

Washington State Justice Reinvestment

Sentencing Guidelines Commission

September 12, 2014

Council of State Governments Justice Center

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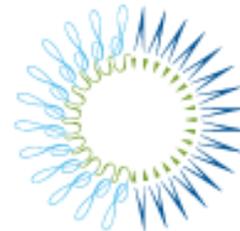
Council of State Governments Justice Center

- National non-profit, non-partisan membership association of state government officials
- Engages members of all three branches of state government
- Justice Center provides practical, nonpartisan advice informed by the best available evidence

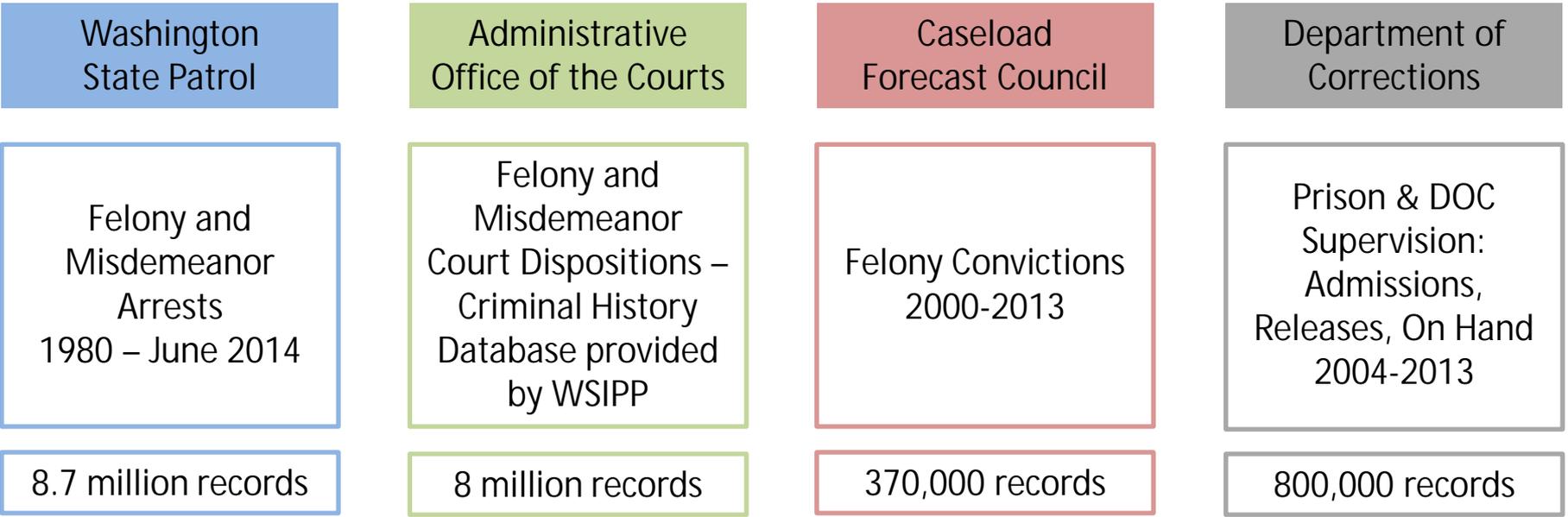


Justice Reinvestment

a data-driven approach to reduce corrections spending and reinvest savings in strategies that can decrease recidivism and increase public safety.



Data From Washington State Agencies is Enabling an Incredible Degree of Matching and Analysis



Linking of files on State ID (SID) Number

Overview of Detailed Analysis

→ Sentencing Guidelines

- Comparison with other guideline states
- Utility of offender score

Prison Growth

- Prison population characteristics
- Trends impacting growth

Public Safety

- Recidivism analysis
- Impact of supervision

Washington's Grids have 169 total cells, with More Columns and Rows than Other Systems



258 cells: 9 grids with 3-6 rows and 6 columns



169 cells (16 x 10) + (3 x 3) (drug)



135 cells (10 x 9) + (5 x 9) (drug)



133: (11 x 7) + (8 x 7) (sex off.)



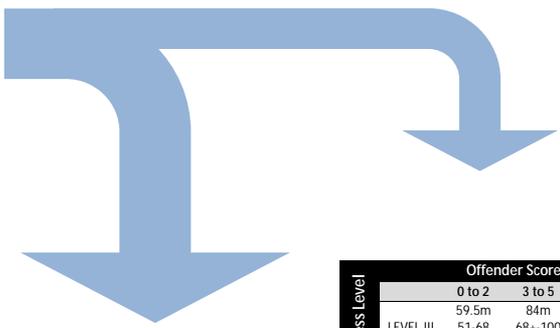
112 cells (14 x 8)



99 cells (11 x 9)



60 cells (10 x 6)



Seriousness Level	Offender Score		
	0 to 2	3 to 5	6 to 9+
LEVEL III	59.5m	84m	110m
	51-68	68+-100	100+-120
LEVEL II	16m	40m	90m
	12+-20	20+-60	60+-120
LEVEL I	3m	12m	18m
	0-6	6+-18	12+-24

Seriousness Level	Offender Score									
	0	1	2	3	4	5	6	7	8	9+
	LIFE SENTENCE WITHOUT PAROLE/DEATH PENALTY									
LEVEL XVI	280m	291.5m	304m	316m	327.5m	339.5m	364m	394m	431.5m	479.5m
LEVEL XV	240-320	250-333	261-347	271-361	281-374	291-388	312-416	338-450	370-493	411-548
LEVEL XIV	171.5m	184m	194m	204m	215m	225m	245m	266m	307m	347.5m
LEVEL XIII	123-220	134-234	144-244	154-254	165-265	175-275	195-295	216-316	257-357	298-397
LEVEL XII	108m	119m	129m	140m	150m	161m	189m	207m	243m	279m
LEVEL XI	90m	100m	100m	119m	129m	139m	170m	185m	215m	245m
LEVEL X	78-102	86-114	95-125	102-136	111-147	120-158	146-194	159-211	185-245	210-280
LEVEL IX	59.5m	66m	72m	78m	84m	89.5m	114m	126m	150m	230.5m
LEVEL VIII	51-68	57-75	62-82	67-89	72-96	77-102	98-130	108-144	129-171	149-198
LEVEL VII	36m	42m	47.5m	53.5m	59.5m	66m	89.5m	101.5m	126m	150m
LEVEL VI	31-41	36-48	41-54	46-61	51-68	57-75	77-102	87-116	108-144	129-171
LEVEL V	24m	30m	36m	42m	47.5m	53.5m	78m	89.5m	101.5m	126m
LEVEL IV	21-27	26-34	31-41	36-48	41-54	46-61	67-89	77-102	87-116	108-144
LEVEL III	17.5m	24m	30m	36m	42m	47.5m	66m	78m	89.5m	101.5m
LEVEL II	15-20	21-27	26-34	31-41	36-48	41-54	57-75	67-89	77-102	87-116
LEVEL I	13m	17.5m	24m	30m	36m	42m	53.5m	66m	78m	89.5m
Unranked	12+-14	13m	15m	17.5m	25.5m	38m	47.5m	59.5m	72m	84m
	9m	13m	15m	17.5m	25.5m	38m	47.5m	59.5m	72m	84m
	6-12	12+-14	13-17	15-20	22-29	33-43	41-54	51-68	62-82	72-96
	6m	9m	13m	15m	17.5m	25.5m	38m	50m	61.5m	73.5m
	3-9	6-12	12+-14	13-17	15-20	22-29	33-43	43-57	53-70	63-84
	2m	5m	8m	11m	14m	19.5m	25.5m	38m	50m	59.5m
	1-3	3-8	4-12	9-12	12+-16	17-22	22-29	33-43	43-57	51-68
		4m	6m	8m	13m	16m	19.5m	25.5m	38m	50m
	0-90 d	2-6	3-9	4-12	12+-14	14-18	17-22	22-29	33-43	43-57
		3m	4m	5.5m	8m	13m	16m	19.5m	25.5m	38m
	0-60 d	0-90 d	2-5	2-6	3-8	4-12	12+-14	14-18	17-22	22-29

Washington Sentencing Grids Increase in Offense and Criminal History Severity from Lower Left to Upper Right



		Offender Score									
		0	1	2	3	4	5	6	7	8	9+
S e r i o u s n e s s L e v e l	LEVEL XVI	LIFE SENTENCE WITHOUT PAROLE/DEATH PENALTY									
		280m	291.5m	304m	316m	327.5m	339.5m	364m	394m	431.5m	479.5m
	LEVEL XV	240-320	250-333	261-347	271-361	281-374	291-388	312-416	338-450	370-493	411-548
		171.5m	184m	194m	204m	215m	225m	245m	266m	307m	347.5m
	LEVEL XIV	123-220	134-234	144-244	154-254	165-265	175-275	195-295	216-316	257-357	298-397
		143.5m	156m	168m	179.5m	192m	204m	227.5m	252m	299.5m	347.5m
	LEVEL XIII	123-164	134-178	144-192	154-205	165-219	175-233	195-260	216-288	257.342	298-397
		108m	119m	129m	140m	150m	161m	189m	207m	243m	279m
	LEVEL XII	93-123	102-136	111-147	120-160	129-171	138-184	162-216	178-236	209-277	240-318
		90m	100m	100m	119m	129m	139m	170m	185m	215m	245m
	LEVEL XI	78-102	86-114	95-125	102-136	111-147	120-158	146-194	159-211	185-245	210-280
		59.5m	66m	72m	78m	84m	89.5m	114m	126m	150m	230.5m
	LEVEL X	51-68	57-75	62-82	67-89	72-96	77-102	98-130	108-144	129-171	149-198
		36m	42m	47.5m	53.5m	59.5m	66m	89.5m	101.5m	126m	150m
	LEVEL IX	31-41	36-48	41-54	46-61	51-68	57-75	77-102	87-116	108-144	129-171
		24m	30m	36m	42m	47.5m	53.5m	78m	89.5m	101.5m	126m
LEVEL VIII	21-27	26-34	31-41	36-48	41-54	46-61	67-89	77-102	87-116	108-144	
	17.5m	24m	30m	36m	42m	47.5m	66m	78m	89.5m	101.5m	
LEVEL VII	15-20	21-27	26-34	31-41	36-48	41-54	57-75	67-89	77-102	87-116	
	13m	17.5m	24m	30m	36m	42m	53.5m	66m	78m	89.5m	
LEVEL VI	12+-14	15-20	21-27	26-34	31-41	36-48	46-61	57-75	67-89	77-102	
	9m	13m	15m	17.5m	25.5m	38m	47.5m	59.5m	72m	84m	
LEVEL V	6-12	12+-14	13-17	15-20	22-29	33-43	41-54	51-68	62-82	72-96	
	6m	9m	13m	15m	17.5m	25.5m	38m	50m	61.5m	73.5m	
LEVEL IV	3-9	6-12	12+-14	13-17	15-20	22-29	33-43	43-57	53-70	63-84	
	2m	5m	8m	11m	14m	19.5m	25.5m	38m	50m	59.5m	
LEVEL III	1-3	3-8	4-12	9-12	12+-16	17-22	22-29	33-43	43-57	51-68	
		4m	6m	8m	13m	16m	19.5m	25.5m	38m	50m	
LEVEL II	0-90 d	2-6	3-9	4-12	12+-14	14-18	17-22	22-29	33-43	43-57	
			3m	4m	5.5m	8m	13m	16m	19.5m	25.5m	
LEVEL I	0-60 d	0-90 d	2-5	2-6	3-8	4-12	12+-14	14-18	17-22	22-29	



Unranked

0-12m

Source: Washington State Sentencing Guidelines Manual, 2012, Caseload Forecast Council.

Each Grid Cell Contains a Midpoint and a Range in Months

		Offender Score									
		0	1	2	3	4	5	6	7	8	9+
S e n t e n c e L e v e l	LEVEL XVI	LIFE SENTENCE WITHOUT PAROLE/DEATH PENALTY									
		280m	291.5m	304m	316m	327.5m	339.5m	364m	394m	431.5m	479.5m
	LEVEL XV	240-320	250-333	261-347	271-361	281-374	291-388	312-416	338-450	370-493	411-548
		171.5m	184m	194m	204m	215m	225m	245m	266m	307m	347.5m
	LEVEL XIV	123-220	134-234	144-244	154-254	165-265	175-275	195-295	216-316	257-357	298-397
		143.5m	156m	168m	179.5m	192m	204m	227.5m	252m	299.5m	347.5m
	LEVEL XIII	123-164	134-178	144-192	154-205	165-219	175-233	195-260	216-288	257-342	298-397
		108m	119m	129m	140m	150m	161m	189m	207m	243m	279m
	LEVEL XII	93-123	102-136	111-147	120-160	130-171	139-184	162-216	178-236	209-277	240-318
		90m	100m	110m	120m	130m	140m	170m	185m	215m	245m
	LEVEL XI	78-102	86-114	94-123	102-136	110-144	118-152	146-194	159-211	185-245	210-280
		59.5m	66m	72m	80m	88m	96m	114m	126m	150m	230.5m
	LEVEL X	51-68	57-75	63-80	70-87	77-94	84-101	99-130	108-144	129-171	149-198
		36m	42m	48m	54m	60m	66m	79.5m	101.5m	126m	150m
	LEVEL IX	31-41	36-48	41-54	47-60	53-66	59-72	71-102	87-116	108-144	129-171
		24m	30m	36m	42m	48m	54m	68m	89.5m	101.5m	126m
LEVEL VIII	21-27	26-34	31-39	37-45	44-52	51-59	61-79	77-102	87-116	108-144	
	17.5m	24m	30m	36m	42m	48m	56m	78m	89.5m	101.5m	
LEVEL VII	15-20	21-27	26-34	31-41	36-48	41-54	57-75	67-89	77-102	87-116	
	13m	17.5m	24m	30m	36m	42m	53.5m	66m	78m	89.5m	
LEVEL VI	12+-14	15-20	21-27	26-34	31-41	36-48	46-61	57-75	67-89	77-102	
	9m	13m	15m	17.5m	25.5m	38m	47.5m	59.5m	72m	84m	
LEVEL V	6-12	12+-14	13-17	15-20	22-29	33-43	41-54	51-68	62-82	72-96	
	6m	9m	13m	15m	17.5m	25.5m	38m	50m	61.5m	73.5m	
LEVEL IV	3-9	6-12	12+-14	13-17	15-20	22-29	33-43	43-57	53-70	63-84	
	2m	5m	8m	11m	14m	19.5m	25.5m	38m	50m	59.5m	
LEVEL III	1-3	3-8	4-12	9-12	12+-16	17-22	22-29	33-43	43-57	51-68	
		4m	6m	8m	13m	16m	19.5m	25.5m	38m	50m	
LEVEL II	0-90 d	2-6	3-9	4-12	12+-14	14-18	17-22	22-29	33-43	43-57	
			3m	4m	5.5m	8m	13m	16m	19.5m	25.5m	
LEVEL I	0-60 d	0-90 d	2-5	2-6	3-8	4-12	12+-14	14-18	17-22	22-29	
		Unranked					0-12m				

