guilty of trafficking in catalytic converters in  
39 the first degree if the person knowingly:

1 (a) Traffics seven or more catalytic converters that have been  
2 removed from a motor vehicle, without fulfilling the requirements  
3 under chapter 46.79 or 46.80 RCW for lawful transfer; or

4 (b) Purchases a catalytic converter that has been removed from a  
5 motor vehicle, without possessing a valid scrap processor license  
6 under chapter 46.79 RCW or vehicle wrecker license under chapter  
7 46.80 RCW.

8 (2) Trafficking in catalytic converters in the first degree is a  
9 class C felony.

10 NEW SECTION. **Sec. 25.** A new section is added to chapter 9.94A  
11 RCW to read as follows:

12 The court shall make a finding of fact of the special allegation  
13 or, if a jury is had, the jury shall, if it finds the defendant  
14 guilty, also find a special verdict as to the special allegation, in  
15 a criminal case where:

16 (1) The defendant has been convicted of trafficking in catalytic  
17 converters in the first degree; and

18 (2) There has been a special allegation pleaded and proven beyond  
19 a reasonable doubt that the defendant knowingly (a) trafficked seven  
20 or more catalytic converters that were removed from a motor vehicle  
21 without fulfilling the requirements under chapter 46.79 or 46.80 RCW  
22 for lawful transfer; or (b) purchased a catalytic converter that has  
23 been removed from a motor vehicle without possessing a valid scrap  
24 processor license under chapter 46.79 RCW or vehicle wrecker license  
25 under chapter 46.80 RCW, for the purpose of selling, transferring, or  
26 exchanging them online.

27 NEW SECTION. **Sec. 26.** A new section is added to chapter 9A.82  
28 RCW to read as follows:

29 (1) A person is guilty of trafficking in catalytic converters in  
30 the second degree if the person knowingly traffics six or fewer  
31 catalytic converters that have been removed from a motor vehicle,  
32 without fulfilling the requirements under chapter 46.79 or 46.80 RCW  
33 for lawful transfer.

34 (2) Trafficking in catalytic converters in the second degree is a  
35 class C felony.

36 **Sec. 27.** RCW 9A.82.010 and 2013 c 302 s 10 are each amended to  
37 read as follows:

1 Unless the context requires the contrary, the definitions in this  
2 section apply throughout this chapter.

3 (1) (a) "Beneficial interest" means:

4 (i) The interest of a person as a beneficiary under a trust  
5 established under Title 11 RCW in which the trustee for the trust  
6 holds legal or record title to real property;

7 (ii) The interest of a person as a beneficiary under any other  
8 trust arrangement under which a trustee holds legal or record title  
9 to real property for the benefit of the beneficiary; or

10 (iii) The interest of a person under any other form of express  
11 fiduciary arrangement under which one person holds legal or record  
12 title to real property for the benefit of the other person.

13 (b) "Beneficial interest" does not include the interest of a  
14 stockholder in a corporation or the interest of a partner in a  
15 general partnership or limited partnership.

16 (c) A beneficial interest is considered to be located where the  
17 real property owned by the trustee is located.

18 (2) "Control" means the possession of a sufficient interest to  
19 permit substantial direction over the affairs of an enterprise.

20 (3) "Creditor" means a person making an extension of credit or a  
21 person claiming by, under, or through a person making an extension of  
22 credit.

23 (4) "Criminal profiteering" means any act, including any  
24 anticipatory or completed offense, committed for financial gain, that  
25 is chargeable or indictable under the laws of the state in which the  
26 act occurred and, if the act occurred in a state other than this  
27 state, would be chargeable or indictable under the laws of this state  
28 had the act occurred in this state and punishable as a felony and by  
29 imprisonment for more than one year, regardless of whether the act is  
30 charged or indicted, as any of the following:

31 (a) Murder, as defined in RCW 9A.32.030 and 9A.32.050;

32 (b) Robbery, as defined in RCW 9A.56.200 and 9A.56.210;

33 (c) Kidnapping, as defined in RCW 9A.40.020 and 9A.40.030;

34 (d) Forgery, as defined in RCW 9A.60.020 and 9A.60.030;

35 (e) Theft, as defined in RCW 9A.56.030, 9A.56.040, 9A.56.060,  
36 9A.56.080, and 9A.56.083;

37 (f) Unlawful sale of subscription television services, as defined  
38 in RCW 9A.56.230;



1 (g) Theft of telecommunication services or unlawful manufacture  
2 of a telecommunication device, as defined in RCW 9A.56.262 and  
3 9A.56.264;

4 (h) Child selling or child buying, as defined in RCW 9A.64.030;

5 (i) Bribery, as defined in RCW 9A.68.010, 9A.68.020, 9A.68.040,  
6 and 9A.68.050;

7 (j) Gambling, as defined in RCW 9.46.220 and 9.46.215 and  
8 9.46.217;

9 (k) Extortion, as defined in RCW 9A.56.120 and 9A.56.130;

10 (l) Unlawful production of payment instruments, unlawful  
11 possession of payment instruments, unlawful possession of a personal  
12 identification device, unlawful possession of fictitious  
13 identification, or unlawful possession of instruments of financial  
14 fraud, as defined in RCW 9A.56.320;

15 (m) Extortionate extension of credit, as defined in RCW  
16 9A.82.020;

17 (n) Advancing money for use in an extortionate extension of  
18 credit, as defined in RCW 9A.82.030;

19 (o) Collection of an extortionate extension of credit, as defined  
20 in RCW 9A.82.040;

21 (p) Collection of an unlawful debt, as defined in RCW 9A.82.045;

22 (q) Delivery or manufacture of controlled substances or  
23 possession with intent to deliver or manufacture controlled  
24 substances under chapter 69.50 RCW;

25 (r) Trafficking in stolen property, as defined in RCW 9A.82.050;

26 (s) Leading organized crime, as defined in RCW 9A.82.060;

27 (t) Money laundering, as defined in RCW 9A.83.020;

28 (u) Obstructing criminal investigations or prosecutions in  
29 violation of RCW 9A.72.090, 9A.72.100, 9A.72.110, 9A.72.120,  
30 9A.72.130, 9A.76.070, or 9A.76.180;

31 (v) Fraud in the purchase or sale of securities, as defined in  
32 RCW 21.20.010;

33 (w) Promoting pornography, as defined in RCW 9.68.140;

