

Washington State Criminal Sentencing Task Force
Overview of Washout Rules
DRAFT

Washout is a period of crime-free behavior that changes the inclusion of prior convictions in the criminal history score calculation. This *does not* equate to a vacated offense.

Never Washout:

- Class A prior felony convictions
- Prior Sex felony convictions
- Non-felony & felony DUI and Physical Control of a Vehicle (PVC) serious traffic offenses **if the current offense** is Felony DUI/PCV

10 year Washout:

- Class B prior felony convictions, other than:
 - Sex offenses
 - Felony
- Prior convictions for a repetitive domestic violence offense (GM/Misd)

5 year Washout:

- Class C prior felony convictions other than sex offenses
- Serious traffic offenses (GM/Misd), other than DUI/PCV when current offense is felony DUI/PCV

Other Related Washout Policies in Status Quo:

- Gross Misdemeanor/Misdemeanor convictions interrupt period of crime free period
- Confinement pursuant to Department of Corrections sanctions for violations of Community Custody interrupt crime free period
- Counting crime free period starts at release from confinement, release from full-time residential treatment, or entry of J&S form