
HOUSE BILL 2632

State of Washington

69th Legislature

2026 Regular Session

By Representatives Thai, Mena, Davis, Gregerson, Parshley, Hall, Nance, Fosse, Obras, Goodman, Cortes, Ormsby, Taylor, Scott, Zahn, Macri, Santos, and Salahuddin

Read first time 01/22/26. Referred to Committee on State Government & Tribal Relations.

1 AN ACT Relating to modernizing terminology when referring to
2 individuals who are not citizens or nationals of the United States;
3 amending RCW 1.20.130, 4.16.210, 7.68.030, 7.68.030, 7.68.077,
4 7.68.094, 9.41.010, 9.41.070, 9.41.070, 9.41.0975, 9.41.0975,
5 9.41.121, 9.41.129, 9.41.129, 9.41.171, 9.41.173, 9.41.175,
6 9.94A.685, 13.50.260, 18.165.030, 18.170.030, 18.185.250, 19.220.010,
7 28A.300.390, 28A.300.395, 41.32.240, 51.04.030, 51.04.030, 51.32.110,
8 51.32.130, 51.32.140, 64.16.005, 64.16.140, 71.05.620, 72.09.560,
9 72.25.010, 72.25.030, 72.27.070, 74.04.805, and 34.05.353; reenacting
10 and amending RCW 9.41.010 and 74.62.030; adding a new section to
11 chapter 1.16 RCW; providing effective dates; and providing expiration
12 dates.

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

14 NEW SECTION. **Sec. 1.** A new section is added to chapter 1.16 RCW
15 to read as follows:

16 The term "noncitizen" means an individual who is not a citizen or
17 national of the United States.

18 **Sec. 2.** RCW 1.20.130 and 2002 c 307 s 2 are each amended to read
19 as follows:

1 (1)(a) All state and local government statutes, codes, rules,
2 regulations, and other official documents enacted after July 1, 2002,
3 are required to use the term "Asian" when referring to persons of
4 Asian descent. The use of the term "Oriental" is prohibited.

5 ~~((2))~~ (b) The legislature urges all state and local entities to
6 review their statutes, codes, rules, regulations, and other official
7 documents and revise them to omit the use of the term "Oriental" when
8 referring to persons of Asian descent.

9 (2) Except where required by federal law or necessary to comply
10 with federal requirements that are a prescribed condition to the
11 allocation of federal funds to the state, all state and local
12 government statutes, codes, rules, regulations, and other official
13 documents enacted after July 1, 2026, shall use the term "noncitizen"
14 or other context-appropriate term, instead of the term "alien," when
15 referring to an individual who is not a citizen or national of the
16 United States. The legislature urges all state and local entities to
17 review their statutes, codes, rules, regulations, and other official
18 documents and revise them to omit the use of the term "alien" when
19 referring to an individual who is not a citizen or national of the
20 Unites States.

21 **Sec. 3.** RCW 4.16.210 and 1941 c 174 s 1, part are each amended
22 to read as follows:

23 When a person ~~((shall be an alien))~~ who is not a citizen or
24 national of the United States and who is a subject or ~~((a))~~ citizen
25 of a country at war with the United States, the time of the
26 continuance of the war shall not be a part of the period limited for
27 the commencement of the action.

28 **Sec. 4.** RCW 7.68.030 and 2024 c 62 s 15 are each amended to read
29 as follows:

30 (1) It shall be the duty of the director to establish and
31 administer a program of benefits to innocent victims of criminal acts
32 within the terms and limitations of this chapter. The director may
33 apply for and, subject to appropriation, expend federal funds under
34 Public Law 98-473 and any other federal program providing financial
35 assistance to state crime victim compensation programs. The federal
36 funds shall be deposited in the state general fund and may be
37 expended only for purposes authorized by applicable federal law.

38 (2) The director shall:

1 (a) Establish and adopt rules governing the administration of
2 this chapter in accordance with chapter 34.05 RCW;

3 (b) Regulate the proof of accident and extent thereof, the proof
4 of death, and the proof of relationship and the extent of dependency;

5 (c) Supervise the medical, surgical, and hospital treatment to
6 the intent that it may be in all cases efficient and up to the
7 recognized standard of modern surgery;

8 (d) Issue proper receipts for moneys received and certificates
9 for benefits accrued or accruing;

10 (e) Designate a medical director who is licensed under chapter
11 18.57 or 18.71 RCW;

12 (f) Supervise the providing of prompt and efficient care and
13 treatment, including care provided by physician assistants governed
14 by the provisions of chapter 18.71A RCW, including chiropractic care,
15 and including care provided by licensed advanced registered nurse
16 practitioners, to victims at the least cost consistent with
17 promptness and efficiency, without discrimination or favoritism, and
18 with as great uniformity as the various and diverse surrounding
19 circumstances and locations of industries will permit and to that end
20 shall, from time to time, establish and adopt and supervise the
21 administration of printed forms, electronic communications, rules,
22 regulations, and practices for the furnishing of such care and
23 treatment. The medical coverage decisions of the department do not
24 constitute a "rule" as used in RCW 34.05.010(16), nor are such
25 decisions subject to the rule-making provisions of chapter 34.05 RCW
26 except that criteria for establishing medical coverage decisions
27 shall be adopted by rule. The department may recommend to a victim
28 particular health care services and providers where specialized
29 treatment is indicated or where cost-effective payment levels or
30 rates are obtained by the department, and the department may enter
31 into contracts for goods and services including, but not limited to,
32 durable medical equipment so long as statewide access to quality
33 service is maintained for injured victims;

34 (g) In consultation with interested persons, establish and, in
35 his or her discretion, periodically change as may be necessary, and
36 make available a fee schedule of the maximum charges to be made by
37 any physician, surgeon, chiropractor, hospital, druggist, licensed
38 advanced registered nurse practitioner, physician assistants as
39 defined in chapter 18.71A RCW, acting under the supervision of or in
40 coordination with a participating physician, as defined in RCW

1 18.71A.010, or other agency or person rendering services to victims.
2 The department shall coordinate with other state purchasers of health
3 care services to establish as much consistency and uniformity in
4 billing and coding practices as possible, taking into account the
5 unique requirements and differences between programs. No service
6 covered under this title, including services provided to victims,
7 whether (~~aliens~~) noncitizens or other victims, who are not residing
8 in the United States at the time of receiving the services, shall be
9 charged or paid at a rate or rates exceeding those specified in such
10 fee schedule, and no contract providing for greater fees shall be
11 valid as to the excess. The establishment of such a schedule,
12 exclusive of conversion factors, does not constitute "agency action"
13 as used in RCW 34.05.010(3), nor does such a fee schedule constitute
14 a "rule" as used in RCW 34.05.010(16). Payments for providers'
15 services under the fee schedule established pursuant to this
16 subsection (2) may not be less than payments provided for comparable
17 services under the workers' compensation program under Title 51 RCW,
18 provided:

19 (i) If the department, using caseload estimates, projects a
20 deficit in funding for the program by July 15th for the following
21 fiscal year, the director shall notify the governor and the
22 appropriate committees of the legislature and request funding
23 sufficient to continue payments to not less than payments provided
24 for comparable services under the workers' compensation program. If
25 sufficient funding is not provided to continue payments to not less
26 than payments provided for comparable services under the workers'
27 compensation program, the director shall reduce the payments under
28 the fee schedule for the following fiscal year based on caseload
29 estimates and available funding, except payments may not be reduced
30 to less than seventy percent of payments for comparable services
31 under the workers' compensation program;

32 (ii) If an unforeseeable catastrophic event results in
33 insufficient funding to continue payments to not less than payments
34 provided for comparable services under the workers' compensation
35 program, the director shall reduce the payments under the fee
36 schedule to not less than seventy percent of payments provided for
37 comparable services under the workers' compensation program, provided
38 that the reduction may not be more than necessary to fund benefits
39 under the program; and

1 (iii) Once sufficient funding is provided or otherwise available,
2 the director shall increase the payments under the fee schedule to
3 not less than payments provided for comparable services under the
4 workers' compensation program;

5 (h) Make a record of the commencement of every disability and the
6 termination thereof and, when bills are rendered for the care and
7 treatment of injured victims, shall approve and pay those which
8 conform to the adopted rules, regulations, established fee schedules,
9 and practices of the director and may reject any bill or item thereof
10 incurred in violation of the principles laid down in this section or
11 the rules, regulations, or the established fee schedules and rules
12 and regulations adopted under it.

13 (3) The director and his or her authorized assistants:

14 (a) Have power to issue subpoenas to enforce the attendance and
15 testimony of witnesses and the production and examination of books,
16 papers, photographs, tapes, and records before the department in
17 connection with any claim made to the department or any billing
18 submitted to the department. The superior court has the power to
19 enforce any such subpoena by proper proceedings;

20 (b) (i) May apply for and obtain a superior court order approving
21 and authorizing a subpoena in advance of its issuance. The
22 application may be made in the county where the subpoenaed person
23 resides or is found, or the county where the subpoenaed records or
24 documents are located, or in Thurston county. The application must
25 (A) state that an order is sought pursuant to this subsection; (B)
26 adequately specify the records, documents, or testimony; and (C)
27 declare under oath that an investigation is being conducted for a
28 lawfully authorized purpose related to an investigation within the
29 department's authority and that the subpoenaed documents or testimony
30 are reasonably related to an investigation within the department's
31 authority.

32 (ii) Where the application under this subsection (3) (b) is made
33 to the satisfaction of the court, the court must issue an order
34 approving the subpoena. An order under this subsection constitutes
35 authority of law for the agency to subpoena the records or testimony.

36 (iii) The director and his or her authorized assistants may seek
37 approval and a court may issue an order under this subsection without
38 prior notice to any person, including the person to whom the subpoena
39 is directed and the person who is the subject of an investigation.

1 (4) In all hearings, actions, or proceedings before the
2 department, any physician or licensed advanced registered nurse
3 practitioner having theretofore examined or treated the claimant may
4 be required to testify fully regarding such examination or treatment,
5 and shall not be exempt from so testifying by reason of the relation
6 of the physician or licensed advanced registered nurse practitioner
7 to the patient.

8 **Sec. 5.** RCW 7.68.030 and 2025 c 58 s 5058 are each amended to
9 read as follows:

10 (1) It shall be the duty of the director to establish and
11 administer a program of benefits to innocent victims of criminal acts
12 within the terms and limitations of this chapter. The director may
13 apply for and, subject to appropriation, expend federal funds under
14 (~~Public Law [P.L.]~~) P.L. 98-473 and any other federal program
15 providing financial assistance to state crime victim compensation
16 programs. The federal funds shall be deposited in the state general
17 fund and may be expended only for purposes authorized by applicable
18 federal law.

19 (2) The director shall:

20 (a) Establish and adopt rules governing the administration of
21 this chapter in accordance with chapter 34.05 RCW;

22 (b) Regulate the proof of accident and extent thereof, the proof
23 of death, and the proof of relationship and the extent of dependency;

24 (c) Supervise the medical, surgical, and hospital treatment to
25 the intent that it may be in all cases efficient and up to the
26 recognized standard of modern surgery;

27 (d) Issue proper receipts for moneys received and certificates
28 for benefits accrued or accruing;

29 (e) Designate a medical director who is licensed under chapter
30 18.57 or 18.71 RCW;

31 (f) Supervise the providing of prompt and efficient care and
32 treatment, including care provided by physician assistants governed
33 by the provisions of chapter 18.71A RCW, including chiropractic care,
34 and including care provided by licensed advanced practice registered
35 nurses, to victims at the least cost consistent with promptness and
36 efficiency, without discrimination or favoritism, and with as great
37 uniformity as the various and diverse surrounding circumstances and
38 locations of industries will permit and to that end shall, from time
39 to time, establish and adopt and supervise the administration of

1 printed forms, electronic communications, rules, regulations, and
2 practices for the furnishing of such care and treatment. The medical
3 coverage decisions of the department do not constitute a "rule" as
4 used in RCW 34.05.010(16), nor are such decisions subject to the
5 rule-making provisions of chapter 34.05 RCW except that criteria for
6 establishing medical coverage decisions shall be adopted by rule. The
7 department may recommend to a victim particular health care services
8 and providers where specialized treatment is indicated or where cost-
9 effective payment levels or rates are obtained by the department, and
10 the department may enter into contracts for goods and services
11 including, but not limited to, durable medical equipment so long as
12 statewide access to quality service is maintained for injured
13 victims;

14 (g) In consultation with interested persons, establish and, in
15 his or her discretion, periodically change as may be necessary, and
16 make available a fee schedule of the maximum charges to be made by
17 any physician, surgeon, chiropractor, hospital, druggist, licensed
18 advanced practice registered nurse, physician assistants as defined
19 in chapter 18.71A RCW, acting under the supervision of or in
20 coordination with a participating physician, as defined in RCW
21 18.71A.010, or other agency or person rendering services to victims.
22 The department shall coordinate with other state purchasers of health
23 care services to establish as much consistency and uniformity in
24 billing and coding practices as possible, taking into account the
25 unique requirements and differences between programs. No service
26 covered under this title, including services provided to victims,
27 whether (~~aliens~~) noncitizens or other victims, who are not residing
28 in the United States at the time of receiving the services, shall be
29 charged or paid at a rate or rates exceeding those specified in such
30 fee schedule, and no contract providing for greater fees shall be
31 valid as to the excess. The establishment of such a schedule,
32 exclusive of conversion factors, does not constitute "agency action"
33 as used in RCW 34.05.010(3), nor does such a fee schedule constitute
34 a "rule" as used in RCW 34.05.010(16). Payments for providers'
35 services under the fee schedule established pursuant to this
36 subsection (2) may not be less than payments provided for comparable
37 services under the workers' compensation program under Title 51 RCW,
38 provided:

39 (i) If the department, using caseload estimates, projects a
40 deficit in funding for the program by July 15th for the following

1 fiscal year, the director shall notify the governor and the
2 appropriate committees of the legislature and request funding
3 sufficient to continue payments to not less than payments provided
4 for comparable services under the workers' compensation program. If
5 sufficient funding is not provided to continue payments to not less
6 than payments provided for comparable services under the workers'
7 compensation program, the director shall reduce the payments under
8 the fee schedule for the following fiscal year based on caseload
9 estimates and available funding, except payments may not be reduced
10 to less than seventy percent of payments for comparable services
11 under the workers' compensation program;

12 (ii) If an unforeseeable catastrophic event results in
13 insufficient funding to continue payments to not less than payments
14 provided for comparable services under the workers' compensation
15 program, the director shall reduce the payments under the fee
16 schedule to not less than seventy percent of payments provided for
17 comparable services under the workers' compensation program, provided
18 that the reduction may not be more than necessary to fund benefits
19 under the program; and

20 (iii) Once sufficient funding is provided or otherwise available,
21 the director shall increase the payments under the fee schedule to
22 not less than payments provided for comparable services under the
23 workers' compensation program;

24 (h) Make a record of the commencement of every disability and the
25 termination thereof and, when bills are rendered for the care and
26 treatment of injured victims, shall approve and pay those which
27 conform to the adopted rules, regulations, established fee schedules,
28 and practices of the director and may reject any bill or item thereof
29 incurred in violation of the principles laid down in this section or
30 the rules, regulations, or the established fee schedules and rules
31 and regulations adopted under it.

32 (3) The director and his or her authorized assistants:

33 (a) Have power to issue subpoenas to enforce the attendance and
34 testimony of witnesses and the production and examination of books,
35 papers, photographs, tapes, and records before the department in
36 connection with any claim made to the department or any billing
37 submitted to the department. The superior court has the power to
38 enforce any such subpoena by proper proceedings;

39 (b) (i) May apply for and obtain a superior court order approving
40 and authorizing a subpoena in advance of its issuance. The

1 application may be made in the county where the subpoenaed person
2 resides or is found, or the county where the subpoenaed records or
3 documents are located, or in Thurston county. The application must
4 (A) state that an order is sought pursuant to this subsection; (B)
5 adequately specify the records, documents, or testimony; and (C)
6 declare under oath that an investigation is being conducted for a
7 lawfully authorized purpose related to an investigation within the
8 department's authority and that the subpoenaed documents or testimony
9 are reasonably related to an investigation within the department's
10 authority.

11 (ii) Where the application under this subsection (3)(b) is made
12 to the satisfaction of the court, the court must issue an order
13 approving the subpoena. An order under this subsection constitutes
14 authority of law for the agency to subpoena the records or testimony.

15 (iii) The director and his or her authorized assistants may seek
16 approval and a court may issue an order under this subsection without
17 prior notice to any person, including the person to whom the subpoena
18 is directed and the person who is the subject of an investigation.

19 (4) In all hearings, actions, or proceedings before the
20 department, any physician or licensed advanced practice registered
21 nurse having theretofore examined or treated the claimant may be
22 required to testify fully regarding such examination or treatment,
23 and shall not be exempt from so testifying by reason of the relation
24 of the physician or licensed advanced practice registered nurse to
25 the patient.

26 **Sec. 6.** RCW 7.68.077 and 2011 c 346 s 306 are each amended to
27 read as follows:

28 Except as otherwise provided by treaty or this chapter, whenever
29 compensation is payable to a beneficiary who is (~~an alien not~~
30 ~~residing~~) not a citizen or national of the United States and who
31 does not reside in the United States, the department shall pay the
32 compensation to which a resident beneficiary is eligible under this
33 chapter. But if a (~~nonresident alien~~) noncitizen beneficiary not
34 residing in the United States is a citizen of a government having a
35 compensation law which excludes citizens of the United States, either
36 resident or nonresident, from partaking of the benefit of such law in
37 as favorable a degree as herein extended to (~~nonresident aliens~~)
38 noncitizens not residing in the United States, he or she shall
39 receive no compensation. No payment shall be made to any beneficiary

1 residing in any country with which the United States does not
2 maintain diplomatic relations when such payment is due.

3 **Sec. 7.** RCW 7.68.094 and 2024 c 297 s 5 are each amended to read
4 as follows:

5 (1) Any victim eligible to receive any benefits or claiming such
6 under this title shall, if requested by the department submit himself
7 or herself for medical examination, at a time and from time to time,
8 at a place reasonably convenient for the victim as may be provided by
9 the rules of the department. An injured victim, whether (~~an alien~~)
10 a noncitizen or other injured victim, who is not residing in the
11 United States at the time that a medical examination is requested may
12 be required to submit to an examination at any location in the United
13 States determined by the department.

14 (2) If the victim refuses to submit to medical examination, or
15 obstructs the same, or, if any injured victim shall persist in
16 unsanitary or injurious practices which tend to imperil or (~~retard~~)
17 delay his or her recovery, or shall refuse to submit to such medical
18 or surgical treatment as is reasonably essential to his or her
19 recovery does not cooperate in reasonable efforts at such
20 rehabilitation, the department may suspend any further action on any
21 claim of such victim so long as such refusal, obstruction,
22 noncooperation, or practice continues and thus, the department may
23 reduce, suspend, or deny any compensation for such period. The
24 department may not suspend any further action on any claim of a
25 victim or reduce, suspend, or deny any compensation if a victim has
26 good cause for refusing to submit to or to obstruct any examination,
27 evaluation, treatment, or practice requested by the department or
28 required under this section.

29 (3) If the victim necessarily incurs traveling expenses in
30 attending the examination pursuant to the request of the department,
31 such reasonable round-trip traveling expenses shall be repaid to him
32 or her upon proper voucher and audit.

33 (4) If the medical examination required by this section causes
34 the victim to be absent from his or her work without pay, the victim
35 shall be paid compensation in an amount equal to his or her usual
36 wages for the time lost from work while attending the medical
37 examination when the victim is insured by the department.

1 **Sec. 8.** RCW 9.41.010 and 2024 c 289 s 1 and 2024 c 62 s 32 are
2 each reenacted and amended to read as follows:

3 Unless the context clearly requires otherwise, the definitions in
4 this section apply throughout this chapter.

5 (1) "Antique firearm" means a firearm or replica of a firearm not
6 designed or redesigned for using rim fire or conventional center fire
7 ignition with fixed ammunition and manufactured in or before 1898,
8 including any matchlock, flintlock, percussion cap, or similar type
9 of ignition system and also any firearm using fixed ammunition
10 manufactured in or before 1898, for which ammunition is no longer
11 manufactured in the United States and is not readily available in the
12 ordinary channels of commercial trade.

