
HOUSE CONCURRENT RESOLUTION 4426

State of Washington

56th Legislature

2000 Regular Session

By Representatives O'Brien, Ballasiotes, Kagi, Clements, Constantine, D. Sommers, Conway, Talcott, Cody, Schual-Berke, Lovick, Miloscia, Kenney, Kastama and Hurst

Read first time . Referred to Committee on .

1 WHEREAS, RCW 9.94A.040(2)(a) directs the Sentencing Guidelines
2 Commission to evaluate state sentencing policy, to include whether the
3 sentencing ranges and standards are consistent with and further the
4 purposes of the Sentencing Reform Act of 1981, and the intent of the
5 legislature to emphasize confinement for the violent offender and
6 alternatives to confinement for the nonviolent offender; and

7 WHEREAS, RCW 9.94A.040(2) (b) and (c) directs the Sentencing
8 Guidelines Commission to recommend to the legislature revisions or
9 modifications to the standard sentencing ranges, state sentencing
10 policy, prosecuting standards, and other standards, as well as to the
11 existing criminal code; and if implementation of the revisions or
12 modifications would result in exceeding the capacity of correctional
13 facilities, then the commission is directed to accompany its
14 recommendation with an additional list of standard sentence ranges
15 which are consistent with correction capacity; and

16 WHEREAS, Since its adoption, numerous changes have been made in the
17 Sentencing Reform Act, resulting in substantial increases in the
18 lengths of prison sentences and in the population of the state's
19 prisons, which presently exceed both rated and operational capacity;
20 and

1 WHEREAS, Current fiscal constraints on state and local governments
2 demand the most cost-effective use of tax dollars for all purposes, and
3 prison construction and operation are the most expensive components of
4 the criminal justice system and must be used wisely in order to allow
5 adequate funding of other public services and programs and to achieve
6 maximum public safety per dollar spent; and

7 WHEREAS, Studies are now available, including those conducted by
8 the Washington State Institute for Public Policy, which demonstrate the
9 cost-effectiveness of various custody options in terms of savings of
10 future crime victim and criminal justice system costs by reducing
11 recidivism;

12 NOW, THEREFORE, BE IT RESOLVED, By the House of Representatives of
13 the State of Washington, the Senate concurring, That the Sentencing
14 Guidelines Commission shall conduct a comprehensive review and
15 evaluation of state sentencing policy, including whether current
16 sentencing ranges and standards, as well as existing mandatory minimum
17 sentences and existing sentence enhancements, are consistent with the
18 purposes of the Sentencing Reform Act as set out in RCW 9.94A.010, with
19 the intent of the legislature to emphasize confinement for the violent
20 offender and alternatives to confinement for the nonviolent offender,
21 and whether current sentencing ranges and standards are consistent with
22 existing corrections capacity. Such review and evaluation shall
23 include consideration of cost-effectiveness and other studies performed
24 by the Washington State Institute for Public Policy, as well as the
25 fiscal impact of sentencing policies on state and local government; and

26 BE IT FURTHER RESOLVED, That by December 1, 2001, the commission
27 shall present to the legislature the report of its comprehensive review
28 and evaluation, together with its recommendations for revisions and
29 modifications to state sentencing policy, including sentencing ranges
30 and standards, mandatory minimum sentences, and sentence enhancements;
31 and

32 BE IT FURTHER RESOLVED, That if implementation of the
33 recommendations of the commission would result in exceeding the
34 capacity of correctional facilities, the commission shall at the same
35 time present to the legislature a list of revised standard sentence
36 ranges which are consistent with currently authorized rates and

1 operational corrections capacity, and consistent with the purposes of
2 the Sentencing Reform Act.

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