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HOUSE BILL 2268

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State of Washington

66th Legislature

2020 Regular Session

By Representative Walsh

Prefiled 12/23/19.

1 AN ACT Relating to increasing criminal penalties for election  
2 violations; amending RCW 29A.08.210, 29A.84.050, 29A.84.110,  
3 29A.84.120, 29A.84.130, 29A.84.140, 29A.84.150, 29A.08.520,  
4 10.64.140, and 29A.08.230; reenacting and amending RCW 9.94A.515; and  
5 prescribing penalties.

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

7 **Sec. 1.** RCW 29A.08.210 and 2018 c 109 s 8 are each amended to  
8 read as follows:

9 An applicant for voter registration shall complete an application  
10 providing the following information concerning his or her  
11 qualifications as a voter in this state:

12 (1) The former address of the applicant if previously registered  
13 to vote;

14 (2) The applicant's full name;

15 (3) The applicant's date of birth;

16 (4) The address of the applicant's residence for voting purposes;

17 (5) The mailing address of the applicant if that address is not  
18 the same as the address in subsection (4) of this section;

19 (6) The sex of the applicant;

20 (7) The applicant's Washington state driver's license number,  
21 Washington state identification card number, or the last four digits

1 of the applicant's social security number if he or she does not have  
2 a Washington state driver's license or Washington state  
3 identification card;

4 (8) A check box allowing the applicant to indicate that he or she  
5 is a member of the armed forces, national guard, or reserves, or that  
6 he or she is an overseas voter;

7 (9) A check box allowing the applicant to acknowledge that he or  
8 she is at least eighteen years old or is at least sixteen years old  
9 and will vote only after he or she reaches the age of eighteen;

10 (10) Clear and conspicuous language, designed to draw the  
11 applicant's attention, stating that the applicant must be a United  
12 States citizen in order to register to vote;

13 (11) A check box and declaration confirming that the applicant is  
14 a citizen of the United States;

15 (12) The following warning:

16 "If you knowingly provide false information on this voter  
17 registration form or knowingly make a false declaration about your  
18 qualifications for voter registration you will have committed a class  
19 ((C)) A felony that is punishable by a term of imprisonment for up to  
20 ((~~five years~~)) life, a fine of up to ((~~ten~~)) fifty thousand dollars,  
21 or both."

22 (13) The oath required by RCW 29A.08.230 and a space for the  
23 applicant's signature; and

24 (14) Any other information that the secretary of state determines  
25 is necessary to establish the identity of the applicant and prevent  
26 duplicate or fraudulent voter registrations.

27 This information shall be recorded on a single registration form  
28 to be prescribed by the secretary of state.

29 **Sec. 2.** RCW 29A.84.050 and 2011 c 10 s 68 are each amended to  
30 read as follows:

31 (1) A person who knowingly destroys, alters, defaces, conceals,  
32 or discards a completed voter registration form or signed ballot  
33 declaration is guilty of a ((~~gross misdemeanor~~)) class A felony. This  
34 section does not apply to (a) the voter who completed the form or  
35 declaration, or (b) a county auditor who acts as authorized by law.

36 (2) (a) Any person who intentionally fails to return another  
37 person's completed voter registration form or signed ballot  
38 declaration to the proper state or county elections office by the

1 applicable deadline is guilty of a (~~gross misdemeanor~~) class A  
2 felony.

3 (b) Any person who is required to return another person's  
4 completed voter registration form under this subsection and has  
5 personal knowledge that the voter registration form contains false  
6 information shall notify the county auditor of the applicant's name  
7 and nature of the false information immediately upon returning the  
8 form. Upon receipt of such notice, the county auditor shall provide  
9 the information to the canvassing board or prosecuting attorney in  
10 accordance with RCW 29A.84.010. A person who knowingly returns  
11 another person's voter registration form that contains false  
12 information and fails to notify the county auditor in accordance with  
13 this subsection is guilty of a class A felony pursuant to RCW  
14 29A.84.130(9).