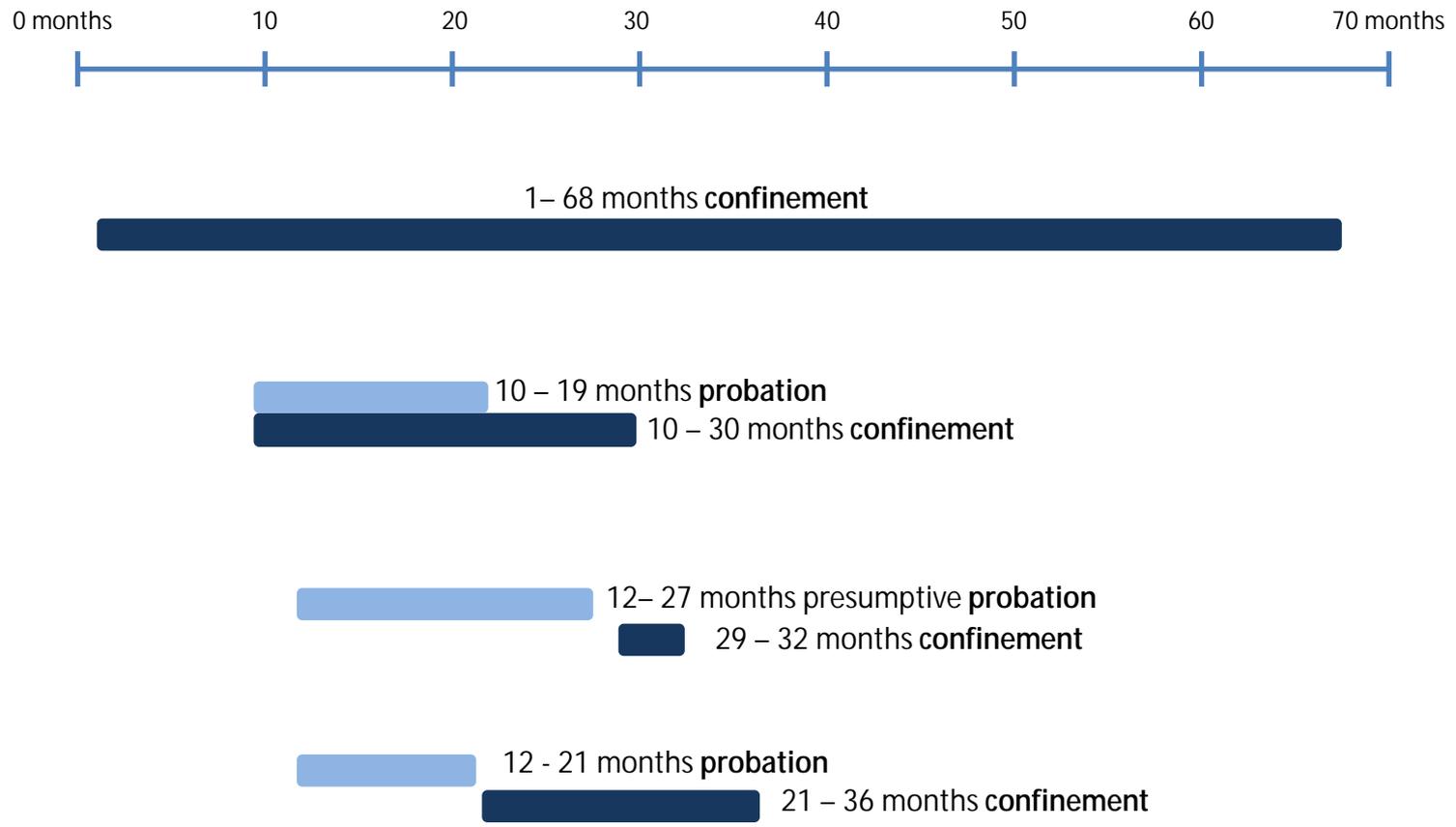
Source: Washington State Sentencing Guidelines Manual, 2012, Caseload Forecast Council.

Sentences Within a Seriousness Level or Offense Type Vary Widely Depending on Offender Score

		Offender Score									
		0	1	2	3	4	5	6	7	8	9+
S e r i o u s n e s s L e v e l	LEVEL XVI	LIFE SENTENCE WITHOUT PAROLE/DEATH PENALTY									
		280m	291.5m	304m	316m	327.5m	339.5m	364m	394m	431.5m	479.5m
	LEVEL XV	240-320	250-333	261-347	271-361	281-374	291-388	312-416	338-450	370-493	411-548
		171.5m	184m	194m	204m	215m	225m	245m	266m	307m	347.5m
	LEVEL XIV	123-220	134-234	144-244	154-254	165-265	175-275	195-295	216-316	257-357	298-397
		143.5m	156m	168m	179.5m	192m	204m	227.5m	252m	299.5m	347.5m
	LEVEL XIII	123-164	134-178	144-192	154-205	165-219	175-233	195-260	216-288	257.342	298-397
		108m	119m	129m	140m	150m	161m	189m	207m	243m	279m
	LEVEL XII	93-123	102-136	111-147	120-160	129-171	138-184	162-216	178-236	209-277	240-318
		90m	100m	100m	119m	129m	139m	170m	185m	215m	245m
	LEVEL XI	78-102	86-114	95-125	103-137	111-147	120-159	146-194	159-211	185-245	210-280
		59.5m	66m	74m	82m	90m	98m	114m	126m	150m	230.5m
	LEVEL X	51-68	57-75	64-82	71-90	78-98	86-107	103-130	108-144	129-171	149-198
		36m	42m	48m	54m	60m	66m	78m	95m	101.5m	126m
	LEVEL IX	31-41	36-48	42-54	48-61	54-68	60-75	71-102	87-116	108-144	129-171
		24m	30m	36m	42m	48m	54m	66m	78m	89.5m	101.5m
LEVEL VIII	21-27	26-34	32-41	38-48	44-55	50-62	57-89	77-102	87-116	108-144	
	17.5m	24m	30m	36m	42m	48m	56m	78m	89.5m	101.5m	
LEVEL VII	15-20	21-27	27-34	34-42	41-50	49-60	57-75	67-89	77-102	87-116	
	13m	17.5m	21m	25m	29m	33m	35m	66m	78m	89.5m	
LEVEL VI	12+-14	15-20	21-27	26-34	31-41	36-48	46-61	57-75	67-89	77-102	
	9m	13m	15m	17.5m	25.5m	38m	47.5m	59.5m	72m	84m	
LEVEL V	6-12	12+-14	13-17	15-20	22-29	33-43	41-54	51-68	62-82	72-96	
	6m	9m	13m	15m	17.5m	25.5m	38m	50m	61.5m	73.5m	
LEVEL IV	3-9	6-12	12+-14	13-17	15-20	22-29	33-43	43-57	53-70	63-84	
	2m	5m	8m	11m	14m	19.5m	25.5m	38m	50m	59.5m	
LEVEL III	1-3	3-8	4-12	9-12	12+-16	17-22	22-29	33-43	43-57	51-68	
	0-90 d	4m	6m	8m	13m	16m	19.5m	25.5m	38m	50m	
LEVEL II	0-90 d	2-6	3-9	4-12	12+-14	14-18	17-22	22-29	33-43	43-57	
	0-60 d	0-90 d	3m	4m	5.5m	8m	13m	16m	19.5m	25.5m	
LEVEL I	0-60 d	0-90 d	2-5	2-6	3-8	4-12	12+-14	14-18	17-22	22-29	
		Unranked					0-12m				

Source: Washington State Sentencing Guidelines Manual, 2012, Caseload Forecast Council.

Washington Has A Wider Sentence Range and Fewer Sentencing Options for Second Degree Burglary Compared to Other States



Unlike Other States That Sentence to Probation in Lower Sections of the Grid, Washington Uses Mostly Confinement

Washington Sentencing Grid

		Offender Score									
		0	1	2	3	4	5	6	7	8	9+
S e r i o u s n e s s L e v e l	LEVEL XVI	LIFE SENTENCE WITHOUT PAROLE/DEATH PENALTY									
	LEVEL XV	280m	291.5m	304m	316m	327.5m	339.5m	364m	394m	431.5m	479.5m
	LEVEL XIV	171.5m	184m	194m	204m	215m	225m	245m	266m	307m	347.5m
	LEVEL XIII	143.5m	156m	168m	179.5m	192m	204m	227.5m	252m	299.5m	347.5m
	LEVEL XII	108m	119m	129m	140m	150m	161m	189m	207m	243m	279m
	LEVEL XI	93-123	102-136	111-147	120-160	129-171	138-184	162-216	178-236	209-277	240-318
	LEVEL X	90m	100m	100m	119m	129m	139m	170m	185m	215m	245m
	LEVEL IX	59.5m	66m	72m	78m	84m	89.5m	114m	126m	150m	230.5m
	LEVEL VIII	31-41	36-48	41-54	46-61	51-68	57-75	77-102	87-116	108-144	129-171
	LEVEL VII	24m	30m	36m	42m	47.5m	54m	66m	89.5m	101.5m	126m
	LEVEL VI	12+14	15-20	21-27	26-34	31-41	36-48	42m	47.5m	54m	66m
	LEVEL V	6-12	12+14	13-17	15-20	22-29	33-43	41-54	51-68	62-82	72-96
	LEVEL IV	6m	9m	13m	15m	17.5m	25.5m	38m	50m	61.5m	73.5m
	LEVEL III	3-9	6-12	12+14	13-17	15-20	22-29	33-43	43-57	53-70	63-84
	LEVEL II	2m	5m	8m	11m	14m	19.5m	25.5m	38m	50m	59.5m
	LEVEL I	1-3	3-8	4-12	9-12	12+16	17-22	22-29	33-43	43-57	51-68
Unranked	0-60 d	0-90 d	3m	4m	5.5m	8m	13m	16m	19.5m	25.5m	
			2-5	2-6	3-8	4-12	12+14	14-18	17-22	22-29	
							0-12m				

Up to one year of confinement

Minnesota Sentencing Grid

4.A. Sentencing Guidelines Grid

Presumptive sentence lengths are in months. Italicized numbers within the grid denote the discretionary range within which a court may sentence without the sentence being deemed a departure. Offenders with stayed felony sentences may be subject to local confinement.

		CRIMINAL HISTORY SCORE						
SEVERITY LEVEL OF CONVICTION OFFENSE (Example offenses listed in italics)		0	1	2	3	4	5	6 or more
Murder, 2nd Degree (intentional murder; drive-by-shootings)	11	306 <i>261-367</i>	326 <i>278-391</i>	346 <i>295-415</i>	366 <i>312-439</i>	386 <i>329-463</i>	406 <i>346-480¹</i>	426 <i>363-480¹</i>
Murder, 3rd Degree (unintentional murder)	10	150 <i>128-180</i>	165 <i>141-198</i>	180 <i>153-216</i>	195 <i>166-228</i>	210 <i>178-246</i>	225 <i>192-258</i>	240 <i>204-276</i>
Assault, 1st Degree	9	86 <i>74-103</i>	98 <i>84-117</i>	110 <i>94-132</i>	122 <i>104-140</i>	134 <i>116-152</i>	146 <i>128-164</i>	158 <i>140-176</i>
Aggravated Robbery, 1st Degree	8	48 <i>41-57</i>	58 <i>50-69</i>	68 <i>58-81</i>	78 <i>67-91</i>	88 <i>77-96</i>	98 <i>87-102</i>	108 <i>97-115</i>
Felony DWI	7	36	42	48	54	60	66	72
Controlled Substance Crime, 3rd Degree	6	21	27	33	39	45	51	57
Residential Burglary	5	18	23	28	33	38	43	48
Simple Robbery	5	18	23	28	33	38	43	48
Nonresidential Burglary	4	12 ¹	15	18	21	24	27	30
Theft Crimes (Over \$5,000)	3	12 ¹	13	15	17	19	21	23
Theft Crimes (\$5,000 or less)	2	12 ¹	12 ¹	13	15	17	19	21
Check Forgery (\$251-\$2,500)	2	12 ¹	12 ¹	13	15	17	19	21
Sale of Simulated Controlled Substance	1	12 ¹	12 ¹	12 ¹	13	15	17	19