34 (x) Sexual exploitation of children, as defined in RCW 9.68A.040,  
35 9.68A.050, and 9.68A.060;

36 (y) Promoting prostitution, as defined in RCW 9A.88.070 and  
37 9A.88.080;

38 (z) Arson, as defined in RCW 9A.48.020 and 9A.48.030;

39 (aa) Assault, as defined in RCW 9A.36.011 and 9A.36.021;

1 (bb) Assault of a child, as defined in RCW 9A.36.120 and  
2 9A.36.130;  
3 (cc) A pattern of equity skimming, as defined in RCW 61.34.020;  
4 (dd) Commercial telephone solicitation in violation of RCW  
5 19.158.040(1);  
6 (ee) Trafficking in insurance claims, as defined in RCW  
7 48.30A.015;  
8 (ff) Unlawful practice of law, as defined in RCW 2.48.180;  
9 (gg) Commercial bribery, as defined in RCW 9A.68.060;  
10 (hh) Health care false claims, as defined in RCW 48.80.030;  
11 (ii) Unlicensed practice of a profession or business, as defined  
12 in RCW 18.130.190(7);  
13 (jj) Improperly obtaining financial information, as defined in  
14 RCW 9.35.010;  
15 (kk) Identity theft, as defined in RCW 9.35.020;  
16 (ll) Unlawful shipment of cigarettes in violation of RCW  
17 70.155.105(6) (a) or (b);  
18 (mm) Unlawful shipment of cigarettes in violation of RCW  
19 82.24.110(2);  
20 (nn) Unauthorized sale or procurement of telephone records in  
21 violation of RCW 9.26A.140;  
22 (oo) Theft with the intent to resell, as defined in RCW  
23 9A.56.340;  
24 (pp) Organized retail theft, as defined in RCW 9A.56.350;  
25 (qq) Mortgage fraud, as defined in RCW 19.144.080;  
26 (rr) Commercial sexual abuse of a minor, as defined in RCW  
27 9.68A.100;  
28 (ss) Promoting commercial sexual abuse of a minor, as defined in  
29 RCW 9.68A.101; ((~~ee~~))  
30 (tt) Trafficking, as defined in RCW 9A.40.100, promoting travel  
31 for commercial sexual abuse of a minor, as defined in RCW 9.68A.102,  
32 and permitting commercial sexual abuse of a minor, as defined in RCW  
33 9.68A.103; or  
34 (uu) Trafficking in catalytic converters, as defined in sections  
35 24 and 26 of this act.

36 (5) "Dealer in property" means a person who buys and sells  
37 property as a business.

38 (6) "Debtor" means a person to whom an extension of credit is  
39 made or a person who guarantees the repayment of an extension of  
40 credit or in any manner undertakes to indemnify the creditor against

1 loss resulting from the failure of a person to whom an extension is  
2 made to repay the same.

3 (7) "Documentary material" means any book, paper, document,  
4 writing, drawing, graph, chart, photograph, phonograph record,  
5 magnetic tape, computer printout, other data compilation from which  
6 information can be obtained or from which information can be  
7 translated into usable form, or other tangible item.

8 (8) "Enterprise" includes any individual, sole proprietorship,  
9 partnership, corporation, business trust, or other profit or  
10 nonprofit legal entity, and includes any union, association, or group  
11 of individuals associated in fact although not a legal entity, and  
12 both illicit and licit enterprises and governmental and  
13 nongovernmental entities.

14 (9) "Extortionate extension of credit" means an extension of  
15 credit with respect to which it is the understanding of the creditor  
16 and the debtor at the time the extension is made that delay in making  
17 repayment or failure to make repayment could result in the use of  
18 violence or other criminal means to cause harm to the person,  
19 reputation, or property of any person.

20 (10) "Extortionate means" means the use, or an express or  
21 implicit threat of use, of violence or other criminal means to cause  
22 harm to the person, reputation, or property of any person.

23 (11) "Financial institution" means any bank, trust company,  
24 savings and loan association, savings bank, mutual savings bank,  
25 credit union, or loan company under the jurisdiction of the state or  
26 an agency of the United States.

27 (12) "Pattern of criminal profiteering activity" means engaging  
28 in at least three acts of criminal profiteering, one of which  
29 occurred after July 1, 1985, and the last of which occurred within  
30 five years, excluding any period of imprisonment, after the  
31 commission of the earliest act of criminal profiteering. In order to  
32 constitute a pattern, the three acts must have the same or similar  
33 intent, results, accomplices, principals, victims, or methods of  
34 commission, or be otherwise interrelated by distinguishing  
35 characteristics including a nexus to the same enterprise, and must  
36 not be isolated events. However, in any civil proceedings brought  
37 pursuant to RCW 9A.82.100 by any person other than the attorney  
38 general or county prosecuting attorney in which one or more acts of  
39 fraud in the purchase or sale of securities are asserted as acts of  
40 criminal profiteering activity, it is a condition to civil liability

1 under RCW 9A.82.100 that the defendant has been convicted in a  
2 criminal proceeding of fraud in the purchase or sale of securities  
3 under RCW 21.20.400 or under the laws of another state or of the  
4 United States requiring the same elements of proof, but such  
5 conviction need not relate to any act or acts asserted as acts of  
6 criminal profiteering activity in such civil action under RCW  
7 9A.82.100.

8 (13) "Real property" means any real property or interest in real  
9 property, including but not limited to a land sale contract, lease,  
10 or mortgage of real property.

11 (14) "Records" means any book, paper, writing, record, computer  
12 program, or other material.

13 (15) "Repayment of an extension of credit" means the repayment,  
14 satisfaction, or discharge in whole or in part of a debt or claim,  
15 acknowledged or disputed, valid or invalid, resulting from or in  
16 connection with that extension of credit.

17 (16) "Stolen property" means property that has been obtained by  
18 theft, robbery, or extortion.

19 (17) "To collect an extension of credit" means to induce in any  
20 way a person to make repayment thereof.

21 (18) "To extend credit" means to make or renew a loan or to enter  
22 into an agreement, tacit or express, whereby the repayment or  
23 satisfaction of a debt or claim, whether acknowledged or disputed,  
24 valid or invalid, and however arising, may or shall be deferred.