15 **Sec. 3.** RCW 29A.84.110 and 2003 c 111 s 2105 are each amended to  
16 read as follows:

17 (~~If any~~) (1) A county auditor or registration assistant, as  
18 defined in subsection (2) of this section, is guilty of a class A  
19 felony if he or she:

20 (~~(1)~~) (a) Willfully neglects or refuses to perform any duty  
21 required by law in connection with the registration of voters; or

22 (~~(2)~~) (b) Willfully neglects or refuses to perform such duty in  
23 the manner required by voter registration law; or

24 (~~(3)~~) (c) Enters or causes or permits to be entered on the  
25 voter registration records the name of any person knowing that such  
26 act is done in any other manner or at any other time than as  
27 prescribed by voter registration law or, except as provided under RCW  
28 29A.84.050, enters or causes or permits to be entered on such records  
29 the name of any person knowing that the person whose name is entered  
30 is not entitled to be thereon; or

31 (~~(4)~~) (d) Destroys, mutilates, conceals, changes, or alters any  
32 registration record in connection therewith except as authorized by  
33 voter registration law(~~(7~~  
34 he or she is guilty of a gross misdemeanor punishable to the same  
35 extent as a gross misdemeanor that is punishable under RCW  
36 9A.20.021)).

37 (2) For purposes of this section, a "registration assistant"  
38 means an election official, an election employee, a volunteer  
39 election worker, or a person described in RCW 29A.08.115.

1       **Sec. 4.** RCW 29A.84.120 and 2003 c 111 s 2106 are each amended to  
2 read as follows:

3       An election officer or a person who intentionally disenfranchises  
4 an eligible citizen or discriminates against a person eligible to  
5 vote by denying voter registration is guilty of a (~~misdemeanor~~  
6 ~~punishable under RCW 9A.20.021~~) class A felony.

7       **Sec. 5.** RCW 29A.84.130 and 2003 c 111 s 2107 are each amended to  
8 read as follows:

9       (~~Any person who~~) A person is guilty of a class A felony if he  
10 or she:

11       (1) Knowingly provides false information on an application for  
12 voter registration under any provision of this title;

13       (2) Knowingly makes or attests to a false declaration as to his  
14 or her qualifications as a voter;

15       (3) Knowingly causes or permits himself or herself to be  
16 registered using the name of another person;

17       (4) Knowingly causes himself or herself to be registered under  
18 two or more different names;

19       (5) Knowingly causes himself or herself to be registered in two  
20 or more counties;

21       (6) Offers to pay another person to assist in registering voters,  
22 where payment is based on a fixed amount of money per voter  
23 registration;

24       (7) Accepts payment for assisting in registering voters, where  
25 payment is based on a fixed amount of money per voter registration;  
26 (~~or~~)

27       (8) Knowingly causes any person to be registered or causes any  
28 registration to be transferred or canceled except as authorized under  
29 this title(~~or~~  
30 ~~is guilty of a class C felony punishable under RCW 9A.20.021~~); or

31       (9) Encourages another person to provide false information on an  
32 application for voter registration or returns another person's  
33 application for voter registration knowing that it contains false  
34 information without notifying the county auditor of the false  
35 information as required by RCW 29A.84.050.

36       **Sec. 6.** RCW 29A.84.140 and 2018 c 109 s 13 are each amended to  
37 read as follows:

1 A person who knows that he or she does not possess the legal  
2 qualifications of a voter and who registers to vote is guilty of a  
3 class ((€)) A felony. This section does not apply to persons age  
4 sixteen or seventeen signing up to register to vote as authorized  
5 under RCW 29A.08.170.

6 **Sec. 7.** RCW 29A.84.150 and 2004 c 267 s 138 are each amended to  
7 read as follows:

8 Any state or local election officer, or a designee, who has  
9 access to any county or statewide voter registration database who  
10 knowingly uses or alters information in the database inconsistent  
11 with the performance of his or her duties is guilty of a class ((€))  
12 A felony(~~(, punishable under RCW 9A.20.021)~~).

13 **Sec. 8.** RCW 29A.08.520 and 2013 c 11 s 19 are each amended to  
14 read as follows:

15 (1) ((~~For~~)) (a) Except as provided under (b) of this subsection,  
16 for a felony conviction in a Washington state court, the right to  
17 vote is provisionally restored as long as the person is not under the  
18 authority of the department of corrections. For a felony conviction  
19 in a federal court or any state court other than a Washington state  
20 court, the right to vote is restored as long as the person is no  
21 longer incarcerated.