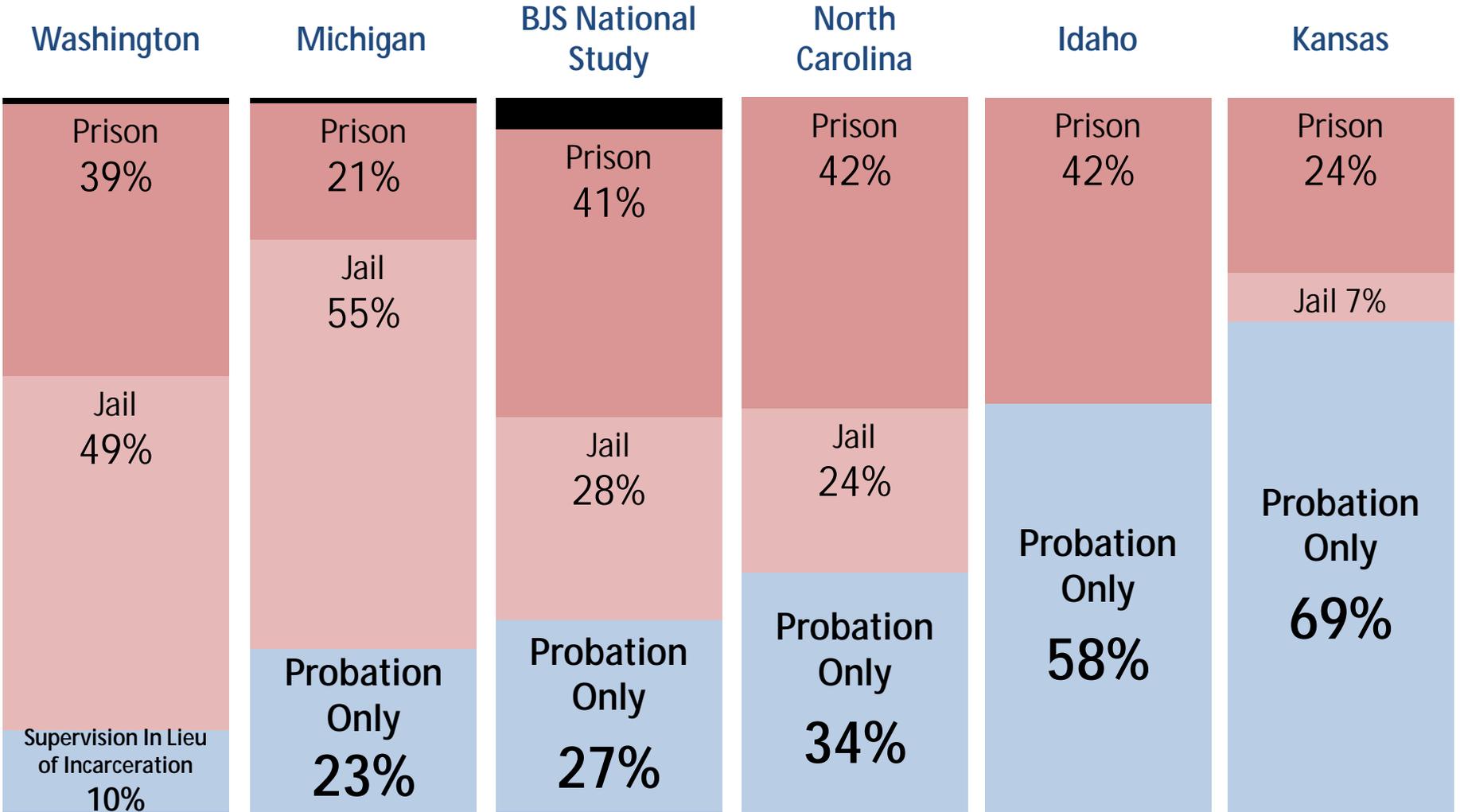
Presumptive probation with up to a year of confinement

Presumptive commitment to state imprisonment. First-degree murder has a mandatory life sentence and is excluded from the Guidelines under Minn. Stat. § 609.185. See Guidelines section 2.E. Mandatory Sentences, for policies regarding those sentences controlled by law.

Presumptive stayed sentence; at the discretion of the court, up to one year of confinement and other non-jail sanctions can be imposed as conditions of probation. However, certain offenses in the shaded area of the Grid always carry a presumptive commitment to state prison. Guidelines sections 2.C. Presumptive Sentence and 2.E. Mandatory Sentences.

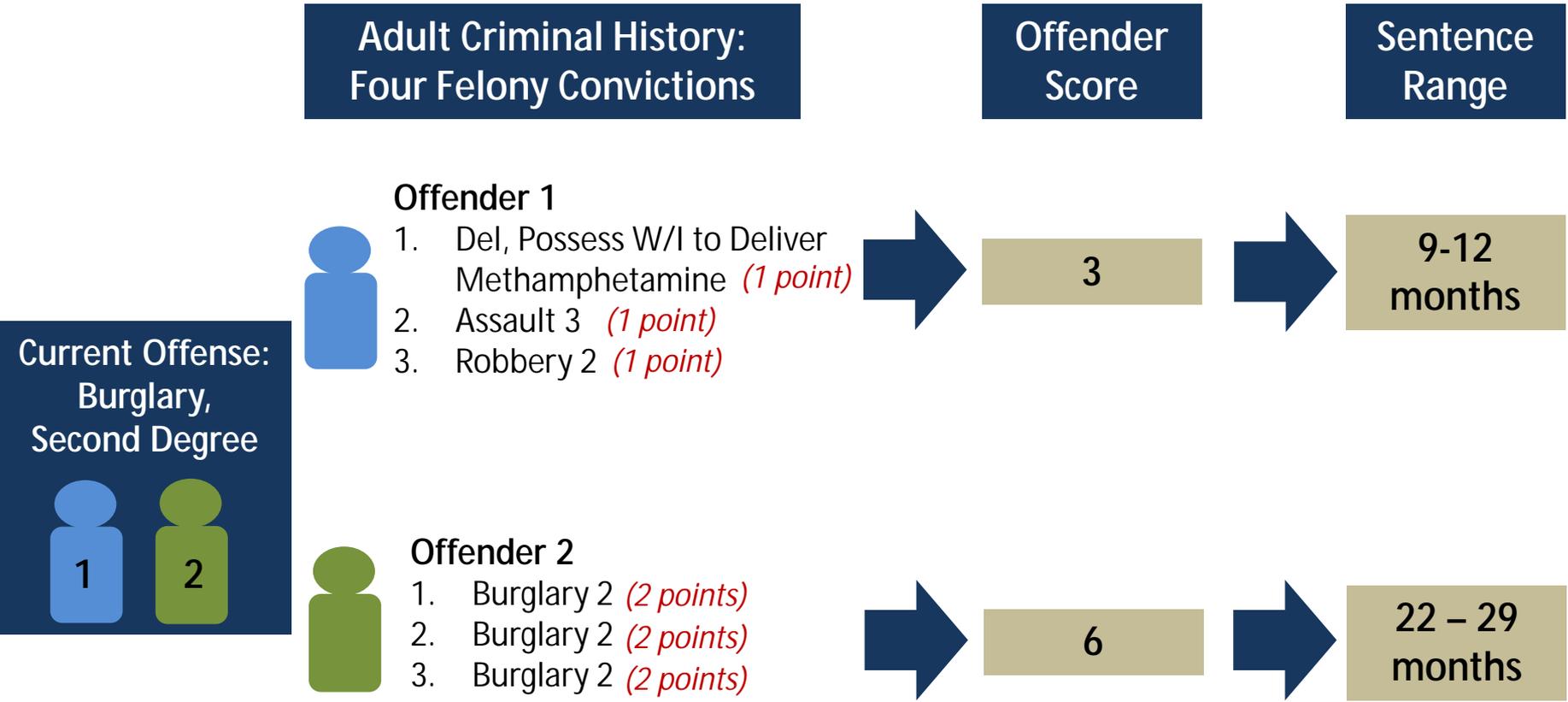
¹ 12¹=One year and one day

Washington Utilizes Supervision as a Felony Sentence Less Than the National Average and Other Recent JR States

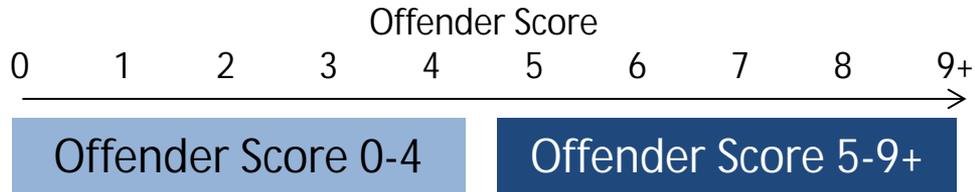


Source: *Statewide Dispositions – Fiscal Year 2012*, Office of Community Alternatives, MI Dept. of Corrections, November 2012; KS Felony Sentencing Data; *Structured Sentencing Statistical Report FY 2011/12*, NC Sentencing and Policy Advisory Commission; BJS Felony Sentences in State Courts, 2006 –Statistical Tables; WA Caseload Forecast Council sentencing data..

Certain Offenses Trigger Double- or Triple-counting of Similar Prior Convictions in the Offender Score



Offender Score Increases Prison Time for Offenders With Similar Criminal History and Re-Arrest Rate



**FY2010
Prison
Releases in
Seriousness
Levels 4 or
Lower with
3 to 5 Prior
Felony
Arrests
(N=1,331)**

Three Year
Felony
Re-Arrest
Rate

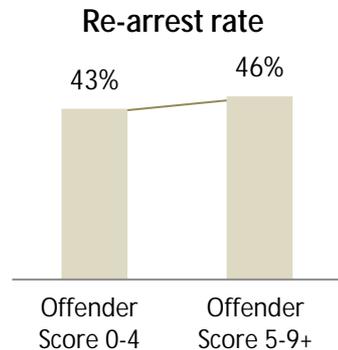
Average
Prison
Length of
Stay

43%

46%

11
months

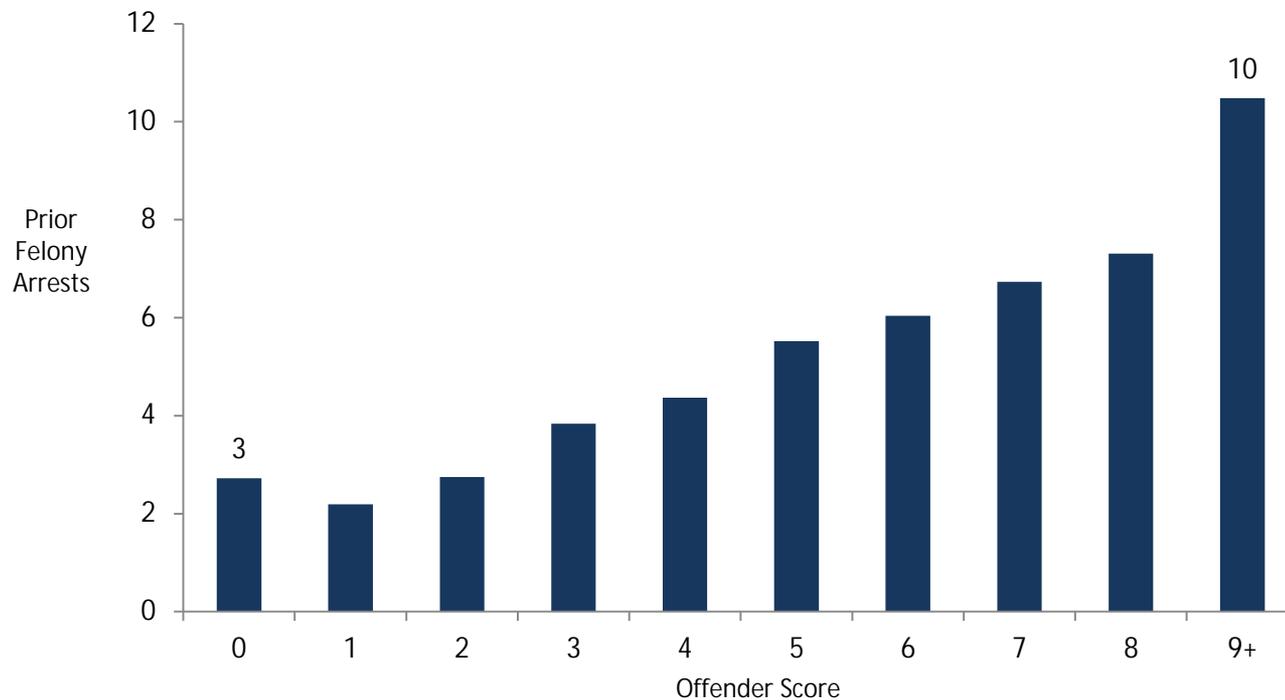
19
months



Source: Justice Center analysis of DOC and WSP data.

Offender Score Correlates Strongly with Number of Prior Felony Arrests

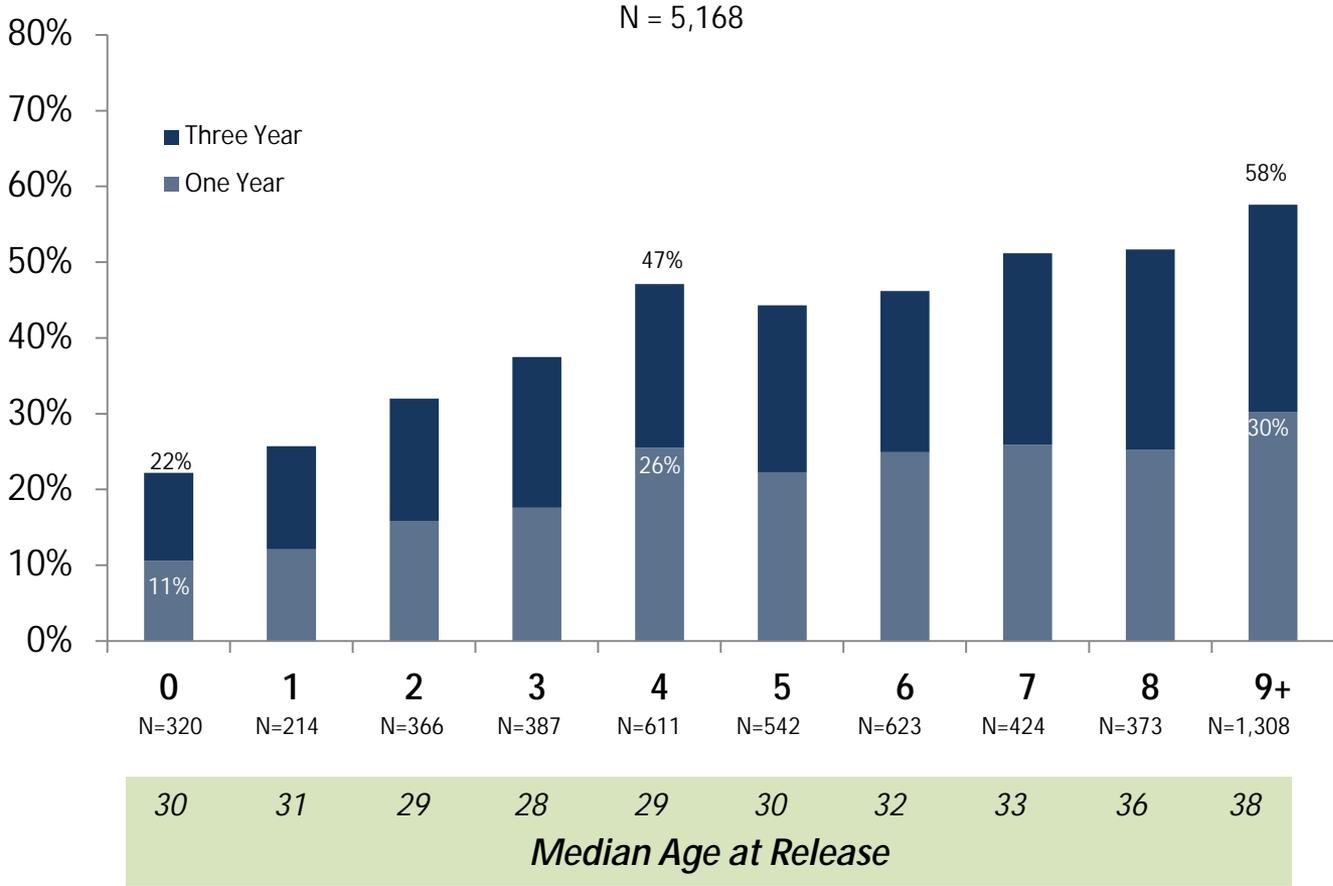
Average Number of Prior Felony Arrests by Offender Score, FY2013 Prison Admissions – Drug Grid or Seriousness Level 4 or lower



*Arrests include felony offenses, excluding CC or parole violations

Relationship Between Offender Score and Re-Arrest Rate Diminishes for Offender Scores 4 through 8

One and Three Year Felony Re-Arrest Rates by Offender Score, FY2010 Prison Releases – Drug Grid or Seriousness Level 4 or lower



Source: Justice Center analysis of DOC and WSP data.