25 (19) "Traffic" means to sell, transfer, distribute, dispense, or  
26 otherwise dispose of stolen property to another person, or to buy,  
27 receive, possess, or obtain control of stolen property, with intent  
28 to sell, transfer, distribute, dispense, or otherwise dispose of the  
29 property to another person.

30 (20)(a) "Trustee" means:

31 (i) A person acting as a trustee under a trust established under  
32 Title 11 RCW in which the trustee holds legal or record title to real  
33 property;

34 (ii) A person who holds legal or record title to real property in  
35 which another person has a beneficial interest; or

36 (iii) A successor trustee to a person who is a trustee under  
37 (a)(i) or (ii) of this subsection.

38 (b) "Trustee" does not mean a person appointed or acting as:

39 (i) A personal representative under Title 11 RCW;

40 (ii) A trustee of any testamentary trust;

1 (iii) A trustee of any indenture of trust under which a bond is  
2 issued; or

3 (iv) A trustee under a deed of trust.

4 (21) "Unlawful debt" means any money or other thing of value  
5 constituting principal or interest of a debt that is legally  
6 unenforceable in the state in full or in part because the debt was  
7 incurred or contracted:

8 (a) In violation of any one of the following:

9 (i) Chapter 67.16 RCW relating to horse racing;

10 (ii) Chapter 9.46 RCW relating to gambling;

11 (b) In a gambling activity in violation of federal law; or

12 (c) In connection with the business of lending money or a thing  
13 of value at a rate that is at least twice the permitted rate under  
14 the applicable state or federal law relating to usury.

15 **Sec. 28.** RCW 9.94A.533 and 2020 c 330 s 1 and 2020 c 141 s 1 are  
16 each reenacted and amended to read as follows:

17 (1) The provisions of this section apply to the standard sentence  
18 ranges determined by RCW 9.94A.510 or 9.94A.517.

19 (2) For persons convicted of the anticipatory offenses of  
20 criminal attempt, solicitation, or conspiracy under chapter 9A.28  
21 RCW, the standard sentence range is determined by locating the  
22 sentencing grid sentence range defined by the appropriate offender  
23 score and the seriousness level of the completed crime, and  
24 multiplying the range by seventy-five percent.

25 (3) The following additional times shall be added to the standard  
26 sentence range for felony crimes committed after July 23, 1995, if  
27 the offender or an accomplice was armed with a firearm as defined in  
28 RCW 9.41.010 and the offender is being sentenced for one of the  
29 crimes listed in this subsection as eligible for any firearm  
30 enhancements based on the classification of the completed felony  
31 crime. If the offender is being sentenced for more than one offense,  
32 the firearm enhancement or enhancements must be added to the total  
33 period of confinement for all offenses, regardless of which  
34 underlying offense is subject to a firearm enhancement. If the  
35 offender or an accomplice was armed with a firearm as defined in RCW  
36 9.41.010 and the offender is being sentenced for an anticipatory  
37 offense under chapter 9A.28 RCW to commit one of the crimes listed in  
38 this subsection as eligible for any firearm enhancements, the  
39 following additional times shall be added to the standard sentence

1 range determined under subsection (2) of this section based on the  
2 felony crime of conviction as classified under RCW 9A.28.020:

3 (a) Five years for any felony defined under any law as a class A  
4 felony or with a statutory maximum sentence of at least twenty years,  
5 or both, and not covered under (f) of this subsection;

6 (b) Three years for any felony defined under any law as a class B  
7 felony or with a statutory maximum sentence of ten years, or both,  
8 and not covered under (f) of this subsection;

9 (c) Eighteen months for any felony defined under any law as a  
10 class C felony or with a statutory maximum sentence of five years, or  
11 both, and not covered under (f) of this subsection;

12 (d) If the offender is being sentenced for any firearm  
13 enhancements under (a), (b), and/or (c) of this subsection and the  
14 offender has previously been sentenced for any deadly weapon  
15 enhancements after July 23, 1995, under (a), (b), and/or (c) of this  
16 subsection or subsection (4)(a), (b), and/or (c) of this section, or  
17 both, all firearm enhancements under this subsection shall be twice  
18 the amount of the enhancement listed;

19 (e) Notwithstanding any other provision of law, all firearm  
20 enhancements under this section are mandatory, shall be served in  
21 total confinement, and shall run consecutively to all other  
22 sentencing provisions, including other firearm or deadly weapon  
23 enhancements, for all offenses sentenced under this chapter. However,  
24 whether or not a mandatory minimum term has expired, an offender  
25 serving a sentence under this subsection may be:

26 (i) Granted an extraordinary medical placement when authorized  
27 under RCW 9.94A.728(1)(c); or

28 (ii) Released under the provisions of RCW 9.94A.730;

29 (f) The firearm enhancements in this section shall apply to all  
30 felony crimes except the following: Possession of a machine gun or  
31 bump-fire stock, possessing a stolen firearm, drive-by shooting,  
32 theft of a firearm, unlawful possession of a firearm in the first and  
33 second degree, and use of a machine gun or bump-fire stock in a  
34 felony;

35 (g) If the standard sentence range under this section exceeds the  
36 statutory maximum sentence for the offense, the statutory maximum  
37 sentence shall be the presumptive sentence unless the offender is a  
38 persistent offender. If the addition of a firearm enhancement  
39 increases the sentence so that it would exceed the statutory maximum

1 for the offense, the portion of the sentence representing the  
2 enhancement may not be reduced.

3 (4) The following additional times shall be added to the standard  
4 sentence range for felony crimes committed after July 23, 1995, if  
5 the offender or an accomplice was armed with a deadly weapon other  
6 than a firearm as defined in RCW 9.41.010 and the offender is being  
7 sentenced for one of the crimes listed in this subsection as eligible  
8 for any deadly weapon enhancements based on the classification of the  
9 completed felony crime. If the offender is being sentenced for more  
10 than one offense, the deadly weapon enhancement or enhancements must  
11 be added to the total period of confinement for all offenses,  
12 regardless of which underlying offense is subject to a deadly weapon  
13 enhancement. If the offender or an accomplice was armed with a deadly  
14 weapon other than a firearm as defined in RCW 9.41.010 and the  
15 offender is being sentenced for an anticipatory offense under chapter  
16 9A.28 RCW to commit one of the crimes listed in this subsection as  
17 eligible for any deadly weapon enhancements, the following additional  
18 times shall be added to the standard sentence range determined under  
19 subsection (2) of this section based on the felony crime of  
20 conviction as classified under RCW 9A.28.020:

21 (a) Two years for any felony defined under any law as a class A  
22 felony or with a statutory maximum sentence of at least twenty years,  
23 or both, and not covered under (f) of this subsection;

24 (b) One year for any felony defined under any law as a class B  
25 felony or with a statutory maximum sentence of ten years, or both,  
26 and not covered under (f) of this subsection;

27 (c) Six months for any felony defined under any law as a class C  
28 felony or with a statutory maximum sentence of five years, or both,  
29 and not covered under (f) of this subsection;

30 (d) If the offender is being sentenced under (a), (b), and/or (c)  
31 of this subsection for any deadly weapon enhancements and the  
32 offender has previously been sentenced for any deadly weapon  
33 enhancements after July 23, 1995, under (a), (b), and/or (c) of this  
34 subsection or subsection (3)(a), (b), and/or (c) of this section, or  
35 both, all deadly weapon enhancements under this subsection shall be  
36 twice the amount of the enhancement listed;

37 (e) Notwithstanding any other provision of law, all deadly weapon  
38 enhancements under this section are mandatory, shall be served in  
39 total confinement, and shall run consecutively to all other  
40 sentencing provisions, including other firearm or deadly weapon

1 enhancements, for all offenses sentenced under this chapter. However,  
2 whether or not a mandatory minimum term has expired, an offender  
3 serving a sentence under this subsection may be:

4 (i) Granted an extraordinary medical placement when authorized  
5 under RCW 9.94A.728(1)(c); or

6 (ii) Released under the provisions of RCW 9.94A.730;

7 (f) The deadly weapon enhancements in this section shall apply to  
8 all felony crimes except the following: Possession of a machine gun  
9 or bump-fire stock, possessing a stolen firearm, drive-by shooting,  
10 theft of a firearm, unlawful possession of a firearm in the first and  
11 second degree, and use of a machine gun or bump-fire stock in a  
12 felony;

13 (g) If the standard sentence range under this section exceeds the  
14 statutory maximum sentence for the offense, the statutory maximum  
15 sentence shall be the presumptive sentence unless the offender is a  
16 persistent offender. If the addition of a deadly weapon enhancement  
17 increases the sentence so that it would exceed the statutory maximum  
18 for the offense, the portion of the sentence representing the  
19 enhancement may not be reduced.

20 (5) The following additional times shall be added to the standard  
21 sentence range if the offender or an accomplice committed the offense  
22 while in a county jail or state correctional facility and the  
23 offender is being sentenced for one of the crimes listed in this  
24 subsection. If the offender or an accomplice committed one of the  
25 crimes listed in this subsection while in a county jail or state  
26 correctional facility, and the offender is being sentenced for an  
27 anticipatory offense under chapter 9A.28 RCW to commit one of the  
28 crimes listed in this subsection, the following additional times  
29 shall be added to the standard sentence range determined under  
30 subsection (2) of this section:

31 (a) Eighteen months for offenses committed under RCW 69.50.401(2)  
32 (a) or (b) or 69.50.410;

33 (b) Fifteen months for offenses committed under RCW 69.50.401(2)  
34 (c), (d), or (e);

35 (c) Twelve months for offenses committed under RCW 69.50.4013.

36 For the purposes of this subsection, all of the real property of  
37 a state correctional facility or county jail shall be deemed to be  
38 part of that facility or county jail.

39 (6) An additional twenty-four months shall be added to the  
40 standard sentence range for any ranked offense involving a violation



1 of chapter 69.50 RCW if the offense was also a violation of RCW  
2 69.50.435 or 9.94A.827. All enhancements under this subsection shall  
3 run consecutively to all other sentencing provisions, for all  
4 offenses sentenced under this chapter.

5 (7) An additional two years shall be added to the standard  
6 sentence range for vehicular homicide committed while under the  
7 influence of intoxicating liquor or any drug as defined by RCW  
8 46.61.502 for each prior offense as defined in RCW 46.61.5055.

9 Notwithstanding any other provision of law, all impaired driving  
10 enhancements under this subsection are mandatory, shall be served in  
11 total confinement, and shall run consecutively to all other  
12 sentencing provisions, including other impaired driving enhancements,  
13 for all offenses sentenced under this chapter.

14 An offender serving a sentence under this subsection may be  
15 granted an extraordinary medical placement when authorized under RCW  
16 9.94A.728(1)(c).

17 (8)(a) The following additional times shall be added to the  
18 standard sentence range for felony crimes committed on or after July  
19 1, 2006, if the offense was committed with sexual motivation, as that  
20 term is defined in RCW 9.94A.030. If the offender is being sentenced  
21 for more than one offense, the sexual motivation enhancement must be  
22 added to the total period of total confinement for all offenses,  
23 regardless of which underlying offense is subject to a sexual  
24 motivation enhancement. If the offender committed the offense with  
25 sexual motivation and the offender is being sentenced for an  
26 anticipatory offense under chapter 9A.28 RCW, the following  
27 additional times shall be added to the standard sentence range  
28 determined under subsection (2) of this section based on the felony  
29 crime of conviction as classified under RCW 9A.28.020:

30 (i) Two years for any felony defined under the law as a class A  
31 felony or with a statutory maximum sentence of at least twenty years,  
32 or both;

33 (ii) Eighteen months for any felony defined under any law as a  
34 class B felony or with a statutory maximum sentence of ten years, or  
35 both;

36 (iii) One year for any felony defined under any law as a class C  
37 felony or with a statutory maximum sentence of five years, or both;

38 (iv) If the offender is being sentenced for any sexual motivation  
39 enhancements under (a)(i), (ii), and/or (iii) of this subsection and  
40 the offender has previously been sentenced for any sexual motivation

1 enhancements on or after July 1, 2006, under (a)(i), (ii), and/or  
2 (iii) of this subsection, all sexual motivation enhancements under  
3 this subsection shall be twice the amount of the enhancement listed;

4 (b) Notwithstanding any other provision of law, all sexual  
5 motivation enhancements under this subsection are mandatory, shall be  
6 served in total confinement, and shall run consecutively to all other  
7 sentencing provisions, including other sexual motivation  
8 enhancements, for all offenses sentenced under this chapter. However,  
9 whether or not a mandatory minimum term has expired, an offender  
10 serving a sentence under this subsection may be:

11 (i) Granted an extraordinary medical placement when authorized  
12 under RCW 9.94A.728(1)(c); or

13 (ii) Released under the provisions of RCW 9.94A.730;

14 (c) The sexual motivation enhancements in this subsection apply  
15 to all felony crimes;

16 (d) If the standard sentence range under this subsection exceeds  
17 the statutory maximum sentence for the offense, the statutory maximum  
18 sentence shall be the presumptive sentence unless the offender is a  
19 persistent offender. If the addition of a sexual motivation  
20 enhancement increases the sentence so that it would exceed the  
21 statutory maximum for the offense, the portion of the sentence  
22 representing the enhancement may not be reduced;

23 (e) The portion of the total confinement sentence which the  
24 offender must serve under this subsection shall be calculated before  
25 any earned early release time is credited to the offender;

26 (f) Nothing in this subsection prevents a sentencing court from  
27 imposing a sentence outside the standard sentence range pursuant to  
28 RCW 9.94A.535.