13 (2) (a) "Assault weapon" means:

14 (i) Any of the following specific firearms regardless of which
15 company produced and manufactured the firearm:

AK-47 in all forms
AK-74 in all forms
Algimec AGM-1 type semiautomatic
American Arms Spectre da semiautomatic carbine
AR15, M16, or M4 in all forms
AR 180 type semiautomatic
Argentine L.S.R. semiautomatic
Australian Automatic
Auto-Ordnance Thompson M1 and 1927 semiautomatics
Barrett .50 cal light semiautomatic
Barrett .50 cal M87
Barrett .50 cal M107A1
Barrett REC7
Beretta AR70/S70 type semiautomatic
Bushmaster Carbon 15
Bushmaster ACR
Bushmaster XM-15
Bushmaster MOE
Calico models M100 and M900

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CETME Sporter
CIS SR 88 type semiautomatic
Colt CAR 15
Daewoo K-1
Daewoo K-2
Dragunov semiautomatic
Fabrique Nationale FAL in all forms
Fabrique Nationale F2000
Fabrique Nationale L1A1 Sporter
Fabrique Nationale M249S
Fabrique Nationale PS90
Fabrique Nationale SCAR
FAMAS .223 semiautomatic
Galil
Heckler & Koch G3 in all forms
Heckler & Koch HK-41/91
Heckler & Koch HK-43/93
Heckler & Koch HK94A2/3
Heckler & Koch MP-5 in all forms
Heckler & Koch PSG-1
Heckler & Koch SL8
Heckler & Koch UMP
Manchester Arms Commando MK-45
Manchester Arms MK-9
SAR-4800
SIG AMT SG510 in all forms
SIG SG550 in all forms
SKS
Spectre M4
Springfield Armory BM-59
Springfield Armory G3
Springfield Armory SAR-8

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Springfield Armory SAR-48
Springfield Armory SAR-3
Springfield Armory M-21 sniper
Springfield Armory M1A
Smith & Wesson M&P 15
Sterling Mk 1
Sterling Mk 6/7
Steyr AUG
TNW M230
FAMAS F11
Uzi 9mm carbine/rifle

(ii) A semiautomatic rifle that has an overall length of less than 30 inches;

(iii) A conversion kit, part, or combination of parts, from which an assault weapon can be assembled or from which a firearm can be converted into an assault weapon if those parts are in the possession or under the control of the same person; or

(iv) A semiautomatic, center fire rifle that has the capacity to accept a detachable magazine and has one or more of the following:

(A) A grip that is independent or detached from the stock that protrudes conspicuously beneath the action of the weapon. The addition of a fin attaching the grip to the stock does not exempt the grip if it otherwise resembles the grip found on a pistol;

(B) Thumbhole stock;

(C) Folding or telescoping stock;

(D) Forward pistol, vertical, angled, or other grip designed for use by the nonfiring hand to improve control;

(E) Flash suppressor, flash guard, flash eliminator, flash hider, sound suppressor, silencer, or any item designed to reduce the visual or audio signature of the firearm;

(F) Muzzle brake, recoil compensator, or any item designed to be affixed to the barrel to reduce recoil or muzzle rise;

(G) Threaded barrel designed to attach a flash suppressor, sound suppressor, muzzle break, or similar item;

(H) Grenade launcher or flare launcher; or

1 (I) A shroud that encircles either all or part of the barrel
2 designed to shield the bearer's hand from heat, except a solid
3 forearm of a stock that covers only the bottom of the barrel;

4 (v) A semiautomatic, center fire rifle that has a fixed magazine
5 with the capacity to accept more than 10 rounds;

6 (vi) A semiautomatic pistol that has the capacity to accept a
7 detachable magazine and has one or more of the following:

8 (A) A threaded barrel, capable of accepting a flash suppressor,
9 forward handgrip, or silencer;

10 (B) A second hand grip;

11 (C) A shroud that encircles either all or part of the barrel
12 designed to shield the bearer's hand from heat, except a solid
13 forearm of a stock that covers only the bottom of the barrel; or

14 (D) The capacity to accept a detachable magazine at some location
15 outside of the pistol grip;

16 (vii) A semiautomatic shotgun that has any of the following:

17 (A) A folding or telescoping stock;

18 (B) A grip that is independent or detached from the stock that
19 protrudes conspicuously beneath the action of the weapon. The
20 addition of a fin attaching the grip to the stock does not exempt the
21 grip if it otherwise resembles the grip found on a pistol;

22 (C) A thumbhole stock;

23 (D) A forward pistol, vertical, angled, or other grip designed
24 for use by the nonfiring hand to improve control;

25 (E) A fixed magazine in excess of seven rounds; or

26 (F) A revolving cylinder shotgun.

27 (b) For the purposes of this subsection, "fixed magazine" means
28 an ammunition feeding device contained in, or permanently attached
29 to, a firearm in such a manner that the device cannot be removed
30 without disassembly of the firearm action.

31 (c) "Assault weapon" does not include antique firearms, any
32 firearm that has been made permanently inoperable, or any firearm
33 that is manually operated by bolt, pump, lever, or slide action.

34 (3) "Assemble" means to fit together component parts.

35 (4) "Barrel length" means the distance from the bolt face of a
36 closed action down the length of the axis of the bore to the crown of
37 the muzzle, or in the case of a barrel with attachments to the end of
38 any legal device permanently attached to the end of the muzzle.

39 (5) "Bump-fire stock" means a butt stock designed to be attached
40 to a semiautomatic firearm with the effect of increasing the rate of

1 fire achievable with the semiautomatic firearm to that of a fully
2 automatic firearm by using the energy from the recoil of the firearm
3 to generate reciprocating action that facilitates repeated activation
4 of the trigger.

5 (6) "Conviction" or "convicted" means, whether in an adult court
6 or adjudicated in a juvenile court, that a plea of guilty has been
7 accepted or a verdict of guilty has been filed, or a finding of guilt
8 has been entered, notwithstanding the pendency of any future
9 proceedings including, but not limited to, sentencing or disposition,
10 posttrial or post-fact-finding motions, and appeals. "Conviction"
11 includes a dismissal entered after a period of probation, suspension,
12 or deferral of sentence, and also includes equivalent dispositions by
13 courts in jurisdictions other than Washington state.

14 (7) "Crime of violence" means:

15 (a) Any of the following felonies, as now existing or hereafter
16 amended: Any felony defined under any law as a class A felony or an
17 attempt to commit a class A felony, criminal solicitation of or
18 criminal conspiracy to commit a class A felony, manslaughter in the
19 first degree, manslaughter in the second degree, indecent liberties
20 if committed by forcible compulsion, kidnapping in the second degree,
21 arson in the second degree, assault in the second degree, assault of
22 a child in the second degree, extortion in the first degree, burglary
23 in the second degree, residential burglary, and robbery in the second
24 degree;

25 (b) Any conviction for a felony offense in effect at any time
26 prior to June 6, 1996, which is comparable to a felony classified as
27 a crime of violence in (a) of this subsection; and

28 (c) Any federal or out-of-state conviction for an offense
29 comparable to a felony classified as a crime of violence under (a) or
30 (b) of this subsection.

31 (8) "Curio or relic" has the same meaning as provided in 27
32 C.F.R. Sec. 478.11.

33 (9) "Dealer" means a person engaged in the business of selling
34 firearms at wholesale or retail who has, or is required to have, a
35 federal firearms license under 18 U.S.C. Sec. 923(a). A person who
36 does not have, and is not required to have, a federal firearms
37 license under 18 U.S.C. Sec. 923(a), is not a dealer if that person
38 makes only occasional sales, exchanges, or purchases of firearms for
39 the enhancement of a personal collection or for a hobby, or sells all
40 or part of his or her personal collection of firearms.

1 (10) "Detachable magazine" means an ammunition feeding device
2 that can be loaded or unloaded while detached from a firearm and
3 readily inserted into a firearm.

4 (11) "Distribute" means to give out, provide, make available, or
5 deliver a firearm or large capacity magazine to any person in this
6 state, with or without consideration, whether the distributor is in-
7 state or out-of-state. "Distribute" includes, but is not limited to,
8 filling orders placed in this state, online or otherwise.
9 "Distribute" also includes causing a firearm or large capacity
10 magazine to be delivered in this state.

11 (12) "Domestic violence" has the same meaning as provided in RCW
12 10.99.020.

13 (13) "Family or household member" has the same meaning as in RCW
14 7.105.010.

15 (14) "Federal firearms dealer" means a licensed dealer as defined
16 in 18 U.S.C. Sec. 921(a)(11).

17 (15) "Federal firearms importer" means a licensed importer as
18 defined in 18 U.S.C. Sec. 921(a)(9).

19 (16) "Federal firearms manufacturer" means a licensed
20 manufacturer as defined in 18 U.S.C. Sec. 921(a)(10).

21 (17) "Felony" means any felony offense under the laws of this
22 state or any federal or out-of-state offense comparable to a felony
23 offense under the laws of this state.

24 (18) "Felony firearm offender" means a person who has previously
25 been convicted or found not guilty by reason of insanity in this
26 state of any felony firearm offense. A person is not a felony firearm
27 offender under this chapter if any and all qualifying offenses have
28 been the subject of an expungement, pardon, annulment, certificate,
29 or rehabilitation, or other equivalent procedure based on a finding
30 of the rehabilitation of the person convicted or a pardon, annulment,
31 or other equivalent procedure based on a finding of innocence.

32 (19) "Felony firearm offense" means:

33 (a) Any felony offense that is a violation of this chapter;

34 (b) A violation of RCW 9A.36.045;

35 (c) A violation of RCW 9A.56.300;

36 (d) A violation of RCW 9A.56.310;

37 (e) Any felony offense if the offender was armed with a firearm
38 in the commission of the offense.

39 (20) "Firearm" means a weapon or device from which a projectile
40 or projectiles may be fired by an explosive such as gunpowder. For

1 the purposes of RCW 9.41.040, "firearm" also includes frames and
2 receivers. "Firearm" does not include a flare gun or other
3 pyrotechnic visual distress signaling device, or a powder-actuated
4 tool or other device designed solely to be used for construction
5 purposes.

6 (21)(a) "Frame or receiver" means a part of a firearm that, when
7 the complete firearm is assembled, is visible from the exterior and
8 provides housing or a structure designed to hold or integrate one or
9 more fire control components, even if pins or other attachments are
10 required to connect the fire control components. Any such part
11 identified with a serial number shall be presumed, absent an official
12 determination by the bureau of alcohol, tobacco, firearms, and
13 explosives or other reliable evidence to the contrary, to be a frame
14 or receiver.

15 (b) For purposes of this subsection, "fire control component"
16 means a component necessary for the firearm to initiate, complete, or
17 continue the firing sequence, including any of the following: Hammer,
18 bolt, bolt carrier, breechblock, cylinder, trigger mechanism, firing
19 pin, striker, or slide rails.

20 (22) "Gun" has the same meaning as firearm.

21 (23) "Import" means to move, transport, or receive an item from a
22 place outside the territorial limits of the state of Washington to a
23 place inside the territorial limits of the state of Washington.
24 "Import" does not mean situations where an individual possesses a
25 large capacity magazine or assault weapon when departing from, and
26 returning to, Washington state, so long as the individual is
27 returning to Washington in possession of the same large capacity
28 magazine or assault weapon the individual transported out of state.

29 (24) "Intimate partner" has the same meaning as provided in RCW
30 7.105.010.

31 (25) "Large capacity magazine" means an ammunition feeding device
32 with the capacity to accept more than 10 rounds of ammunition, or any
33 conversion kit, part, or combination of parts, from which such a
34 device can be assembled if those parts are in possession of or under
35 the control of the same person, but shall not be construed to include
36 any of the following:

37 (a) An ammunition feeding device that has been permanently
38 altered so that it cannot accommodate more than 10 rounds of
39 ammunition;

40 (b) A 22 caliber tube ammunition feeding device; or

1 (c) A tubular magazine that is contained in a lever-action
2 firearm.

3 (26) "Law enforcement officer" includes a general authority
4 Washington peace officer as defined in RCW 10.93.020, or a specially
5 commissioned Washington peace officer as defined in RCW 10.93.020.
6 "Law enforcement officer" also includes a limited authority
7 Washington peace officer as defined in RCW 10.93.020 if such officer
8 is duly authorized by his or her employer to carry a concealed
9 pistol.

10 (27) "Lawful permanent resident" has the same meaning afforded a
11 person "lawfully admitted for permanent residence" in 8 U.S.C. Sec.
12 1101(a)(20).

13 (28) "Licensed collector" means a person who is federally
14 licensed under 18 U.S.C. Sec. 923(b).

15 (29) "Licensed dealer" means a person who is federally licensed
16 under 18 U.S.C. Sec. 923(a).

17 (30) "Loaded" means:

18 (a) There is a cartridge in the chamber of the firearm;

19 (b) Cartridges are in a clip that is locked in place in the
20 firearm;

21 (c) There is a cartridge in the cylinder of the firearm, if the
22 firearm is a revolver;

23 (d) There is a cartridge in the tube or magazine that is inserted
24 in the action; or

25 (e) There is a ball in the barrel and the firearm is capped or
26 primed if the firearm is a muzzle loader.

27 (31) "Machine gun" means any firearm known as a machine gun,
28 mechanical rifle, submachine gun, or any other mechanism or
29 instrument not requiring that the trigger be pressed for each shot
30 and having a reservoir clip, disc, drum, belt, or other separable
31 mechanical device for storing, carrying, or supplying ammunition
32 which can be loaded into the firearm, mechanism, or instrument, and
33 fired therefrom at the rate of five or more shots per second.

34 (32) "Manufacture" means, with respect to a firearm or large
35 capacity magazine, the fabrication, making, formation, production, or
36 construction of a firearm or large capacity magazine, by manual labor
37 or by machinery.

38 (33) "Mental health professional" means a psychiatrist,
39 psychologist, or physician assistant working with a psychiatrist who
40 is acting as a participating physician as defined in RCW 18.71A.010,

1 psychiatric advanced registered nurse practitioner, psychiatric
2 nurse, social worker, mental health counselor, marriage and family
3 therapist, or such other mental health professionals as may be
4 defined in statute or by rules adopted by the department of health
5 pursuant to the provisions of chapter 71.05 RCW.

6 (34) "Nonimmigrant (~~(alien)~~) noncitizen" means a person (~~(defined~~
7 ~~as such in)~~) who meets the definition of "nonimmigrant alien" under 8
8 U.S.C. Sec. 1101(a)(15).

9 (35) "Person" means any individual, corporation, company,
10 association, firm, partnership, club, organization, society, joint
11 stock company, or other legal entity.

12 (36) "Pistol" means any firearm with a barrel less than 16 inches
13 in length, or is designed to be held and fired by the use of a single
14 hand.

15 (37) "Rifle" means a weapon designed or redesigned, made or
16 remade, and intended to be fired from the shoulder and designed or
17 redesigned, made or remade, and intended to use the energy of the
18 explosive in a fixed metallic cartridge to fire only a single
19 projectile through a rifled bore for each single pull of the trigger.

20 (38) "Sale" and "sell" mean the actual approval of the delivery
21 of a firearm in consideration of payment or promise of payment.

22 (39) "Secure gun storage" means:

23 (a) A locked box, gun safe, or other secure locked storage space
24 that is designed to prevent unauthorized use or discharge of a
25 firearm; and

26 (b) The act of keeping an unloaded firearm stored by such means.

27 (40) "Semiautomatic" means any firearm which utilizes a portion
28 of the energy of a firing cartridge to extract the fired cartridge
29 case and chamber the next round, and which requires a separate pull
30 of the trigger to fire each cartridge.

31 (41)(a) "Semiautomatic assault rifle" means any rifle which
32 utilizes a portion of the energy of a firing cartridge to extract the
33 fired cartridge case and chamber the next round, and which requires a
34 separate pull of the trigger to fire each cartridge.

35 (b) "Semiautomatic assault rifle" does not include antique
36 firearms, any firearm that has been made permanently inoperable, or
37 any firearm that is manually operated by bolt, pump, lever, or slide
38 action.

1 (42) "Serious offense" means any of the following felonies or a
2 felony attempt to commit any of the following felonies, as now
3 existing or hereafter amended:

4 (a) Any crime of violence;

5 (b) Any felony violation of the uniform controlled substances
6 act, chapter 69.50 RCW, that is classified as a class B felony or
7 that has a maximum term of imprisonment of at least 10 years;

8 (c) Child molestation in the second degree;

9 (d) Incest when committed against a child under age 14;

10 (e) Indecent liberties;

11 (f) Leading organized crime;

12 (g) Promoting prostitution in the first degree;

13 (h) Rape in the third degree;

14 (i) Drive-by shooting;

15 (j) Sexual exploitation;

16 (k) Vehicular assault, when caused by the operation or driving of
17 a vehicle by a person while under the influence of intoxicating
18 liquor or any drug or by the operation or driving of a vehicle in a
19 reckless manner;

20 (l) Vehicular homicide, when proximately caused by the driving of
21 any vehicle by any person while under the influence of intoxicating
22 liquor or any drug as defined by RCW 46.61.502, or by the operation
23 of any vehicle in a reckless manner;

24 (m) Any other class B felony offense with a finding of sexual
25 motivation, as "sexual motivation" is defined under RCW 9.94A.030;

26 (n) Any other felony with a deadly weapon verdict under RCW
27 9.94A.825;

28 (o) Any felony offense in effect at any time prior to June 6,
29 1996, that is comparable to a serious offense, or any federal or out-
30 of-state conviction for an offense that under the laws of this state
31 would be a felony classified as a serious offense;

32 (p) Any felony conviction under RCW 9.41.115; or

33 (q) Any felony charged under RCW 46.61.502(6) or 46.61.504(6).

34 (43) "Sex offense" has the same meaning as provided in RCW
35 9.94A.030.

36 (44) "Short-barreled rifle" means a rifle having one or more
37 barrels less than 16 inches in length and any weapon made from a
38 rifle by any means of modification if such modified weapon has an
39 overall length of less than 26 inches.

1 (45) "Short-barreled shotgun" means a shotgun having one or more
2 barrels less than 18 inches in length and any weapon made from a
3 shotgun by any means of modification if such modified weapon has an
4 overall length of less than 26 inches.

5 (46) "Shotgun" means a weapon with one or more barrels, designed
6 or redesigned, made or remade, and intended to be fired from the
7 shoulder and designed or redesigned, made or remade, and intended to
8 use the energy of the explosive in a fixed shotgun shell to fire
9 through a smooth bore either a number of ball shot or a single
10 projectile for each single pull of the trigger.

11 (47) "Substance use disorder professional" means a person
12 certified under chapter 18.205 RCW.

13 (48) "Transfer" means the intended delivery of a firearm to
14 another person without consideration of payment or promise of payment
15 including, but not limited to, gifts and loans. "Transfer" does not
16 include the delivery of a firearm owned or leased by an entity
17 licensed or qualified to do business in the state of Washington to,
18 or return of such a firearm by, any of that entity's employees or
19 agents, defined to include volunteers participating in an honor
20 guard, for lawful purposes in the ordinary course of business.

21 (49) "Undetectable firearm" means any firearm that is not as
22 detectable as 3.7 ounces of 17-4 PH stainless steel by walk-through
23 metal detectors or magnetometers commonly used at airports or any
24 firearm where the barrel, the slide or cylinder, or the frame or
25 receiver of the firearm would not generate an image that accurately
26 depicts the shape of the part when examined by the types of X-ray
27 machines commonly used at airports.

28 (50)(a) "Unfinished frame or receiver" means a frame or receiver
29 that is partially complete, disassembled, or inoperable, that: (i)
30 Has reached a stage in manufacture where it may readily be completed,
31 assembled, converted, or restored to a functional state; or (ii) is
32 marketed or sold to the public to become or be used as the frame or
33 receiver of a functional firearm once finished or completed,
34 including without limitation products marketed or sold to the public
35 as an 80 percent frame or receiver or unfinished frame or receiver.

36 (b) For purposes of this subsection:

37 (i) "Readily" means a process that is fairly or reasonably
38 efficient, quick, and easy, but not necessarily the most efficient,
39 speedy, or easy process. Factors relevant in making this
40 determination, with no single one controlling, include the following:

1 (A) Time, i.e., how long it takes to finish the process; (B) ease,
2 i.e., how difficult it is to do so; (C) expertise, i.e., what
3 knowledge and skills are required; (D) equipment, i.e., what tools
4 are required; (E) availability, i.e., whether additional parts are
5 required, and how easily they can be obtained; (F) expense, i.e., how
6 much it costs; (G) scope, i.e., the extent to which the subject of
7 the process must be changed to finish it; and (H) feasibility, i.e.,
8 whether the process would damage or destroy the subject of the
9 process, or cause it to malfunction.

10 (ii) "Partially complete," as it modifies frame or receiver,
11 means a forging, casting, printing, extrusion, machined body, or
12 similar article that has reached a stage in manufacture where it is
13 clearly identifiable as an unfinished component part of a firearm.

14 (51) "Unlicensed person" means any person who is not a licensed
15 dealer under this chapter.

16 (52) "Untraceable firearm" means any firearm manufactured after
17 July 1, 2019, that is not an antique firearm and that cannot be
18 traced by law enforcement by means of a serial number affixed to the
19 firearm by a federal firearms manufacturer, federal firearms
20 importer, or federal firearms dealer in compliance with all federal
21 laws and regulations.

22 (53) "Washington state patrol firearms background check program"
23 means the division within the state patrol that conducts background
24 checks for all firearm transfers and the disposition of firearms.

25 **Sec. 9.** RCW 9.41.010 and 2025 c 58 s 5064 are each amended to
26 read as follows:

27 Unless the context clearly requires otherwise, the definitions in
28 this section apply throughout this chapter.

29 (1) "Antique firearm" means a firearm or replica of a firearm not
30 designed or redesigned for using rim fire or conventional center fire
31 ignition with fixed ammunition and manufactured in or before 1898,
32 including any matchlock, flintlock, percussion cap, or similar type
33 of ignition system and also any firearm using fixed ammunition
34 manufactured in or before 1898, for which ammunition is no longer
35 manufactured in the United States and is not readily available in the
36 ordinary channels of commercial trade.