22 (b) A defendant's right to vote is permanently lost if he or she  
23 is convicted of a crime under RCW 29A.84.050, 29A.84.110, 29A.84.120,  
24 29A.84.130, 29A.84.140, or 29A.84.150.

25 (2)(a) Once the right to vote has been provisionally restored,  
26 the sentencing court may revoke the provisional restoration of voting  
27 rights if the sentencing court determines that a person has willfully  
28 failed to comply with the terms of his or her order to pay legal  
29 financial obligations.

30 (b) If the person has failed to make three payments in a  
31 twelve-month period and the county clerk or restitution recipient  
32 requests, the prosecutor shall seek revocation of the provisional  
33 restoration of voting rights from the court.

34 (c) To the extent practicable, the prosecutor and county clerk  
35 shall inform a restitution recipient of the recipient's right to ask  
36 for the revocation of the provisional restoration of voting rights.

37 (3) If the court revokes the provisional restoration of voting  
38 rights, the revocation shall remain in effect until, upon motion by

1 the person whose provisional voting rights have been revoked, the  
2 person shows that he or she has made a good faith effort to pay as  
3 defined in RCW 10.82.090.

4 (4) The county clerk shall enter into a database maintained by  
5 the administrator for the courts the names of all persons whose  
6 provisional voting rights have been revoked, and update the database  
7 for any person whose voting rights have subsequently been restored  
8 pursuant to subsection (6) of this section.

9 (5) At least twice a year, the secretary of state shall compare  
10 the list of registered voters to a list of felons who are not  
11 eligible to vote as provided in subsections (1) and (3) of this  
12 section. If a registered voter is not eligible to vote as provided in  
13 this section, the secretary of state or county auditor shall confirm  
14 the match through a date of birth comparison and suspend the voter  
15 registration from the official state voter registration list. The  
16 secretary of state or county auditor shall send to the person at his  
17 or her last known voter registration address and at the department of  
18 corrections, if the person is under the authority of the department,  
19 a notice of the proposed cancellation and an explanation of the  
20 requirements for provisionally and permanently restoring the right to  
21 vote and reregistering. To the extent possible, the secretary of  
22 state shall time the comparison required by this subsection to allow  
23 notice and cancellation of voting rights for ineligible voters prior  
24 to a primary or general election.

25 (6) The right to vote may be permanently restored by one of the  
26 following for each felony conviction, except as provided under  
27 subsection (1) of this section:

28 (a) A certificate of discharge issued by the sentencing court, as  
29 provided in RCW 9.94A.637;

30 (b) A court order restoring the right, as provided in RCW  
31 9.92.066;

32 (c) A final order of discharge issued by the indeterminate  
33 sentence review board, as provided in RCW 9.96.050; or

34 (d) A certificate of restoration issued by the governor, as  
35 provided in RCW 9.96.020.

36 (7) For the purposes of this section, a person is under the  
37 authority of the department of corrections if the person is:

38 (a) Serving a sentence of confinement in the custody of the  
39 department of corrections; or

40 (b) Subject to community custody as defined in RCW 9.94A.030.

1       **Sec. 9.** RCW 10.64.140 and 2009 c 325 s 5 are each amended to  
2 read as follows:

3       (1) When a person is convicted of a felony, the court shall  
4 require the defendant to sign a statement acknowledging that:

5       (a) The defendant's right to vote has been lost due to the felony  
6 conviction;

7       (b) If the defendant is registered to vote, the voter  
8 registration will be canceled;

9       (c) The right to vote is provisionally restored as long as the  
10 defendant is not under the authority of the department of  
11 corrections, unless the defendant has been convicted of a crime under  
12 RCW 29A.84.050, 29A.84.110, 29A.84.120, 29A.84.130, 29A.84.140, or  
13 29A.84.150. A defendant's right to vote is permanently lost if he or  
14 she is convicted of a crime listed under this subsection;

15       (d) The defendant must reregister before voting;

16       (e) The provisional right to vote may be revoked if the defendant  
17 fails to comply with all the terms of his or her legal financial  
18 obligations or an agreement for the payment of legal financial  
19 obligations;