29 (9) An additional one-year enhancement shall be added to the  
30 standard sentence range for the felony crimes of RCW 9A.44.073,  
31 9A.44.076, 9A.44.079, 9A.44.083, 9A.44.086, or 9A.44.089 committed on  
32 or after July 22, 2007, if the offender engaged, agreed, or offered  
33 to engage the victim in the sexual conduct in return for a fee. If  
34 the offender is being sentenced for more than one offense, the  
35 one-year enhancement must be added to the total period of total  
36 confinement for all offenses, regardless of which underlying offense  
37 is subject to the enhancement. If the offender is being sentenced for  
38 an anticipatory offense for the felony crimes of RCW 9A.44.073,  
39 9A.44.076, 9A.44.079, 9A.44.083, 9A.44.086, or 9A.44.089, and the  
40 offender attempted, solicited another, or conspired to engage, agree,

1 or offer to engage the victim in the sexual conduct in return for a  
2 fee, an additional one-year enhancement shall be added to the  
3 standard sentence range determined under subsection (2) of this  
4 section. For purposes of this subsection, "sexual conduct" means  
5 sexual intercourse or sexual contact, both as defined in chapter  
6 9A.44 RCW.

7 (10)(a) For a person age eighteen or older convicted of any  
8 criminal street gang-related felony offense for which the person  
9 compensated, threatened, or solicited a minor in order to involve the  
10 minor in the commission of the felony offense, the standard sentence  
11 range is determined by locating the sentencing grid sentence range  
12 defined by the appropriate offender score and the seriousness level  
13 of the completed crime, and multiplying the range by one hundred  
14 twenty-five percent. If the standard sentence range under this  
15 subsection exceeds the statutory maximum sentence for the offense,  
16 the statutory maximum sentence is the presumptive sentence unless the  
17 offender is a persistent offender.

18 (b) This subsection does not apply to any criminal street gang-  
19 related felony offense for which involving a minor in the commission  
20 of the felony offense is an element of the offense.

21 (c) The increased penalty specified in (a) of this subsection is  
22 unavailable in the event that the prosecution gives notice that it  
23 will seek an exceptional sentence based on an aggravating factor  
24 under RCW 9.94A.535.

25 (11) An additional twelve months and one day shall be added to  
26 the standard sentence range for a conviction of attempting to elude a  
27 police vehicle as defined by RCW 46.61.024, if the conviction  
28 included a finding by special allegation of endangering one or more  
29 persons under RCW 9.94A.834.

30 (12) An additional twelve months shall be added to the standard  
31 sentence range for an offense that is also a violation of RCW  
32 9.94A.831.

33 (13) An additional twelve months shall be added to the standard  
34 sentence range for vehicular homicide committed while under the  
35 influence of intoxicating liquor or any drug as defined by RCW  
36 46.61.520 or for vehicular assault committed while under the  
37 influence of intoxicating liquor or any drug as defined by RCW  
38 46.61.522, or for any felony driving under the influence (RCW  
39 46.61.502(6)) or felony physical control under the influence (RCW  
40 46.61.504(6)) for each child passenger under the age of sixteen who

1 is an occupant in the defendant's vehicle. These enhancements shall  
2 be mandatory, shall be served in total confinement, and shall run  
3 consecutively to all other sentencing provisions, including other  
4 minor child enhancements, for all offenses sentenced under this  
5 chapter. If the addition of a minor child enhancement increases the  
6 sentence so that it would exceed the statutory maximum for the  
7 offense, the portion of the sentence representing the enhancement  
8 shall be mandatory, shall be served in total confinement, and shall  
9 run consecutively to all other sentencing provisions.

10 (14) An additional twelve months shall be added to the standard  
11 sentence range for an offense that is also a violation of RCW  
12 9.94A.832.

13 (15) An additional 12 months may, at the discretion of the court,  
14 be added to the standard sentence range for an offense that is also a  
15 violation of section 25 of this act.

16 (16) Regardless of any provisions in this section, if a person is  
17 being sentenced in adult court for a crime committed under age  
18 eighteen, the court has full discretion to depart from mandatory  
19 sentencing enhancements and to take the particular circumstances  
20 surrounding the defendant's youth into account.

21 **Sec. 29.** RCW 9.94A.515 and 2023 c 196 s 3 and 2023 c 7 s 3 are  
22 each reenacted and amended to read as follows:

23 TABLE 2

24 CRIMES INCLUDED WITHIN EACH  
25 SERIOUSNESS LEVEL

26 XVI Aggravated Murder 1 (RCW 10.95.020)

27 XV Homicide by abuse (RCW 9A.32.055)

28 Malicious explosion 1 (RCW  
29 70.74.280(1))

30 Murder 1 (RCW 9A.32.030)

31 XIV Murder 2 (RCW 9A.32.050)

32 Trafficking 1 (RCW 9A.40.100(1))

33 XIII Malicious explosion 2 (RCW  
34 70.74.280(2))

35 Malicious placement of an explosive 1  
36 (RCW 70.74.270(1))

1 XII Assault 1 (RCW 9A.36.011)  
2 Assault of a Child 1 (RCW 9A.36.120)  
3 Malicious placement of an imitation  
4 device 1 (RCW 70.74.272(1)(a))  
5 Promoting Commercial Sexual Abuse  
6 of a Minor (RCW 9.68A.101)  
7 Rape 1 (RCW 9A.44.040)  
8 Rape of a Child 1 (RCW 9A.44.073)  
9 Trafficking 2 (RCW 9A.40.100(3))  
10 XI Manslaughter 1 (RCW 9A.32.060)  
11 Rape 2 (RCW 9A.44.050)  
12 Rape of a Child 2 (RCW 9A.44.076)  
13 Vehicular Homicide, by being under the  
14 influence of intoxicating liquor or  
15 any drug (RCW 46.61.520)  
16 Vehicular Homicide, by the operation of  
17 any vehicle in a reckless manner  
18 (RCW 46.61.520)  
19 X Child Molestation 1 (RCW 9A.44.083)  
20 Criminal Mistreatment 1 (RCW  
21 9A.42.020)  
22 Indecent Liberties (with forcible  
23 compulsion) (RCW  
24 9A.44.100(1)(a))  
25 Kidnapping 1 (RCW 9A.40.020)  
26 Leading Organized Crime (RCW  
27 9A.82.060(1)(a))  
28 Malicious explosion 3 (RCW  
29 70.74.280(3))  
30 Sexually Violent Predator Escape (RCW  
31 9A.76.115)  
32 IX Abandonment of Dependent Person 1  
33 (RCW 9A.42.060)  
34 Assault of a Child 2 (RCW 9A.36.130)

1 Explosive devices prohibited (RCW  
2 70.74.180)

3 Hit and Run—Death (RCW  
4 46.52.020(4)(a))

5 Homicide by Watercraft, by being under  
6 the influence of intoxicating liquor  
7 or any drug (RCW 79A.60.050)

8 Inciting Criminal Profiteering (RCW  
9 9A.82.060(1)(b))

10 Malicious placement of an explosive 2  
11 (RCW 70.74.270(2))

12 Robbery 1 (RCW 9A.56.200)

13 Sexual Exploitation (RCW 9.68A.040)

14 VIII Arson 1 (RCW 9A.48.020)

15 Commercial Sexual Abuse of a Minor  
16 (RCW 9.68A.100)

17 Homicide by Watercraft, by the  
18 operation of any vessel in a reckless  
19 manner (RCW 79A.60.050)

20 Manslaughter 2 (RCW 9A.32.070)

21 Promoting Prostitution 1 (RCW  
22 9A.88.070)

23 Theft of Ammonia (RCW 69.55.010)

24 VII Air bag diagnostic systems (causing  
25 bodily injury or death) (RCW  
26 46.37.660(2)(b))

27 Air bag replacement requirements  
28 (causing bodily injury or death)  
29 (RCW 46.37.660(1)(b))

30 Burglary 1 (RCW 9A.52.020)

31 Child Molestation 2 (RCW 9A.44.086)

32 Civil Disorder Training (RCW  
33 9A.48.120)

34 Custodial Sexual Misconduct 1 (RCW  
35 9A.44.160)

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 False Reporting 1 (RCW  
6 9A.84.040(2)(a))  
7 Homicide by Watercraft, by disregard  
8 for the safety of others (RCW  
9 79A.60.050)  
10 Indecent Liberties (without forcible  
11 compulsion) (RCW 9A.44.100(1)  
12 (b) and (c))  
13 Introducing Contraband 1 (RCW  
14 9A.76.140)  
15 Malicious placement of an explosive 3  
16 (RCW 70.74.270(3))  
17 Manufacture or import counterfeit,  
18 nonfunctional, damaged, or  
19 previously deployed air bag  
20 (causing bodily injury or death)  
21 (RCW 46.37.650(1)(b))  
22 Negligently Causing Death By Use of a  
23 Signal Preemption Device (RCW  
24 46.37.675)  
25 Sell, install, or reinstall counterfeit,  
26 nonfunctional, damaged, or  
27 previously deployed airbag (RCW  
28 46.37.650(2)(b))  
29 Sending, bringing into state depictions  
30 of minor engaged in sexually  
31 explicit conduct 1 (RCW  
32 9.68A.060(1))  
33 Unlawful Possession of a Firearm in the  
34 first degree (RCW 9.41.040(1))  
35 Use of a Machine Gun or Bump-fire  
36 Stock in Commission of a Felony  
37 (RCW 9.41.225)

1 Vehicular Homicide, by disregard for  
2 the safety of others (RCW  
3 46.61.520)

4 VI Bail Jumping with Murder 1 (RCW  
5 9A.76.170(3)(a))  
6 Bribery (RCW 9A.68.010)  
7 Incest 1 (RCW 9A.64.020(1))  
8 Intimidating a Judge (RCW 9A.72.160)  
9 Intimidating a Juror/Witness (RCW  
10 9A.72.110, 9A.72.130)  
11 Malicious placement of an imitation  
12 device 2 (RCW 70.74.272(1)(b))  
13 Possession of Depictions of a Minor  
14 Engaged in Sexually Explicit  
15 Conduct 1 (RCW 9.68A.070(1))  
16 Rape of a Child 3 (RCW 9A.44.079)  
17 Theft of a Firearm (RCW 9A.56.300)  
18 Theft from a Vulnerable Adult 1 (RCW  
19 9A.56.400(1))  
20 Unlawful Storage of Ammonia (RCW  
21 69.55.020)

22 V Abandonment of Dependent Person 2  
23 (RCW 9A.42.070)  
24 Advancing money or property for  
25 extortionate extension of credit  
26 (RCW 9A.82.030)  
27 Air bag diagnostic systems (RCW  
28 46.37.660(2)(c))  
29 Air bag replacement requirements  
30 (RCW 46.37.660(1)(c))  
31 Bail Jumping with class A Felony  
32 (RCW 9A.76.170(3)(b))  
33 Child Molestation 3 (RCW 9A.44.089)  
34 Criminal Mistreatment 2 (RCW  
35 9A.42.030)