37 (2) (a) "Assault weapon" means:

38 (i) Any of the following specific firearms regardless of which
39 company produced and manufactured the firearm:

1	AK-47 in all forms
2	AK-74 in all forms
3	Algimec AGM-1 type semiautomatic
4	American Arms Spectre da semiautomatic carbine
5	AR15, M16, or M4 in all forms
6	AR 180 type semiautomatic
7	Argentine L.S.R. semiautomatic
8	Australian Automatic
9	Auto-Ordnance Thompson M1 and 1927 semiautomatics
10	Barrett .50 cal light semiautomatic
11	Barrett .50 cal M87
12	Barrett .50 cal M107A1
13	Barrett REC7
14	Beretta AR70/S70 type semiautomatic
15	Bushmaster Carbon 15
16	Bushmaster ACR
17	Bushmaster XM-15
18	Bushmaster MOE
19	Calico models M100 and M900
20	CETME Sporter
21	CIS SR 88 type semiautomatic
22	Colt CAR 15
23	Daewoo K-1
24	Daewoo K-2
25	Dragunov semiautomatic
26	Fabrique Nationale FAL in all forms
27	Fabrique Nationale F2000
28	Fabrique Nationale L1A1 Sporter
29	Fabrique Nationale M249S
30	Fabrique Nationale PS90
31	Fabrique Nationale SCAR
32	FAMAS .223 semiautomatic

1	Galil
2	Heckler & Koch G3 in all forms
3	Heckler & Koch HK-41/91
4	Heckler & Koch HK-43/93
5	Heckler & Koch HK94A2/3
6	Heckler & Koch MP-5 in all forms
7	Heckler & Koch PSG-1
8	Heckler & Koch SL8
9	Heckler & Koch UMP
10	Manchester Arms Commando MK-45
11	Manchester Arms MK-9
12	SAR-4800
13	SIG AMT SG510 in all forms
14	SIG SG550 in all forms
15	SKS
16	Spectre M4
17	Springfield Armory BM-59
18	Springfield Armory G3
19	Springfield Armory SAR-8
20	Springfield Armory SAR-48
21	Springfield Armory SAR-3
22	Springfield Armory M-21 sniper
23	Springfield Armory M1A
24	Smith & Wesson M&P 15
25	Sterling Mk 1
26	Sterling Mk 6/7
27	Steyr AUG
28	TNW M230
29	FAMAS F11
30	Uzi 9mm carbine/rifle

31 (ii) A semiautomatic rifle that has an overall length of less
32 than 30 inches;

1 (iii) A conversion kit, part, or combination of parts, from which
2 an assault weapon can be assembled or from which a firearm can be
3 converted into an assault weapon if those parts are in the possession
4 or under the control of the same person; or

5 (iv) A semiautomatic, center fire rifle that has the capacity to
6 accept a detachable magazine and has one or more of the following:

7 (A) A grip that is independent or detached from the stock that
8 protrudes conspicuously beneath the action of the weapon. The
9 addition of a fin attaching the grip to the stock does not exempt the
10 grip if it otherwise resembles the grip found on a pistol;

11 (B) Thumbhole stock;

12 (C) Folding or telescoping stock;

13 (D) Forward pistol, vertical, angled, or other grip designed for
14 use by the nonfiring hand to improve control;

15 (E) Flash suppressor, flash guard, flash eliminator, flash hider,
16 sound suppressor, silencer, or any item designed to reduce the visual
17 or audio signature of the firearm;

18 (F) Muzzle brake, recoil compensator, or any item designed to be
19 affixed to the barrel to reduce recoil or muzzle rise;

20 (G) Threaded barrel designed to attach a flash suppressor, sound
21 suppressor, muzzle break, or similar item;

22 (H) Grenade launcher or flare launcher; or

23 (I) A shroud that encircles either all or part of the barrel
24 designed to shield the bearer's hand from heat, except a solid
25 forearm of a stock that covers only the bottom of the barrel;

26 (v) A semiautomatic, center fire rifle that has a fixed magazine
27 with the capacity to accept more than 10 rounds;

28 (vi) A semiautomatic pistol that has the capacity to accept a
29 detachable magazine and has one or more of the following:

30 (A) A threaded barrel, capable of accepting a flash suppressor,
31 forward handgrip, or silencer;

32 (B) A second hand grip;

33 (C) A shroud that encircles either all or part of the barrel
34 designed to shield the bearer's hand from heat, except a solid
35 forearm of a stock that covers only the bottom of the barrel; or

36 (D) The capacity to accept a detachable magazine at some location
37 outside of the pistol grip;

38 (vii) A semiautomatic shotgun that has any of the following:

39 (A) A folding or telescoping stock;

1 (B) A grip that is independent or detached from the stock that
2 protrudes conspicuously beneath the action of the weapon. The
3 addition of a fin attaching the grip to the stock does not exempt the
4 grip if it otherwise resembles the grip found on a pistol;

5 (C) A thumbhole stock;

6 (D) A forward pistol, vertical, angled, or other grip designed
7 for use by the nonfiring hand to improve control;

8 (E) A fixed magazine in excess of seven rounds; or

9 (F) A revolving cylinder shotgun.

10 (b) For the purposes of this subsection, "fixed magazine" means
11 an ammunition feeding device contained in, or permanently attached
12 to, a firearm in such a manner that the device cannot be removed
13 without disassembly of the firearm action.

14 (c) "Assault weapon" does not include antique firearms, any
15 firearm that has been made permanently inoperable, or any firearm
16 that is manually operated by bolt, pump, lever, or slide action.

17 (3) "Assemble" means to fit together component parts.

18 (4) "Barrel length" means the distance from the bolt face of a
19 closed action down the length of the axis of the bore to the crown of
20 the muzzle, or in the case of a barrel with attachments to the end of
21 any legal device permanently attached to the end of the muzzle.

22 (5) "Bump-fire stock" means a butt stock designed to be attached
23 to a semiautomatic firearm with the effect of increasing the rate of
24 fire achievable with the semiautomatic firearm to that of a fully
25 automatic firearm by using the energy from the recoil of the firearm
26 to generate reciprocating action that facilitates repeated activation
27 of the trigger.

28 (6) "Conviction" or "convicted" means, whether in an adult court
29 or adjudicated in a juvenile court, that a plea of guilty has been
30 accepted or a verdict of guilty has been filed, or a finding of guilt
31 has been entered, notwithstanding the pendency of any future
32 proceedings including, but not limited to, sentencing or disposition,
33 posttrial or post-fact-finding motions, and appeals. "Conviction"
34 includes a dismissal entered after a period of probation, suspension,
35 or deferral of sentence, and also includes equivalent dispositions by
36 courts in jurisdictions other than Washington state.

37 (7) "Crime of violence" means:

38 (a) Any of the following felonies, as now existing or hereafter
39 amended: Any felony defined under any law as a class A felony or an
40 attempt to commit a class A felony, criminal solicitation of or

1 criminal conspiracy to commit a class A felony, manslaughter in the
2 first degree, manslaughter in the second degree, indecent liberties
3 if committed by forcible compulsion, kidnapping in the second degree,
4 arson in the second degree, assault in the second degree, assault of
5 a child in the second degree, extortion in the first degree, burglary
6 in the second degree, residential burglary, and robbery in the second
7 degree;

8 (b) Any conviction for a felony offense in effect at any time
9 prior to June 6, 1996, which is comparable to a felony classified as
10 a crime of violence in (a) of this subsection; and

11 (c) Any federal or out-of-state conviction for an offense
12 comparable to a felony classified as a crime of violence under (a) or
13 (b) of this subsection.

14 (8) "Curio or relic" has the same meaning as provided in 27
15 C.F.R. Sec. 478.11.

16 (9) "Dealer" means a person engaged in the business of selling
17 firearms at wholesale or retail who has, or is required to have, a
18 federal firearms license under 18 U.S.C. Sec. 923(a). A person who
19 does not have, and is not required to have, a federal firearms
20 license under 18 U.S.C. Sec. 923(a), is not a dealer if that person
21 makes only occasional sales, exchanges, or purchases of firearms for
22 the enhancement of a personal collection or for a hobby, or sells all
23 or part of his or her personal collection of firearms.

24 (10) "Detachable magazine" means an ammunition feeding device
25 that can be loaded or unloaded while detached from a firearm and
26 readily inserted into a firearm.

27 (11) "Distribute" means to give out, provide, make available, or
28 deliver a firearm or large capacity magazine to any person in this
29 state, with or without consideration, whether the distributor is in-
30 state or out-of-state. "Distribute" includes, but is not limited to,
31 filling orders placed in this state, online or otherwise.
32 "Distribute" also includes causing a firearm or large capacity
33 magazine to be delivered in this state.

34 (12) "Domestic violence" has the same meaning as provided in RCW
35 10.99.020.

36 (13) "Family or household member" has the same meaning as in RCW
37 7.105.010.

38 (14) "Federal firearms dealer" means a licensed dealer as defined
39 in 18 U.S.C. Sec. 921(a)(11).

1 (15) "Federal firearms importer" means a licensed importer as
2 defined in 18 U.S.C. Sec. 921(a)(9).

3 (16) "Federal firearms manufacturer" means a licensed
4 manufacturer as defined in 18 U.S.C. Sec. 921(a)(10).

5 (17) "Felony" means any felony offense under the laws of this
6 state or any federal or out-of-state offense comparable to a felony
7 offense under the laws of this state.

8 (18) "Felony firearm offender" means a person who has previously
9 been convicted or found not guilty by reason of insanity in this
10 state of any felony firearm offense. A person is not a felony firearm
11 offender under this chapter if any and all qualifying offenses have
12 been the subject of an expungement, pardon, annulment, certificate,
13 or rehabilitation, or other equivalent procedure based on a finding
14 of the rehabilitation of the person convicted or a pardon, annulment,
15 or other equivalent procedure based on a finding of innocence.

16 (19) "Felony firearm offense" means:

17 (a) Any felony offense that is a violation of this chapter;

18 (b) A violation of RCW 9A.36.045;

19 (c) A violation of RCW 9A.56.300;

20 (d) A violation of RCW 9A.56.310;

21 (e) Any felony offense if the offender was armed with a firearm
22 in the commission of the offense.

23 (20) "Firearm" means a weapon or device from which a projectile
24 or projectiles may be fired by an explosive such as gunpowder. For
25 the purposes of RCW 9.41.040, "firearm" also includes frames and
26 receivers. "Firearm" does not include a flare gun or other
27 pyrotechnic visual distress signaling device, or a powder-actuated
28 tool or other device designed solely to be used for construction
29 purposes.

30 (21)(a) "Frame or receiver" means a part of a firearm that, when
31 the complete firearm is assembled, is visible from the exterior and
32 provides housing or a structure designed to hold or integrate one or
33 more fire control components, even if pins or other attachments are
34 required to connect the fire control components. Any such part
35 identified with a serial number shall be presumed, absent an official
36 determination by the bureau of alcohol, tobacco, firearms, and
37 explosives or other reliable evidence to the contrary, to be a frame
38 or receiver.

39 (b) For purposes of this subsection, "fire control component"
40 means a component necessary for the firearm to initiate, complete, or

1 continue the firing sequence, including any of the following: Hammer,
2 bolt, bolt carrier, breechblock, cylinder, trigger mechanism, firing
3 pin, striker, or slide rails.

4 (22) "Gun" has the same meaning as firearm.

5 (23) "Import" means to move, transport, or receive an item from a
6 place outside the territorial limits of the state of Washington to a
7 place inside the territorial limits of the state of Washington.
8 "Import" does not mean situations where an individual possesses a
9 large capacity magazine or assault weapon when departing from, and
10 returning to, Washington state, so long as the individual is
11 returning to Washington in possession of the same large capacity
12 magazine or assault weapon the individual transported out of state.

13 (24) "Intimate partner" has the same meaning as provided in RCW
14 7.105.010.

15 (25) "Large capacity magazine" means an ammunition feeding device
16 with the capacity to accept more than 10 rounds of ammunition, or any
17 conversion kit, part, or combination of parts, from which such a
18 device can be assembled if those parts are in possession of or under
19 the control of the same person, but shall not be construed to include
20 any of the following:

21 (a) An ammunition feeding device that has been permanently
22 altered so that it cannot accommodate more than 10 rounds of
23 ammunition;

24 (b) A 22 caliber tube ammunition feeding device; or

25 (c) A tubular magazine that is contained in a lever-action
26 firearm.

27 (26) "Law enforcement officer" includes a general authority
28 Washington peace officer as defined in RCW 10.93.020, or a specially
29 commissioned Washington peace officer as defined in RCW 10.93.020.
30 "Law enforcement officer" also includes a limited authority
31 Washington peace officer as defined in RCW 10.93.020 if such officer
32 is duly authorized by his or her employer to carry a concealed
33 pistol.

34 (27) "Lawful permanent resident" has the same meaning afforded a
35 person "lawfully admitted for permanent residence" in 8 U.S.C. Sec.
36 1101(a)(20).

37 (28) "Licensed collector" means a person who is federally
38 licensed under 18 U.S.C. Sec. 923(b).

39 (29) "Licensed dealer" means a person who is federally licensed
40 under 18 U.S.C. Sec. 923(a).

1 (30) "Loaded" means:
2 (a) There is a cartridge in the chamber of the firearm;
3 (b) Cartridges are in a clip that is locked in place in the
4 firearm;
5 (c) There is a cartridge in the cylinder of the firearm, if the
6 firearm is a revolver;
7 (d) There is a cartridge in the tube or magazine that is inserted
8 in the action; or
9 (e) There is a ball in the barrel and the firearm is capped or
10 primed if the firearm is a muzzle loader.
11 (31) "Machine gun" means any firearm known as a machine gun,
12 mechanical rifle, submachine gun, or any other mechanism or
13 instrument not requiring that the trigger be pressed for each shot
14 and having a reservoir clip, disc, drum, belt, or other separable
15 mechanical device for storing, carrying, or supplying ammunition
16 which can be loaded into the firearm, mechanism, or instrument, and
17 fired therefrom at the rate of five or more shots per second.
18 (32) "Manufacture" means, with respect to a firearm or large
19 capacity magazine, the fabrication, making, formation, production, or
20 construction of a firearm or large capacity magazine, by manual labor
21 or by machinery.
22 (33) "Mental health professional" means a psychiatrist,
23 psychologist, or physician assistant working with a psychiatrist who
24 is acting as a participating physician as defined in RCW 18.71A.010,
25 psychiatric advanced practice registered nurse, psychiatric nurse,
26 social worker, mental health counselor, marriage and family
27 therapist, or such other mental health professionals as may be
28 defined in statute or by rules adopted by the department of health
29 pursuant to the provisions of chapter 71.05 RCW.
30 (34) "Nonimmigrant (~~(alien)~~) noncitizen" means a person (~~(defined~~
31 ~~as such in)~~) who meets the definition of "nonimmigrant alien" under 8
32 U.S.C. Sec. 1101(a)(15).
33 (35) "Person" means any individual, corporation, company,
34 association, firm, partnership, club, organization, society, joint
35 stock company, or other legal entity.
36 (36) "Pistol" means any firearm with a barrel less than 16 inches
37 in length, or is designed to be held and fired by the use of a single
38 hand.
39 (37) "Rifle" means a weapon designed or redesigned, made or
40 remade, and intended to be fired from the shoulder and designed or

1 redesigned, made or remade, and intended to use the energy of the
2 explosive in a fixed metallic cartridge to fire only a single
3 projectile through a rifled bore for each single pull of the trigger.

4 (38) "Sale" and "sell" mean the actual approval of the delivery
5 of a firearm in consideration of payment or promise of payment.

6 (39) "Secure gun storage" means:

7 (a) A locked box, gun safe, or other secure locked storage space
8 that is designed to prevent unauthorized use or discharge of a
9 firearm; and

10 (b) The act of keeping an unloaded firearm stored by such means.

11 (40) "Semiautomatic" means any firearm which utilizes a portion
12 of the energy of a firing cartridge to extract the fired cartridge
13 case and chamber the next round, and which requires a separate pull
14 of the trigger to fire each cartridge.

15 (41)(a) "Semiautomatic assault rifle" means any rifle which
16 utilizes a portion of the energy of a firing cartridge to extract the
17 fired cartridge case and chamber the next round, and which requires a
18 separate pull of the trigger to fire each cartridge.

19 (b) "Semiautomatic assault rifle" does not include antique
20 firearms, any firearm that has been made permanently inoperable, or
21 any firearm that is manually operated by bolt, pump, lever, or slide
22 action.

23 (42) "Serious offense" means any of the following felonies or a
24 felony attempt to commit any of the following felonies, as now
25 existing or hereafter amended:

26 (a) Any crime of violence;

27 (b) Any felony violation of the uniform controlled substances
28 act, chapter 69.50 RCW, that is classified as a class B felony or
29 that has a maximum term of imprisonment of at least 10 years;

30 (c) Child molestation in the second degree;

31 (d) Incest when committed against a child under age 14;

32 (e) Indecent liberties;

33 (f) Leading organized crime;

34 (g) Promoting prostitution in the first degree;

35 (h) Rape in the third degree;

36 (i) Drive-by shooting;

37 (j) Sexual exploitation;

38 (k) Vehicular assault, when caused by the operation or driving of
39 a vehicle by a person while under the influence of intoxicating

1 liquor or any drug or by the operation or driving of a vehicle in a
2 reckless manner;

3 (l) Vehicular homicide, when proximately caused by the driving of
4 any vehicle by any person while under the influence of intoxicating
5 liquor or any drug as defined by RCW 46.61.502, or by the operation
6 of any vehicle in a reckless manner;

7 (m) Any other class B felony offense with a finding of sexual
8 motivation, as "sexual motivation" is defined under RCW 9.94A.030;

9 (n) Any other felony with a deadly weapon verdict under RCW
10 9.94A.825;

11 (o) Any felony offense in effect at any time prior to June 6,
12 1996, that is comparable to a serious offense, or any federal or out-
13 of-state conviction for an offense that under the laws of this state
14 would be a felony classified as a serious offense;

15 (p) Any felony conviction under RCW 9.41.115; or

16 (q) Any felony charged under RCW 46.61.502(6) or 46.61.504(6).

17 (43) "Sex offense" has the same meaning as provided in RCW
18 9.94A.030.

19 (44) "Short-barreled rifle" means a rifle having one or more
20 barrels less than 16 inches in length and any weapon made from a
21 rifle by any means of modification if such modified weapon has an
22 overall length of less than 26 inches.

23 (45) "Short-barreled shotgun" means a shotgun having one or more
24 barrels less than 18 inches in length and any weapon made from a
25 shotgun by any means of modification if such modified weapon has an
26 overall length of less than 26 inches.

27 (46) "Shotgun" means a weapon with one or more barrels, designed
28 or redesigned, made or remade, and intended to be fired from the
29 shoulder and designed or redesigned, made or remade, and intended to
30 use the energy of the explosive in a fixed shotgun shell to fire
31 through a smooth bore either a number of ball shot or a single
32 projectile for each single pull of the trigger.

33 (47) "Substance use disorder professional" means a person
34 certified under chapter 18.205 RCW.

35 (48) "Transfer" means the intended delivery of a firearm to
36 another person without consideration of payment or promise of payment
37 including, but not limited to, gifts and loans. "Transfer" does not
38 include the delivery of a firearm owned or leased by an entity
39 licensed or qualified to do business in the state of Washington to,
40 or return of such a firearm by, any of that entity's employees or

1 agents, defined to include volunteers participating in an honor
2 guard, for lawful purposes in the ordinary course of business.

3 (49) "Undetectable firearm" means any firearm that is not as
4 detectable as 3.7 ounces of 17-4 PH stainless steel by walk-through
5 metal detectors or magnetometers commonly used at airports or any
6 firearm where the barrel, the slide or cylinder, or the frame or
7 receiver of the firearm would not generate an image that accurately
8 depicts the shape of the part when examined by the types of X-ray
9 machines commonly used at airports.

10 (50)(a) "Unfinished frame or receiver" means a frame or receiver
11 that is partially complete, disassembled, or inoperable, that: (i)
12 Has reached a stage in manufacture where it may readily be completed,
13 assembled, converted, or restored to a functional state; or (ii) is
14 marketed or sold to the public to become or be used as the frame or
15 receiver of a functional firearm once finished or completed,
16 including without limitation products marketed or sold to the public
17 as an 80 percent frame or receiver or unfinished frame or receiver.

18 (b) For purposes of this subsection:

19 (i) "Readily" means a process that is fairly or reasonably
20 efficient, quick, and easy, but not necessarily the most efficient,
21 speedy, or easy process. Factors relevant in making this
22 determination, with no single one controlling, include the following:
23 (A) Time, i.e., how long it takes to finish the process; (B) ease,
24 i.e., how difficult it is to do so; (C) expertise, i.e., what
25 knowledge and skills are required; (D) equipment, i.e., what tools
26 are required; (E) availability, i.e., whether additional parts are
27 required, and how easily they can be obtained; (F) expense, i.e., how
28 much it costs; (G) scope, i.e., the extent to which the subject of
29 the process must be changed to finish it; and (H) feasibility, i.e.,
30 whether the process would damage or destroy the subject of the
31 process, or cause it to malfunction.

32 (ii) "Partially complete," as it modifies frame or receiver,
33 means a forging, casting, printing, extrusion, machined body, or
34 similar article that has reached a stage in manufacture where it is
35 clearly identifiable as an unfinished component part of a firearm.

36 (51) "Unlicensed person" means any person who is not a licensed
37 dealer under this chapter.

38 (52) "Untraceable firearm" means any firearm manufactured after
39 July 1, 2019, that is not an antique firearm and that cannot be
40 traced by law enforcement by means of a serial number affixed to the

1 firearm by a federal firearms manufacturer, federal firearms
2 importer, or federal firearms dealer in compliance with all federal
3 laws and regulations.

4 (53) "Washington state patrol firearms background check program"
5 means the division within the state patrol that conducts background
6 checks for all firearm transfers and the disposition of firearms.

7 **Sec. 10.** RCW 9.41.070 and 2021 c 215 s 94 are each amended to
8 read as follows:

9 (1) The chief of police of a municipality or the sheriff of a
10 county shall within thirty days after the filing of an application of
11 any person, issue a license to such person to carry a pistol
12 concealed on his or her person within this state for five years from
13 date of issue, for the purposes of protection or while engaged in
14 business, sport, or while traveling. However, if the applicant does
15 not have a valid permanent Washington driver's license or Washington
16 state identification card or has not been a resident of the state for
17 the previous consecutive ninety days, the issuing authority shall
18 have up to sixty days after the filing of the application to issue a
19 license. The issuing authority shall not refuse to accept completed
20 applications for concealed pistol licenses during regular business
21 hours.