Key Findings Regarding Sentencing Policies

- § Washington grids subdivide more, and sentence ranges are wider
- § Other states use supervision in lieu of confinement for a greater proportion of felony sentences
- § Prison sentences are longer for repeat offenders in Washington than other guidelines states
- § Recidivism does not vary significantly based on offender scores 4-8, but sentence length does

Overview of Detailed Analysis

Sentencing Guidelines

- Comparison with other guideline states
- Utility of offender score



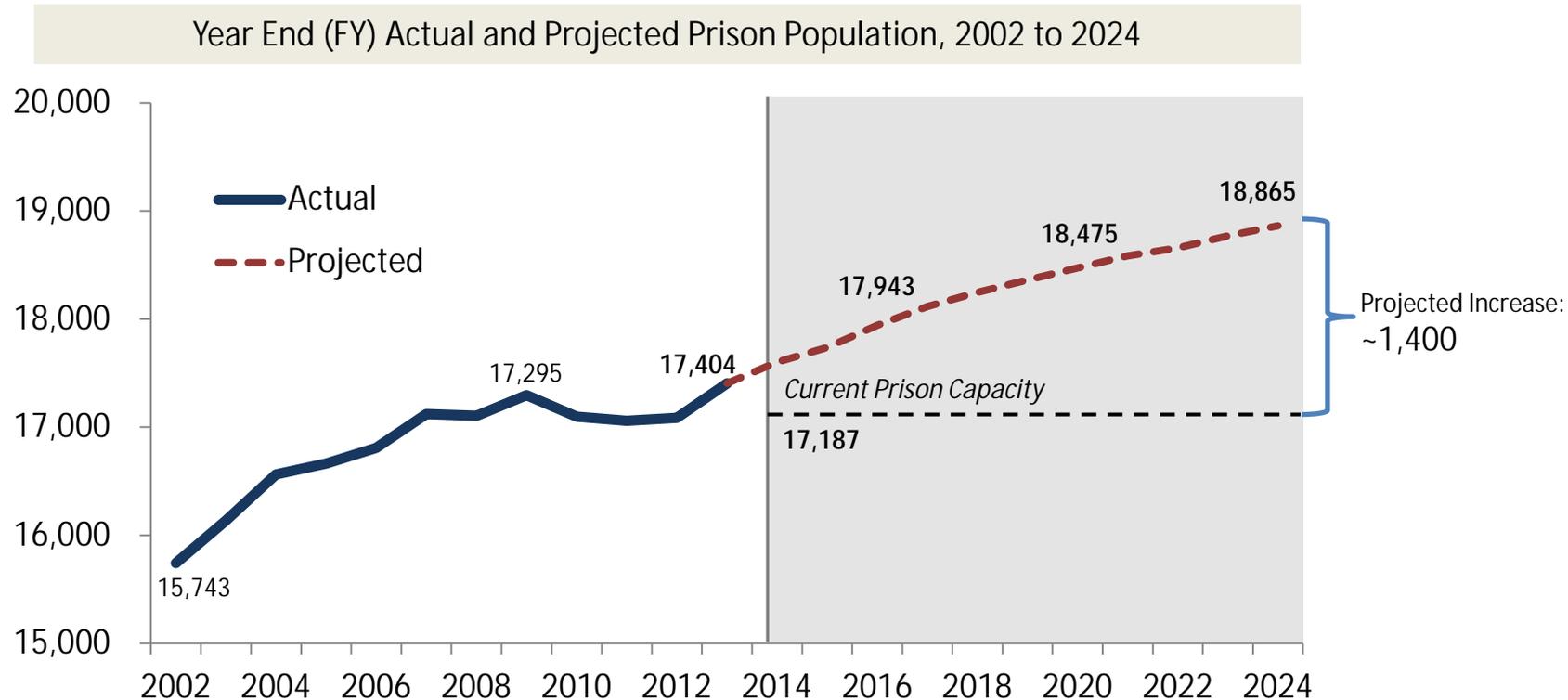
Prison Growth

- Prison population characteristics
- Trends impacting growth

Public Safety

- Recidivism analysis
- Impact of supervision

Washington's Prison Population Exceeds Capacity and is Projected to Continue to Increase

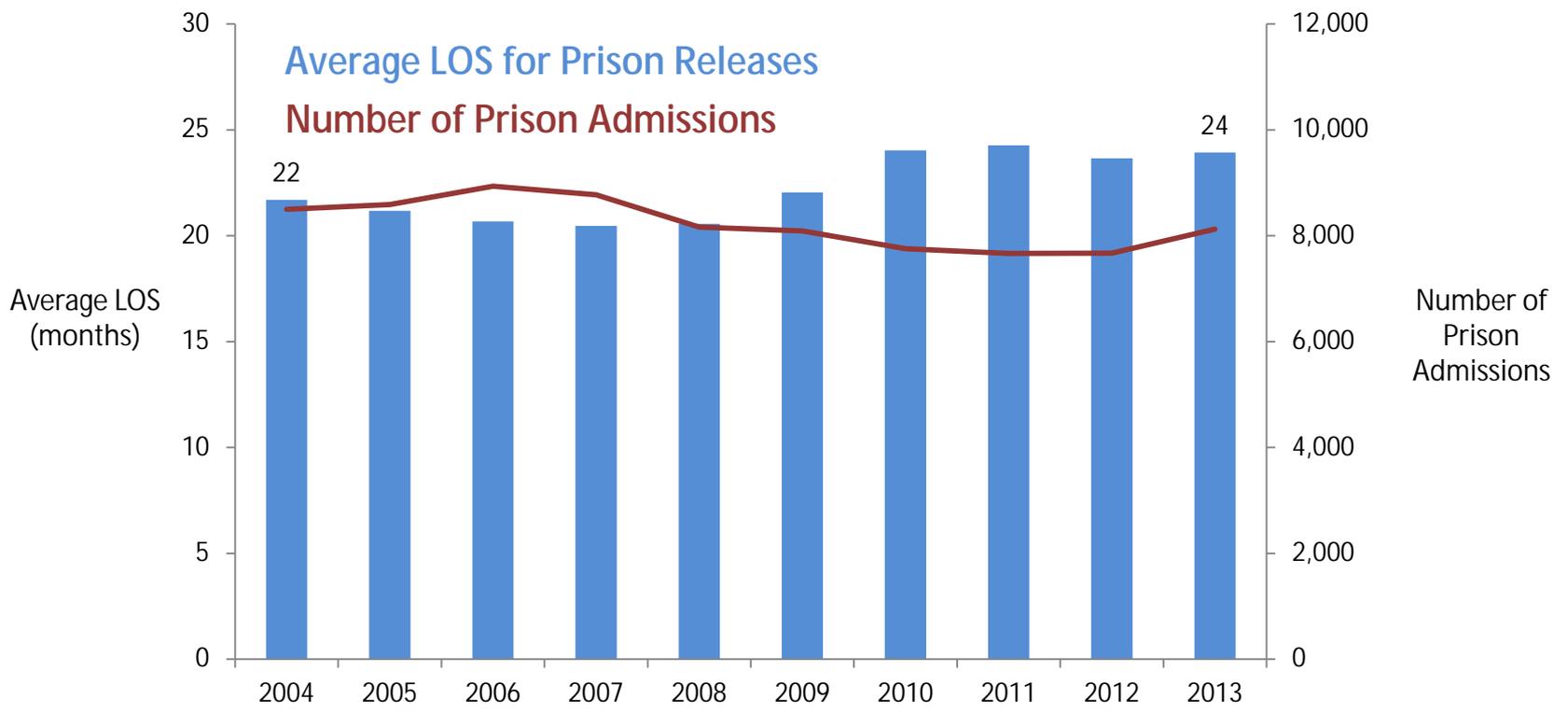


Expanding capacity to address projected growth will cost the state \$387 to \$481 million in capital outlay and operational costs over ten years

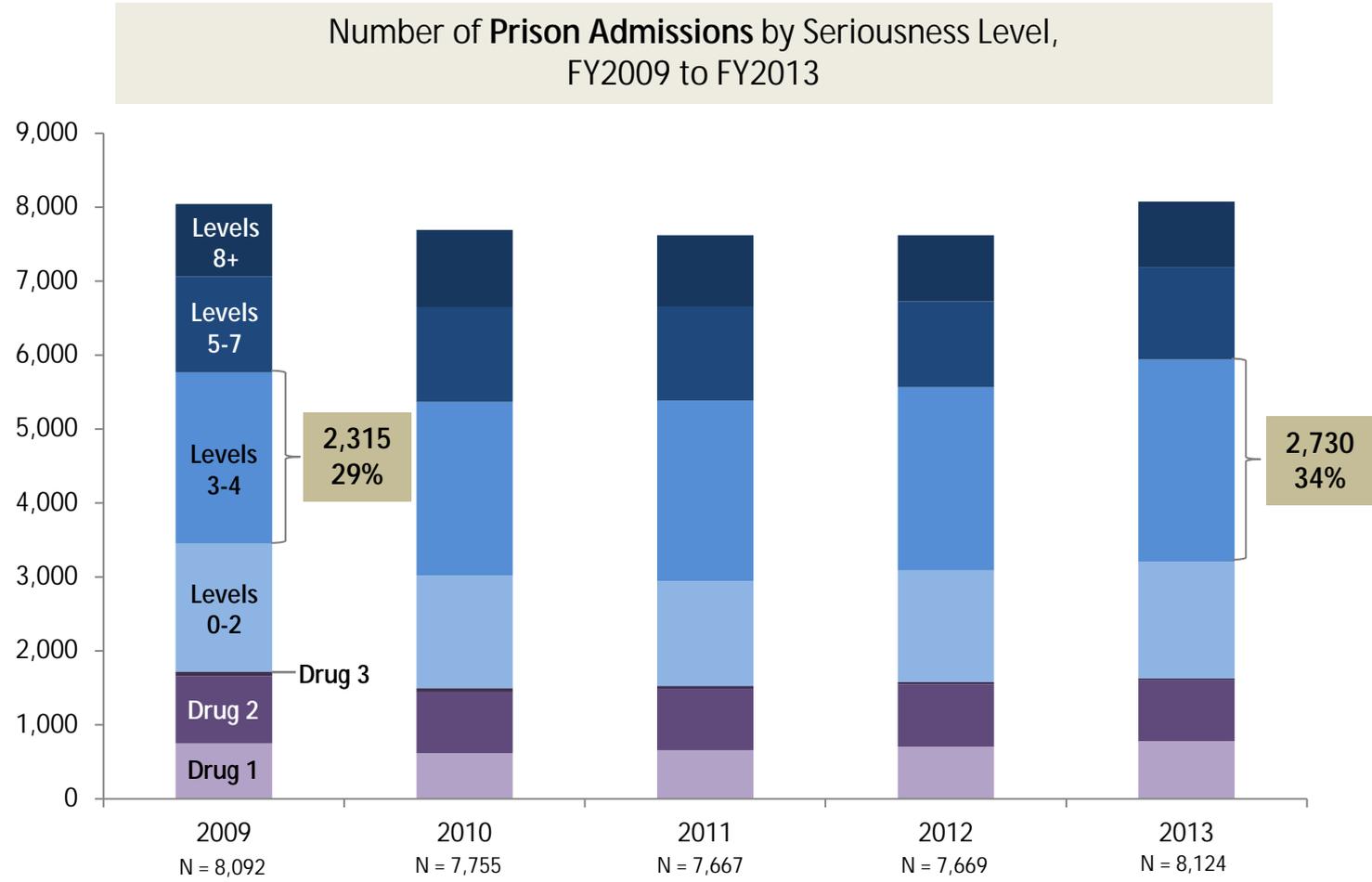
Source: Caseload Forecast Council, June 2014 Forecast
Criminal Justice Planning Services, "Cost-Effective Incarceration of Washington State Adult Offenders", 2012.