1 Custodial Sexual Misconduct 2 (RCW  
2 9A.44.170)  
3 Dealing in Depictions of Minor  
4 Engaged in Sexually Explicit  
5 Conduct 2 (RCW 9.68A.050(2))  
6 Domestic Violence Court Order  
7 Violation (RCW 7.105.450,  
8 10.99.040, 10.99.050, 26.09.300,  
9 26.26B.050, or 26.52.070)  
10 Extortion 1 (RCW 9A.56.120)  
11 Extortionate Extension of Credit (RCW  
12 9A.82.020)  
13 Extortionate Means to Collect  
14 Extensions of Credit (RCW  
15 9A.82.040)  
16 Incest 2 (RCW 9A.64.020(2))  
17 Kidnapping 2 (RCW 9A.40.030)  
18 Manufacture or import counterfeit,  
19 nonfunctional, damaged, or  
20 previously deployed air bag (RCW  
21 46.37.650(1)(c))  
22 Perjury 1 (RCW 9A.72.020)  
23 Persistent prison misbehavior (RCW  
24 9.94.070)  
25 Possession of a Stolen Firearm (RCW  
26 9A.56.310)  
27 Rape 3 (RCW 9A.44.060)  
28 Rendering Criminal Assistance 1 (RCW  
29 9A.76.070)  
30 Sell, install, or reinstall counterfeit,  
31 nonfunctional, damaged, or  
32 previously deployed airbag (RCW  
33 46.37.650(2)(c))

1 Sending, Bringing into State Depictions  
2 of Minor Engaged in Sexually  
3 Explicit Conduct 2 (RCW  
4 9.68A.060(2))  
5 Sexual Misconduct with a Minor 1  
6 (RCW 9A.44.093)  
7 Sexually Violating Human Remains  
8 (RCW 9A.44.105)  
9 Stalking (RCW 9A.46.110)  
10 Taking Motor Vehicle Without  
11 Permission 1 (RCW 9A.56.070)  
12 IV Arson 2 (RCW 9A.48.030)  
13 Assault 2 (RCW 9A.36.021)  
14 Assault 3 (of a Peace Officer with a  
15 Projectile Stun Gun) (RCW  
16 9A.36.031(1)(h))  
17 Assault 4 (third domestic violence  
18 offense) (RCW 9A.36.041(3))  
19 Assault by Watercraft (RCW  
20 79A.60.060)  
21 Bribing a Witness/Bribe Received by  
22 Witness (RCW 9A.72.090,  
23 9A.72.100)  
24 Cheating 1 (RCW 9.46.1961)  
25 Commercial Bribery (RCW 9A.68.060)  
26 Counterfeiting (RCW 9.16.035(4))  
27 Driving While Under the Influence  
28 (RCW 46.61.502(6))  
29 Endangerment with a Controlled  
30 Substance (RCW 9A.42.100)  
31 Escape 1 (RCW 9A.76.110)  
32 Hate Crime (RCW 9A.36.080)  
33 Hit and Run—Injury (RCW  
34 46.52.020(4)(b))

1 Hit and Run with Vessel—Injury  
2 Accident (RCW 79A.60.200(3))  
3 Identity Theft 1 (RCW 9.35.020(2))  
4 Indecent Exposure to Person Under Age  
5 14 (subsequent sex offense) (RCW  
6 9A.88.010)  
7 Influencing Outcome of Sporting Event  
8 (RCW 9A.82.070)  
9 Physical Control of a Vehicle While  
10 Under the Influence (RCW  
11 46.61.504(6))  
12 Possession of Depictions of a Minor  
13 Engaged in Sexually Explicit  
14 Conduct 2 (RCW 9.68A.070(2))  
15 Residential Burglary (RCW 9A.52.025)  
16 Robbery 2 (RCW 9A.56.210)  
17 Theft of Livestock 1 (RCW 9A.56.080)  
18 Threats to Bomb (RCW 9.61.160)  
19 Trafficking in Catalytic Converters 1  
20 (section 24 of this act)  
21 Trafficking in Stolen Property 1 (RCW  
22 9A.82.050)  
23 Unlawful factoring of a credit card or  
24 payment card transaction (RCW  
25 9A.56.290(4)(b))  
26 Unlawful transaction of health coverage  
27 as a health care service contractor  
28 (RCW 48.44.016(3))  
29 Unlawful transaction of health coverage  
30 as a health maintenance  
31 organization (RCW 48.46.033(3))  
32 Unlawful transaction of insurance  
33 business (RCW 48.15.023(3))  
34 Unlicensed practice as an insurance  
35 professional (RCW 48.17.063(2))

1 Use of Proceeds of Criminal  
2 Profiteering (RCW 9A.82.080 (1)  
3 and (2))  
4 Vehicle Prowling 2 (third or subsequent  
5 offense) (RCW 9A.52.100(3))  
6 Vehicular Assault, by being under the  
7 influence of intoxicating liquor or  
8 any drug, or by the operation or  
9 driving of a vehicle in a reckless  
10 manner (RCW 46.61.522)  
11 Viewing of Depictions of a Minor  
12 Engaged in Sexually Explicit  
13 Conduct 1 (RCW 9.68A.075(1))  
14 III Animal Cruelty 1 (Sexual Conduct or  
15 Contact) (RCW 16.52.205(3))  
16 Assault 3 (Except Assault 3 of a Peace  
17 Officer With a Projectile Stun Gun)  
18 (RCW 9A.36.031 except subsection  
19 (1)(h))  
20 Assault of a Child 3 (RCW 9A.36.140)  
21 Bail Jumping with class B or C Felony  
22 (RCW 9A.76.170(3)(c))  
23 Burglary 2 (RCW 9A.52.030)  
24 Communication with a Minor for  
25 Immoral Purposes (RCW  
26 9.68A.090)  
27 Criminal Gang Intimidation (RCW  
28 9A.46.120)  
29 Custodial Assault (RCW 9A.36.100)  
30 Cyber Harassment (RCW  
31 9A.90.120(2)(b))  
32 Escape 2 (RCW 9A.76.120)  
33 Extortion 2 (RCW 9A.56.130)  
34 False Reporting 2 (RCW  
35 9A.84.040(2)(b))  
36 Harassment (RCW 9A.46.020)

1 Hazing (RCW 28B.10.901(2)(b))  
2 Intimidating a Public Servant (RCW  
3 9A.76.180)  
4 Introducing Contraband 2 (RCW  
5 9A.76.150)  
6 Malicious Injury to Railroad Property  
7 (RCW 81.60.070)  
8 Manufacture of Untraceable Firearm  
9 with Intent to Sell (RCW 9.41.190)  
10 Manufacture or Assembly of an  
11 Undetectable Firearm or  
12 Untraceable Firearm (RCW  
13 9.41.325)  
14 Mortgage Fraud (RCW 19.144.080)  
15 Negligently Causing Substantial Bodily  
16 Harm By Use of a Signal  
17 Preemption Device (RCW  
18 46.37.674)  
19 Organized Retail Theft 1 (RCW  
20 9A.56.350(2))  
21 Perjury 2 (RCW 9A.72.030)  
22 Possession of Incendiary Device (RCW  
23 9.40.120)  
24 Possession of Machine Gun, Bump-Fire  
25 Stock, Undetectable Firearm, or  
26 Short-Barreled Shotgun or Rifle  
27 (RCW 9.41.190)  
28 Promoting Prostitution 2 (RCW  
29 9A.88.080)  
30 Retail Theft with Special Circumstances  
31 1 (RCW 9A.56.360(2))  
32 Securities Act violation (RCW  
33 21.20.400)  
34 Tampering with a Witness (RCW  
35 9A.72.120)

