

SSB 5848 - S AMD 162
By Senator Zeiger

1 Beginning on page 7, line 27, after "(d)" strike all material
2 through "(e)" on page 8, line 12 and insert "~~((An offender is~~
3 ~~qualified to earn up to fifty percent of aggregate earned release~~
4 ~~time if he or she:~~

5 ~~(i) Is not classified as an offender who is at a high risk to~~
6 ~~reoffend as provided in subsection (4) of this section;~~

7 ~~(ii) Is not confined pursuant to a sentence for:~~

8 ~~(A) A sex offense;~~

9 ~~(B) A violent offense;~~

10 ~~(C) A crime against persons as defined in RCW 9.94A.411;~~

11 ~~(D) A felony that is domestic violence as defined in RCW~~
12 ~~10.99.020;~~

13 ~~(E) A violation of RCW 9A.52.025 (residential burglary);~~

14 ~~(F) A violation of, or an attempt, solicitation, or conspiracy to~~
15 ~~violate, RCW 69.50.401 by manufacture or delivery or possession with~~
16 ~~intent to deliver methamphetamine; or~~

17 ~~(G) A violation of, or an attempt, solicitation, or conspiracy to~~
18 ~~violate, RCW 69.50.406 (delivery of a controlled substance to a~~
19 ~~minor);~~

20 ~~(iii) Has no prior conviction for the offenses listed in (d) (ii)~~
21 ~~of this subsection;~~

22 ~~(iv) Participates in programming or activities as directed by the~~
23 ~~offender's individual reentry plan as provided under RCW 72.09.270 to~~
24 ~~the extent that such programming or activities are made available by~~
25 ~~the department; and~~

26 ~~(v) Has not committed a new felony after July 22, 2007, while~~
27 ~~under community custody.~~

28 ~~(e)) "~~

29 Reletter the remaining subsection consecutively and correct any
30 internal references accordingly.

1 On page 8, line 13, after "exceed" strike "fifty" and insert
2 "forty"

3 On page 8, beginning on line 21, after "(4)" strike all material
4 through "(5)" on line 27 and insert "~~((The department shall perform a
5 risk assessment of each offender who may qualify for earned early
6 release under subsection (3) (d) of this section utilizing the risk
7 assessment tool recommended by the Washington state institute for
8 public policy. Subsection (3) (d) of this section does not apply to
9 offenders convicted after July 1, 2010.
10 (5))) "~~

11 Renumber the remaining subsection consecutively and correct any
12 internal references accordingly.

EFFECT: Changes maximum allowable earned release time from fifty percent to forty percent of sentence.

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