Admissions to Prison Have Remained Steady While the Average Length of Stay Has Increased Since 2004

Number of Prison Admissions and Average Length of Stay for Prison Releases, FY2004 and FY2013

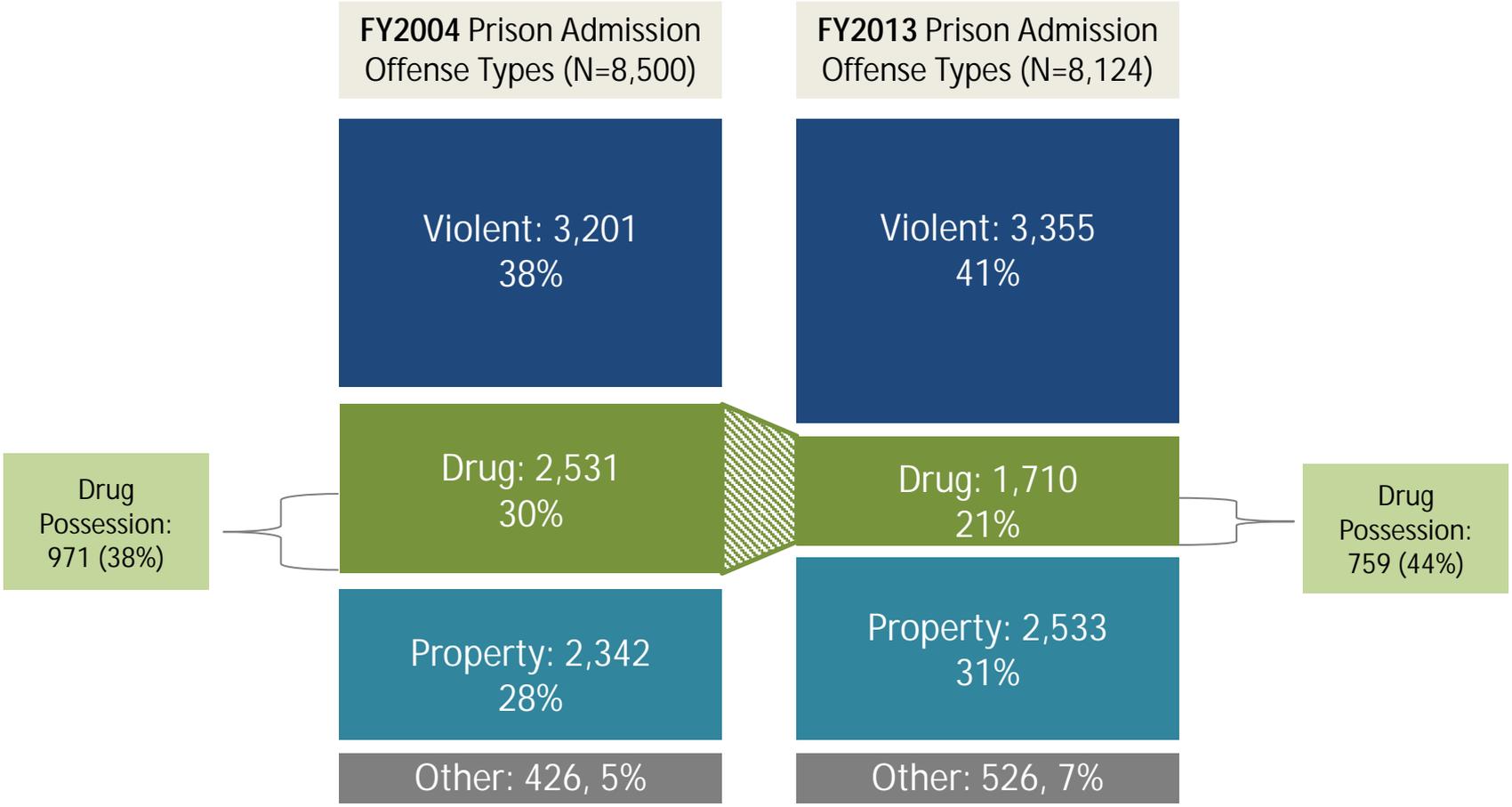


Prison Admissions for Seriousness Level 3 & 4 Offenses Have Increased in Number and Proportion Since FY2009



*Excludes approx. 1% of admissions with unknown Seriousness Level

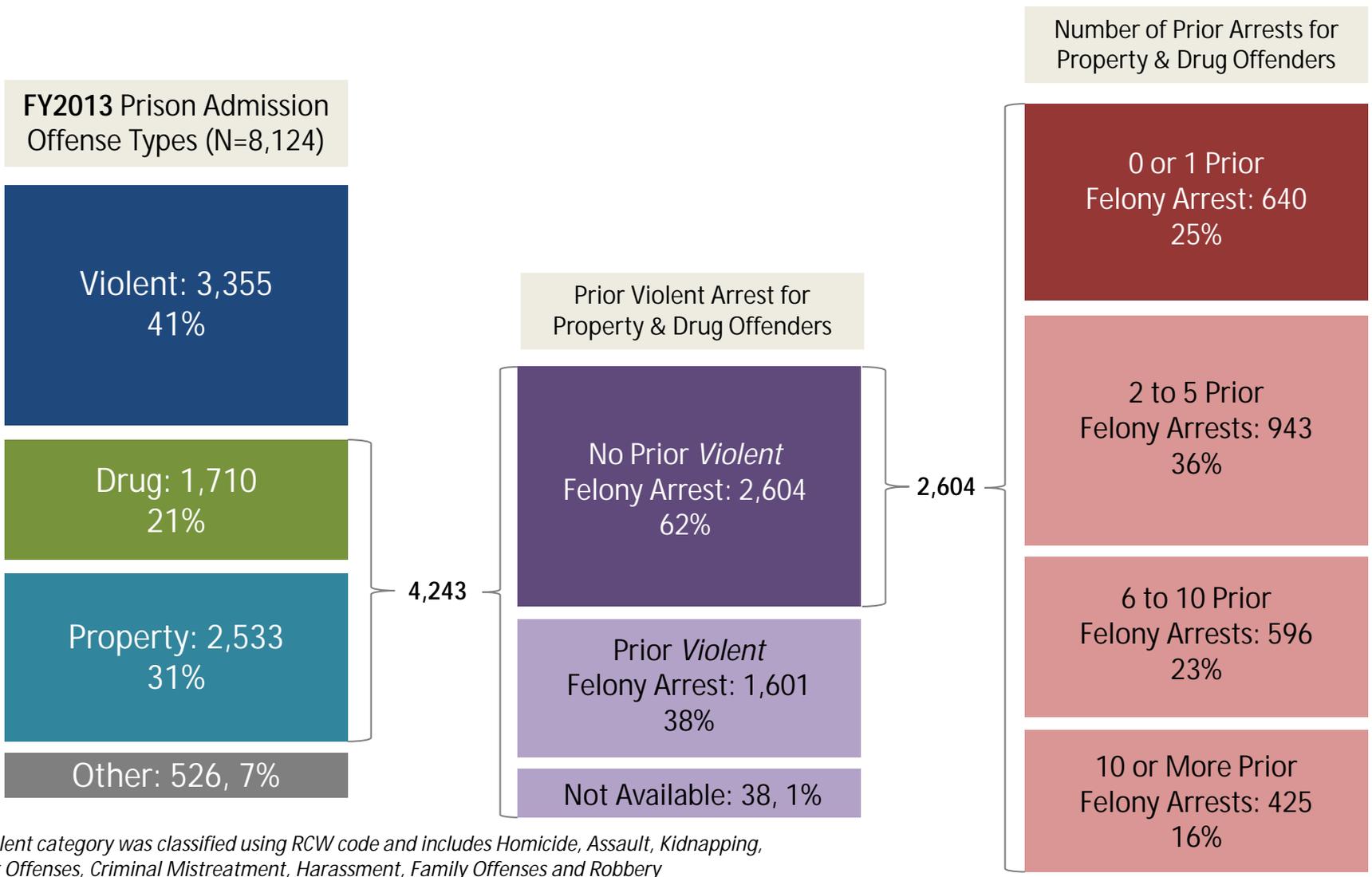
Drug Offenders Composed a Smaller Proportion of Prison Admissions in FY2013 Compared to Earlier Years



Violent category was classified using RCW code and includes Homicide, Assault, Kidnapping, Sex Offenses, Criminal Mistreatment, Harassment, Family Offenses and Robbery

Source: Justice Center analysis of DOC data.

Over Half of Drug and Property Offenders Admitted to Prison in FY2013 Did Not Have a Prior Violent Felony Arrest

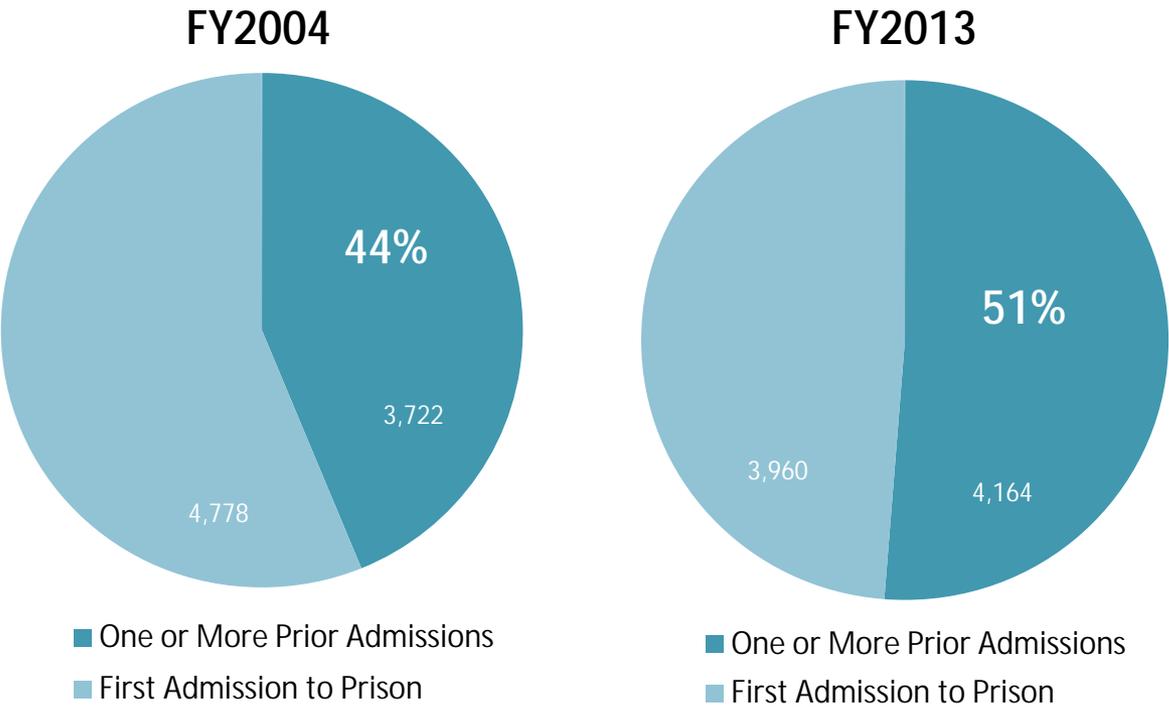


Violent category was classified using RCW code and includes Homicide, Assault, Kidnapping, Sex Offenses, Criminal Mistreatment, Harassment, Family Offenses and Robbery

Source: Justice Center analysis of DOC and WSP data.

But the Number of Prison Admissions That Have One or More Prior Admissions has Increased

Prison Admissions, FY2004 and FY2013



Source: Justice Center analysis of DOC data.

The On-Hand Prison Population is Concentrated in the Upper Left and Lower Right Sections of the Grid

FY2013 End-of Year Prison Population

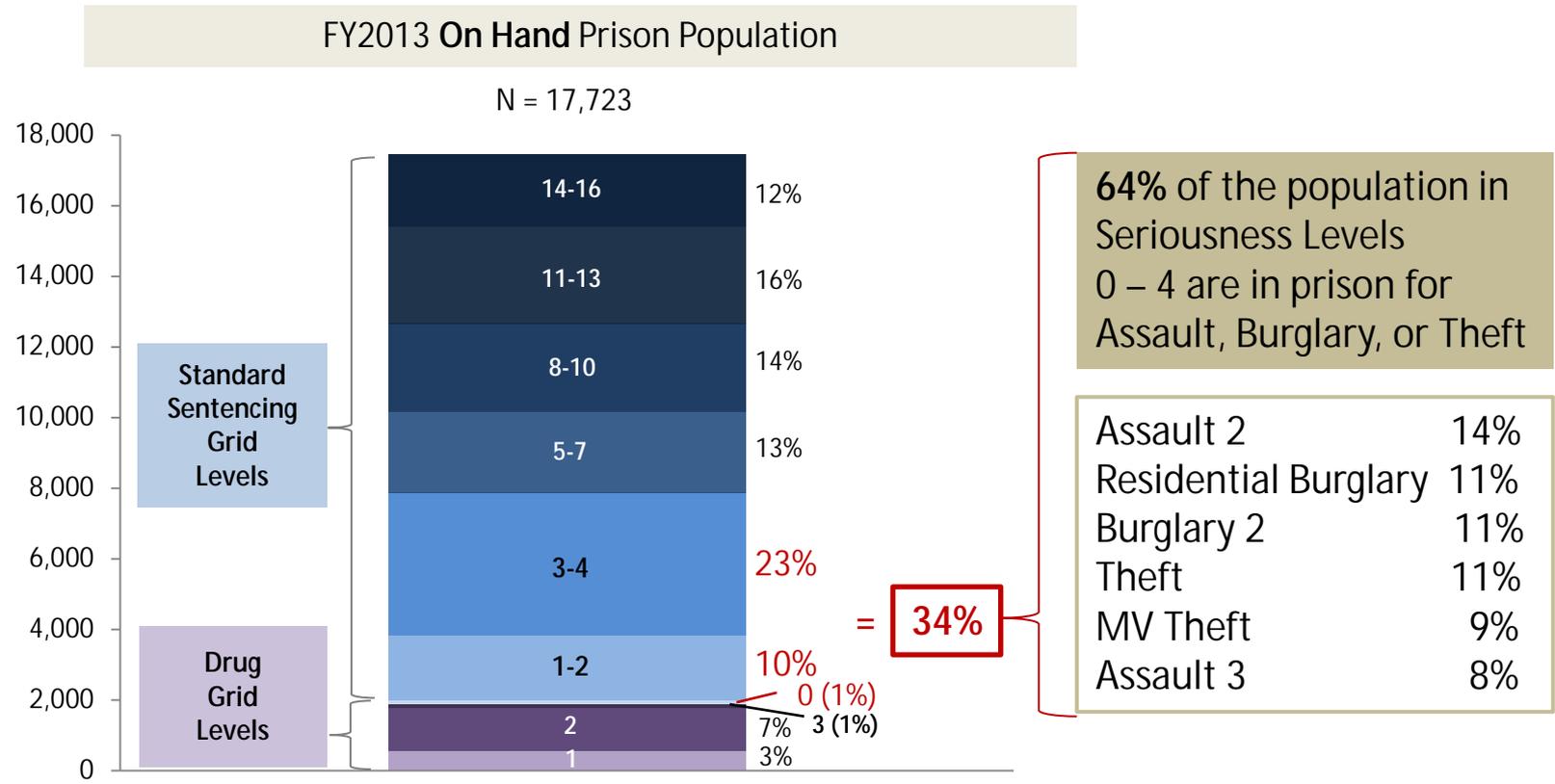
		Standard Grid										Unknown Offender Score
		Offender Score										
		0	1	2	3	4	5	6	7	8	9+	
S e r i o u s n e s s L e v e l	LEVEL XVI	LIFE SENTENCE WITHOUT PAROLE/DEATH PENALTY										
	LEVEL XV	158										808
	LEVEL XIV	204										250
	LEVEL XIII											
	LEVEL XII	303		108	235			124			217	597
	LEVEL XI	164			118							180
	LEVEL X	164			126			101			140	160
	LEVEL IX	143		137				100			369	272
	LEVEL VIII											
	LEVEL VII							125			349	
	LEVEL VI											
	LEVEL V					108	106				204	
	LEVEL IV	106		137	146	128	180	214	195	134	817	180
	LEVEL III					177	151	170	181	174	733	102
	LEVEL II							103	149	712		
	LEVEL I										341	

		Drug Grid		
		Offender Score		
		0 to 2	3 to 5	6 to 9+
S e r i o u s n e s s L e v e l	LEVEL III			
	LEVEL II	212	347	568
	LEVEL I		129	384

Shaded grid cells represent a population over 100

*Excludes approx. 2% of population with unknown Seriousness Level
 Source: Justice Center analysis of DOC data.