20       (f) The right to vote may be permanently restored by one of the  
21 following for each felony conviction, except as provided in (c) of  
22 this subsection:

23       (i) A certificate of discharge issued by the sentencing court, as  
24 provided in RCW 9.94A.637;

25       (ii) A court order issued by the sentencing court restoring the  
26 right, as provided in RCW 9.92.066;

27       (iii) A final order of discharge issued by the indeterminate  
28 sentence review board, as provided in RCW 9.96.050; or

29       (iv) A certificate of restoration issued by the governor, as  
30 provided in RCW 9.96.020; and

31       (g) Voting before the right is restored is a class C felony under  
32 RCW 29A.84.660.

33       (2) For the purposes of this section, a person is under the  
34 authority of the department of corrections if the person is:

35       (a) Serving a sentence of confinement in the custody of the  
36 department of corrections; or

37       (b) Subject to community custody as defined in RCW 9.94A.030.

38       **Sec. 10.** RCW 29A.08.230 and 2013 c 11 s 14 are each amended to  
39 read as follows:

1 For all voter registrations, the registrant shall sign the  
2 following oath:

3 "I declare that the facts on this voter registration form are  
4 true. I am a citizen of the United States, I will have lived at this  
5 address in Washington for at least thirty days immediately before the  
6 next election at which I vote, I will be at least eighteen years old  
7 when I vote, I am not disqualified from voting due to a court order,  
8 (~~and~~) I am not under department of corrections supervision for a  
9 Washington felony conviction, and I have not had my voting rights  
10 permanently lost due to a felony conviction under RCW 29A.84.050,  
11 29A.84.110, 29A.84.120, 29A.84.130, 29A.84.140, or 29A.84.150."

12 **Sec. 11.** RCW 9.94A.515 and 2019 c 271 s 7, 2019 c 243 s 5, 2019  
13 c 64 s 3, and 2019 c 46 s 5009 are each reenacted and amended to read  
14 as follows:

15

TABLE 2

16

CRIMES INCLUDED WITHIN EACH

17

SERIOUSNESS LEVEL

18

XVI Aggravated Murder 1 (RCW 10.95.020)

19

XV Homicide by abuse (RCW 9A.32.055)

20

Malicious explosion 1 (RCW

21

70.74.280(1))

22

Murder 1 (RCW 9A.32.030)

23

XIV Murder 2 (RCW 9A.32.050)

24

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

25

XIII Malicious explosion 2 (RCW

26

70.74.280(2))

27

Malicious placement of an explosive 1

28

(RCW 70.74.270(1))

29

XII Assault 1 (RCW 9A.36.011)

30

Assault of a Child 1 (RCW 9A.36.120)

31

Malicious placement of an imitation

32

device 1 (RCW 70.74.272(1)(a))

33

Promoting Commercial Sexual Abuse of

34

a Minor (RCW 9.68A.101)

35

Rape 1 (RCW 9A.44.040)

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

1 Inciting Criminal Profiteering (RCW  
2 9A.82.060(1)(b))  
3 Malicious placement of an explosive 2  
4 (RCW 70.74.270(2))  
5 Robbery 1 (RCW 9A.56.200)  
6 Sexual Exploitation (RCW 9.68A.040)  
7 VIII Arson 1 (RCW 9A.48.020)  
8 Commercial Sexual Abuse of a Minor  
9 (RCW 9.68A.100)  
10 Homicide by Watercraft, by the  
11 operation of any vessel in a reckless  
12 manner (RCW 79A.60.050)  
13 Manslaughter 2 (RCW 9A.32.070)  
14 Promoting Prostitution 1 (RCW  
15 9A.88.070)  
16 Theft of Ammonia (RCW 69.55.010)  
17 VII Air bag diagnostic systems (causing  
18 bodily injury or death) (RCW  
19 46.37.660(2)(b))  
20 Air bag replacement requirements  
21 (causing bodily injury or death)  
22 (RCW 46.37.660(1)(b))  
23 Burglary 1 (RCW 9A.52.020)  
24 Child Molestation 2 (RCW 9A.44.086)  
25 Civil Disorder Training (RCW  
26 9A.48.120)  
27 Dealing in depictions of minor engaged  
28 in sexually explicit conduct 1  
29 (RCW 9.68A.050(1))  
30 Drive-by Shooting (RCW 9A.36.045)  
31 Homicide by Watercraft, by disregard  
32 for the safety of others (RCW  
33 79A.60.050)

