

SB 6010 - H COMM AMD

By Committee on Public Safety

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 9A.52.060 and 2011 c 336 s 371 are each amended to
4 read as follows:

5 (1) Every person who shall make or mend or cause to be made or
6 mended, or have in his or her possession, any engine, machine, tool,
7 false key, altered or shaved key, pick lock, bit, nippers, or implement
8 adapted, designed, or commonly used for the commission of burglary
9 under circumstances evincing an intent to use or employ, or allow the
10 same to be used or employed in the commission of a burglary, or knowing
11 that the same is intended to be so used, shall be guilty of making or
12 having burglar tools.

13 (2) For purposes of this section, an "altered or shaved key" is any
14 key so altered, by cutting, filing, or other means, to fit multiple
15 locks other than the lock for which the key was originally
16 manufactured.

17 (3) Making or having burglar tools is a gross misdemeanor."

18 Correct the title.

EFFECT: (1) Adds altered or shaved keys to the current statutory list of burglary tools (where the intent to use the altered or shaved key in the commission of a burglary crime is an element of the offense). As a result, making or possessing a shaved key with the intent to use the key in the commission of a burglary is a gross misdemeanor offense.

(2) Eliminates the provisions in the burglary statute and the motor vehicle theft statute that made:

(a) Mere possession of shaved keys a crime even in situations where law enforcement could not establish an intent to use the tools to commit burglary or motor vehicle theft;

(b) Each additional set of one to ten altered or shaved keys a separate and distinct crime and an additional gross misdemeanor.

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