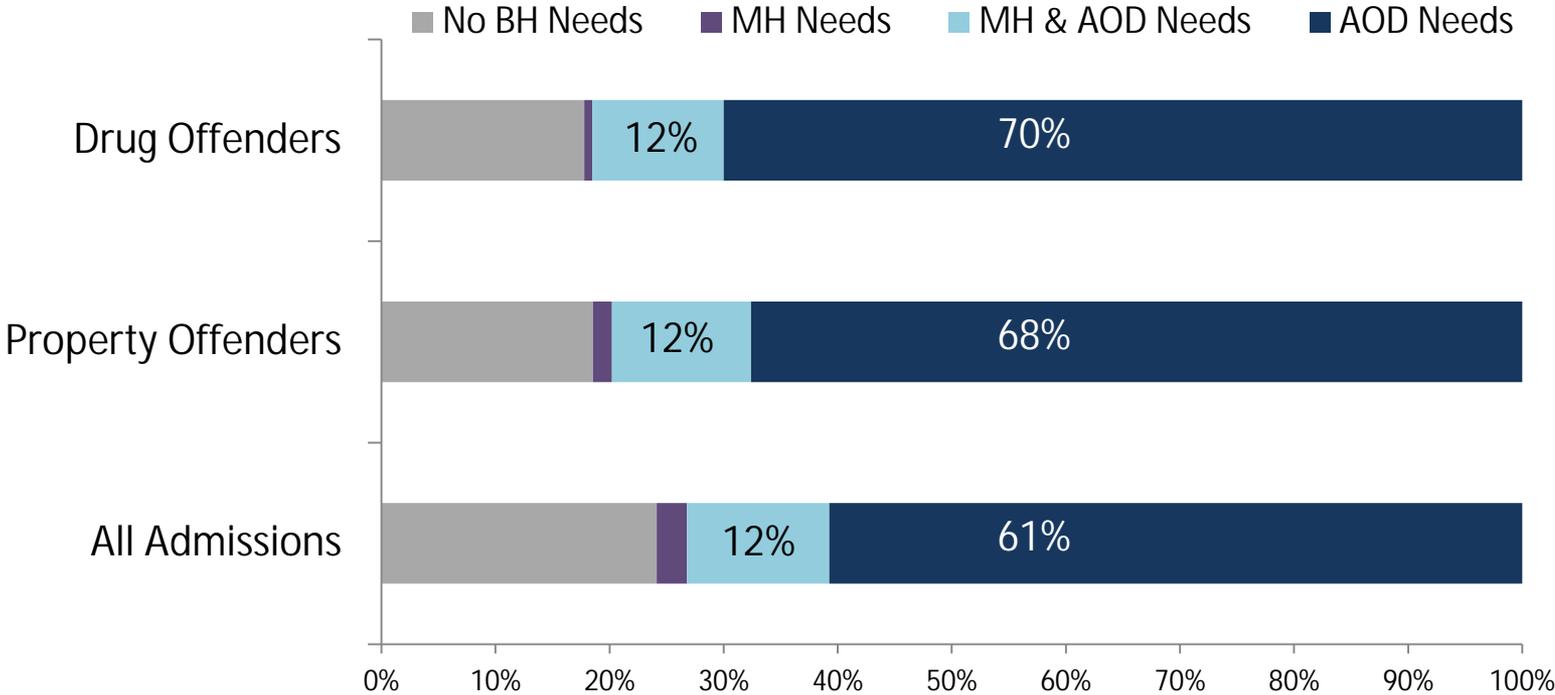
One-Third of the FY13 On Hand Prison Population Was Sentenced for Offenses in Seriousness Levels 0 - 4



*Excludes approx. 2% of population with unknown Seriousness Level

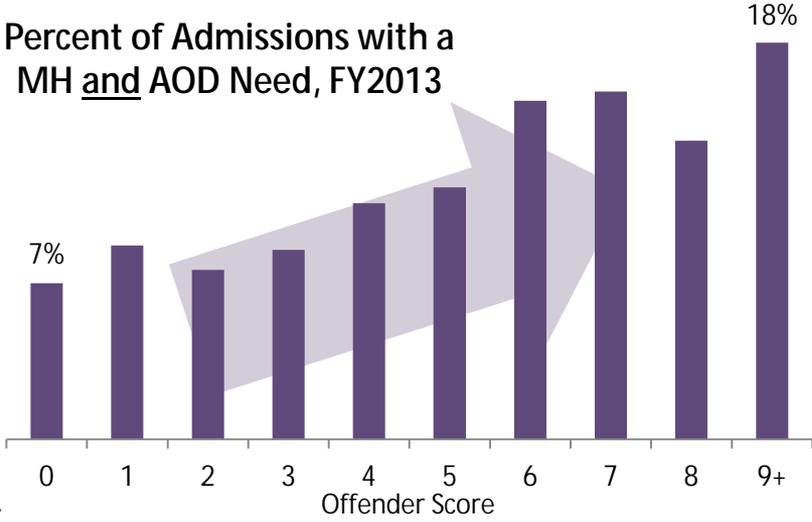
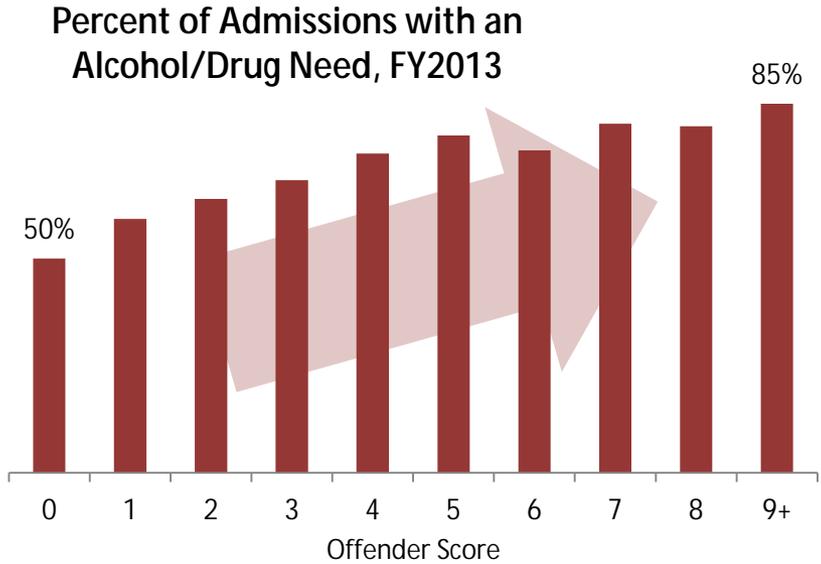
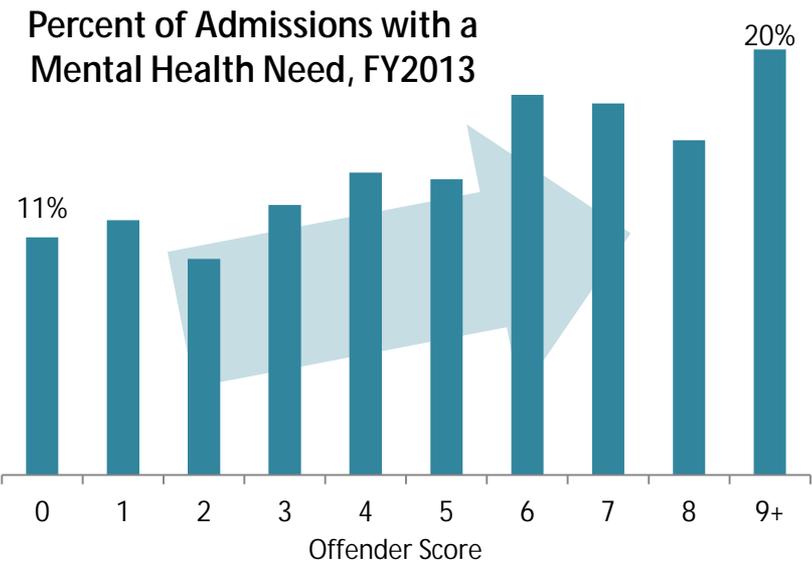
Property and Drug Offenders Have Similar Rates of Alcohol and Other Drug (AOD) Needs

Prevalence of MH and AOD Needs by Offense Type, FY2013 Prison Admissions



**Need defined as "Moderate" or "High" on the DOC Offender Needs Assessment*

Prisoners With Higher Offender Scores Have Higher Prevalence Rates of Mental Health and Alcohol/Drug Needs



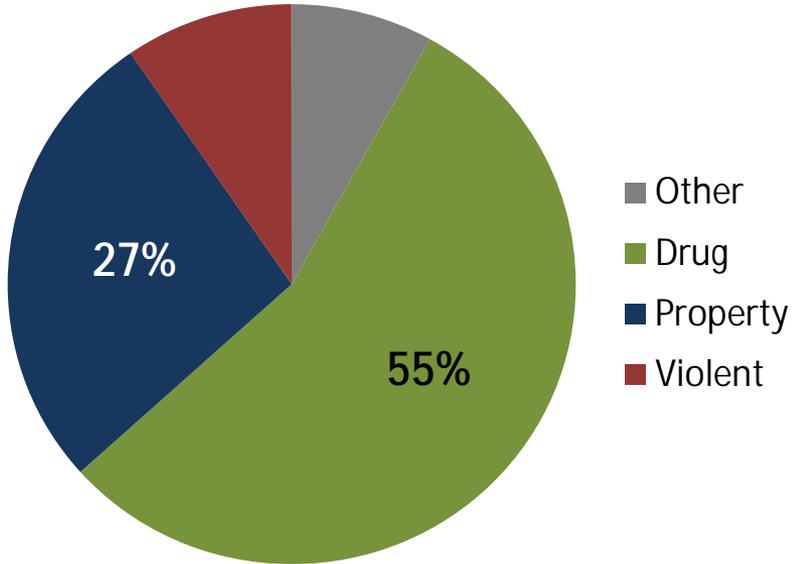
**Need defined as "Moderate" or "High" on the DOC Offender Needs Assessment*

Source: Justice Center analysis of DOC data.

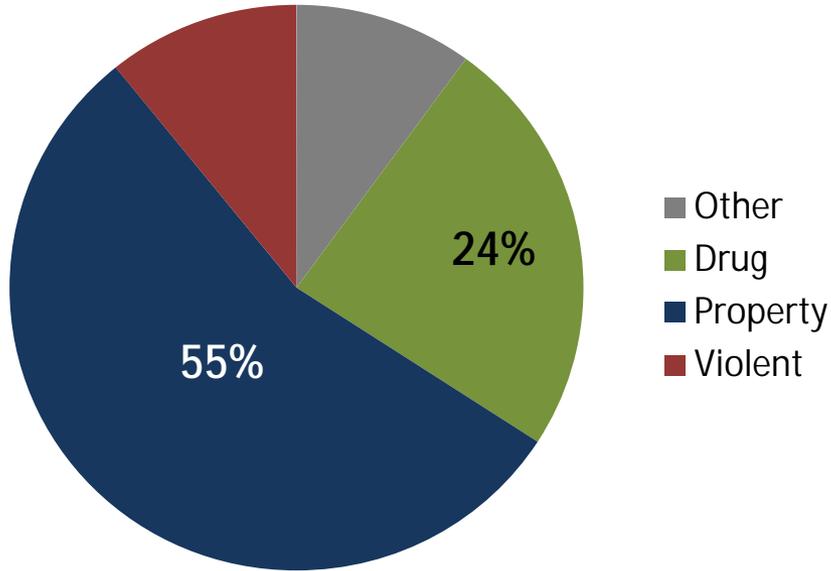
Approximately 80% of Drug and Property Releasees Who Recidivate Commit a Drug or Property Offense as Their First Re-Arrest

First Re-Arrest Offense Type for 3 Year Recidivists
FY2010 Prison Releases

Drug Offenders



Property Offenders



Key Findings Regarding Prison Growth

- § Prison admissions have been fairly stable, but average length of stay has increased
- § Prisons receive and hold many offenders convicted for lower severity offenses, but most have multiple prior arrests
- § Property and drug offenders often share similar criminal history backgrounds, consisting of mostly property and drug arrests, and have higher rates of behavioral health needs

