

SENATE BILL REPORT

SSB 6182

As Passed Senate, February 15, 2000

Title: An act relating to the effect of changes in law on sentencing provisions.

Brief Description: Specifying the effect that changes in law will have on sentencing provisions.

Sponsors: Senate Committee on Judiciary (originally sponsored by Senators McCaslin and Costa).

Brief History:

Committee Activity: Judiciary: 1/26/2000, 1/28/2000 [DPS].
Passed Senate, 2/15/2000, 47-0.

SENATE COMMITTEE ON JUDICIARY

Majority Report: That Substitute Senate Bill No. 6182 be substituted therefor, and the substitute bill do pass.

Signed by Senators Heavey, Chair; Kline, Vice Chair; Costa, Goings, Hargrove, Haugen, Roach and Thibaudeau.

Staff: Aldo Melchiori (786-7439)

Background: In 1990, the Sentencing Reform Act was amended to eliminate sex offenses from the washout provisions. In *State v. Cruz*, the Washington Supreme Court held that the 1990 amendment applies prospectively only. Previously washed out convictions were not revived by the amendment.

Summary of Bill: Any sentence imposed under the Sentencing Reform Act is determined using the law in effect when the current offense was committed.

Appropriation: None.

Fiscal Note: Not requested.

Effective Date: Ninety days after adjournment of session in which bill is passed.

Testimony For: This clarifies, for the court, the Legislature's intent when new sentencing provisions are enacted.

Testimony Against: None.

Testified: PRO: Tom McBride, Seth Fine, WA Association of Prosecuting Attorneys.