1 Indecent Liberties (without forcible  
2 compulsion) (RCW 9A.44.100(1)  
3 (b) and (c))  
4 Introducing Contraband 1 (RCW  
5 9A.76.140)  
6 Malicious placement of an explosive 3  
7 (RCW 70.74.270(3))  
8 Manufacture or import counterfeit,  
9 nonfunctional, damaged, or  
10 previously deployed air bag  
11 (causing bodily injury or death)  
12 (RCW 46.37.650(1)(b))  
13 Negligently Causing Death By Use of a  
14 Signal Preemption Device (RCW  
15 46.37.675)  
16 Sell, install, or reinstall counterfeit,  
17 nonfunctional, damaged, or  
18 previously deployed airbag (RCW  
19 46.37.650(2)(b))  
20 Sending, bringing into state depictions  
21 of minor engaged in sexually  
22 explicit conduct 1 (RCW  
23 9.68A.060(1))  
24 Unlawful Possession of a Firearm in the  
25 first degree (RCW 9.41.040(1))  
26 Use of a Machine Gun or Bump-fire  
27 Stock in Commission of a Felony  
28 (RCW 9.41.225)  
29 Vehicular Homicide, by disregard for  
30 the safety of others (RCW  
31 46.61.520)  
32 VI Bail Jumping with Murder 1 (RCW  
33 9A.76.170(3)(a))  
34 Bribery (RCW 9A.68.010)  
35 Incest 1 (RCW 9A.64.020(1))  
36 Intimidating a Judge (RCW 9A.72.160)

1 Intimidating a Juror/Witness (RCW  
2 9A.72.110, 9A.72.130)  
3 Malicious placement of an imitation  
4 device 2 (RCW 70.74.272(1)(b))  
5 Misuse or alteration of voter registration  
6 database (RCW 29A.84.150)  
7 Possession of Depictions of a Minor  
8 Engaged in Sexually Explicit  
9 Conduct 1 (RCW 9.68A.070(1))  
10 Rape of a Child 3 (RCW 9A.44.079)  
11 Theft of a Firearm (RCW 9A.56.300)  
12 Theft from a Vulnerable Adult 1 (RCW  
13 9A.56.400(1))  
14 Unlawful Storage of Ammonia (RCW  
15 69.55.020)  
16 Unqualified voter registration (RCW  
17 29A.84.140)  
18 Voter disenfranchisement or  
19 discrimination (RCW 29A.84.120)  
20 Voter registration official violation  
21 (RCW 29A.84.110)  
22 Voter registration form tampering (RCW  
23 29A.84.050(1))  
24 Voter registration form, failure to return  
25 (RCW 29A.84.050(2))  
26 Voter violation (RCW 29A.84.130)  
27 V Abandonment of Dependent Person 2  
28 (RCW 9A.42.070)  
29 Advancing money or property for  
30 extortionate extension of credit  
31 (RCW 9A.82.030)  
32 Air bag diagnostic systems (RCW  
33 46.37.660(2)(c))  
34 Air bag replacement requirements  
35 (RCW 46.37.660(1)(c))

1 Bail Jumping with class A Felony  
2 (RCW 9A.76.170(3)(b))  
3 Child Molestation 3 (RCW 9A.44.089)  
4 Criminal Mistreatment 2 (RCW  
5 9A.42.030)  
6 Custodial Sexual Misconduct 1 (RCW  
7 9A.44.160)  
8 Dealing in Depictions of Minor  
9 Engaged in Sexually Explicit  
10 Conduct 2 (RCW 9.68A.050(2))  
11 Domestic Violence Court Order  
12 Violation (RCW 10.99.040,  
13 10.99.050, 26.09.300, 26.10.220,  
14 26.26B.050, 26.50.110, 26.52.070,  
15 or 74.34.145)  
16 Extortion 1 (RCW 9A.56.120)  
17 Extortionate Extension of Credit (RCW  
18 9A.82.020)  
19 Extortionate Means to Collect  
20 Extensions of Credit (RCW  
21 9A.82.040)  
22 Incest 2 (RCW 9A.64.020(2))  
23 Kidnapping 2 (RCW 9A.40.030)  
24 Manufacture or import counterfeit,  
25 nonfunctional, damaged, or  
26 previously deployed air bag (RCW  
27 46.37.650(1)(c))  
28 Perjury 1 (RCW 9A.72.020)  
29 Persistent prison misbehavior (RCW  
30 9.94.070)  
31 Possession of a Stolen Firearm (RCW  
32 9A.56.310)  
33 Rape 3 (RCW 9A.44.060)  
34 Rendering Criminal Assistance 1 (RCW  
35 9A.76.070)

