

PSSB 5259 (S-0850.2/23) - S COMM AMD
By Committee on Labor & Commerce

[A.3]

1 On page 9, after line 2, insert the following:

2 "Sec. 7. RCW 9A.56.020 and 2004 c 122 s 1 are each amended to
3 read as follows:

4 (1) "Theft" means:

5 (a) To wrongfully obtain or exert unauthorized control over the
6 property or services of another or the value thereof, with intent to
7 deprive him or her of such property or services; or

8 (b) By color or aid of deception to obtain control over the
9 property or services of another or the value thereof, with intent to
10 deprive him or her of such property or services; (~~or~~)

11 (c) To appropriate lost or misdelivered property or services of
12 another, or the value thereof, with intent to deprive him or her of
13 such property or services; or

14 (d) To conceal property of another intending that the concealment
15 will deprive the other person of its use or benefit.

16 (2) In any prosecution for theft, it shall be a sufficient
17 defense that:

18 (a) The property or service was appropriated openly and avowedly
19 under a claim of title made in good faith, even though the claim be
20 untenable; or

21 (b) The property was merchandise pallets that were received by a
22 pallet recycler or repairer in the ordinary course of its business."

23 Renumber the remaining sections consecutively and correct any
24 internal references accordingly.

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1 On page 1, line 2 of the title, after "RCW 69.50.535" insert "and
2 9A.56.020"

EFFECT: Modifies, for the purposes of the criminal code, the definition of theft to include concealing the property of another intending to deprive the other person of its use or benefit.

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