Overview of Detailed Analysis

Sentencing Guidelines

- Comparison with other guideline states
- Utility of offender score

Prison Growth

- Prison population characteristics
- Trends impacting growth

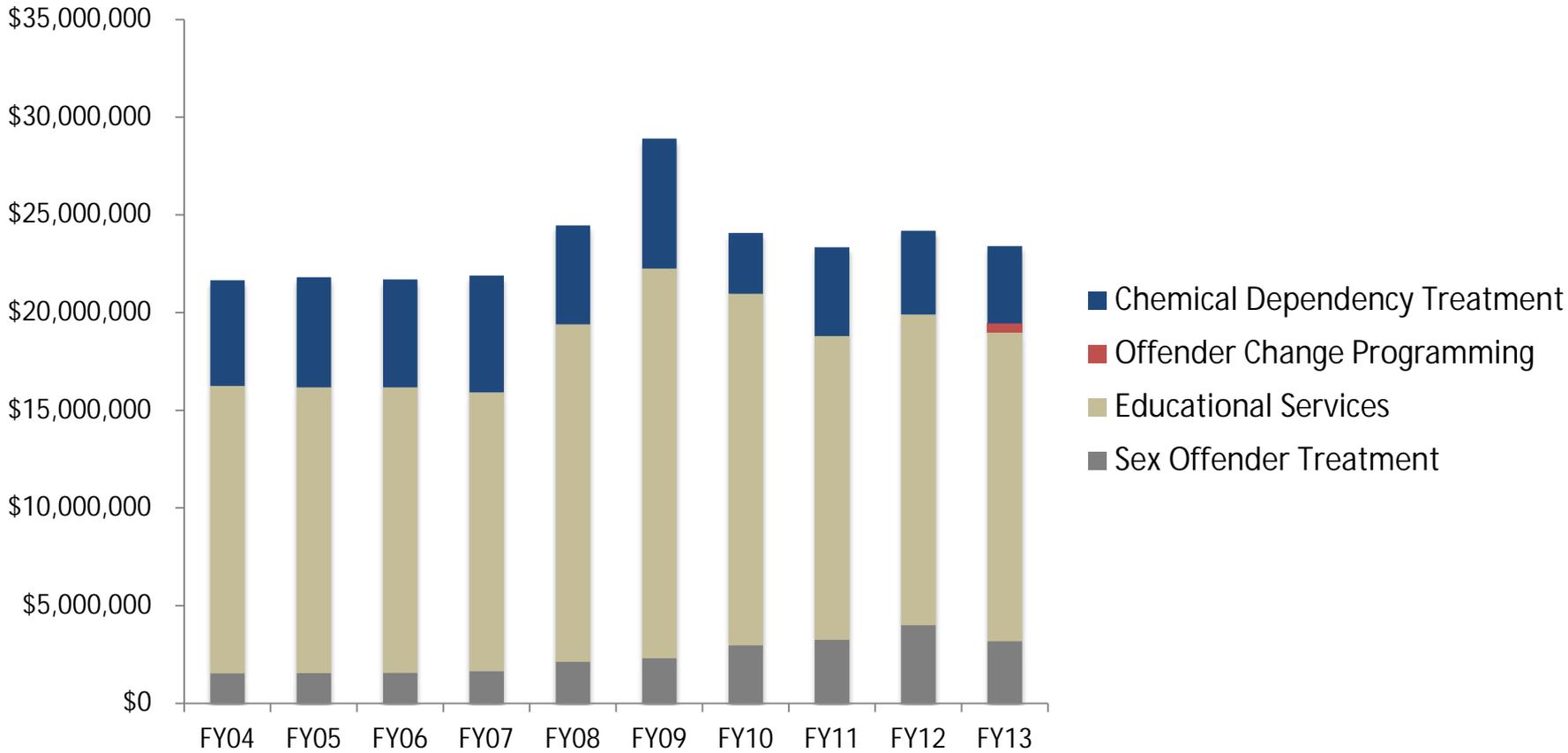


Public Safety

- Recidivism analysis
- Impact of supervision

Spending on Prison-Based Programs Has Remained Steady Over the Years

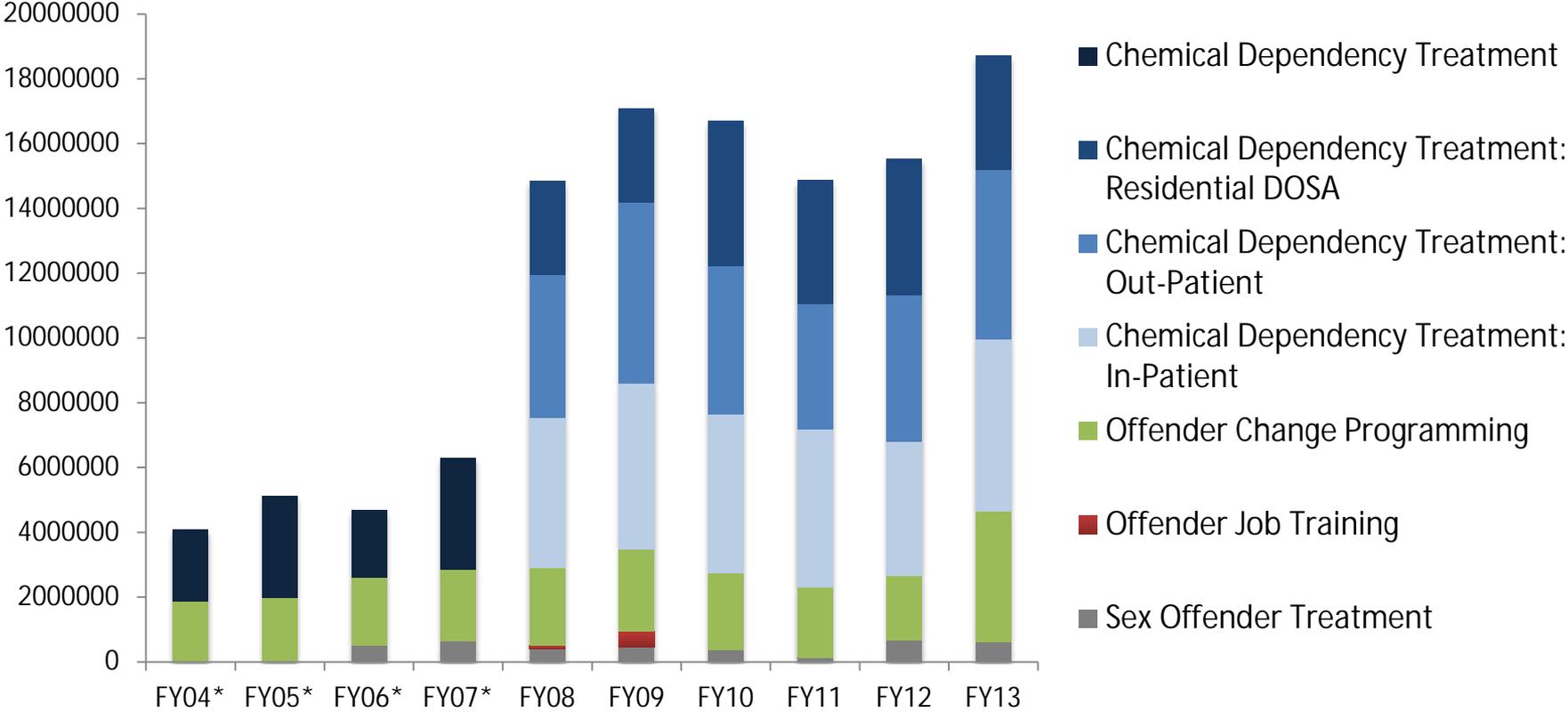
Correctional Programming Expenditure, FY04-FY13



Source: Data received from the Department of Corrections Budget Office

Spending on Community-Based Programs Has Increased Significantly

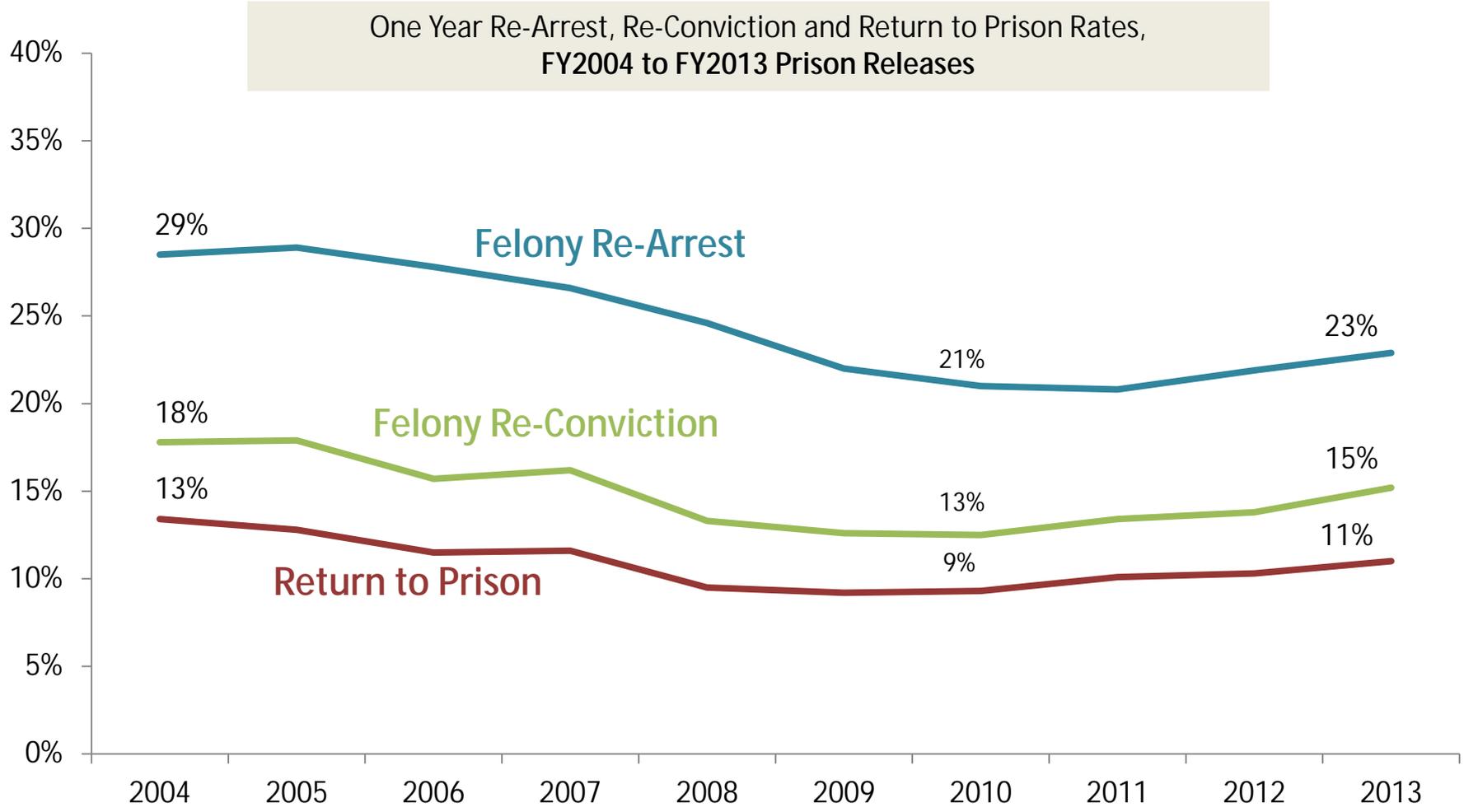
Community Supervision Programming Expenditures, FY04-FY13



*Sex Offender Treatment funding for FY04 and FY05 was not separated or tracked financially and chemical dependency treatment funding for FY04, FY05, FY06, and FY07 was not separated financially.

Source: Data received from the Department of Corrections Budget Office

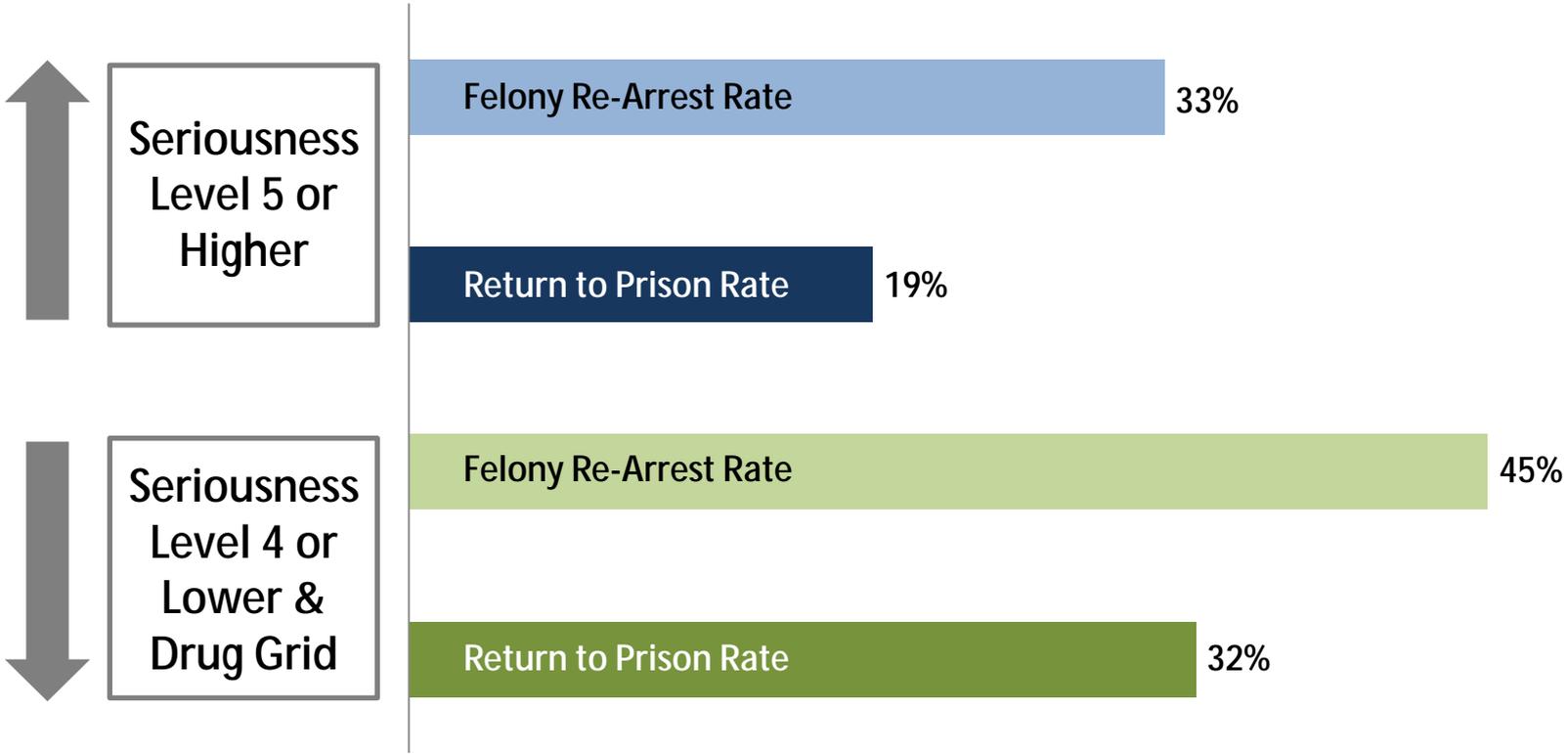
One Year Recidivism Rates for Offenders Released from Prison Have Remained Stable or Declined Slightly Since FY2004



Source: Justice Center analysis of DOC, WSP, and AOC data.