1 Sell, install, or reinstall counterfeit,  
2 nonfunctional, damaged, or  
3 previously deployed airbag (RCW  
4 46.37.650(2)(c))  
5 Sending, Bringing into State Depictions  
6 of Minor Engaged in Sexually  
7 Explicit Conduct 2 (RCW  
8 9.68A.060(2))  
9 Sexual Misconduct with a Minor 1  
10 (RCW 9A.44.093)  
11 Sexually Violating Human Remains  
12 (RCW 9A.44.105)  
13 Stalking (RCW 9A.46.110)  
14 Taking Motor Vehicle Without  
15 Permission 1 (RCW 9A.56.070)  
16 IV Arson 2 (RCW 9A.48.030)  
17 Assault 2 (RCW 9A.36.021)  
18 Assault 3 (of a Peace Officer with a  
19 Projectile Stun Gun) (RCW  
20 9A.36.031(1)(h))  
21 Assault 4 (third domestic violence  
22 offense) (RCW 9A.36.041(3))  
23 Assault by Watercraft (RCW  
24 79A.60.060)  
25 Bribing a Witness/Bribe Received by  
26 Witness (RCW 9A.72.090,  
27 9A.72.100)  
28 Cheating 1 (RCW 9.46.1961)  
29 Commercial Bribery (RCW 9A.68.060)  
30 Counterfeiting (RCW 9.16.035(4))  
31 Driving While Under the Influence  
32 (RCW 46.61.502(6))  
33 Endangerment with a Controlled  
34 Substance (RCW 9A.42.100)  
35 Escape 1 (RCW 9A.76.110)

1 Hate Crime (RCW 9A.36.080)  
2 Hit and Run—Injury (RCW  
3 46.52.020(4)(b))  
4 Hit and Run with Vessel—Injury  
5 Accident (RCW 79A.60.200(3))  
6 Identity Theft 1 (RCW 9.35.020(2))  
7 Indecent Exposure to Person Under Age  
8 Fourteen (subsequent sex offense)  
9 (RCW 9A.88.010)  
10 Influencing Outcome of Sporting Event  
11 (RCW 9A.82.070)  
12 Physical Control of a Vehicle While  
13 Under the Influence (RCW  
14 46.61.504(6))  
15 Possession of Depictions of a Minor  
16 Engaged in Sexually Explicit  
17 Conduct 2 (RCW 9.68A.070(2))  
18 Residential Burglary (RCW 9A.52.025)  
19 Robbery 2 (RCW 9A.56.210)  
20 Theft of Livestock 1 (RCW 9A.56.080)  
21 Threats to Bomb (RCW 9.61.160)  
22 Trafficking in Stolen Property 1 (RCW  
23 9A.82.050)  
24 Unlawful factoring of a credit card or  
25 payment card transaction (RCW  
26 9A.56.290(4)(b))  
27 Unlawful transaction of health coverage  
28 as a health care service contractor  
29 (RCW 48.44.016(3))  
30 Unlawful transaction of health coverage  
31 as a health maintenance  
32 organization (RCW 48.46.033(3))  
33 Unlawful transaction of insurance  
34 business (RCW 48.15.023(3))  
35 Unlicensed practice as an insurance  
36 professional (RCW 48.17.063(2))

