

without reimbursement from the state, the expenses of such additional judicial positions as provided by statute.

**NEW SECTION.** Sec. 4. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate February 12, 1982.

Passed the House March 8, 1982.

Approved by the Governor April 1, 1982.

Filed in Office of Secretary of State April 1, 1982.

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## CHAPTER 140

[Engrossed Senate Bill No. 4483]

### ASSAULT—TRANSIT DRIVERS

AN ACT Relating to assault; amending section 9A.36.030, chapter 260, Laws of 1975 1st ex. sess. as amended by section 10, chapter 244, Laws of 1979 ex. sess. and RCW 9A.36.030; and prescribing penalties.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 9A.36.030, chapter 260, Laws of 1975 1st ex. sess. as amended by section 10, chapter 244, Laws of 1979 ex. sess. and RCW 9A.36.030 are each amended to read as follows:

(1) Every person who, under circumstances not amounting to assault in either the first or second degree, shall be guilty of assault in the third degree when he:

(a) With intent to prevent or resist the execution of any lawful process or mandate of any court officer or the lawful apprehension or detention of himself or another person shall assault another; or

(b) With criminal negligence, shall cause physical injury to another person by means of a weapon or other instrument or thing likely to produce bodily harm; or

(c) Assaults a person employed as a transit operator or driver by a public or private transit company while that person is operating or is in control of a vehicle owned or operated by the transit company.

(2) Assault in the third degree is a class C felony.

Passed the Senate February 11, 1982.

Passed the House March 11, 1982.

Approved by the Governor April 1, 1982.

Filed in Office of Secretary of State April 1, 1982.