

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2410

Chapter 94, Laws of 2016

64th Legislature
2016 Regular Session

FELONY FIREARM OFFENSE CONVICTION DATABASE--MANDATORY INCLUSION

EFFECTIVE DATE: 6/9/2016

Passed by the House February 15, 2016
Yeas 94 Nays 3

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate March 1, 2016
Yeas 46 Nays 1

BRAD OWEN

President of the Senate

Approved March 31, 2016 11:01 AM

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2410** as passed by House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

April 1, 2016

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2410

Passed Legislature - 2016 Regular Session

State of Washington 64th Legislature 2016 Regular Session

By House Judiciary (originally sponsored by Representatives Hayes, Orwall, Klippert, Goodman, Griffey, Fitzgibbon, Magendanz, Muri, and Ormsby)

READ FIRST TIME 02/05/16.

1 AN ACT Relating to requiring information about certain criminal
2 defendants be included in the felony firearm offense conviction
3 database; and amending RCW 9.41.330.

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

5 **Sec. 1.** RCW 9.41.330 and 2013 c 183 s 3 are each amended to read
6 as follows:

7 (1) On or after (~~July 28, 2013~~) the effective date of this
8 section, except as provided in subsection (3) of this section,
9 whenever a defendant in this state is convicted of a felony firearm
10 offense or found not guilty by reason of insanity of any felony
11 firearm offense, the court must consider whether to impose a
12 requirement that the person comply with the registration requirements
13 of RCW 9.41.333 and may, in its discretion, impose such a
14 requirement.

15 (2) In determining whether to require the person to register, the
16 court shall consider all relevant factors including, but not limited
17 to:

- 18 (a) The person's criminal history;
- 19 (b) Whether the person has previously been found not guilty by
20 reason of insanity of any offense in this state or elsewhere; and

1 (c) Evidence of the person's propensity for violence that would
2 likely endanger persons.

3 (3) When a person is convicted of a felony firearm offense or
4 found not guilty by reason of insanity of any felony firearm offense
5 that was committed in conjunction with any of the following offenses,
6 the court must impose a requirement that the person comply with the
7 registration requirements of RCW 9.41.333:

8 (a) An offense involving sexual motivation;

9 (b) An offense committed against a child under the age of
10 eighteen; or

11 (c) A serious violent offense.

12 (4) For purposes of this section, "sexual motivation" and
13 "serious violent offense" are defined as in RCW 9.94A.030.

Passed by the House February 15, 2016.

Passed by the Senate March 1, 2016.

Approved by the Governor March 31, 2016.

Filed in Office of Secretary of State April 1, 2016.

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