

# Washington State Criminal Sentencing Task Force Zoom Meeting

August 31, 2022

10am – 4:00pm (9:45am for coffee and informal conversation)

**Virtual:** Please email [sentencing.taskforce.ruckelshaus@wsu.edu](mailto:sentencing.taskforce.ruckelshaus@wsu.edu) for meeting link

## DRAFT AGENDA

### Meeting Goals:

- Task Force Introductions and Updates
- Review, Discuss, and Provide Input on Proposed Recommendations
- Lay the groundwork to begin consensus deliberations at the next Task Force meeting.

**9:45am COFFEE & INFORMAL CONVERSATION**

**10:00am WELCOME & REVIEW AGENDA**

**10:10am INTRODUCTIONS & UPDATES**

- Members and Alternates Introductions
- Updates from Co-Chairs
- Updates from Facilitation Team – Workplan Updates

**10:30am PROPOSED CISRS RECOMMENDATION**

- **Proposed Recommendation:** Create a Community Intermediate Sanctions & Reintegrative Services Program

**12:00pm LUNCH break**

**12:30pm PROPOSED RECOMMENDATIONS: SENTENCING SYSTEM**

### SENTENCING DISCRETION

- **Proposed Recommendation:** Require that any aggravated departure has reasoning articulated in the Judgement and Sentence form, including any additional information, particular characteristic, or other circumstance justifying aggravating departure.
- **Proposed Recommendation:** Eliminate mandatory consecutive sentencing. Leave default consecutive but allow judges discretion to issue concurrent sentences without invoking an exceptional sentence.

### LEGAL PROCEDURES & OTHER SENTENCING LAWS

- **Proposed Recommendation:** For aggravated murder 1 change the language from: “Life sentence without parole/death penalty for individuals at or over the age of **eighteen**. For individuals under the age of **eighteen**, a term of twenty-five years to life.” To “Life sentence without parole/death penalty for individuals at or over the age of **twenty-one**. For individuals under the age of **twenty-one**, a term of twenty-five years to life.” In addition, strike reference to the death penalty as it is no longer a valid sentence in Washington State.

**2:00pm**      **BREAK**

**2:15pm**      **CRIMINAL HISTORY SCORE**

- **Proposed Recommendation:** Maintain special misdemeanor scoring for prior Misdemeanor DUI offenses when the current offenses is a serious felony traffic offense involving DUI (e.g., Vehicular homicide-DUI, Vehicular Assault-DUI, Felony DUI, Felony physical control, etc). Prior misdemeanor DUI offenses no longer score for felony offenses not involving DUI.
- **Proposed Recommendation:** Maintain the special misdemeanor DUI scoring exceptions for homicide or assault by watercraft offenses and make homicide or assault by watercraft offenses the same OSL as the corresponding felony traffic offense (by either increasing watercraft offenses to higher OSLs or reducing vehicular offenses to a lower OSL) with the goal of creating parity between vehicular and watercraft offenses (Homicide by watercraft and vehicular homicide. Assault by watercraft and vehicular assault).
- **Proposed Recommendation:** Maintain the special misdemeanor scoring exception for domestic violence. As described in the proposed recommendation of the new felony sentencing guidelines grid, offense-specific exceptions to standard scoring rules for adult felony offenses are eliminated and a new column is added to the grid for adjustments to the standard range for qualifying individuals. The scoring exceptions for adult felony offenses where domestic violence was pleaded/proven will score as 1 point per standard scoring rules, and are eligible for the expanded sentence range under the repeat violent/serious violent and repeat domestic violence column.

*NOTE: Grid Subgroup meets 8/30. Potential for additional proposed recommendations to be provided following that meeting.*

**3:30pm**      **PREPARING FOR CONSENSUS DELIBERATIONS AT THE NEXT MEETING**

- Consensus Deliberation Process: Task Force's Operating Procedures

**3:45pm**      **PUBLIC COMMENT**

**4:00pm**      **ADJOURN**

## Members and Alternates List

CSTF Members & Designated Alternates	Affiliation/Perspective Represented	Attendance
Jon Tunheim, Co-Chair Russell Brown (alternate)	Washington Association of Prosecuting Attorneys	
Rep. Roger Goodman, Co-Chair	Washington State House of Representatives	
Waldo Waldron-Ramsey, Co-Chair (Ginny Parham)	Washington Community Action Network, Representing Interests of Incarcerated Persons	
Sen. Chris Gildon	Washington State Senate	
Sen. Manka Dhingra	Washington State Senate	
Rep. Carolyn Eslick	Washington State House of Representatives	
Sonja Hallum (Velma Villegas)	Washington State Office of the Governor	
Francis Adewale (Interim)	Statewide Reentry Council	
Elaine Deschamps (Clela Steelhammer)	Washington State Caseload Forecast Council	
Julie Martin, Chief of Staff (Mac Pevey)	Washington State Department of Corrections	
Judge Wesley Saint Clair (Keri-Anne Jetzer)	Washington State Sentencing Guidelines Commission	
Melody Simle (Suzanne Cook)	Statewide Family Council	
Judge Josephine Wiggs	Superior Court Judges' Association	
Blaze Vincent (Nick Straley)	Seattle Clemency Project, Representing Interests of Incarcerated Persons	
Gregory Link (Kim Gordon)	Washington Association of Criminal Defense Attorneys; Washington Defender Association	
Chief Gregory Cobb (Chief Brian Smith)	Washington Association of Sheriffs and Police Chiefs	
Councilmember Derek Young	Washington State Association of Counties	
Judge Veronica Galván (Frank Thomas)	Washington State Minority and Justice Commission	
Chief James Schrimpscher	Fraternal Order of Police, Labor Organization Representing Active Law Enforcement Officers in Washington State	
Tiffany Attrill (Kameon Quillen)	King County, Representing Interests of Crime Victims	
Riddhi Mukhopadhyay (Megan Allen)	Sexual Violence Law Center, Representing Interests of Crime Victims	