1 Use of Proceeds of Criminal  
2 Profiteering (RCW 9A.82.080 (1)  
3 and (2))  
4 Vehicle Prowling 2 (third or subsequent  
5 offense) (RCW 9A.52.100(3))  
6 Vehicular Assault, by being under the  
7 influence of intoxicating liquor or  
8 any drug, or by the operation or  
9 driving of a vehicle in a reckless  
10 manner (RCW 46.61.522)  
11 Viewing of Depictions of a Minor  
12 Engaged in Sexually Explicit  
13 Conduct 1 (RCW 9.68A.075(1))  
14 Willful Failure to Return from Furlough  
15 (RCW 72.66.060)  
16 III Animal Cruelty 1 (Sexual Conduct or  
17 Contact) (RCW 16.52.205(3))  
18 Assault 3 (Except Assault 3 of a Peace  
19 Officer With a Projectile Stun Gun)  
20 (RCW 9A.36.031 except subsection  
21 (1)(h))  
22 Assault of a Child 3 (RCW 9A.36.140)  
23 Bail Jumping with class B or C Felony  
24 (RCW 9A.76.170(3)(c))  
25 Burglary 2 (RCW 9A.52.030)  
26 Communication with a Minor for  
27 Immoral Purposes (RCW  
28 9.68A.090)  
29 Criminal Gang Intimidation (RCW  
30 9A.46.120)  
31 Custodial Assault (RCW 9A.36.100)  
32 Cyberstalking (subsequent conviction or  
33 threat of death) (RCW 9.61.260(3))  
34 Escape 2 (RCW 9A.76.120)  
35 Extortion 2 (RCW 9A.56.130)  
36 Harassment (RCW 9A.46.020)

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

1 Telephone Harassment (subsequent  
2 conviction or threat of death) (RCW  
3 9.61.230(2))  
4 Theft of Livestock 2 (RCW 9A.56.083)  
5 Theft with the Intent to Resell 1 (RCW  
6 9A.56.340(2))  
7 Trafficking in Stolen Property 2 (RCW  
8 9A.82.055)  
9 Unlawful Hunting of Big Game 1 (RCW  
10 77.15.410(3)(b))  
11 Unlawful Imprisonment (RCW  
12 9A.40.040)  
13 Unlawful Misbranding of Fish or  
14 Shellfish 1 (RCW 77.140.060(3))  
15 Unlawful possession of firearm in the  
16 second degree (RCW 9.41.040(2))  
17 Unlawful Taking of Endangered Fish or  
18 Wildlife 1 (RCW 77.15.120(3)(b))  
19 Unlawful Trafficking in Fish, Shellfish,  
20 or Wildlife 1 (RCW  
21 77.15.260(3)(b))  
22 Unlawful Use of a Nondesignated  
23 Vessel (RCW 77.15.530(4))  
24 Vehicular Assault, by the operation or  
25 driving of a vehicle with disregard  
26 for the safety of others (RCW  
27 46.61.522)  
28 Willful Failure to Return from Work  
29 Release (RCW 72.65.070)  
30 II Commercial Fishing Without a License  
31 1 (RCW 77.15.500(3)(b))  
32 Computer Trespass 1 (RCW 9A.90.040)  
33 Counterfeiting (RCW 9.16.035(3))  
34 Electronic Data Service Interference  
35 (RCW 9A.90.060)

1 Electronic Data Tampering 1 (RCW  
2 9A.90.080)  
3 Electronic Data Theft (RCW 9A.90.100)  
4 Engaging in Fish Dealing Activity  
5 Unlicensed 1 (RCW 77.15.620(3))  
6 Escape from Community Custody  
7 (RCW 72.09.310)  
8 Failure to Register as a Sex Offender  
9 (second or subsequent offense)  
10 (RCW 9A.44.130 prior to June 10,  
11 2010, and RCW 9A.44.132)  
12 Health Care False Claims (RCW  
13 48.80.030)  
14 Identity Theft 2 (RCW 9.35.020(3))  
15 Improperly Obtaining Financial  
16 Information (RCW 9.35.010)  
17 Malicious Mischief 1 (RCW 9A.48.070)  
18 Organized Retail Theft 2 (RCW  
19 9A.56.350(3))  
20 Possession of Stolen Property 1 (RCW  
21 9A.56.150)  
22 Possession of a Stolen Vehicle (RCW  
23 9A.56.068)  
24 Retail Theft with Special Circumstances  
25 2 (RCW 9A.56.360(3))  
26 Scrap Processing, Recycling, or  
27 Supplying Without a License  
28 (second or subsequent offense)  
29 (RCW 19.290.100)  
30 Theft 1 (RCW 9A.56.030)  
31 Theft of a Motor Vehicle (RCW  
32 9A.56.065)  
33 Theft of Rental, Leased, Lease-  
34 purchased, or Loaned Property  
35 (valued at five thousand dollars or  
36 more) (RCW 9A.56.096(5)(a))