22 The applicant's constitutional right to bear arms shall not be
23 denied, unless:

24 (a) He or she is ineligible to possess a firearm under the
25 provisions of RCW 9.41.040 or 9.41.045, or is prohibited from
26 possessing a firearm under federal law;

27 (b) The applicant's concealed pistol license is in a revoked
28 status;

29 (c) He or she is under twenty-one years of age;

30 (d) He or she is subject to a court order or injunction regarding
31 firearms pursuant to chapter 7.105 RCW, or RCW 9A.46.080, 10.99.040,
32 10.99.045, 26.09.050, 26.09.060, 26.10.040, 26.26B.020, or
33 26.26A.470, or any of the former RCW 10.14.080, 26.10.115, 26.50.060,
34 and 26.50.070;

35 (e) He or she is free on bond or personal recognizance pending
36 trial, appeal, or sentencing for a felony offense;

37 (f) He or she has an outstanding warrant for his or her arrest
38 from any court of competent jurisdiction for a felony or misdemeanor;
39 or

1 (g) He or she has been ordered to forfeit a firearm under RCW
2 9.41.098(1)(e) within one year before filing an application to carry
3 a pistol concealed on his or her person.

4 No person convicted of a felony may have his or her right to
5 possess firearms restored or his or her privilege to carry a
6 concealed pistol restored, unless the person has been granted relief
7 from disabilities by the attorney general under 18 U.S.C. Sec.
8 925(c), or RCW 9.41.040 (3) or (4) applies.

9 (2)(a) The issuing authority shall conduct a check through the
10 national instant criminal background check system, the Washington
11 state patrol electronic database, the health care authority
12 electronic database, and with other agencies or resources as
13 appropriate, to determine whether the applicant is ineligible under
14 RCW 9.41.040 or 9.41.045 to possess a firearm, or is prohibited from
15 possessing a firearm under federal law, and therefore ineligible for
16 a concealed pistol license.

17 (b) The issuing authority shall deny a permit to anyone who is
18 found to be prohibited from possessing a firearm under federal or
19 state law.

20 (c) (a) and (b) of this subsection apply whether the applicant is
21 applying for a new concealed pistol license or to renew a concealed
22 pistol license.

23 (d) A background check for an original license must be conducted
24 through the Washington state patrol criminal identification section
25 and shall include a national check from the federal bureau of
26 investigation through the submission of fingerprints. The results
27 will be returned to the issuing authority. The applicant may request
28 and receive a copy of the results of the background check from the
29 issuing authority. If the applicant seeks to amend or correct their
30 record, the applicant must contact the Washington state patrol for a
31 Washington state record or the federal bureau of investigation for
32 records from other jurisdictions.

33 (3) Any person whose firearms rights have been restricted and who
34 has been granted relief from disabilities by the attorney general
35 under 18 U.S.C. Sec. 925(c) or who is exempt under 18 U.S.C. Sec.
36 921(a)(20)(A) shall have his or her right to acquire, receive,
37 transfer, ship, transport, carry, and possess firearms in accordance
38 with Washington state law restored except as otherwise prohibited by
39 this chapter.

1 (4) The license application shall bear the full name, residential
2 address, telephone number at the option of the applicant, email
3 address at the option of the applicant, date and place of birth,
4 race, gender, description, a complete set of fingerprints, and
5 signature of the licensee, and the licensee's driver's license number
6 or state identification card number if used for identification in
7 applying for the license. A signed application for a concealed pistol
8 license shall constitute a waiver of confidentiality and written
9 request that the health care authority, mental health institutions,
10 and other health care facilities release information relevant to the
11 applicant's eligibility for a concealed pistol license to an
12 inquiring court or law enforcement agency.

13 The application for an original license shall include a complete
14 set of fingerprints to be forwarded to the Washington state patrol.

15 The license and application shall contain a warning substantially
16 as follows:

17 CAUTION: Although state and local laws do not differ, federal
18 law and state law on the possession of firearms differ. If
19 you are prohibited by federal law from possessing a firearm,
20 you may be prosecuted in federal court. A state license is
21 not a defense to a federal prosecution.

22 The license shall contain a description of the major differences
23 between state and federal law and an explanation of the fact that
24 local laws and ordinances on firearms are preempted by state law and
25 must be consistent with state law.

26 The application shall contain questions about the applicant's
27 eligibility under RCW 9.41.040 and federal law to possess a pistol,
28 the applicant's place of birth, and whether the applicant is a United
29 States citizen. If the applicant is not a United States citizen, the
30 applicant must provide the applicant's country of citizenship, United
31 States issued alien number or admission number, and the basis on
32 which the applicant claims to be exempt from federal prohibitions on
33 firearm possession by (~~aliens~~) noncitizens. The applicant shall not
34 be required to produce a birth certificate or other evidence of
35 citizenship. A person who is not a citizen of the United States
36 shall, if applicable, meet the additional requirements of RCW
37 9.41.173 and produce proof of compliance with RCW 9.41.173 upon
38 application. The license may be in triplicate or in a form to be
39 prescribed by the department of licensing.

1 A photograph of the applicant may be required as part of the
2 application and printed on the face of the license.

3 The original thereof shall be delivered to the licensee, the
4 duplicate shall within seven days be sent to the director of
5 licensing and the triplicate shall be preserved for six years, by the
6 authority issuing the license.

7 The department of licensing shall make available to law
8 enforcement and corrections agencies, in an online format, all
9 information received under this subsection.

10 (5) The nonrefundable fee, paid upon application, for the
11 original five-year license shall be thirty-six dollars plus
12 additional charges imposed by the federal bureau of investigation
13 that are passed on to the applicant. No other state or local branch
14 or unit of government may impose any additional charges on the
15 applicant for the issuance of the license.

16 The fee shall be distributed as follows:

17 (a) Fifteen dollars shall be paid to the state general fund;

18 (b) Four dollars shall be paid to the agency taking the
19 fingerprints of the person licensed;

20 (c) Fourteen dollars shall be paid to the issuing authority for
21 the purpose of enforcing this chapter;

22 (d) Two dollars and sixteen cents to the firearms range account
23 in the general fund; and

24 (e) Eighty-four cents to the concealed pistol license renewal
25 notification account created in RCW 43.79.540.

26 (6) The nonrefundable fee for the renewal of such license shall
27 be thirty-two dollars. No other branch or unit of government may
28 impose any additional charges on the applicant for the renewal of the
29 license.

30 The renewal fee shall be distributed as follows:

31 (a) Fifteen dollars shall be paid to the state general fund;

32 (b) Fourteen dollars shall be paid to the issuing authority for
33 the purpose of enforcing this chapter;

34 (c) Two dollars and sixteen cents to the firearms range account
35 in the general fund; and

36 (d) Eighty-four cents to the concealed pistol license renewal
37 notification account created in RCW 43.79.540.

38 (7) The nonrefundable fee for replacement of lost or damaged
39 licenses is ten dollars to be paid to the issuing authority.

1 (8) Payment shall be by cash, check, or money order at the option
2 of the applicant. Additional methods of payment may be allowed at the
3 option of the issuing authority.

4 (9) (a) A licensee may renew a license if the licensee applies for
5 renewal within ninety days before or after the expiration date of the
6 license. A license so renewed shall take effect on the expiration
7 date of the prior license. A licensee renewing after the expiration
8 date of the license must pay a late renewal penalty of ten dollars in
9 addition to the renewal fee specified in subsection (6) of this
10 section. The fee shall be distributed as follows:

11 (i) Three dollars shall be deposited in the limited fish and
12 wildlife account and used exclusively first for the printing and
13 distribution of a pamphlet on the legal limits of the use of
14 firearms, firearms safety, and the preemptive nature of state law,
15 and subsequently the support of volunteer instructors in the basic
16 firearms safety training program conducted by the department of fish
17 and wildlife. The pamphlet shall be given to each applicant for a
18 license; and

19 (ii) Seven dollars shall be paid to the issuing authority for the
20 purpose of enforcing this chapter.

21 (b) Beginning with concealed pistol licenses that expire on or
22 after August 1, 2018, the department of licensing shall mail a
23 renewal notice approximately ninety days before the license
24 expiration date to the licensee at the address listed on the
25 concealed pistol license application, or to the licensee's new
26 address if the licensee has notified the department of licensing of a
27 change of address. Alternatively, if the licensee provides an email
28 address at the time of license application, the department of
29 licensing may send the renewal notice to the licensee's email
30 address. The notice must contain the date the concealed pistol
31 license will expire, the amount of renewal fee, the penalty for late
32 renewal, and instructions on how to renew the license.

33 (10) Notwithstanding the requirements of subsections (1) through
34 (9) of this section, the chief of police of the municipality or the
35 sheriff of the county of the applicant's residence may issue a
36 temporary emergency license for good cause pending review under
37 subsection (1) of this section. However, a temporary emergency
38 license issued under this subsection shall not exempt the holder of
39 the license from any records check requirement. Temporary emergency
40 licenses shall be easily distinguishable from regular licenses.

1 (11) A political subdivision of the state shall not modify the
2 requirements of this section or chapter, nor may a political
3 subdivision ask the applicant to voluntarily submit any information
4 not required by this section.

5 (12) A person who knowingly makes a false statement regarding
6 citizenship or identity on an application for a concealed pistol
7 license is guilty of false swearing under RCW 9A.72.040. In addition
8 to any other penalty provided for by law, the concealed pistol
9 license of a person who knowingly makes a false statement shall be
10 revoked, and the person shall be permanently ineligible for a
11 concealed pistol license.

12 (13) A person may apply for a concealed pistol license:

13 (a) To the municipality or to the county in which the applicant
14 resides if the applicant resides in a municipality;

15 (b) To the county in which the applicant resides if the applicant
16 resides in an unincorporated area; or

17 (c) Anywhere in the state if the applicant is a nonresident.

18 (14) Any person who, as a member of the armed forces, including
19 the national guard and armed forces reserves, is unable to renew his
20 or her license under subsections (6) and (9) of this section because
21 of the person's assignment, reassignment, or deployment for out-of-
22 state military service may renew his or her license within ninety
23 days after the person returns to this state from out-of-state
24 military service, if the person provides the following to the issuing
25 authority no later than ninety days after the person's date of
26 discharge or assignment, reassignment, or deployment back to this
27 state: (a) A copy of the person's original order designating the
28 specific period of assignment, reassignment, or deployment for out-
29 of-state military service, and (b) if appropriate, a copy of the
30 person's discharge or amended or subsequent assignment, reassignment,
31 or deployment order back to this state. A license so renewed under
32 this subsection (14) shall take effect on the expiration date of the
33 prior license. A licensee renewing after the expiration date of the
34 license under this subsection (14) shall pay only the renewal fee
35 specified in subsection (6) of this section and shall not be required
36 to pay a late renewal penalty in addition to the renewal fee.

37 (15)(a) By October 1, 2019, law enforcement agencies that issue
38 concealed pistol licenses shall develop and implement a procedure for
39 the renewal of concealed pistol licenses through a mail application
40 process, and may develop an online renewal application process, for

1 any person who, as a member of the armed forces, including the
2 national guard and armed forces reserves, is unable to renew his or
3 her license under subsections (6) and (9) of this section because of
4 the person's assignment, reassignment, or deployment for out-of-state
5 military service.

6 (b) A person applying for a license renewal under this subsection
7 shall:

8 (i) Provide a copy of the person's original order designating the
9 specific period of assignment, reassignment, or deployment for out-
10 of-state military service;

11 (ii) Apply for renewal within ninety days before or after the
12 expiration date of the license; and

13 (iii) Pay the renewal licensing fee under subsection (6) of this
14 section, and, if applicable, the late renewal penalty under
15 subsection (9) of this section.

16 (c) A license renewed under this subsection takes effect on the
17 expiration date of the prior license and is valid for a period of one
18 year.

19 **Sec. 11.** RCW 9.41.070 and 2025 c 370 s 9 are each amended to
20 read as follows:

21 (1) The chief of police of a municipality or the sheriff of a
22 county shall within thirty days after the filing of an application of
23 any person, issue a license to such person to carry a concealed
24 pistol within this state for five years from date of issue, for the
25 purposes of protection or while engaged in business, sport, or while
26 traveling. However, if the applicant does not have a valid permanent
27 Washington driver's license or Washington state identification card
28 or has not been a resident of the state for the previous consecutive
29 ninety days, the issuing authority shall have up to sixty days after
30 the filing of the application to issue a license. The issuing
31 authority shall not refuse to accept completed applications for
32 concealed pistol licenses during regular business hours.

33 A concealed pistol license application shall be issued unless the
34 applicant is disqualified because the applicant:

35 (a) Is ineligible to possess a firearm under the provisions of
36 RCW 9.41.040 or 9.41.045, or is prohibited from possessing a firearm
37 under federal law;

38 (b) The applicant's concealed pistol license is in a revoked
39 status;

1 (c) Is under twenty-one years of age;

2 (d) Is subject to a court order or injunction regarding firearms
3 pursuant to chapter 7.105 RCW, or RCW 9A.46.080, 10.99.040,
4 10.99.045, 26.09.050, 26.09.060, 26.10.040, 26.26B.020, or
5 26.26A.470, or any of the former RCW 10.14.080, 26.10.115, 26.50.060,
6 and 26.50.070;

7 (e) Is free on bond or personal recognizance pending trial,
8 appeal, or sentencing for a felony offense;

9 (f) Has an outstanding warrant for the applicant's arrest from
10 any court of competent jurisdiction for a felony or misdemeanor;

11 (g) Has been ordered to forfeit a firearm under RCW
12 9.41.098(1)(e) within one year before filing an application for a
13 concealed pistol license; or

14 (h) Has failed to produce a certificate of completion from a
15 certified concealed carry firearms safety training program within the
16 last five years, as provided under subsection (5) of this section and
17 RCW 43.43.575, or proof that the applicant is exempt from the
18 training requirement.

19 No person convicted of a felony may have the person's right to
20 possess firearms restored or privilege to carry a concealed pistol
21 restored, unless the person has been granted relief from disabilities
22 by the attorney general under 18 U.S.C. Sec. 925(c), or RCW 9.41.040
23 (3) or (4) applies.

24 (2)(a) The issuing authority shall conduct a check through the
25 national instant criminal background check system, the Washington
26 state patrol electronic database, the administrative office of the
27 courts, LInX-NW, the health care authority electronic database, and
28 with other agencies or resources as appropriate, to determine whether
29 the applicant is ineligible under RCW 9.41.040 or 9.41.045 to possess
30 a firearm, or is prohibited from possessing a firearm under federal
31 or state law, and therefore ineligible for a concealed pistol
32 license.

33 (b) The issuing authority shall deny a license to anyone who is
34 found to be prohibited from possessing a firearm under federal or
35 state law or otherwise disqualified from obtaining a concealed pistol
36 license under the requirements of this section.

37 (c) (a) and (b) of this subsection apply whether the applicant is
38 applying for a new concealed pistol license or to renew a concealed
39 pistol license.

1 (d) A background check for an original license must be conducted
2 through the Washington state patrol criminal identification section
3 and shall include a national check from the federal bureau of
4 investigation through the submission of fingerprints. The results
5 will be returned to the issuing authority. The applicant may request
6 and receive a copy of the results of the background check from the
7 issuing authority. If the applicant seeks to amend or correct their
8 record, the applicant must contact the Washington state patrol for a
9 Washington state record or the federal bureau of investigation for
10 records from other jurisdictions. An applicant presenting a valid
11 permit to purchase firearms is exempt from the fingerprint check
12 requirement in a concealed pistol license application.

13 (e) (i) If an application for a concealed pistol license is
14 denied, the issuing authority shall send the applicant a written
15 notice of the denial citing the specific statute under which the
16 application is denied, and providing specific details regarding the
17 grounds for denial in compliance with rules governing the
18 dissemination of criminal history information. If the applicant
19 provides an email address at the time of application, the issuing
20 authority may send the denial notice to the applicant's email
21 address. The written notice also must include information on the
22 procedure for an applicant to request that the issuing authority
23 reconsider the denial of the application.

24 (ii) If the issuing authority after reconsideration upholds the
25 decision to deny the application, the applicant may seek judicial
26 relief of the denial in superior court pursuant to RCW 9.41.0975.

27 (3) Any person whose firearms rights have been restricted and who
28 has been granted relief from disabilities by the attorney general
29 under 18 U.S.C. Sec. 925(c) or who is exempt under 18 U.S.C. Sec.
30 921(a)(20)(A) shall have the person's right to acquire, receive,
31 transfer, ship, transport, carry, and possess firearms in accordance
32 with Washington state law restored except as otherwise prohibited by
33 this chapter.

34 (4) The license application shall bear the full name, residential
35 address, telephone number at the option of the applicant, email
36 address at the option of the applicant, date and place of birth,
37 race, gender, physical description, a complete set of fingerprints
38 unless the applicant presents a valid permit to purchase firearms
39 issued under RCW 9.41.121, signature of the licensee, and the
40 licensee's driver's license number or state identification card

1 number if used for identification in applying for the license. A
2 signed application for a concealed pistol license shall constitute a
3 waiver of confidentiality and written request that the health care
4 authority, mental health institutions, and other health care
5 facilities release information relevant to the applicant's
6 eligibility for a concealed pistol license to an inquiring court or
7 law enforcement agency.

8 The application for an original license shall include a complete
9 set of fingerprints to be forwarded to the Washington state patrol
10 unless the applicant presents a valid permit to purchase firearms
11 issued under RCW 9.41.121.

12 The license and application shall contain a warning substantially
13 as follows:

14 CAUTION: Although state and local laws do not differ, federal
15 law and state law on the possession of firearms differ. If
16 you are prohibited by federal law from possessing a firearm,
17 you may be prosecuted in federal court. A state license is
18 not a defense to a federal prosecution.

19 The license shall contain a description of the major differences
20 between state and federal law and an explanation of the fact that
21 local laws and ordinances on firearms are preempted by state law and
22 must be consistent with state law.

23 The application shall contain questions about the applicant's
24 eligibility under RCW 9.41.040 and federal law to possess a pistol,
25 the applicant's place of birth, and whether the applicant is a United
26 States citizen. If the applicant is not a United States citizen, the
27 applicant must provide the applicant's country of citizenship, United
28 States issued alien number or admission number, and the basis on
29 which the applicant claims to be exempt from federal prohibitions on
30 firearm possession by (~~aliens~~) noncitizens. The applicant shall not
31 be required to produce a birth certificate or other evidence of
32 citizenship. A person who is not a citizen of the United States
33 shall, if applicable, meet the additional requirements of RCW
34 9.41.173 and produce proof of compliance with RCW 9.41.173 upon
35 application. The license may be in triplicate or in a form to be
36 prescribed by the department of licensing.

37 A photograph of the applicant may be required as part of the
38 application and printed on the face of the license.

1 The original thereof shall be delivered to the licensee, the
2 duplicate shall within seven days be sent to the director of
3 licensing and the triplicate shall be preserved for six years, by the
4 authority issuing the license.

5 The department of licensing shall make available to law
6 enforcement and corrections agencies, in an online format, all
7 information received under this subsection.

8 (5) (a) The training required for issuance of a license under this
9 section must be from a concealed carry firearms safety training
10 program certified under RCW 43.43.575 that includes live-fire
11 shooting exercises on a firing range that include a demonstration by
12 the applicant of the safe handling of, and shooting proficiency with,
13 firearms, including a minimum of 50 rounds of ammunition firing
14 training at a firing range under the supervision of an instructor.

15 (b) Concealed pistol license applicants are exempt from the
16 training requirement in this section if they can demonstrate they are
17 exempt under RCW 9.41.1132(5).

18 (6) (a) The nonrefundable fee, paid upon application, for the
19 original five-year license shall be thirty-six dollars plus
20 additional charges imposed by the federal bureau of investigation
21 that are passed on to the applicant. No other state or local branch
22 or unit of government may impose any additional charges on the
23 applicant for the issuance of the license.

24 The fee shall be distributed as follows:

25 (i) Fifteen dollars shall be paid to the state general fund;

26 (ii) Four dollars shall be paid to the agency taking the
27 fingerprints of the person licensed;

28 (iii) Fourteen dollars shall be paid to the issuing authority for
29 the purpose of enforcing this chapter;

30 (iv) Two dollars and sixteen cents to the firearms range account
31 in the general fund; and

32 (v) Eighty-four cents to the concealed pistol license renewal
33 notification account created in RCW 43.79.540.

34 (b) The nonrefundable fee for the renewal of such license shall
35 be thirty-two dollars. No other branch or unit of government may
36 impose any additional charges on the applicant for the renewal of the
37 license.

38 The renewal fee shall be distributed as follows:

39 (i) Fifteen dollars shall be paid to the state general fund;

1 (ii) Fourteen dollars shall be paid to the issuing authority for
2 the purpose of enforcing this chapter;

3 (iii) Two dollars and sixteen cents to the firearms range account
4 in the general fund; and

5 (iv) Eighty-four cents to the concealed pistol license renewal
6 notification account created in RCW 43.79.540.

7 (c) The nonrefundable fee for replacement of lost or damaged
8 licenses is ten dollars to be paid to the issuing authority.

9 (d) Payment shall be by cash, check, or money order at the option
10 of the applicant. Additional methods of payment may be allowed at the
11 option of the issuing authority.

