



STATE OF WASHINGTON

OFFICE OF FINANCIAL MANAGEMENT

Insurance Building, PO Box 43113 • Olympia, Washington 98504-3113 • (360) 902-0555

SENTENCING GUIDELINES COMMISSION

MINUTES

March 13, 2015 8:00am – 9:30am

Teleconference

Toll free Telephone: 1-855-203-0771

Participant pin number: 3375525

Members Present:

Dave Boerner
Bernie Warner
John Clayton (Bonnie Glenn proxy)
Tim Wettack
Jennifer Albright
Lynne DeLano
Kathleen Kyle
Sheriff Paul Pastor
Hon. Catherine Shaffer
Jon Tunheim
Hon. Maryann Moreno
Hon. Stanley Rumbaugh
Patrick Escamilla
Rep. Brad Klippert
Sandy Mullins

Members Absent:

Dan Satterberg
Senator Habib
Hon. Janice Ellis
Kimberly Gordon
Senator Pam Roach

Staff:

Keri-Anne Jetzer

I. CALL TO ORDER

Dave Boerner, Chair, called the meeting to order and asked Keri-Anne to take roll.

II. APPROVAL OF MINUTES

**MOTION #15-5: MOTION TO APPROVE MEETING MINUTES
FROM FEBRUARY 2015**

MOVED: Judge Shaffer

SECONDED: Judge Moreno

PASSED: Unanimously

III. RACIAL AND ETHNIC IMPACT STATEMENT LEGISLATION

Judge Shaffer reported that a substitute of the bill was proposed that the CFC and other agencies will report back to the legislature on the ability to provide the impact statements. She thought this could open the scope of the impact statements to areas other than criminal justice. She thinks the fiscal impact of the original version of the bill does not make it appealing to legislators right now.

Clela Steelhammer mentioned that the bill did not pass out of Rules. Judge Shaffer said she would contact Senator Hasegawa to see what happened. Chair Boerner mentioned that the Justice Reinvestment Initiative bill has the SGC providing racial and ethnic impact statements. John Steiger added that HB 1885 has an amendment proposed that would have the CFC provide a racial disproportionality report on the property offenders only, but it has not yet been approved. The Senate and House bills have differing language about the impact statements.

IV. JUSTICE REINVESTMENT INITIATIVE (JRI) LEGISLATION

Sandy Mullins provided background on the movements of SB 5755 and HB 1885.

John Steiger mentioned that the JRI bills deal with the adult system only and does not include the juvenile system. Therefore, there is no definition of property crimes for juveniles. He said there is a potential of some juvenile property crimes receiving longer sentences than adult sentences under the proposed property offense sentencing grid.

Chair Boerner talked about the portion of the JRI bills that deal with the SGC. Sheriff Pastor provided background on the concerns of Washington Association of Sheriffs and Police Chiefs (WASPC) with the idea of a justice commission. Chair Boerner added that there has been a long history of local decentralized law enforcement without any state authority in Washington.

Chair Boerner asked John Tunheim to elaborate on the changing of the auto theft offenses on the property grid.

Chair Boerner asked for feedback on the grants that would be run by the Dept of Commerce. Sandy Mullins made a connection between having the grants at the SGC and the SGC as the property crime research oversight body. Sheriff Pastor mentioned the possible placement of the grants at WASPC.

Judge Shaffer said that if she could request a modification to the bill, it would be to widen the request to any legislator as opposed to one member of each of the caucuses. John Steiger mentioned that the broader the requesting, the more the workload would be. The CFC completes about four unofficial fiscal note for every official fiscal note they submit.

Bonnie Glenn if it would be possible for someone to review the difference between juvenile and adult property offense sentencing. John Steiger said he would take a look at it to see if there is any potential issue.

V. OTHER LEGISLATIVE BILLS

Bernie Warner mentioned that the Dept of Corrections (DOC) is working on two bills, one that would allow DOC to spend money for post-secondary education (HB 1704) and one that would create identification for inmates releasing from prison (HB 1320).

MOTION #15-6: MOTION TO SUPPORT HB 1704 AND HB 1320
MOVED: Judge Shaffer
SECONDED: Judge Rumbaugh
PASSED: Unanimously
ABSTAINED: Bernie Warner

VI. OTHER BUSINESS

There was discussion about a recent Supreme Court decision on legal financial obligations.

Judge Shaffer suggested adding this topic to future SGC agendas and Chair Boerner agreed.

VII. ADJOURNMENT

APPROVED AND ADOPTED BY THE SENTENCING GUIDELINES COMMISSION

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Dave Boerner, Chair

Date