1 Theft with the Intent to Resell 2 (RCW  
2 9A.56.340(3))  
3 Trafficking in Insurance Claims (RCW  
4 48.30A.015)  
5 Unlawful factoring of a credit card or  
6 payment card transaction (RCW  
7 9A.56.290(4)(a))  
8 Unlawful Participation of Non-Indians  
9 in Indian Fishery (RCW  
10 77.15.570(2))  
11 Unlawful Practice of Law (RCW  
12 2.48.180)  
13 Unlawful Purchase or Use of a License  
14 (RCW 77.15.650(3)(b))  
15 Unlawful Trafficking in Fish, Shellfish,  
16 or Wildlife 2 (RCW  
17 77.15.260(3)(a))  
18 Unlicensed Practice of a Profession or  
19 Business (RCW 18.130.190(7))  
20 Voyeurism 1 (RCW 9A.44.115)  
21 I Attempting to Elude a Pursuing Police  
22 Vehicle (RCW 46.61.024)  
23 False Verification for Welfare (RCW  
24 74.08.055)  
25 Forgery (RCW 9A.60.020)  
26 Fraudulent Creation or Revocation of a  
27 Mental Health Advance Directive  
28 (RCW 9A.60.060)  
29 Malicious Mischief 2 (RCW 9A.48.080)  
30 Mineral Trespass (RCW 78.44.330)  
31 Possession of Stolen Property 2 (RCW  
32 9A.56.160)  
33 Reckless Burning 1 (RCW 9A.48.040)  
34 Spotlighting Big Game 1 (RCW  
35 77.15.450(3)(b))

1 Suspension of Department Privileges 1  
2 (RCW 77.15.670(3)(b))  
3 Taking Motor Vehicle Without  
4 Permission 2 (RCW 9A.56.075)  
5 Theft 2 (RCW 9A.56.040)  
6 Theft from a Vulnerable Adult 2 (RCW  
7 9A.56.400(2))  
8 Theft of Rental, Leased, Lease-  
9 purchased, or Loaned Property  
10 (valued at seven hundred fifty  
11 dollars or more but less than five  
12 thousand dollars) (RCW  
13 9A.56.096(5)(b))  
14 Transaction of insurance business  
15 beyond the scope of licensure  
16 (RCW 48.17.063)  
17 Unlawful Fish and Shellfish Catch  
18 Accounting (RCW 77.15.630(3)(b))  
19 Unlawful Issuance of Checks or Drafts  
20 (RCW 9A.56.060)  
21 Unlawful Possession of Fictitious  
22 Identification (RCW 9A.56.320)  
23 Unlawful Possession of Instruments of  
24 Financial Fraud (RCW 9A.56.320)  
25 Unlawful Possession of Payment  
26 Instruments (RCW 9A.56.320)  
27 Unlawful Possession of a Personal  
28 Identification Device (RCW  
29 9A.56.320)  
30 Unlawful Production of Payment  
31 Instruments (RCW 9A.56.320)  
32 Unlawful Releasing, Planting,  
33 Possessing, or Placing Deleterious  
34 Exotic Wildlife (RCW  
35 77.15.250(2)(b))

1 Unlawful Trafficking in Food Stamps  
2 (RCW 9.91.142)  
3 Unlawful Use of Food Stamps (RCW  
4 9.91.144)  
5 Unlawful Use of Net to Take Fish 1  
6 (RCW 77.15.580(3)(b))  
7 Unlawful Use of Prohibited Aquatic  
8 Animal Species (RCW  
9 77.15.253(3))  
10 Vehicle Prowl 1 (RCW 9A.52.095)  
11 Violating Commercial Fishing Area or  
12 Time 1 (RCW 77.15.550(3)(b))

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