12 (7)(a) A licensee may renew a license if the licensee applies for
13 renewal within ninety days before or after the expiration date of the
14 license. A license so renewed shall take effect on the expiration
15 date of the prior license. A licensee renewing after the expiration
16 date of the license must pay a late renewal penalty of ten dollars in
17 addition to the renewal fee specified in subsection (6) of this
18 section. The fee shall be distributed as follows:

19 (i) Three dollars shall be deposited in the limited fish and
20 wildlife account and used exclusively first for the printing and
21 distribution of a pamphlet on the legal limits of the use of
22 firearms, firearms safety, and the preemptive nature of state law,
23 and subsequently the support of volunteer instructors in the basic
24 firearms safety training program conducted by the department of fish
25 and wildlife. The pamphlet shall be given to each applicant for a
26 license; and

27 (ii) Seven dollars shall be paid to the issuing authority for the
28 purpose of enforcing this chapter.

29 (b) Beginning with concealed pistol licenses that expire on or
30 after August 1, 2018, the department of licensing shall mail a
31 renewal notice approximately ninety days before the license
32 expiration date to the licensee at the address listed on the
33 concealed pistol license application, or to the licensee's new
34 address if the licensee has notified the department of licensing of a
35 change of address. Alternatively, if the licensee provides an email
36 address at the time of license application, the department of
37 licensing may send the renewal notice to the licensee's email
38 address. The notice must contain the date the concealed pistol
39 license will expire, the amount of renewal fee, the penalty for late
40 renewal, and instructions on how to renew the license.

1 (8) Notwithstanding the requirements of subsections (1) through
2 (7) of this section, the chief of police of the municipality or the
3 sheriff of the county of the applicant's residence may issue a
4 temporary emergency license for good cause pending review under
5 subsection (1) of this section. However, a temporary emergency
6 license issued under this subsection shall not exempt the holder of
7 the license from any records check requirement. Temporary emergency
8 licenses shall be easily distinguishable from regular licenses.

9 (9) A political subdivision of the state shall not modify the
10 requirements of this section or chapter, nor may a political
11 subdivision ask the applicant to voluntarily submit any information
12 not required by this section.

13 (10) A person who knowingly makes a false statement regarding
14 citizenship or identity on an application for a concealed pistol
15 license is guilty of false swearing under RCW 9A.72.040. In addition
16 to any other penalty provided for by law, the concealed pistol
17 license of a person who knowingly makes a false statement shall be
18 revoked, and the person shall be permanently ineligible for a
19 concealed pistol license.

20 (11) A person may apply for a concealed pistol license:

21 (a) To the municipality or to the county in which the applicant
22 resides if the applicant resides in a municipality;

23 (b) To the county in which the applicant resides if the applicant
24 resides in an unincorporated area; or

25 (c) Anywhere in the state if the applicant is a nonresident.

26 (12) Any person who, as a member of the armed forces, including
27 the national guard and armed forces reserves, is unable to renew a
28 license under subsection (7) of this section because of the person's
29 assignment, reassignment, or deployment for out-of-state military
30 service may renew the license within ninety days after the person
31 returns to this state from out-of-state military service, if the
32 person provides the following to the issuing authority no later than
33 ninety days after the person's date of discharge or assignment,
34 reassignment, or deployment back to this state: (a) A copy of the
35 person's original order designating the specific period of
36 assignment, reassignment, or deployment for out-of-state military
37 service, and (b) if appropriate, a copy of the person's discharge or
38 amended or subsequent assignment, reassignment, or deployment order
39 back to this state. A license renewed under this subsection shall
40 take effect on the expiration date of the prior license. A licensee

1 renewing after the expiration date of the license under this
2 subsection shall pay only the renewal fee specified in subsection (6)
3 of this section and shall not be required to pay a late renewal
4 penalty in addition to the renewal fee.

5 (13)(a) By October 1, 2019, law enforcement agencies that issue
6 concealed pistol licenses shall develop and implement a procedure for
7 the renewal of concealed pistol licenses through a mail application
8 process, and may develop an online renewal application process, for
9 any person who, as a member of the armed forces, including the
10 national guard and armed forces reserves, is unable to renew a
11 license under subsection (7) of this section because of the person's
12 assignment, reassignment, or deployment for out-of-state military
13 service.

14 (b) A person applying for a license renewal under this subsection
15 shall:

16 (i) Provide a copy of the person's original order designating the
17 specific period of assignment, reassignment, or deployment for out-
18 of-state military service;

19 (ii) Apply for renewal within ninety days before or after the
20 expiration date of the license; and

21 (iii) Pay the renewal licensing fee under subsection (6) of this
22 section, and, if applicable, the late renewal penalty under
23 subsection (7) of this section.

24 (c) A license renewed under this subsection takes effect on the
25 expiration date of the prior license and is valid for a period of one
26 year.

27 (14) Not later than one year after May 1, 2027, and annually
28 thereafter, issuing authorities shall submit aggregate license
29 application data as set forth in this section to the Washington state
30 patrol firearms background check program for statewide analysis of
31 the uniformity of the licensing system and any potential demographic
32 disparities. Not later than 18 months after May 1, 2027, and annually
33 thereafter, the Washington state patrol firearms background check
34 program shall submit to the state legislature a report that includes
35 all of the following information, to the extent available, regarding
36 concealed pistol licenses for the preceding year:

37 (a) The number of license applications submitted, issued, and
38 denied;

1 (b) Aggregate and anonymized demographic data on the number of
2 applicants seeking licenses that were issued, including race, gender,
3 date of birth, and county of residence;

4 (c) Aggregate and anonymized demographic data on the number of
5 applicants seeking licenses that were denied, including race, gender,
6 date of birth, and county of residence;

7 (d) The frequency with which licenses were denied for each of the
8 statutory disqualifying factors listed in this section;

9 (e) The number of license denial decisions appealed by license
10 applicants and the disposition of those appeals;

11 (f) The number of issued licenses revoked; and

12 (g) Information on the barriers, if any, to compiling and
13 analyzing the information listed in (a) through (f) of this
14 subsection.

15 **Sec. 12.** RCW 9.41.0975 and 2023 c 161 s 7 are each amended to
16 read as follows:

17 (1) The state, local governmental entities, any public or private
18 agency, and the employees of any state or local governmental entity
19 or public or private agency, acting in good faith, are immune from
20 liability:

21 (a) For failure to prevent the sale or transfer of a firearm to a
22 person whose receipt or possession of the firearm is unlawful;

23 (b) For preventing the sale or transfer of a firearm to a person
24 who may lawfully receive or possess a firearm;

25 (c) For issuing a concealed pistol license or ((alien))
26 noncitizen firearm license to a person ineligible for such a license;

27 (d) For failing to issue a concealed pistol license or ((alien))
28 noncitizen firearm license to a person eligible for such a license;

29 (e) For revoking or failing to revoke an issued concealed pistol
30 license or ((alien)) noncitizen firearm license;

31 (f) For errors in preparing or transmitting information as part
32 of determining a person's eligibility to receive or possess a
33 firearm, or eligibility for a concealed pistol license or ((alien))
34 noncitizen firearm license;

35 (g) For issuing a dealer's license to a person ineligible for
36 such a license; or

37 (h) For failing to issue a dealer's license to a person eligible
38 for such a license.

1 (2) An application may be made to a court of competent
2 jurisdiction for a writ of mandamus:

3 (a) Directing an issuing agency to issue a concealed pistol
4 license or ((~~alien~~)) noncitizen firearm license wrongfully refused;

5 (b) Directing the Washington state patrol firearms background
6 check program to approve an application to purchase a firearm
7 wrongfully denied;

8 (c) Directing that erroneous information resulting either in the
9 wrongful refusal to issue a concealed pistol license or ((~~alien~~))
10 noncitizen firearm license or in the wrongful denial of a purchase
11 application for a firearm be corrected; or

12 (d) Directing a law enforcement agency to approve a dealer's
13 license wrongfully denied.

14 The application for the writ may be made in the county in which
15 the application for a concealed pistol license or ((~~alien~~))
16 noncitizen firearm license or an application to purchase a firearm
17 was made, or in Thurston county, at the discretion of the petitioner.
18 A court shall provide an expedited hearing for an application brought
19 under this subsection (2) for a writ of mandamus. A person granted a
20 writ of mandamus under this subsection (2) shall be awarded
21 reasonable attorneys' fees and costs.

22 **Sec. 13.** RCW 9.41.0975 and 2025 c 370 s 12 are each amended to
23 read as follows:

24 (1) The state, local governmental entities, any public or private
25 agency, and the employees of any state or local governmental entity
26 or public or private agency, acting in good faith, are immune from
27 liability:

28 (a) For failure to prevent the sale or transfer of a firearm to a
29 person whose receipt or possession of the firearm is unlawful;

30 (b) For preventing the sale or transfer of a firearm to a person
31 who may lawfully receive or possess a firearm;

32 (c) For issuing a permit to purchase firearms, concealed pistol
33 license, or ((~~alien~~)) noncitizen firearm license to a person
34 ineligible for such a license;

35 (d) For failing to issue a permit to purchase firearms, concealed
36 pistol license, or ((~~alien~~)) noncitizen firearm license to a person
37 eligible for such a license;

1 (e) For revoking or failing to revoke an issued permit to
2 purchase firearms, concealed pistol license, or ((alien)) noncitizen
3 firearm license;

4 (f) For errors in preparing or transmitting information as part
5 of determining a person's eligibility to receive or possess a
6 firearm, or eligibility for a permit to purchase firearms, concealed
7 pistol license, or ((alien)) noncitizen firearm license;

8 (g) For issuing a dealer's license to a person ineligible for
9 such a license; or

10 (h) For failing to issue a dealer's license to a person eligible
11 for such a license.

12 (2) An application may be made to a court of competent
13 jurisdiction for a writ of mandamus:

14 (a) Directing an issuing agency to issue a concealed pistol
15 license, permit to purchase firearms, or ((alien)) noncitizen firearm
16 license wrongfully refused, or to reinstate a concealed pistol
17 license or permit to purchase firearms wrongfully revoked;

18 (b) Directing the Washington state patrol firearms background
19 check program to approve an application to purchase a firearm
20 wrongfully denied;

21 (c) Directing that erroneous information resulting either in the
22 wrongful refusal to issue a permit to purchase firearms, concealed
23 pistol license, or ((alien)) noncitizen firearm license or in the
24 wrongful denial of an application for the purchase or transfer of a
25 firearm be corrected; or

26 (d) Directing a law enforcement agency to approve a dealer's
27 license wrongfully denied.

28 The application for the writ may be made in the county in which
29 the application for a permit to purchase firearms, concealed pistol
30 license, or ((alien)) noncitizen firearm license or an application to
31 purchase a firearm was made, or in Thurston county, at the discretion
32 of the petitioner. A court shall provide an expedited hearing for an
33 application brought under this subsection (2) for a writ of mandamus.
34 A person granted a writ of mandamus under this subsection (2) shall
35 be awarded reasonable attorneys' fees and costs.

36 **Sec. 14.** RCW 9.41.121 and 2025 c 370 s 2 are each amended to
37 read as follows:

38 (1) A person may apply for a permit to purchase firearms with the
39 Washington state patrol firearms background check program.

1 (2) An applicant for a permit to purchase firearms must submit to
2 the Washington state patrol firearms background check program:

3 (a) A completed permit application as provided in subsection (3)
4 of this section;

5 (b) A complete set of fingerprints taken by the local law
6 enforcement agency in the jurisdiction in which the applicant
7 resides;

8 (c) A certificate of completion of a certified firearms safety
9 training program within the last five years, or proof that the
10 applicant is exempt from the training requirement, as provided in RCW
11 9.41.1132; and

12 (d) The permit application fee as provided in subsection (11) of
13 this section.

14 (3) An application for a permit to purchase firearms must include
15 the applicant's:

16 (a) Full name and place and date of birth;

17 (b) Residential address and current mailing address if different
18 from the residential address;

19 (c) Driver's license number or state identification card number;

20 (d) Physical description;

21 (e) Race and gender;

22 (f) Telephone number and email address, at the option of the
23 applicant; and

24 (g) Electronic signature.

25 (4) The application must contain questions about the applicant's
26 eligibility to possess firearms under state and federal law and
27 whether the applicant is a United States citizen. If the applicant is
28 not a United States citizen, the applicant must provide the
29 applicant's country of citizenship, United States-issued alien number
30 or admission number, and the basis on which the applicant claims to
31 be exempt from federal prohibitions on firearm possession by
32 (~~aliens~~) noncitizens. The applicant shall not be required to
33 produce a birth certificate or other evidence of citizenship. A
34 person who is not a citizen of the United States shall, if
35 applicable, meet the additional requirements of RCW 9.41.173 and
36 produce proof of compliance with RCW 9.41.173 upon application.

37 (5) A signed application for a permit to purchase firearms shall
38 constitute a waiver of confidentiality and written request that
39 courts, the health care authority, mental health institutions, and
40 other health care facilities release information relevant to the

1 applicant's eligibility for a permit to purchase firearms to an
2 inquiring court or the Washington state patrol firearms background
3 check program.

4 (6) The Washington state patrol firearms background check program
5 shall issue a permit to purchase firearms to an eligible applicant,
6 or deny the completed application, within 30 days of the date the
7 completed application was filed, or within 60 days of when the
8 completed application was filed if the applicant does not have a
9 valid permanent Washington driver's license or Washington state
10 identification card or has not been a resident of the state for the
11 previous consecutive 90 days, unless additional time is necessary in
12 order to obtain all required information and records needed for
13 determining the applicant's eligibility for the permit.

14 (7)(a) A permit to purchase firearms shall be issued unless the
15 applicant is disqualified because the applicant:

16 (i) Is prohibited from purchasing or possessing a firearm under
17 state or federal law;

18 (ii) Is subject to a court order or injunction regarding firearms
19 issued pursuant to chapter 7.105, 9A.40, 9A.44, 9A.46, 9A.88, 10.99,
20 26.09, 26.26B, or 26.26A RCW, or any of the former chapters 10.14,
21 26.10, and 26.50 RCW;

22 (iii) Has an outstanding warrant for the applicant's arrest from
23 any court of competent jurisdiction for a felony or misdemeanor
24 making a person ineligible to possess a firearm under RCW 9.41.040;
25 or

26 (iv) Has failed to produce a certificate of completion of a
27 certified firearms safety training program within the last five
28 years, or proof that the applicant is exempt from the training
29 requirement.

30 (b) If an application for a permit to purchase firearms is
31 denied, the Washington state patrol firearms background check program
32 shall send the applicant a written notice of the denial stating the
33 specific grounds on which the permit to purchase firearms is denied.
34 If the applicant provides an email address at the time of
35 application, the Washington state patrol firearms background check
36 program may send the denial notice to the applicant's email address.

37 (8)(a) In determining whether the applicant is eligible for a
38 permit to purchase firearms, the Washington state patrol firearms
39 background check program shall check with the national instant
40 criminal background check system, the Washington state patrol

1 electronic database, the health care authority electronic database,
2 the administrative office of the courts, LInX-NW, and with other
3 agencies or resources as appropriate.

4 (b) A background check for an original permit must be conducted
5 through the Washington state patrol criminal records division and
6 shall include a national check from the federal bureau of
7 investigation through the submission of fingerprints. The results
8 will be returned to the Washington state patrol firearms background
9 check program. The applicant may request and receive a copy of the
10 results of the background check from the Washington state patrol. If
11 the applicant seeks to amend or correct their record, the applicant
12 must contact the Washington state patrol for a Washington state
13 record or the federal bureau of investigation for records from other
14 jurisdictions.

15 (9) The Washington state patrol firearms background check program
16 shall develop procedures to verify on an annual basis that persons
17 who have been issued a permit to purchase firearms remain eligible to
18 possess firearms under state and federal law and continue to meet
19 other firearm eligibility requirements. If a person is determined to
20 be ineligible, the Washington state patrol firearms background check
21 program shall revoke the permit under subsection (14) of this
22 section, and provide notification of the revocation and relevant
23 information to the chief of police or the sheriff of the jurisdiction
24 in which the permit holder resides so that local law enforcement may
25 take steps to ensure the permit holder is not illegally in possession
26 of firearms.

27 (10) The permit to purchase firearms must be in a form prescribed
28 by the Washington state patrol firearms background check program and
29 must contain a unique permit number, expiration date, and the name,
30 date of birth, residential address, and brief description of the
31 licensee.

32 (11)(a) A permit to purchase firearms is valid for a period of
33 five years. A person may renew a permit to purchase firearms by
34 applying for renewal in accordance with the requirements of this
35 section within 90 days before or after the expiration date of the
36 permit. A renewed permit to purchase firearms takes effect on the
37 expiration date of the prior permit to purchase firearms and is valid
38 for a period of five years.

39 (b)(i) The Washington state patrol firearms background check
40 program may charge permit application fees which will cover as nearly

1 as practicable the direct and indirect costs to the Washington state
2 patrol incurred in creating and administering the permit to purchase
3 firearms program. The Washington state patrol firearms background
4 check program shall establish a late penalty for late renewal of a
5 permit to purchase firearms. The Washington state patrol firearms
6 background check program shall transmit the fees collected to the
7 state treasurer for deposit in the state firearms background check
8 system account created in RCW 43.43.590.

9 (ii) In addition to the permit application fee, an applicant for
10 a permit to purchase firearms must pay the fingerprint processing fee
11 under RCW 43.43.742.

12 (12) The Washington state patrol firearms background check
13 program shall mail a renewal notice to the holder of a permit to
14 purchase firearms approximately 90 days before the expiration date of
15 the permit at the address listed on the application, or to the permit
16 holder's new address if the permit holder has notified the Washington
17 state patrol firearms background check program of a change of
18 address. If the permit holder provides an email address at the time
19 of application, the Washington state patrol firearms background check
20 program may send the renewal notice to the permit holder's email
21 address. The notice must contain the date the permit to purchase
22 firearms will expire, the amount of the renewal fee, the penalty for
23 late renewal, and instructions on how to renew the permit to purchase
24 firearms.

25 (13) A permit to purchase firearms issued under this section does
26 not authorize the holder of the permit to carry a concealed pistol.

27 (14) The Washington state patrol firearms background check
28 program shall revoke a permit to purchase firearms on the occurrence
29 of any act or condition that would prevent the issuance of a permit
30 to purchase firearms. The Washington state patrol firearms background
31 check program shall send the permit holder a written notice of the
32 revocation stating the specific grounds on which the permit is
33 revoked.

34 (15) If a permit application is denied or a permit is revoked, a
35 person aggrieved by the denial or revocation is entitled to seek
36 relief of the denial or revocation in superior court pursuant to RCW
37 9.41.0975.

38 (16) Not later than one year after May 1, 2027, and annually
39 thereafter, the Washington state patrol firearms background check

1 program shall submit to the state legislature a report that includes
2 all of the following information for the preceding year:

3 (a) The number of permit applications submitted, issued, and
4 denied;

5 (b) Aggregate and anonymized demographic data on the number of
6 applicants seeking permits that were issued, including race, gender,
7 date of birth, and county of residence;

8 (c) Aggregate and anonymized demographic data on the number of
9 applicants seeking permits that were denied, including race, gender,
10 date of birth, and county of residence;

11 (d) The frequency with which permits were denied for each of the
12 statutory disqualifying factors listed in this section;

13 (e) The number of permit denial decisions appealed by permit
14 applicants and the disposition of those appeals;

15 (f) The number of issued permits revoked; and

16 (g) The number of cases that the Washington state patrol has
17 provided notice of permit revocations and relevant information to
18 local law enforcement agencies, and the number of cases that local
19 law enforcement agencies have taken action to remove firearms
20 purchased with a permit that was subsequently revoked and the number
21 of firearms recovered in such cases.

22 **Sec. 15.** RCW 9.41.129 and 2019 c 3 s 14 are each amended to read
23 as follows:

24 The department of licensing shall keep copies or records of
25 applications for concealed pistol licenses provided for in RCW
26 9.41.070, copies or records of applications for (~~(alien)~~) noncitizen
27 firearm licenses, copies or records of applications to purchase
28 pistols or semiautomatic assault rifles provided for in RCW 9.41.090,
29 and copies or records of pistol or semiautomatic assault rifle
30 transfers provided for in RCW 9.41.110. The copies and records shall
31 not be disclosed except as provided in RCW 42.56.240(4).

32 **Sec. 16.** RCW 9.41.129 and 2025 c 370 s 14 are each amended to
33 read as follows:

34 The department of licensing shall keep copies or records of
35 applications for concealed pistol licenses provided for in RCW
36 9.41.070, copies or records of applications for (~~(alien)~~) noncitizen
37 firearm licenses, copies or records of applications for the purchase
38 or transfer of firearms provided for in RCW 9.41.090, and copies or

1 records of firearm transfers provided for in RCW 9.41.110. The copies
2 and records shall not be disclosed except as provided in RCW
3 42.56.240(4).

4 **Sec. 17.** RCW 9.41.171 and 2024 c 330 s 4 are each amended to
5 read as follows:

6 It is a class C felony for any person who is not a citizen of the
7 United States to carry or possess any firearm, unless the person: (1)
8 Is a lawful permanent resident; (2) has obtained a valid (~~alien~~)
9 noncitizen firearm license pursuant to RCW 9.41.173; (3) is a
10 deferred action for childhood arrivals recipient lawfully employed as
11 a peace officer as defined in RCW 10.120.010 or a corrections officer
12 as defined in RCW 43.101.010; or (4) meets the requirements of RCW
13 9.41.175.

14 **Sec. 18.** RCW 9.41.173 and 2021 c 215 s 95 are each amended to
15 read as follows:

16 (1) In order to obtain (~~an alien~~) a noncitizen firearm license,
17 a nonimmigrant (~~alien~~) noncitizen residing in Washington must apply
18 to the sheriff of the county in which he or she resides.

