RCW 69.50.4011 Counterfeit substances—Penalties. (Effective until July 1, 2023.) (1) Except as authorized by this chapter, it is unlawful for:
   (a) Any person to create or deliver a counterfeit substance; or
   (b) Any person to knowingly possess a counterfeit substance.

(2) Any person who violates subsection (1)(a) of this section with respect to:
   (a) A counterfeit substance classified in Schedule I or II which is a narcotic drug, or flunitrazepam classified in Schedule IV, is guilty of a class B felony and upon conviction may be imprisoned for not more than ten years, fined not more than twenty-five thousand dollars, or both;
   (b) A counterfeit substance which is methamphetamine, is guilty of a class B felony and upon conviction may be imprisoned for not more than ten years, fined not more than twenty-five thousand dollars, or both;
   (c) Any other counterfeit substance classified in Schedule I, II, or III, is guilty of a class C felony punishable according to chapter 9A.20 RCW;
   (d) A counterfeit substance classified in Schedule IV, except flunitrazepam, is guilty of a class C felony punishable according to chapter 9A.20 RCW;
   (e) A counterfeit substance classified in Schedule V, is guilty of a class C felony punishable according to chapter 9A.20 RCW.

(3) A violation of subsection (1)(b) of this section is a misdemeanor. The prosecutor is encouraged to divert such cases for assessment, treatment, or other services. [2021 c 311 § 8; 2003 c 53 § 332.]

Expiration date—2021 c 311 §§ 8-10, 12, 15, and 16: "Sections 8 through 10, 12, 15, and 16 of this act expire July 1, 2023." [2021 c 311 § 29.]


Intent—Effective date—2003 c 53: See notes following RCW 2.48.180.

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(e) A counterfeit substance classified in Schedule V, is guilty of a class C felony punishable according to chapter 9A.20 RCW. [2003 c 53 § 332.]

Intent—Effective date—2003 c 53: See notes following RCW 2.48.180.