
SENATE BILL 5543

State of Washington

54th Legislature

1995 Regular Session

By Senator Smith

Read first time 01/26/95. Referred to Committee on Law & Justice.

1 AN ACT Relating to including homicide of a parent by a battered
2 child as manslaughter; amending RCW 9A.32.060; and prescribing
3 penalties.

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

5 **Sec. 1.** RCW 9A.32.060 and 1975 1st ex.s. c 260 s 9A.32.060 are
6 each amended to read as follows:

7 (1) A person is guilty of manslaughter in the first degree when the
8 person:

9 (a) ~~((He))~~ Recklessly causes the death of another person; ~~((or))~~

10 (b) ~~((He))~~ Intentionally and unlawfully kills an unborn quick child
11 by inflicting any injury upon the mother of such child; or

12 (c) Is a battered child who causes the death of a parent or a
13 person acting as a parent when under the influence of extreme emotional
14 distress caused by repeated physical and emotional abuse inflicted by
15 the deceased.

16 (i) For the purposes of this section "battered child" means a minor
17 who has suffered repeated physical and emotional abuse from a parent or
18 a person acting as a parent.

1 (ii) For the purposes of this section "extreme emotional distress"
2 means a degree of anger and terror sufficient to render the mind
3 incapable of rational consideration.
4 (2) Manslaughter in the first degree is a class B felony.

--- END ---