19 (2) The sheriff of the county shall within sixty days after the
20 filing of an application of a nonimmigrant (~~alien~~) noncitizen
21 residing in the state of Washington, issue (~~an alien~~) a noncitizen
22 firearm license to such person to carry or possess a firearm for the
23 purposes of hunting and sport shooting. The license shall be good for
24 two years. The issuing authority shall not refuse to accept completed
25 applications for (~~alien~~) noncitizen firearm licenses during regular
26 business hours. An application for a license may not be denied,
27 unless the applicant's (~~alien~~) noncitizen firearm license is in a
28 revoked status, or the applicant:

29 (a) Is ineligible to possess a firearm under the provisions of
30 RCW 9.41.040 or 9.41.045;

31 (b) Is subject to a court order or injunction regarding firearms
32 pursuant to chapter 7.105 RCW, or RCW 9A.46.080, 10.99.040,
33 10.99.045, 26.09.050, 26.09.060, 26.10.040, 26.26B.020, or
34 26.26A.470, or any of the former RCW 10.14.080, 26.10.115, 26.50.060,
35 and 26.50.070;

36 (c) Is free on bond or personal recognizance pending trial,
37 appeal, or sentencing for a felony offense; or

1 (d) Has an outstanding warrant for his or her arrest from any
2 court of competent jurisdiction for a felony or misdemeanor.

3 No license application shall be granted to a nonimmigrant
4 (~~(alien)~~) noncitizen convicted of a felony unless the person has been
5 granted relief from disabilities by the attorney general under 18
6 U.S.C. Sec. 925(c), or unless RCW 9.41.040 (3) or (4) applies.

7 (3) The sheriff shall check with the national crime information
8 center, the Washington state patrol electronic database, the health
9 care authority electronic database, and with other agencies or
10 resources as appropriate, to determine whether the applicant is
11 ineligible under RCW 9.41.040 or 9.41.045 to possess a firearm.

12 (4) The license application shall bear the full name, residential
13 address, telephone number at the option of the applicant, date and
14 place of birth, race, gender, description, a complete set of
15 fingerprints, and signature of the applicant, a copy of the
16 applicant's passport and visa showing the applicant is in the country
17 legally, and a valid Washington hunting license or documentation that
18 the applicant is a member of a sport shooting club.

19 A signed application for (~~(an alien)~~) a noncitizen firearm
20 license shall constitute a waiver of confidentiality and written
21 request that the health care authority, mental health institutions,
22 and other health care facilities release information relevant to the
23 applicant's eligibility for (~~(an alien)~~) a noncitizen firearm license
24 to an inquiring court or law enforcement agency.

25 The application for an original license shall include a complete
26 set of fingerprints to be forwarded to the Washington state patrol.

27 The license and application shall contain a warning substantially
28 as follows:

29 CAUTION: Although state and local laws do not differ, federal
30 law and state law on the possession of firearms differ. If
31 you are prohibited by federal law from possessing a firearm,
32 you may be prosecuted in federal court. A state license is
33 not a defense to a federal prosecution.

34 The license shall contain a description of the major differences
35 between state and federal law and an explanation of the fact that
36 local laws and ordinances on firearms are preempted by state law and
37 must be consistent with state law. The application shall contain
38 questions about the applicant's eligibility under RCW 9.41.040 to
39 possess a firearm. The nonimmigrant (~~(alien)~~) noncitizen applicant

1 shall be required to produce a passport and visa as evidence of being
2 in the country legally.

3 The license may be in triplicate or in a form to be prescribed by
4 the department of licensing. The original thereof shall be delivered
5 to the licensee, the duplicate shall within seven days be sent to the
6 director of licensing and the triplicate shall be preserved for six
7 years, by the authority issuing the license.

8 The department of licensing shall make available to law
9 enforcement and corrections agencies, in an online format, all
10 information received under this section.

11 (5) The sheriff has the authority to collect a nonrefundable fee,
12 paid upon application, for the two-year license. The fee shall be
13 fifty dollars plus additional charges imposed by the Washington state
14 patrol and the federal bureau of investigation that are passed on to
15 the applicant. No other state or local branch or unit of government
16 may impose any additional charges on the applicant for the issuance
17 of the license. The fee shall be retained by the sheriff.

18 (6) Payment shall be by cash, check, or money order at the option
19 of the applicant. Additional methods of payment may be allowed at the
20 option of the sheriff.

21 (7) A political subdivision of the state shall not modify the
22 requirements of this section, nor may a political subdivision ask the
23 applicant to voluntarily submit any information not required by this
24 section.

25 (8) A person who knowingly makes a false statement regarding
26 citizenship or identity on an application for ~~((an—alien))~~ a
27 noncitizen firearm license is guilty of false swearing under RCW
28 9A.72.040. In addition to any other penalty provided for by law, the
29 ~~((alien))~~ noncitizen firearm license of a person who knowingly makes
30 a false statement shall be revoked, and the person shall be
31 permanently ineligible for ~~((an—alien))~~ a noncitizen firearm license.

32 **Sec. 19.** RCW 9.41.175 and 2009 c 216 s 4 are each amended to
33 read as follows:

34 (1) A nonimmigrant ~~((alien))~~ noncitizen, who is not a resident of
35 Washington or a citizen of Canada, may carry or possess any firearm
36 without having first obtained ~~((an—alien))~~ a noncitizen firearm
37 license if the nonimmigrant ~~((alien))~~ noncitizen possesses:

38 (a) A valid passport and visa showing he or she is in the country
39 legally;

1 (b) If required under federal law, an approved United States
2 department of justice ATF-6 NIA application and permit for temporary
3 importation of firearms and ammunition by nonimmigrant aliens; and

4 (c) (i) A valid hunting license issued by a state or territory of
5 the United States; or

6 (ii) An invitation to participate in a trade show or sport
7 shooting event being conducted in this state, another state, or
8 another country that is contiguous with this state.

9 (2) A citizen of Canada may carry or possess any firearm so long
10 as he or she possesses:

11 (a) Valid documentation as required for entry into the United
12 States;

13 (b) If required under federal law, an approved United States
14 department of justice ATF-6 NIA application and permit for temporary
15 importation of firearms and ammunition by nonimmigrant aliens; and

16 (c) (i) A valid hunting license issued by a state or territory of
17 the United States; or

18 (ii) An invitation to participate in a trade show or sport
19 shooting event being conducted in this state, another state, or
20 another country that is contiguous with this state.

21 (3) For purposes of subsections (1) and (2) of this section, the
22 firearms may only be possessed for the purpose of using them in the
23 hunting of game while such persons are in the act of hunting, or
24 while on a hunting trip, or while such persons are competing in a
25 bona fide trap or skeet shoot or any other organized contest where
26 rifles, pistols, or shotguns are used. Nothing in this section shall
27 be construed to allow (~~aliens~~) noncitizens to hunt or fish in this
28 state without first having obtained a regular hunting or fishing
29 license.

30 **Sec. 20.** RCW 9.94A.685 and 2011 c 206 s 1 are each amended to
31 read as follows:

32 (1) Subject to the limitations of this section, any (~~alien~~)
33 noncitizen offender committed to the custody of the department under
34 the sentencing reform act of 1981, this chapter (~~(9.94A-RCW)~~), who
35 has been found by the United States attorney general to be subject to
36 a final order of deportation or exclusion, may be placed on
37 conditional release status and released to the immigration and
38 customs enforcement agency for deportation at any time prior to the
39 expiration of the offender's term of confinement. Conditional release

1 shall continue until the expiration of the statutory maximum sentence
2 provided by law for the crime or crimes of which the offender was
3 convicted. If the offender has multiple current convictions, the
4 statutory maximum sentence allowed by law for each crime shall run
5 concurrently.

6 (2) No offender may be released under this section unless the
7 secretary or the secretary's designee has reached an agreement with
8 the immigration and customs enforcement agency that the ((alien))
9 noncitizen offender placed on conditional release status will be
10 detained in total confinement at a facility operated by the
11 immigration and customs enforcement agency pending the offender's
12 return to the country of origin or other location designated in the
13 final deportation or exclusion order.

14 No offender may be released under this section who is serving a
15 sentence for a violent offense or sex offense, as defined in RCW
16 9.94A.030.

17 (3) The unserved portion of the term of confinement of any
18 offender released under this section shall be tolled at the time the
19 offender is released to the immigration and customs enforcement
20 agency for deportation. Upon the release of an offender to the
21 immigration and customs enforcement agency, the department shall
22 issue a warrant for the offender's arrest within the United States.
23 This warrant shall remain in effect indefinitely.

24 (4) Upon arrest of an offender, the department may seek
25 extradition as necessary and the offender may be returned to the
26 department for completion of the unserved portion of the offender's
27 term of total confinement. If returned, the offender shall also be
28 required to fully comply with all the terms and conditions of the
29 sentence.

30 (5) ((Alien)) Noncitizen offenders released to the immigration
31 and customs enforcement agency for deportation under this section are
32 not thereby relieved of their obligation to pay restitution or other
33 legal financial obligations ordered by the sentencing court.

34 (6) Any offender released pursuant to this section who returns
35 illegally to the United States may not thereafter be released again
36 pursuant to this section.

37 (7) The secretary is authorized to take all reasonable actions to
38 implement this section and shall assist federal authorities in
39 prosecuting ((alien)) noncitizen offenders who may illegally reenter
40 the United States and enter the state of Washington.

1 (8) The provisions of this section apply to persons convicted
2 before, on, or after April 29, 2011.

3 **Sec. 21.** RCW 13.50.260 and 2023 c 180 s 1 are each amended to
4 read as follows:

5 (1)(a) The court shall hold regular sealing hearings. During
6 these regular sealing hearings, the court shall administratively seal
7 an individual's juvenile record pursuant to the requirements of this
8 subsection. Although the juvenile record shall be sealed, the social
9 file may be available to any juvenile justice or care agency when an
10 investigation or case involving the juvenile subject of the records
11 is being prosecuted by the juvenile justice or care agency or when
12 the juvenile justice or care agency is assigned the responsibility of
13 supervising the juvenile. The juvenile respondent's presence is not
14 required at any administrative sealing hearing.

15 (b) At the disposition hearing of a juvenile offender, the court
16 shall schedule an administrative sealing hearing to take place during
17 the first regularly scheduled sealing hearing after the latest of the
18 following events that apply:

19 (i) The respondent's eighteenth birthday;

20 (ii) Anticipated end date of a respondent's probation, if
21 ordered;

22 (iii) Anticipated release from confinement at the juvenile
23 rehabilitation administration, or the completion of parole, if the
24 respondent is transferred to the juvenile rehabilitation
25 administration.

26 (c) The court shall not schedule an administrative sealing
27 hearing at the disposition and no administrative sealing hearing
28 shall occur if one of the offenses for which the court has entered a
29 disposition is at the time of commission of the offense:

30 (i) A most serious offense, as defined in RCW 9.94A.030;

31 (ii) A sex offense under chapter 9A.44 RCW; or

32 (iii) A drug offense, as defined in RCW 9.94A.030.

33 (d) At the time of the scheduled administrative sealing hearing,
34 the court shall enter a written order sealing the respondent's
35 juvenile court record pursuant to this subsection if the court finds
36 by a preponderance of the evidence that the respondent is no longer
37 on supervision for the case being considered for sealing and has paid
38 the full amount of restitution owing to the individual victim named
39 in the restitution order, excluding restitution owed to any public or

1 private entity providing insurance coverage or health care coverage.
2 In determining whether the respondent is on supervision or owes
3 restitution, the court shall take judicial notice of court records,
4 including records of the county clerk, and, if necessary, sworn
5 testimony from a representative of the juvenile department.

6 (e) At the time of the administrative sealing hearing, if the
7 court finds the respondent remains on supervision for the case being
8 considered for sealing, then the court shall continue the
9 administrative sealing hearing to a date within thirty days following
10 the anticipated end date of the respondent's supervision. At the next
11 administrative sealing hearing, the court shall again determine the
12 respondent's eligibility for sealing his or her juvenile court record
13 pursuant to (d) of this subsection, and, if necessary, continue the
14 hearing again as provided in this subsection.

15 (f)(i) During the administrative sealing hearing, if the court
16 finds the respondent is no longer on supervision for the case being
17 considered for sealing, but the respondent has not paid the full
18 amount of restitution owing to the individual victim named in the
19 restitution order, excluding any public or private entity providing
20 insurance coverage or health care coverage, the court shall deny
21 sealing the juvenile court record in a written order that: (A)
22 Specifies the amount of restitution that remains unpaid to the
23 original victim, excluding any public or private entity providing
24 insurance coverage or health care coverage; and (B) provides
25 direction to the respondent on how to pursue the sealing of records
26 associated with this cause of action.

27 (ii) Within five business days of the entry of the written order
28 denying the request to seal a juvenile court record, the juvenile
29 court department staff shall notify the respondent of the denial by
30 providing a copy of the order of denial to the respondent in person
31 or in writing mailed to the respondent's last known address in the
32 department of licensing database or the respondent's address provided
33 to the court, whichever is more recent.

34 (iii) At any time following entry of the written order denying
35 the request to seal a juvenile court record, the respondent may
36 contact the juvenile court department, provide proof of payment of
37 the remaining unpaid restitution to the original victim, excluding
38 any public or private entity providing insurance coverage or health
39 care coverage, and request an administrative sealing hearing. Upon
40 verification of the satisfaction of the restitution payment, the

1 juvenile court department staff shall circulate for signature an
2 order sealing the file, and file the signed order with the clerk's
3 office, who shall seal the record.

4 (iv) The administrative office of the courts must ensure that
5 sealed juvenile records remain private in case of an appeal and are
6 either not posted or redacted from any clerks papers that are posted
7 online with the appellate record, as well as taking any other prudent
8 steps necessary to avoid exposing sealed juvenile records to the
9 public.

10 (2) Except for dismissal of a deferred disposition under RCW
11 13.40.127, the court shall enter a written order immediately sealing
12 the official juvenile court record upon the acquittal after a fact
13 finding or upon the dismissal of charges with prejudice, subject to
14 the state's right, if any, to appeal the dismissal.

15 (3) If a juvenile court record has not already been sealed
16 pursuant to this section, in any case in which information has been
17 filed pursuant to RCW 13.40.100 or a complaint has been filed with
18 the prosecutor and referred for diversion pursuant to RCW 13.40.070,
19 the person who is the subject of the information or complaint may
20 file a motion with the court to have the court vacate its order and
21 findings, if any; resolve the status of any debts owing; and, subject
22 to RCW 13.50.050(13), order the sealing of the official juvenile
23 court record, the social file, and records of the court and of any
24 other agency in the case, with the exception of identifying
25 information under RCW 13.50.050(13).

26 (4) (a) The court shall grant any motion to seal records for class
27 A offenses made pursuant to subsection (3) of this section if:

28 (i) Since the last date of release from confinement, including
29 full-time residential treatment, if any, or entry of disposition, the
30 person has spent five consecutive years in the community without
31 committing any offense or crime that subsequently results in an
32 adjudication or conviction;

33 (ii) No proceeding is pending against the moving party seeking
34 the conviction of a juvenile offense or a criminal offense;

35 (iii) No proceeding is pending seeking the formation of a
36 diversion agreement with that person;

37 (iv) The person is no longer required to register as a sex
38 offender under RCW 9A.44.130 or has been relieved of the duty to
39 register under RCW 9A.44.143 if the person was convicted of a sex
40 offense;

1 (v) The person has not been convicted of rape in the first
2 degree, rape in the second degree, or indecent liberties that was
3 actually committed with forcible compulsion; and

4 (vi) The person has paid the full amount of restitution owing to
5 the individual victim named in the restitution order, excluding
6 restitution owed to any public or private entity providing insurance
7 coverage or health care coverage.

8 (b) The court shall grant any motion to seal records for class B,
9 class C, gross misdemeanor, and misdemeanor offenses and diversions
10 made under subsection (3) of this section if:

11 (i) Since the date of last release from confinement, including
12 full-time residential treatment, if any, entry of disposition, or
13 completion of the diversion agreement, the person has spent two
14 consecutive years in the community without being convicted of any
15 offense or crime;

16 (ii) No proceeding is pending against the moving party seeking
17 the conviction of a juvenile offense or a criminal offense;

18 (iii) No proceeding is pending seeking the formation of a
19 diversion agreement with that person;

20 (iv) The person is no longer required to register as a sex
21 offender under RCW 9A.44.130 or has been relieved of the duty to
22 register under RCW 9A.44.143 if the person was convicted of a sex
23 offense; and

24 (v) The person has paid the full amount of restitution owing to
25 the individual victim named in the restitution order, excluding
26 restitution owed to any insurance provider authorized under Title 48
27 RCW.

28 (c) Notwithstanding the requirements in (a) or (b) of this
29 subsection, the court shall grant any motion to seal records of any
30 deferred disposition vacated under RCW 13.40.127(9) prior to June 7,
31 2012, if restitution has been paid and the person is eighteen years
32 of age or older at the time of the motion.

33 (5) The person making a motion pursuant to subsection (3) of this
34 section shall give reasonable notice of the motion to the prosecution
35 and to any person or agency whose records are sought to be sealed.

36 (6) (a) If the court enters a written order sealing the juvenile
37 court record pursuant to this section, it shall, subject to RCW
38 13.50.050(13), order sealed the official juvenile court record, the
39 social file, and other records relating to the case as are named in
40 the order. Thereafter, the proceedings in the case shall be treated

1 as if they never occurred, and the subject of the records may reply
2 accordingly to any inquiry about the events, records of which are
3 sealed. Any agency shall reply to any inquiry concerning confidential
4 or sealed records that records are confidential, and no information
5 can be given about the existence or nonexistence of records
6 concerning an individual.

7 (b) In the event the subject of the juvenile records receives a
8 full and unconditional pardon, the proceedings in the matter upon
9 which the pardon has been granted shall be treated as if they never
10 occurred, and the subject of the records may reply accordingly to any
11 inquiry about the events upon which the pardon was received. Any
12 agency shall reply to any inquiry concerning the records pertaining
13 to the events for which the subject received a pardon that records
14 are confidential, and no information can be given about the existence
15 or nonexistence of records concerning an individual.

16 (c) Effective July 1, 2019, the department of licensing may
17 release information related to records the court has ordered sealed
18 only to the extent necessary to comply with federal law and
19 regulation.

20 (7) Inspection of the files and records included in the order to
21 seal may thereafter be permitted only by order of the court upon
22 motion made by the person who is the subject of the information or
23 complaint, except as otherwise provided in RCW 13.50.010(8) and
24 13.50.050(13).

25 (8)(a) Any adjudication of a juvenile offense or a crime
26 subsequent to sealing has the effect of nullifying a sealing order;
27 however, the court may order the juvenile court record resealed upon
28 disposition of the subsequent matter if the case meets the sealing
29 criteria under this section and the court record has not previously
30 been resealed.

31 (b) Any charging of an adult felony subsequent to the sealing has
32 the effect of nullifying the sealing order.

33 (c) The administrative office of the courts shall ensure that the
34 superior court judicial information system provides prosecutors
35 access to information on the existence of sealed juvenile records.

36 (d) The Washington state patrol shall ensure that the Washington
37 state identification system provides Washington state criminal
38 justice agencies access to sealed juvenile records information.

39 (e) The Washington state patrol shall ensure that the Washington
40 state identification system provides non-Washington criminal justice

1 agencies access to sealed juvenile records only for the purposes of
2 processing and purchasing firearms, concealed pistol licenses, or
3 (~~alien~~) noncitizen firearms licenses, or releasing of firearms from
4 evidence.

5 (f) Non-Washington criminal justice agencies that access sealed
6 juvenile records pursuant to this subsection shall not knowingly
7 disseminate the accessed records or any information derived therefrom
8 to any third party. Dissemination of such records or such information
9 shall subject the disseminating agency to the jurisdiction of the
10 courts of Washington and a civil penalty of not more than \$1,000 per
11 violation.

12 (9) If the juvenile court record has been sealed pursuant to this
13 section, the record of an employee is not admissible in an action for
14 liability against the employer based on the former juvenile
15 offender's conduct to show that the employer knew or should have
16 known of the juvenile record of the employee. The record may be
17 admissible, however, if a background check conducted or authorized by
18 the employer contained the information in the sealed record.

19 (10) County clerks may interact or correspond with the
20 respondent, his or her parents, restitution recipients, and any
21 holders of potential assets or wages of the respondent for the
22 purposes of collecting an outstanding legal financial obligation
23 after juvenile court records have been sealed pursuant to this
24 section.

25 (11) Persons and agencies that obtain sealed juvenile records
26 information pursuant to this section may communicate about this
27 information with the respondent, but may not disseminate or be
28 compelled to release the information to any person or agency not
29 specifically granted access to sealed juvenile records in this
30 section.

31 (12) All criminal justice agencies must not disclose confidential
32 information or sealed records accessed through the Washington state
33 identification system or other means, and no information can be given
34 to third parties, other than criminal justice agencies, about the
35 existence or nonexistence of confidential or sealed records
36 concerning an individual.

37 **Sec. 22.** RCW 18.165.030 and 2012 c 118 s 1 are each amended to
38 read as follows:

1 An applicant must meet the following minimum requirements to
2 obtain a private investigator license:

3 (1) Be at least eighteen years of age;

4 (2) Be a citizen or resident (~~(alien)~~) noncitizen of the United
5 States;

6 (3) Not have been convicted of a crime in any jurisdiction, if
7 the director determines that the applicant's particular crime
8 directly relates to his or her capacity to perform the duties of a
9 private investigator and the director determines that the license
10 should be withheld to protect the citizens of Washington state. The
11 director shall make her or his determination to withhold a license
12 because of previous convictions notwithstanding the restoration of
13 employment rights act, chapter 9.96A RCW;

14 (4) Be employed by or have an employment offer from a private
15 investigator agency or be licensed as a private investigator agency;

16 (5) Submit a set of fingerprints; however, if an applicant has
17 been issued a license as a private security guard under chapter
18 18.170 RCW within the last twelve months, the applicant is not
19 required to undergo a separate background check to become licensed
20 under this chapter;

21 (6) Pay the required nonrefundable fee for each application; and

22 (7) Submit a fully completed application that includes proper
23 identification on a form prescribed by the director for each company
24 of employment.

