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SENATE BILL 6281

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State of Washington

54th Legislature

1996 Regular Session

By Senator Smith

Read first time 01/10/96. Referred to Committee on Law & Justice.

1 AN ACT Relating to civil disorder involving acts of violence;  
2 adding a new section to chapter 9A.84 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.84 RCW  
5 to read as follows:

6 (1) Any person who:

7 (a) Teaches or demonstrates to any other person the use,  
8 application, making of any firearm, explosive, or incendiary device, or  
9 technique capable of causing injury or death to persons, knowing,  
10 having reason to know, or intending that same will be unlawfully  
11 employed for use in, or in furtherance of, a civil disorder; or

12 (b) Assembles with one or more persons for the purpose of training  
13 or instructing in the use of, or practicing with, any technique or  
14 means capable of causing property damage, bodily injury or death with  
15 the intent to employ such training, instruction, or practice in the  
16 commission of a civil disorder;

17 shall be fined not more than ten thousand dollars or imprisoned not  
18 more than five years, or both.

19 (2) Nothing in this section makes unlawful the following:

1 (a) Any act of any law enforcement officer which is performed in  
2 the lawful performance of his or her official duties;

3 (b) Any activity of the state fish and wildlife commission or any  
4 law enforcement agency;

5 (c) Any hunting club, rifle club, rifle range, pistol range,  
6 shooting range, or other program or individual instruction intended to  
7 teach the safe handling, use of firearms, archery equipment, or other  
8 weapons or techniques employed in connection with lawful sports or  
9 other lawful activities.

10 (3) As used in this section:

11 (a) "Civil disorder" means any public disturbance involving acts of  
12 violence by assemblages of one or more persons, which causes an  
13 immediate danger of, results in damage, or injury to the property or  
14 person of any other individual.

15 (b) "Firearm" means any weapon which is designed to or may readily  
16 be converted to expel any projectile by the action of an explosive; or  
17 the frame or receiver of any such weapon.

18 (c) "Explosive or incendiary device" means (i) dynamite and all  
19 other forms of high explosives, (ii) any explosive bomb, grenade,  
20 missile, or similar device, and (iii) any incendiary bomb or grenade,  
21 fire bomb, or similar device, including any device which (A) consists  
22 of or includes a breakable container including a flammable liquid or  
23 compound, and a wick composed of any material which, when ignited, is  
24 capable of igniting such flammable liquid or compound, and (B) can be  
25 carried or thrown by one individual acting alone.

26 (d) "Law enforcement officer" means any officer or employee of the  
27 United States, any state, any political subdivision of a state, or the  
28 District of Columbia, and such term shall specifically include, but not  
29 be limited to, members of the national guard, as defined in 10 U.S.C.  
30 Sec. 101(9), members of the organized militia of any state or territory  
31 of the United States, the Commonwealth of Puerto Rico, or the District  
32 of Columbia, not included within the definition of national guard as  
33 defined in 10 U.S.C. Sec. 101(9) and members of the armed forces of the  
34 United States.

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