1 Telephone Harassment (subsequent  
2 conviction or threat of death)  
3 (RCW 9.61.230(2))  
4 Theft of Livestock 2 (RCW 9A.56.083)  
5 Theft with the Intent to Resell 1 (RCW  
6 9A.56.340(2))  
7 Trafficking in Catalytic Converters 2  
8 (section 26 of this act)  
9 Trafficking in Stolen Property 2 (RCW  
10 9A.82.055)  
11 Unlawful Hunting of Big Game 1  
12 (RCW 77.15.410(3)(b))  
13 Unlawful Imprisonment (RCW  
14 9A.40.040)  
15 Unlawful Misbranding of Fish or  
16 Shellfish 1 (RCW 77.140.060(3))  
17 Unlawful possession of firearm in the  
18 second degree (RCW 9.41.040(2))  
19 Unlawful Taking of Endangered Fish or  
20 Wildlife 1 (RCW 77.15.120(3)(b))  
21 Unlawful Trafficking in Fish, Shellfish,  
22 or Wildlife 1 (RCW  
23 77.15.260(3)(b))  
24 Unlawful Use of a Nondesignated  
25 Vessel (RCW 77.15.530(4))  
26 Vehicular Assault, by the operation or  
27 driving of a vehicle with disregard  
28 for the safety of others (RCW  
29 46.61.522)  
30 II Commercial Fishing Without a License  
31 1 (RCW 77.15.500(3)(b))  
32 Computer Trespass 1 (RCW 9A.90.040)  
33 Counterfeiting (RCW 9.16.035(3))  
34 Electronic Data Service Interference  
35 (RCW 9A.90.060)

1 Electronic Data Tampering 1 (RCW  
2 9A.90.080)  
3 Electronic Data Theft (RCW  
4 9A.90.100)  
5 Engaging in Fish Dealing Activity  
6 Unlicensed 1 (RCW 77.15.620(3))  
7 Escape from Community Custody  
8 (RCW 72.09.310)  
9 Failure to Register as a Sex Offender  
10 (second or subsequent offense)  
11 (RCW 9A.44.130 prior to June 10,  
12 2010, and RCW 9A.44.132)  
13 Health Care False Claims (RCW  
14 48.80.030)  
15 Identity Theft 2 (RCW 9.35.020(3))  
16 Improperly Obtaining Financial  
17 Information (RCW 9.35.010)  
18 Malicious Mischief 1 (RCW 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 Possession, sale, or offering for sale of  
26 seven or more unmarked catalytic  
27 converters (section 23(5) of this  
28 act)  
29 Retail Theft with Special Circumstances  
30 2 (RCW 9A.56.360(3))  
31 Scrap Processing, Recycling, or  
32 Supplying Without a License  
33 (second or subsequent offense)  
34 (RCW 19.290.100)  
35 Theft 1 (RCW 9A.56.030)

1 Theft of a Motor Vehicle (RCW  
2 9A.56.065)  
3 Theft of Rental, Leased, Lease-  
4 purchased, or Loaned Property  
5 (valued at \$5,000 or more) (RCW  
6 9A.56.096(5)(a))  
7 Theft with the Intent to Resell 2 (RCW  
8 9A.56.340(3))  
9 Trafficking in Insurance Claims (RCW  
10 48.30A.015)  
11 Unlawful factoring of a credit card or  
12 payment card transaction (RCW  
13 9A.56.290(4)(a))  
14 Unlawful Participation of Non-Indians  
15 in Indian Fishery (RCW  
16 77.15.570(2))  
17 Unlawful Practice of Law (RCW  
18 2.48.180)  
19 Unlawful Purchase or Use of a License  
20 (RCW 77.15.650(3)(b))  
21 Unlawful Trafficking in Fish, Shellfish,  
22 or Wildlife 2 (RCW  
23 77.15.260(3)(a))  
24 Unlicensed Practice of a Profession or  
25 Business (RCW 18.130.190(7))  
26 Voyeurism 1 (RCW 9A.44.115)  
27 I Attempting to Elude a Pursuing Police  
28 Vehicle (RCW 46.61.024)  
29 False Verification for Welfare (RCW  
30 74.08.055)  
31 Forgery (RCW 9A.60.020)  
32 Fraudulent Creation or Revocation of a  
33 Mental Health Advance Directive  
34 (RCW 9A.60.060)  
35 Malicious Mischief 2 (RCW 9A.48.080)  
36 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)  
11 Theft from a Vulnerable Adult 2 (RCW  
12 9A.56.400(2))  
13 Theft of Rental, Leased, Lease-  
14 purchased, or Loaned Property  
15 (valued at \$750 or more but less  
16 than \$5,000) (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 77.15.630(3)(b))  
23 Unlawful Issuance of Checks or Drafts  
24 (RCW 9A.56.060)  
25 Unlawful Possession of Fictitious  
26 Identification (RCW 9A.56.320)  
27 Unlawful Possession of Instruments of  
28 Financial Fraud (RCW 9A.56.320)  
29 Unlawful Possession of Payment  
30 Instruments (RCW 9A.56.320)  
31 Unlawful Possession of a Personal  
32 Identification Device (RCW  
33 9A.56.320)  
34 Unlawful Production of Payment  
35 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 Vehicle Prowl 1 (RCW 9A.52.095)  
12 Violating Commercial Fishing Area or  
13 Time 1 (RCW 77.15.550(3)(b))

14 NEW SECTION. **Sec. 30.** This act takes effect April 1, 2025.

Passed by the House March 5, 2024.  
Passed by the Senate March 1, 2024.  
Approved by the Governor March 26, 2024.  
Filed in Office of Secretary of State March 27, 2024.

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