25 **Sec. 23.** RCW 18.170.030 and 2012 c 118 s 2 are each amended to
26 read as follows:

27 An applicant must meet the following minimum requirements to
28 obtain a private security guard license:

29 (1) Be at least eighteen years of age;

30 (2) Be a citizen of the United States or a resident (~~(alien)~~)
31 noncitizen;

32 (3) Not have been convicted of a crime in any jurisdiction, if
33 the director determines that the applicant's particular crime
34 directly relates to his or her capacity to perform the duties of a
35 private security guard, and the director determines that the license
36 should be withheld to protect the citizens of Washington state. The
37 director shall make her or his determination to withhold a license
38 because of previous convictions notwithstanding the restoration of
39 employment rights act, chapter 9.96A RCW;

1 (4) Be employed by or have an employment offer from a licensed
2 private security company or be licensed as a private security
3 company;

4 (5) Satisfy the training requirements established by the
5 director;

6 (6) Submit a set of fingerprints; however, if an applicant has
7 been issued a license as a private investigator under chapter 18.165
8 RCW within the last twelve months, the applicant is not required to
9 undergo a separate background check to become licensed under this
10 chapter;

11 (7) Pay the required nonrefundable fee for each application; and

12 (8) Submit a fully completed application that includes proper
13 identification on a form prescribed by the director for each company
14 of employment.

15 **Sec. 24.** RCW 18.185.250 and 2008 c 105 s 5 are each amended to
16 read as follows:

17 An applicant must meet the following requirements to obtain a
18 bail bond recovery agent license:

19 (1) Submit a fully completed application that includes proper
20 identification on a form prescribed by the director;

21 (2) Pass an examination determined by the director to measure his
22 or her knowledge and competence in the bail recovery business;

23 (3) Be at least twenty-one years old;

24 (4) Be a citizen or (~~legal resident alien of~~) noncitizen
25 legally residing in the United States;

26 (5) Not have been convicted of a crime in any jurisdiction, if
27 the director determines that the applicant's particular crime
28 directly relates to a capacity to perform the duties of a bail bond
29 recovery agent, and that the license should be withheld to protect
30 the citizens of Washington state. The director shall make the
31 director's determination to withhold a license because of previous
32 convictions notwithstanding the restoration of employment rights act,
33 chapter 9.96A RCW;

34 (6) Not have had certification as a peace officer revoked or
35 denied under chapter 43.101 RCW, unless certification has
36 subsequently been reinstated under RCW 43.101.115;

37 (7) Submit a receipt showing payment for a background check
38 through the Washington state patrol and the federal bureau of
39 investigation;

1 (8) Have a current firearms certificate issued by the commission
2 if carrying a firearm in the performance of his or her duties as a
3 bail bond recovery agent;

4 (9)(a) Have a current license or equivalent permit to carry a
5 concealed pistol;

6 (b) A resident (~~(alien)~~) noncitizen must provide a copy of his or
7 her (~~(alien)~~) noncitizen firearm license; and

8 (10)(a) Pay the required nonrefundable fee for each application
9 for a bail bond recovery agent license;

10 (b) A bail bond agent or qualified agent who wishes to perform
11 the duties of a bail bond recovery agent must first obtain a bail
12 bond recovery agent endorsement to his or her bail bond agent or
13 agency license in order to act as a bail bond recovery agent, and pay
14 the required nonrefundable fee for each application for a bail bond
15 recovery agent endorsement.

16 **Sec. 25.** RCW 19.220.010 and 2021 c 215 s 129 are each amended to
17 read as follows:

18 (1) Each international matchmaking organization doing business in
19 Washington state shall disseminate to a recruit, upon request, state
20 background check information and personal history information
21 relating to any Washington state resident about whom any information
22 is provided to the recruit, in the recruit's native language. The
23 organization shall notify all recruits that background check and
24 personal history information is available upon request. The notice
25 that background check and personal history information is available
26 upon request shall be in the recruit's native language and shall be
27 displayed in a manner that separates it from other information, is
28 highly noticeable, and in lettering not less than one-quarter of an
29 inch high.

30 (2) If an international matchmaking organization receives a
31 request for information from a recruit pursuant to subsection (1) of
32 this section, the organization shall notify the Washington state
33 resident of the request. Upon receiving notification, the Washington
34 state resident shall obtain from the state patrol and provide to the
35 organization the complete transcript of any background check
36 information provided pursuant to RCW 43.43.760 based on a submission
37 of fingerprint impressions and provided pursuant to RCW 43.43.838 and
38 shall provide to the organization his or her personal history
39 information. The organization shall require the resident to affirm

1 that personal history information is complete and accurate. The
2 organization shall refrain from knowingly providing any further
3 services to the recruit or the Washington state resident in regards
4 to facilitating future interaction between the recruit and the
5 Washington state resident until the organization has obtained the
6 requested information and provided it to the recruit.

7 (3) This section does not apply to a traditional matchmaking
8 organization of a religious nature that otherwise operates in
9 compliance with the laws of the countries of the recruits of such
10 organization and the laws of the United States nor to any
11 organization that does not charge a fee to any party for the service
12 provided.

13 (4) As used in this section:

14 (a) "International matchmaking organization" means a corporation,
15 partnership, business, or other legal entity, whether or not
16 organized under the laws of the United States or any state, that does
17 business in the United States and for profit offers to Washington
18 state residents, including (~~aliens~~) noncitizens lawfully admitted
19 for permanent residence and residing in Washington state, dating,
20 matrimonial, or social referral services involving citizens of a
21 foreign country or countries who are not residing in the United
22 States, by: (i) An exchange of names, telephone numbers, addresses,
23 or statistics; (ii) selection of photographs; or (iii) a social
24 environment provided by the organization in a country other than the
25 United States.

26 (b) "Personal history information" means a declaration of the
27 person's current marital status, the number of previous marriages,
28 annulments, and dissolutions for the person, and whether any previous
29 marriages occurred as a result of receiving services from an
30 international matchmaking organization; founded allegations of child
31 abuse or neglect; and any existing orders under chapter 7.105 or
32 10.99 RCW, or any of the former chapters 7.90, 10.14, and 26.50 RCW.
33 Personal history information shall include information from the state
34 of Washington and any information from other states or countries.

35 (c) "Recruit" means a noncitizen, nonresident person, recruited
36 by an international matchmaking organization for the purpose of
37 providing dating, matrimonial, or social referral services.

38 **Sec. 26.** RCW 28A.300.390 and 2000 c 210 s 1 are each amended to
39 read as follows:

1 The legislature finds that:

2 (1) In order to adequately prepare our youth for their meaningful
3 participation in our democratic institutions and processes, there
4 must be strong educational resources aimed at teaching students and
5 the public about the fragile nature of our constitutional rights.

6 (2) The federal commission on wartime relocation and internment
7 of civilians was established by congress in 1980 to review the facts
8 and circumstances surrounding executive order 9066, issued on
9 February 19, 1942, and the impact of the executive order on American
10 citizens and permanent residents, and to recommend appropriate
11 remedies.

12 The commission (~~(of [on])~~) on wartime relocation and internment
13 of civilians issued a report of its findings in 1983 with the reports
14 "Personal Justice Denied" and "Personal Justice Denied-Part II,
15 Recommendations." The reports were based on information gathered
16 through twenty days of hearings in cities across the country,
17 particularly the west coast. Testimony was heard from more than seven
18 hundred fifty witnesses, including evacuees, former government
19 officials, public figures, interested citizens, historians, and other
20 professionals who have studied the internment of Japanese-Americans
21 during World War II.

22 (3) The lessons to be learned from the internment of Japanese-
23 Americans during World War II are embodied in "Personal Justice
24 Denied-Part II, Recommendations" which found that executive order
25 9066 was not justified by military necessity, and the decisions that
26 followed from it were not founded upon military considerations. These
27 decisions included the exclusion and detention of American citizens
28 and resident (~~(aliens)~~) noncitizens of Japanese descent. The broad
29 historical causes that shaped these decisions were race prejudice,
30 war hysteria, and a failure of political leadership. Widespread
31 ignorance about Americans of Japanese descent contributed to a policy
32 conceived in haste and executed in an atmosphere of fear and anger at
33 Japan. A grave personal injustice was done to the American citizens
34 and resident (~~(aliens)~~) noncitizens of Japanese ancestry who, without
35 individual review or any probative evidence against them were
36 excluded, removed, and detained by the United States during World War
37 II.

38 (4) A grave injustice was done to both citizens and permanent
39 residents of Japanese ancestry by the evacuation, relocation, and
40 internment of civilians during World War II. These actions were

1 carried out without adequate security reasons and without any
2 documented acts of espionage or sabotage, and were motivated largely
3 by racial prejudice, wartime hysteria, and a failure of political
4 leadership. The excluded individuals of Japanese ancestry suffered
5 enormous damages, both material and intangible, and there were
6 incalculable losses in education and job training, all of which
7 resulted in significant human suffering for which appropriate
8 compensation has not been made. For these fundamental violations of
9 the basic civil liberties and constitutional rights of these
10 individuals of Japanese ancestry, the United States congress
11 apologized on behalf of the nation in the federal civil liberties act
12 of 1988.

13 **Sec. 27.** RCW 28A.300.395 and 2000 c 210 s 2 are each amended to
14 read as follows:

15 The legislature intends to develop a grant program to fund public
16 educational activities and development of educational materials to
17 ensure that the events surrounding the exclusion, forced removal, and
18 internment of civilians and permanent resident (~~(aliens)~~) noncitizens
19 of Japanese ancestry will be remembered, and so that the causes and
20 circumstances of this and similar events may be illuminated and
21 understood.

22 **Sec. 28.** RCW 41.32.240 and 1994 c 197 s 14 are each amended to
23 read as follows:

24 (1) All teachers employed full time in the public schools shall
25 be members of the system except (~~(alien)~~) noncitizen teachers who
26 have been granted a temporary permit to teach as exchange teachers.

27 (2) A minimum of ninety days or the equivalent of ninety days of
28 employment during a fiscal year shall be required to establish
29 membership. A teacher shall be considered as employed full time if
30 serving regularly for four-fifths or more of a school day or if
31 assigned to duties which are the equivalent of four-fifths or more of
32 a full time assignment. A teacher who is employed for less than full
33 time service may become a member by filing an application with the
34 retirement system, submitting satisfactory proof of teaching service
35 and making the necessary payment before June 30 of the school year
36 immediately following the one during which the service was rendered.

1 (3) After June 30th of the school year immediately following the
2 one during which the less than full-time service was rendered, the
3 necessary payment may be made under RCW 41.50.165(2).

4 **Sec. 29.** RCW 51.04.030 and 2024 c 62 s 16 are each amended to
5 read as follows:

6 (1) The director shall supervise the providing of prompt and
7 efficient care and treatment, including care provided by physician
8 assistants governed by the provisions of chapter 18.71A RCW,
9 including chiropractic care, and including care provided by licensed
10 advanced registered nurse practitioners, to workers injured during
11 the course of their employment at the least cost consistent with
12 promptness and efficiency, without discrimination or favoritism, and
13 with as great uniformity as the various and diverse surrounding
14 circumstances and locations of industries will permit and to that end
15 shall, from time to time, establish and adopt and supervise the
16 administration of printed forms, rules, regulations, and practices
17 for the furnishing of such care and treatment: PROVIDED, That the
18 medical coverage decisions of the department do not constitute a
19 "rule" as used in RCW 34.05.010(16), nor are such decisions subject
20 to the rule-making provisions of chapter 34.05 RCW except that
21 criteria for establishing medical coverage decisions shall be adopted
22 by rule after consultation with the workers' compensation advisory
23 committee established in RCW 51.04.110: PROVIDED FURTHER, That the
24 department may recommend to an injured worker particular health care
25 services and providers where specialized treatment is indicated or
26 where cost-effective payment levels or rates are obtained by the
27 department: AND PROVIDED FURTHER, That the department may enter into
28 contracts for goods and services including, but not limited to,
29 durable medical equipment so long as statewide access to quality
30 service is maintained for injured workers.

31 (2) The director shall, in consultation with interested persons,
32 establish and, in his or her discretion, periodically change as may
33 be necessary, and make available a fee schedule of the maximum
34 charges to be made by any physician, surgeon, chiropractor, hospital,
35 druggist, licensed advanced registered nurse practitioner, physician
36 assistants as defined in chapter 18.71A RCW, acting under the
37 supervision of or in coordination with a participating physician, as
38 defined in RCW 18.71A.010, or other agency or person rendering
39 services to injured workers. The department shall coordinate with

1 other state purchasers of health care services to establish as much
2 consistency and uniformity in billing and coding practices as
3 possible, taking into account the unique requirements and differences
4 between programs. No service covered under this title, including
5 services provided to injured workers, whether (~~aliens~~) noncitizens
6 or other injured workers, who are not residing in the United States
7 at the time of receiving the services, shall be charged or paid at a
8 rate or rates exceeding those specified in such fee schedule, and no
9 contract providing for greater fees shall be valid as to the excess.
10 The establishment of such a schedule, exclusive of conversion
11 factors, does not constitute "agency action" as used in RCW
12 34.05.010(3), nor does such a fee schedule and its associated billing
13 or payment instructions and policies constitute a "rule" as used in
14 RCW 34.05.010(16).

15 (3) The director or self-insurer, as the case may be, shall make
16 a record of the commencement of every disability and the termination
17 thereof and, when bills are rendered for the care and treatment of
18 injured workers, shall approve and pay those which conform to the
19 adopted rules, regulations, established fee schedules, and practices
20 of the director and may reject any bill or item thereof incurred in
21 violation of the principles laid down in this section or the rules,
22 regulations, or the established fee schedules and rules and
23 regulations adopted under it.

24 **Sec. 30.** RCW 51.04.030 and 2025 c 58 s 5112 are each amended to
25 read as follows:

26 (1) The director shall supervise the providing of prompt and
27 efficient care and treatment, including care provided by physician
28 assistants governed by the provisions of chapter 18.71A RCW,
29 including chiropractic care, and including care provided by licensed
30 advanced practice registered nurses, to workers injured during the
31 course of their employment at the least cost consistent with
32 promptness and efficiency, without discrimination or favoritism, and
33 with as great uniformity as the various and diverse surrounding
34 circumstances and locations of industries will permit and to that end
35 shall, from time to time, establish and adopt and supervise the
36 administration of printed forms, rules, regulations, and practices
37 for the furnishing of such care and treatment: PROVIDED, That the
38 medical coverage decisions of the department do not constitute a
39 "rule" as used in RCW 34.05.010(16), nor are such decisions subject

1 to the rule-making provisions of chapter 34.05 RCW except that
2 criteria for establishing medical coverage decisions shall be adopted
3 by rule after consultation with the workers' compensation advisory
4 committee established in RCW 51.04.110: PROVIDED FURTHER, That the
5 department may recommend to an injured worker particular health care
6 services and providers where specialized treatment is indicated or
7 where cost-effective payment levels or rates are obtained by the
8 department: AND PROVIDED FURTHER, That the department may enter into
9 contracts for goods and services including, but not limited to,
10 durable medical equipment so long as statewide access to quality
11 service is maintained for injured workers.

12 (2) The director shall, in consultation with interested persons,
13 establish and, in his or her discretion, periodically change as may
14 be necessary, and make available a fee schedule of the maximum
15 charges to be made by any physician, surgeon, chiropractor, hospital,
16 druggist, licensed advanced practice registered nurse, physician
17 assistants as defined in chapter 18.71A RCW, acting under the
18 supervision of or in coordination with a participating physician, as
19 defined in RCW 18.71A.010, or other agency or person rendering
20 services to injured workers. The department shall coordinate with
21 other state purchasers of health care services to establish as much
22 consistency and uniformity in billing and coding practices as
23 possible, taking into account the unique requirements and differences
24 between programs. No service covered under this title, including
25 services provided to injured workers, whether (~~aliens~~) noncitizens
26 or other injured workers, who are not residing in the United States
27 at the time of receiving the services, shall be charged or paid at a
28 rate or rates exceeding those specified in such fee schedule, and no
29 contract providing for greater fees shall be valid as to the excess.
30 The establishment of such a schedule, exclusive of conversion
31 factors, does not constitute "agency action" as used in RCW
32 34.05.010(3), nor does such a fee schedule and its associated billing
33 or payment instructions and policies constitute a "rule" as used in
34 RCW 34.05.010(16).

35 (3) The director or self-insurer, as the case may be, shall make
36 a record of the commencement of every disability and the termination
37 thereof and, when bills are rendered for the care and treatment of
38 injured workers, shall approve and pay those which conform to the
39 adopted rules, regulations, established fee schedules, and practices
40 of the director and may reject any bill or item thereof incurred in

1 violation of the principles laid down in this section or the rules,
2 regulations, or the established fee schedules and rules and
3 regulations adopted under it.

4 **Sec. 31.** RCW 51.32.110 and 2020 c 213 s 2 are each amended to
5 read as follows:

6 (1) As required under RCW 51.36.070, any worker entitled to
7 receive any benefits or claiming such under this title shall, if
8 requested by the department or self-insurer, submit himself or
9 herself for medical examination, at a place reasonably convenient for
10 the worker. An injured worker, whether (~~(an alien)~~) a noncitizen or
11 other injured worker, who is not residing in the United States at the
12 time that a medical examination is requested may be required to
13 submit to an examination at any location in the United States
14 determined by the department or self-insurer.

15 (2) If the worker refuses to submit to medical examination, or
16 obstructs the same, or, if any injured worker shall persist in
17 unsanitary or injurious practices which tend to imperil or (~~(retard)~~)
18 delay his or her recovery, or shall refuse to submit to such medical
19 or surgical treatment as is reasonably essential to his or her
20 recovery or refuse or obstruct evaluation or examination for the
21 purpose of vocational rehabilitation or does not cooperate in
22 reasonable efforts at such rehabilitation, the department or the
23 self-insurer upon approval by the department, with notice to the
24 worker may suspend any further action on any claim of such worker so
25 long as such refusal, obstruction, noncooperation, or practice
26 continues and reduce, suspend, or deny any compensation for such
27 period: PROVIDED, That (a) the department or the self-insurer shall
28 not suspend any further action on any claim of a worker or reduce,
29 suspend, or deny any compensation if a worker has good cause for
30 refusing to submit to or to obstruct any examination, evaluation,
31 treatment or practice requested by the department or required under
32 this section and (b) the department may not assess a no-show fee
33 against the worker if the worker gives at least five business days'
34 notice of the worker's intent not to attend the examination.

35 (3) If the worker necessarily incurs traveling expenses in
36 attending the examination pursuant to the request of the department,
37 such traveling expenses shall be repaid to him or her out of the
38 accident fund upon proper voucher and audit or shall be repaid by the
39 self-insurer, as the case may be.

1 (4) (a) If the medical examination required by this section causes
2 the worker to be absent from his or her work without pay:

3 (i) In the case of a worker insured by the department, the worker
4 shall be paid compensation out of the accident fund in an amount
5 equal to his or her usual wages for the time lost from work while
6 attending the medical examination; or

7 (ii) In the case of a worker of a self-insurer, the self-insurer
8 shall pay the worker an amount equal to his or her usual wages for
9 the time lost from work while attending the medical examination.

10 (b) This subsection (4) shall apply prospectively to all claims
11 regardless of the date of injury.

12 **Sec. 32.** RCW 51.32.130 and 1961 c 23 s 51.32.130 are each
13 amended to read as follows:

14 In case of death or permanent total disability, the monthly
15 payment provided may be converted, in whole or in part, into a lump
16 sum payment, not in any case to exceed eight thousand five hundred
17 dollars, equal or proportionate, as the case may be, to the value of
18 the annuity then remaining, to be fixed and certified by the state
19 insurance commissioner, in which event the monthly payments shall
20 cease in whole or in part accordingly or proportionately. Such
21 conversion may be made only upon written application (in case of
22 minor children the application may be by either parent) to the
23 department and shall rest in the discretion of the department. Within
24 the rule aforesaid the amount and value of the lump sum payment may
25 be agreed upon between the department and applicant. In the event any
26 payment shall be due to (~~an alien~~) a noncitizen residing in a
27 foreign country, the department may settle the same by making a lump
28 sum payment in such amount as may be agreed to by such (~~alien~~)
29 noncitizen, not to exceed fifty percent of the value of the annuity
30 then remaining.

31 Nothing herein shall preclude the department from making, and
32 authority is hereby given it to make, on its own motion, lump sum
33 payments equal or proportionate, as the case may be, to the value of
34 the annuity then remaining, in full satisfaction of claims due to
35 dependents.

36 **Sec. 33.** RCW 51.32.140 and 1997 c 325 s 5 are each amended to
37 read as follows:

1 Except as otherwise provided by treaty or this title, whenever
2 compensation is payable to a beneficiary who is (~~(an alien)~~) a
3 noncitizen not residing in the United States, the department or self-
4 insurer, as the case may be, shall pay the compensation to which a
5 resident beneficiary is entitled under this title. But if a
6 nonresident (~~(alien)~~) noncitizen beneficiary is a citizen of a
7 government having a compensation law which excludes citizens of the
8 United States, either resident or nonresident, from partaking of the
9 benefit of such law in as favorable a degree as herein extended to
10 nonresident (~~(aliens)~~) noncitizens, he or she shall receive no
11 compensation. No payment shall be made to any beneficiary residing in
12 any country with which the United States does not maintain diplomatic
13 relations when such payment is due.