Lower Seriousness Level Offenders Have Much Higher Recidivism Rates Than Higher Seriousness Level Offenders

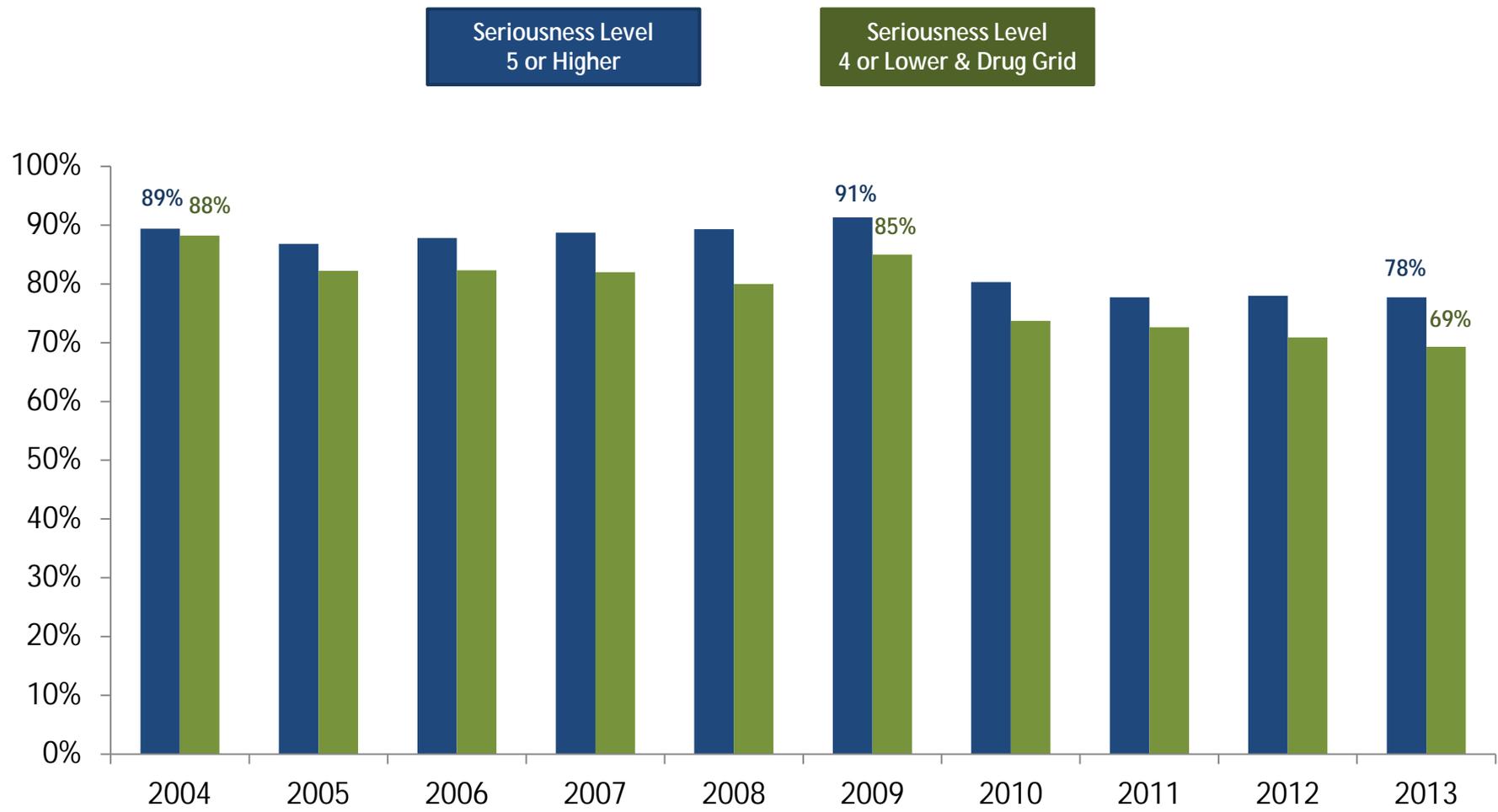
Three Year Felony Re-Arrest and Return to Prison Rates by Seriousness Level, FY2010 Prison Releases



Source: Justice Center analysis of DOC and WSP data.

Percent of Prison Releases Going to Supervision Has Declined, Especially Among Lower Severity Offenders (Drug & Level 0-4)

Percent of Prison Releases on Supervision Upon Release by Seriousness Level, FY2004 to FY2013



Source: Justice Center analysis of DOC data.

Policy Changes Over 30 Years Have Greatly Altered Who Receives Post-Release Supervision

	Post-Jail/As a Sentence						Post-Prison					
	Property		Drug		Violent*		Property		Drug		Violent*	
Pre-1984	L,M	H	L,M	H	L,M	H	L,M	H	L,M	H	L,M	H
Post-1984	L,M	H	L,M	H	L,M	H						
1999	L,M	H	L,M	H	L,M	H			L,M	H	L,M	H
2003				H		H				H		H
Today				H		H				H		H

L,M

 Low- and Moderate-Risk

H

 High-Risk

Supervision has been maintained for serious violent offenses, sex offenses, and those with alternative sentences regardless of risk.

*Violent includes violent offenses and crime against a person offenses.

Source: Communications with Washington Department of Corrections staff.
 Washington State Legislature. 56th Legislative Session. [SB 5421] *Enhancing supervision of offenders.*
 Washington State Legislature. 58th Legislative Session. [SB 5990] *Changing times and supervision standards for release of offenders.*
 Washington State Legislature. 61st Legislative Session. [SB 6162] *Providing for the supervision of offenders sentenced to community.*

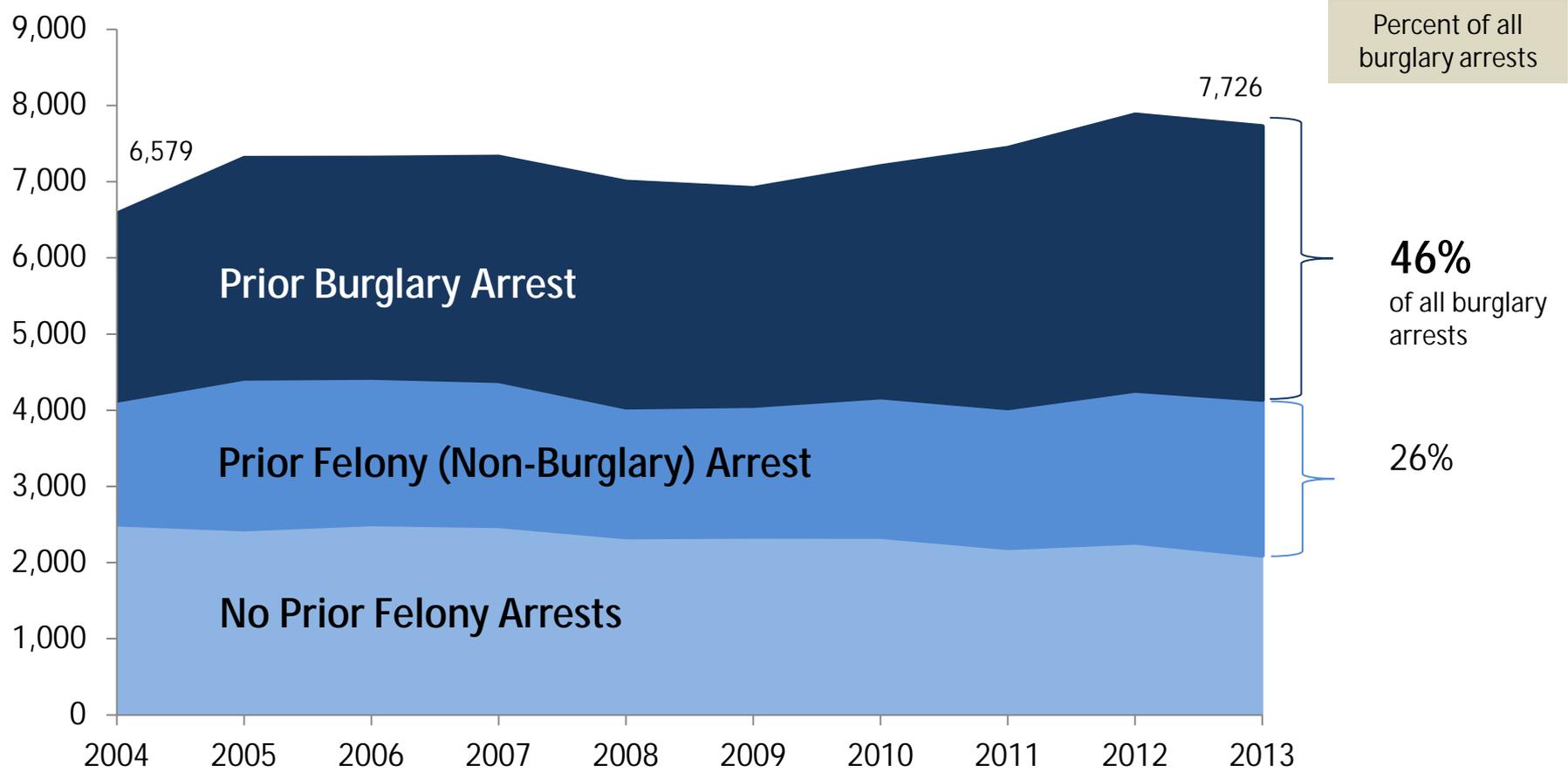
Three Out of Four Property Offenders Released Unsupervised Are Classified High Risk



Source: Justice Center analysis of DOC data.

Burglary Arrests Have Increased Since 2004, Driven by the Increase in Repeat Burglary Arrests

Number of Burglary Arrests by Arrest History, FY2004 to FY2013



Key Findings Regarding Public Safety

- § Resources to reduce recidivism through community-based programs have increased, and overall recidivism rates have declined
- § Lower severity offenders released from prison are more likely to be re-arrested, but are less likely to be supervised
- § A growing share of offenders arrested for burglary had a prior burglary record

Key Takeaways

1.

Washington's sentencing guidelines dictate less use of supervision in lieu of incarceration and longer sentences for repeat property offenders than other states.

2.

A growing number of prison admissions are lower severity offenders and today they account for 1 out of 3 people in prison.

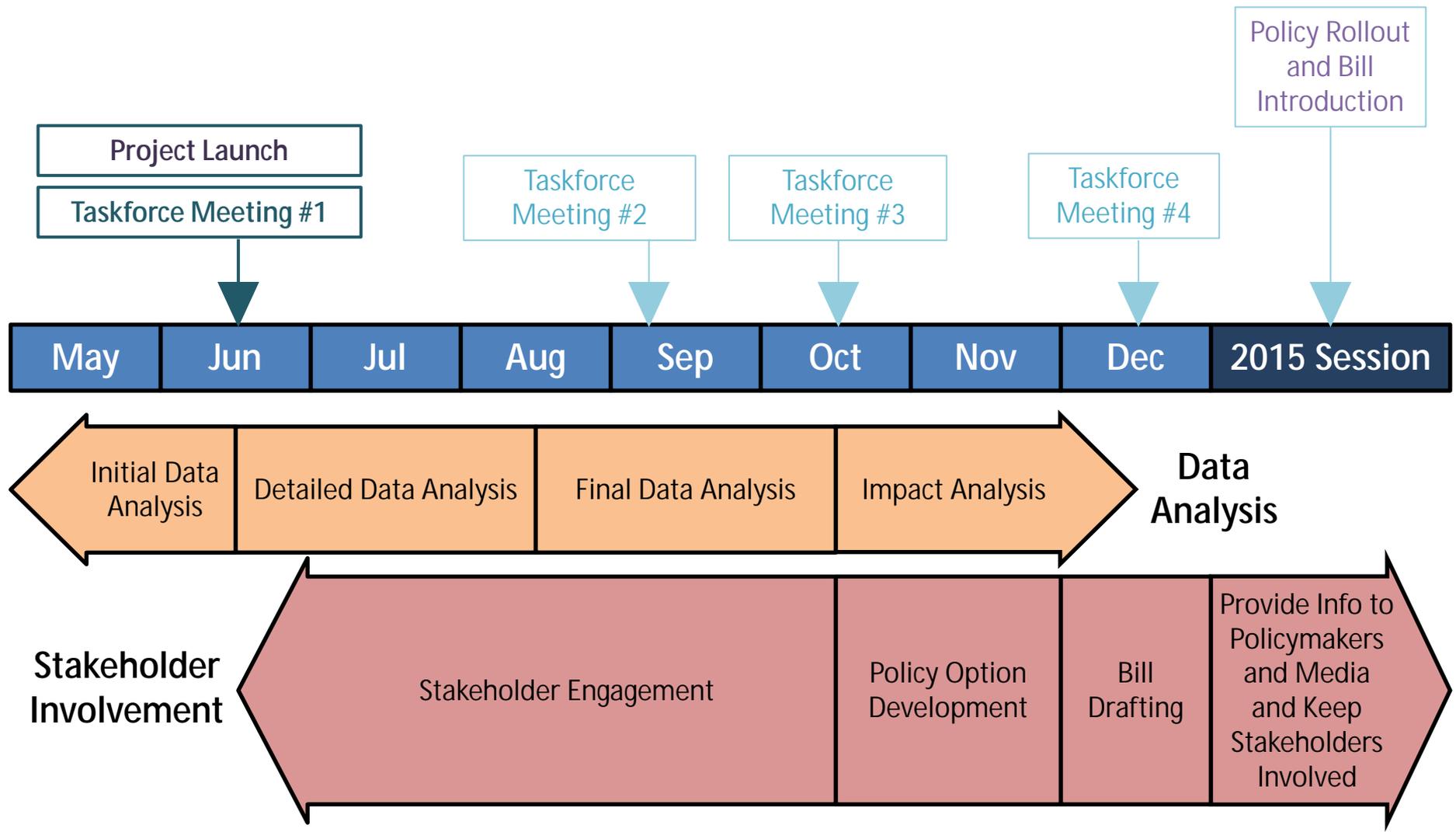
3.

Lower severity offenders are more likely to be re-arrested, and less likely to be supervised after release from prison or jail.

4.

Washington still has the third highest property crime rate in the country.

Project Timeline Aims for Legislation in 2015





Thank You

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