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HOUSE BILL 2644

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State of Washington                      54th Legislature                      1996 Regular Session

By Representatives Lambert, Valle, Boldt and Thompson

Read first time 01/16/96. Referred to Committee on Law & Justice.

1            AN ACT Relating to sex offenses against children; adding new  
2 sections to chapter 9A.44 RCW; and prescribing penalties.

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

4            NEW SECTION.    **Sec. 1.** A new section is added to chapter 9A.44 RCW  
5 to read as follows:

6            (1) A person is guilty of rape of a child in the fourth degree when  
7 the person has sexual intercourse with another who is at least sixteen  
8 years old but less than eighteen years old and not married to the  
9 perpetrator and the perpetrator is at least forty-eight months older  
10 than the victim.

11            (2) Rape of a child in the fourth degree is a gross misdemeanor.

12            (3) This section does not apply when RCW 9A.44.093 is applicable.

13            NEW SECTION.    **Sec. 2.** A new section is added to chapter 9A.44 RCW  
14 to read as follows:

15            (1) A person is guilty of child molestation in the fourth degree  
16 when the person has, or knowingly causes another person under the age  
17 of eighteen to have, sexual contact with another who is at least  
18 sixteen years old but less than eighteen years old and not married to

1 the perpetrator and the perpetrator is at least forty-eight months  
2 older than the victim.

3 (2) Child molestation in the fourth degree is a class C felony.

4 (3) This section does not apply when RCW 9A.44.096 is applicable.

5 NEW SECTION. **Sec. 3.** If any provision of this act or its  
6 application to any person or circumstance is held invalid, the  
7 remainder of the act or the application of the provision to other  
8 persons or circumstances is not affected.

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