14 **Sec. 34.** RCW 64.16.005 and 2012 c 117 s 195 are each amended to
15 read as follows:

16 Any (~~(alien)~~) noncitizen may acquire and hold lands, or any right
17 thereto, or interest therein, by purchase, devise, or descent; and he
18 or she may convey, mortgage, and devise the same, and if he or she
19 shall die intestate, the same shall descend to his or her heirs, and
20 in all cases such lands shall be held, conveyed, mortgaged, or
21 devised, or shall descend in like manner and with like effect as if
22 such (~~(alien)~~) noncitizen were a native citizen of this state or of
23 the United States.

24 **Sec. 35.** RCW 64.16.140 and 1967 c 163 s 3 are each amended to
25 read as follows:

26 All lands and all estates or interests in lands, within the state
27 of Washington, which were conveyed or attempted to be conveyed to, or
28 acquired or attempted to be acquired by, any (~~(alien or aliens)~~)
29 noncitizen or noncitizens, prior to the date of the adoption of this
30 act, are hereby confirmed to the respective persons at present owning
31 or claiming to own the title thereto derived by, through or under any
32 such (~~(alien)~~) noncitizen ownership or attempted ownership, to the
33 extent that title was vested in or conveyed by said (~~(alien or~~
34 ~~aliens)~~) noncitizen or noncitizens: PROVIDED, That nothing in this
35 section shall be construed to affect, adversely or otherwise, any
36 title to any such lands, or to any interest or estate therein, held
37 or claimed by any private person or corporation adversely to the
38 title hereby confirmed.

1 **Sec. 36.** RCW 71.05.620 and 2024 c 209 s 25 are each amended to
2 read as follows:

3 (1) The files and records of court proceedings under this chapter
4 and chapter 71.34 RCW shall be closed but shall be accessible to:

5 (a) The department;

6 (b) The department of social and health services;

7 (c) The authority;

8 (d) The state hospitals as defined in RCW 72.23.010;

9 (e) Any person who is the subject of a petition;

10 (f) The attorney or guardian of the person;

11 (g) Resource management services for that person;

12 (h) Service providers authorized to receive such information by
13 resource management services;

14 (i) The Washington state patrol firearms background division to
15 conduct background checks for processing and purchasing firearms,
16 concealed pistol licenses, (~~alien~~) noncitizen firearms licenses,
17 firearm rights restoration petitions under chapter 9.41 RCW, and
18 release of firearms from evidence, including appeals of denial;

19 (j) The prosecuting attorney of a county or tribe located in this
20 state; and

21 (k) The tribe or Indian health care provider who has the right to
22 intervene or receive notice and copies of any orders issued by a
23 court in any court proceeding under this chapter and chapter 71.34
24 RCW.

25 (2) The authority shall adopt rules to implement this section.

26 **Sec. 37.** RCW 72.09.560 and 1998 c 245 s 140 are each amended to
27 read as follows:

28 The department is authorized to establish a camp for (~~alien~~)
29 noncitizen offenders and shall be ready to assign offenders to the
30 camp not later than January 1, 1997. The secretary shall locate the
31 camp within the boundaries of an existing department facility.

32 **Sec. 38.** RCW 72.25.010 and 1977 ex.s. c 80 s 49 are each amended
33 to read as follows:

34 It shall be the duty of the secretary of the department of social
35 and health services, in cooperation with the United States bureau of
36 immigration and/or the United States department of the interior, to
37 arrange for the deportation of all (~~alien~~) noncitizen sexual
38 psychopaths, psychopathic delinquents, or (~~mentally ill persons~~)

1 individuals with mental illness who are now confined in, or who may
2 hereafter be committed to, any state hospital for the sexual
3 psychopath, psychopathic delinquent, or ~~((the mentally ill))~~
4 individuals with mental illness in this state; to transport such
5 ~~((alien))~~ noncitizen sexual psychopaths, psychopathic delinquents, or
6 ~~((mentally ill persons))~~ individuals with mental illness to such
7 point or points as may be designated by the United States bureau of
8 immigration or by the United States department of the interior; and
9 to give written permission for the return of any resident of
10 Washington now or hereafter confined in a hospital for the sexual
11 psychopath, psychopathic delinquent, or ~~((the mentally ill))~~
12 individuals with mental illness in a territory of the United States
13 or in a foreign country. ~~((Mentally ill person))~~ "Individual with
14 mental illness" for the purposes of this section shall be any person
15 defined as a mentally ill person under RCW 72.23.010, as now or
16 hereafter amended.

17 **Sec. 39.** RCW 72.25.030 and 1977 ex.s. c 80 s 51 are each amended
18 to read as follows:

19 For the purpose of carrying out the provisions of this chapter
20 the secretary may employ all help necessary in arranging for and
21 transporting such ~~((alien))~~ noncitizen and nonresident sexual
22 psychopaths, psychopathic delinquents, or ~~((mentally ill persons))~~
23 individuals with mental illness, and the cost and expense of
24 providing such assistance, and all expenses incurred in effecting the
25 transportation of such ~~((alien))~~ noncitizen and nonresident sexual
26 psychopaths, psychopathic delinquents, or ~~((mentally ill persons))~~
27 individuals with mental illness, shall be paid from the funds
28 appropriated for that purpose upon vouchers approved by the
29 department. ~~((Mentally ill person))~~ "Individual with mental illness"
30 for the purposes of this section shall be any person defined as a
31 mentally ill person under RCW 72.23.010, as now or hereafter amended.

32 **Sec. 40.** RCW 72.27.070 and 1979 c 141 s 234 are each amended to
33 read as follows:

34 Nothing in this chapter shall affect the right of the secretary
35 of social and health services to deport ~~((aliens))~~ noncitizens and
36 return residents of nonparty states as provided in chapter 72.25 RCW.

1 **Sec. 41.** RCW 74.04.805 and 2023 c 289 s 1 are each amended to
2 read as follows:

3 (1) The department is responsible for determining eligibility for
4 referral for essential needs and housing support under RCW
5 43.185C.220. Persons eligible for a referral are persons who:

6 (a) Have been determined to be eligible for the aged, blind, or
7 disabled assistance program under RCW 74.62.030 or the pregnant women
8 assistance program under RCW 74.62.030, or are incapacitated from
9 gainful employment by reason of bodily or mental infirmity that will
10 likely continue for a minimum of 90 days. The standard for incapacity
11 in this subsection, as evidenced by the 90-day duration standard, is
12 not intended to be as stringent as federal supplemental security
13 income disability standards;

14 (b) Are citizens or (~~aliens~~) noncitizens lawfully admitted for
15 permanent residence or otherwise residing in the United States under
16 color of law, or are victims of human trafficking as defined in RCW
17 74.04.005;

18 (c)(i) Have furnished the department with their social security
19 number. If the social security number cannot be furnished because it
20 has not been issued or is not known, an application for a number must
21 be made prior to authorization of benefits, and the social security
22 number must be provided to the department upon receipt;

23 (ii) This requirement does not apply to victims of human
24 trafficking as defined in RCW 74.04.005 if they have not been issued
25 a social security number;

26 (d)(i) Have countable income as described in RCW 74.04.005 that
27 meets the standard established by the department, which shall not
28 exceed 100 percent of the federal poverty level; or

29 (ii) Have income that meets the standard established by the
30 department, who are eligible for the pregnant women assistance
31 program;

32 (e) Do not have countable resources in excess of those described
33 in RCW 74.04.005; and

34 (f) Are not eligible for federal aid assistance, other than basic
35 food benefits transferred electronically and medical assistance.

36 (2) Recipients of pregnant women assistance program benefits who
37 meet other eligibility requirements in this section are eligible for
38 referral for essential needs and housing support services, within
39 funds appropriated for the department of commerce, for 24 consecutive

1 months from the date the department determines pregnant women
2 assistance program eligibility.

3 (3) The following persons are not eligible for a referral for
4 essential needs and housing support:

5 (a) Persons who refuse or fail to cooperate in obtaining federal
6 aid assistance, without good cause;

7 (b) Persons who refuse or fail without good cause to participate
8 in substance use treatment if an assessment by a certified substance
9 use disorder professional indicates a need for such treatment. Good
10 cause must be found to exist when a person's physical or mental
11 condition, as determined by the department, prevents the person from
12 participating in substance use treatment, when needed outpatient
13 treatment is not available to the person in the county of their
14 residence, when needed inpatient treatment is not available in a
15 location that is reasonably accessible for the person, or when the
16 person is a parent or other relative personally providing care for a
17 minor child or an incapacitated individual living in the same home as
18 the person, and child care or day care would be necessary for the
19 person to participate in substance use disorder treatment, and such
20 care is not available; and

21 (c) Persons who are fleeing to avoid prosecution of, or to avoid
22 custody or confinement for conviction of, a felony, or an attempt to
23 commit a felony, under the laws of the state of Washington or the
24 place from which the person flees; or who are violating a condition
25 of probation, community supervision, or parole imposed under federal
26 or state law for a felony or gross misdemeanor conviction.

27 (4) For purposes of determining whether a person is incapacitated
28 from gainful employment under subsection (1) of this section:

29 (a) The department shall adopt by rule medical criteria for
30 incapacity determinations to ensure that eligibility decisions are
31 consistent with statutory requirements and are based on clear,
32 objective medical information; and

33 (b) The process implementing the medical criteria must involve
34 consideration of opinions of the treating or consulting physicians or
35 health care professionals regarding incapacity, and any eligibility
36 decision which rejects uncontroverted medical opinion must set forth
37 clear and convincing reasons for doing so.

38 (5) For purposes of reviewing a person's continuing eligibility
39 and in order to remain eligible for the program, persons who have
40 been found to have an incapacity from gainful employment must

1 demonstrate that there has been no material improvement in their
2 medical or mental health condition. The department may discontinue
3 benefits when there was specific error in the prior determination
4 that found the person eligible by reason of incapacitation.

5 (6) The department must review the cases of all persons who have
6 received benefits under the essential needs and housing support
7 program for twelve consecutive months, and at least annually after
8 the first review, to determine whether they are eligible for the
9 aged, blind, or disabled assistance program.

10 (7) The department shall share client data for individuals
11 eligible for essential needs and housing support with the department
12 of commerce and designated essential needs and housing support
13 entities as required under RCW 43.185C.230.

14 **Sec. 42.** RCW 74.62.030 and 2025 c 408 s 6 and 2025 c 403 s 1 are
15 each reenacted and amended to read as follows:

16 (1)(a) The aged, blind, or disabled assistance program shall
17 provide financial grants to persons in need who:

18 (i) Are not eligible to receive supplemental security income,
19 refugee cash assistance, temporary assistance for needy families, or
20 state family assistance benefits;

21 (ii) Meet the eligibility requirements of subsection (3) of this
22 section; and

23 (iii) Are aged, blind, or disabled. For purposes of determining
24 eligibility for assistance for the aged, blind, or disabled
25 assistance program, the following definitions apply:

26 (A) "Aged" means age 65 or older.

27 (B) "Blind" means statutorily blind as defined for the purpose of
28 determining eligibility for the federal supplemental security income
29 program.

30 (C) "Disabled" means likely to meet the federal supplemental
31 security income disability standard. In making this determination,
32 the department should give full consideration to the cumulative
33 impact of an applicant's multiple impairments, an applicant's age,
34 and vocational and educational history.

35 In determining whether a person is disabled, the department may
36 rely on, but is not limited to, the following:

37 (I) A previous disability determination by the social security
38 administration or the disability determination service entity within
39 the department; or

1 (II) A determination that an individual is eligible to receive
2 optional categorically needy medicaid as a disabled person under the
3 federal regulations at 42 C.F.R. Parts 435, Secs. 201(a)(3) and 210.

4 (b) The following persons are not eligible for the aged, blind,
5 or disabled assistance program:

6 (i) Persons who are not able to engage in gainful employment due
7 primarily to a substance use disorder. These persons shall be
8 referred to appropriate assessment, treatment, or shelter services.
9 Referrals shall be made at the time of application or at the time of
10 eligibility review. This subsection may not be construed to prohibit
11 the department from granting aged, blind, or disabled assistance
12 benefits to persons with a substance use disorder who are
13 incapacitated due to other physical or mental conditions that meet
14 the eligibility criteria for the aged, blind, or disabled assistance
15 program; or

16 (ii) Persons for whom there has been a final determination of
17 ineligibility based on age, blindness, or disability for federal
18 supplemental security income benefits.

19 (c) Persons may receive aged, blind, or disabled assistance
20 benefits and a referral for essential needs and housing program
21 support under RCW 43.185C.220 concurrently while pending application
22 for federal supplemental security income benefits. Effective October
23 1, 2028, a person's receipt of supplemental security income received
24 for the same period as aged, blind, or disabled program assistance as
25 described in this section shall not be considered a debt due to the
26 state and is not subject to recovery. However, the monetary value of
27 aged, blind, or disabled cash assistance paid prior to October 1,
28 2028, that is duplicated by the person's receipt of supplemental
29 security income for the same period shall be considered a debt due to
30 the state and shall by operation of law be subject to recovery
31 through all available legal remedies.

32 (2) The pregnant women assistance program shall provide financial
33 grants to persons who:

34 (a) Are pregnant and in need, based upon the current income and
35 resource standards of the federal temporary assistance for needy
36 families program, but are ineligible for federal temporary assistance
37 for needy families or state family assistance benefits for a reason
38 other than failure to cooperate in program requirements; and

39 (b) Meet the eligibility requirements of subsection (3) of this
40 section.

1 (3) To be eligible for the aged, blind, or disabled assistance
2 program under subsection (1) of this section or the pregnant women
3 assistance program under subsection (2) of this section, a person
4 must:

5 (a) Be a citizen or (~~alien~~) noncitizen lawfully admitted for
6 permanent residence or otherwise residing in the United States under
7 color of law, or be a victim of human trafficking as defined in RCW
8 74.04.005;

9 (b) Meet the income and resource standards described in RCW
10 74.04.805(1) (b) and (c);

11 (c)(i) Have furnished the department with their social security
12 number. If the social security number cannot be furnished because it
13 has not been issued or is not known, an application for a number
14 shall be made prior to authorization of benefits, and the social
15 security number shall be provided to the department upon receipt;

16 (ii) This requirement does not apply to victims of human
17 trafficking as defined in RCW 74.04.005 if they have not been issued
18 a social security number;

19 (d) Not have refused or failed without good cause to participate
20 in substance use treatment if an assessment by a certified substance
21 use disorder professional indicates a need for such treatment. Good
22 cause must be found to exist when a person's physical or mental
23 condition, as determined by the department, prevents the person from
24 participating in substance use treatment, when needed outpatient
25 treatment is not available to the person in the county of their
26 residence, when needed inpatient treatment is not available in a
27 location that is reasonably accessible for the person, or when the
28 person is a parent or other relative personally providing care for a
29 minor child or an incapacitated individual living in the same home as
30 the person, and child care or day care would be necessary for the
31 person to participate in substance use disorder treatment, and such
32 care is not available; and

33 (e) Not have refused or failed to cooperate in obtaining federal
34 aid assistance, without good cause.

35 (4) Referrals for essential needs and housing support under RCW
36 43.185C.220(1) (a) shall be provided to persons found eligible under
37 RCW 74.04.805.

38 (5) No person may be considered an eligible individual for
39 benefits under this section with respect to any month if during that
40 month the person:

1 (a) Is fleeing to avoid prosecution of, or to avoid custody or
2 confinement for conviction of, a felony, or an attempt to commit a
3 felony, under the laws of the state of Washington or the place from
4 which the person flees; or

5 (b) Is violating a condition of probation, community supervision,
6 or parole imposed under federal or state law for a felony or gross
7 misdemeanor conviction.

8 (6) The department must share client data for individuals
9 eligible for a referral to essential needs and housing support with
10 the department of commerce and designated essential needs and housing
11 support entities as required under RCW 43.185C.230.

12 **Sec. 43.** RCW 34.05.353 and 2004 c 31 s 4 are each amended to
13 read as follows:

14 (1) An agency may file notice for the expedited adoption of rules
15 in accordance with the procedures set forth in this section for rules
16 meeting any one of the following criteria:

17 (a) The proposed rules relate only to internal governmental
18 operations that are not subject to violation by a person;

19 (b) The proposed rules adopt or incorporate by reference without
20 material change federal statutes or regulations, Washington state
21 statutes, rules of other Washington state agencies, shoreline master
22 programs other than those programs governing shorelines of statewide
23 significance, or, as referenced by Washington state law, national
24 consensus codes that generally establish industry standards, if the
25 material adopted or incorporated regulates the same subject matter
26 and conduct as the adopting or incorporating rule;

27 (c) The proposed rules only correct typographical errors, make
28 address or name changes, or clarify language of a rule without
29 changing its effect, including a proposed rule described in
30 subsection (9) of this section;

31 (d) The content of the proposed rules is explicitly and
32 specifically dictated by statute;

33 (e) The proposed rules have been the subject of negotiated rule
34 making, pilot rule making, or some other process that involved
35 substantial participation by interested parties before the
36 development of the proposed rule; or

37 (f) The proposed rule is being amended after a review under RCW
38 34.05.328.

1 (2) An agency may file notice for the expedited repeal of rules
2 under the procedures set forth in this section for rules meeting any
3 one of the following criteria:

4 (a) The statute on which the rule is based has been repealed and
5 has not been replaced by another statute providing statutory
6 authority for the rule;

7 (b) The statute on which the rule is based has been declared
8 unconstitutional by a court with jurisdiction, there is a final
9 judgment, and no statute has been enacted to replace the
10 unconstitutional statute;

11 (c) The rule is no longer necessary because of changed
12 circumstances; or

13 (d) Other rules of the agency or of another agency govern the
14 same activity as the rule, making the rule redundant.

15 (3) The expedited rule-making process must follow the
16 requirements for rule making set forth in RCW 34.05.320, except that
17 the agency is not required to prepare a small business economic
18 impact statement under RCW 19.85.025, a statement indicating whether
19 the rule constitutes a significant legislative rule under RCW
20 34.05.328(5)(c)(iii), or a significant legislative rule analysis
21 under RCW 34.05.328. An agency is not required to prepare statements
22 of inquiry under RCW 34.05.310 or conduct a hearing for the expedited
23 rule making. The notice for the expedited rule making must contain a
24 statement in at least ten-point type, that is substantially in the
25 following form:

26 **NOTICE**

27 THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-
28 MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO
29 HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC
30 IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A
31 SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF
32 THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR
33 OBJECTIONS IN WRITING AND THEY MUST BE SENT TO (INSERT NAME
34 AND ADDRESS) AND RECEIVED BY (INSERT DATE).

35 (4) The agency shall send either a copy of the notice of the
36 proposed expedited rule making, or a summary of the information on
37 the notice, to any person who has requested notification of proposals
38 for expedited rule making or of regular agency rule making, as well
39 as the joint administrative rules review committee, within three days

1 after its publication in the Washington State Register. An agency may
2 charge for the actual cost of providing a requesting party mailed
3 copies of these notices. The notice of the proposed expedited rule
4 making must be preceded by a statement substantially in the form
5 provided in subsection (3) of this section. The notice must also
6 include an explanation of the reasons the agency believes the
7 expedited rule-making process is appropriate.

8 (5) The code reviser shall publish the text of all rules proposed
9 for expedited adoption, and the citation and caption of all rules
10 proposed for expedited repeal, along with the notice required in this
11 section in a separate section of the Washington State Register. Once
12 the notice of expedited rule making has been published in the
13 Washington State Register, the only changes that an agency may make
14 in the noticed materials before their final adoption or repeal are to
15 correct typographical errors.

16 (6) Any person may file a written objection to the expedited rule
17 making. The objection must be filed with the agency rules coordinator
18 within forty-five days after the notice of the proposed expedited
19 rule making has been published in the Washington State Register. A
20 person who has filed a written objection to the expedited rule making
21 may withdraw the objection.

22 (7) ~~((1))~~ Except as provided in subsection (9) of this section,
23 if no written objections to the expedited rule making are filed with
24 the agency within forty-five days after the notice of proposed
25 expedited rule making is published, or if all objections that have
26 been filed are withdrawn by the persons filing the objections, the
27 agency may enter an order adopting or repealing the rule without
28 further notice or a public hearing. The order must be published in
29 the manner required by this chapter for any other agency order
30 adopting, amending, or repealing a rule.

31 (8) ~~((1))~~ Except as provided in subsection (9) of this section,
32 if a written notice of objection to the expedited rule making is
33 timely filed with the agency and is not withdrawn, the notice of
34 proposed expedited rule making published under this section is
35 considered a statement of inquiry for the purposes of RCW 34.05.310,
36 and the agency may initiate further rule-making proceedings in
37 accordance with this chapter.

38 (9) The proposed rules which may be filed under subsection (1)(d)
39 of this section include any proposed rule which, pursuant to RCW
40 1.20.130(2), only substitutes the term "alien," when used to refer to

1 an individual who is not a citizen or national of the United States,
2 with the term "noncitizen" or other context-appropriate term and
3 which makes necessary grammatical changes and definitions resulting
4 from the substitution, but does not change the effect of a rule.
5 Written objections to a proposed rule meeting the criteria in this
6 subsection may be filed as described in subsection (6) of this
7 section, however an agency may proceed with entering an order under
8 subsection (7) of this section notwithstanding objections.

9 (10) As used in this section, "expedited rule making" includes
10 both the expedited adoption of rules and the expedited repeal of
11 rules.

12 NEW SECTION. Sec. 44. (1) Sections 11, 13, 14, and 16 of this
13 act take effect May 1, 2027.

14 (2) Sections 5, 9, and 30 of this act take effect June 30, 2027.

15 NEW SECTION. Sec. 45. (1) Sections 10, 12, and 15 of this act
16 expire May 1, 2027.

17 (2) Sections 4, 8, and 29 of this act expire June 30, 2027.

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