

**E2SSB 5296** - H AMD TO APP COMM AMD (H-2190.1/25) **1233**

By Representative Abell

**NOT CONSIDERED 04/27/2025**

1 On page 1, beginning on line 3 of the striking amendment, strike  
2 all of sections 1 and 2

3  
4 Renumber the remaining sections consecutively and correct any  
5 internal references accordingly.

6  
7 On page 8, line 13 of the striking amendment, after "(1)" strike  
8 all material through "any" and insert "Any"

9  
10 On page 8, beginning on line 22 of the striking amendment, after  
11 "days" strike all material through "13.40.160(1)(e)" on line 24

12  
13 On page 9, line 20 of the striking amendment, after "(3)" strike  
14 all material through "13.40.160(1)(h), the" and insert "The"

15  
16 On page 10, beginning on line 2 of the striking amendment, after  
17 "and" strike all material through "13.40.160(1)(c)," on line 3

18  
19 On page 19, beginning on line 8 of the striking amendment, after  
20 "of" strike all material through "(e)" on line 10 and insert "a sex  
21 offense as defined in RCW 9.94A.030; (~~or~~)"

22 (e) Is adjudicated of one of the following offenses:  
23 (i) A serious violent offense as defined in RCW 9.94A.030;  
24 (ii) A violent offense as defined in RCW 9.94A.030 and the  
25 juvenile has a criminal history consisting of: One or more prior  
26 serious violent offenses; two or more prior violent offenses; or three  
27 or more of any combination of the following offenses: Any class A

1 felony, any class B felony, vehicular assault, or manslaughter in the  
2 second degree, all of which must have been committed after the  
3 juvenile's 13th birthday and prosecuted separately;

4 (iii) Rape of a child in the first or second degree under RCW 9A.  
5 44.073 and 9A.44.076;

6 (iv) Rape in the second degree under RCW 9A.44.050;

7 (v) Hit and run resulting in death under RCW 46.52.020(4)(a); and

8 (vi) Child molestation in the first degree under RCW 9A.44.083; or

9 (f)"

10

11 On page 19, beginning on line 11 of the striking amendment, strike  
12 all of subsection (4)

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14 On page 19, beginning on line 18 of the striking amendment, after  
15 "~~offense~~)" strike all material through "RCW 13.40.160(1)(h)" on line  
16 19 and insert "(1) Except as otherwise provided in this section"

17

18 On page 19, beginning on line 20 of the striking amendment, after  
19 "13.40.165." strike all material through "RCW 13.40.160(1)(c)." on  
20 line 22 and insert the following:

21 "(2) A juvenile is ineligible for the chemical dependency/mental  
22 health disposition alternative if the juvenile is adjudicated of one  
23 of the following offenses:

24 (i) A serious violent offense as defined in RCW 9.94A.030;

25 (ii) A violent offense as defined in RCW 9.94A.030 and the  
26 juvenile has a criminal history consisting of: One or more prior  
27 serious violent offenses; two or more prior violent offenses; or three  
28 or more of any combination of the following offenses: Any class A  
29 felony, any class B felony, vehicular assault, or manslaughter in the  
30 second degree, all of which must have been committed after the  
31 juvenile's 13th birthday and prosecuted separately;

32 (iii) Rape of a child in the first or second degree under RCW 9A.  
33 44.073 and 9A.44.076;

34 (iv) Rape in the second degree under RCW 9A.44.050;

1     (v) Hit and run resulting in death under RCW 46.52.020(4)(a); and  
2     (vi) Child molestation in the first degree under RCW 9A.44.083."

3  
4     On page 24, beginning on line 4 of the striking amendment, strike  
5 all of section 6

6  
7     Renumber the remaining sections consecutively and correct any  
8 internal references accordingly.

EFFECT: Removes the components of the bill that require the court to make a finding before committing a person adjudicated of certain juvenile offenses to a juvenile rehabilitation institution.

Removes the ability for a juvenile to appeal certain dispositions with terms of confinement within the standard range.

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