

ESSB 6157 - H AMD 907

By Representative Pearson

WITHDRAWN 04/21/2007

1 On page 29, line 26, after "(3)(a)" insert "(i)"

2 On page 29, line 27, after "9.94A.670" insert "for a crime
3 committed prior to the effective date of this act"

4 On page 29, after line 32, insert the following:

5 "(ii) For a sex offender sentenced to a term of community custody
6 under RCW 9.94A.670 for a crime committed on or after the effective
7 date of this act who is participating in an individual reentry plan
8 under section 203 of this act and who violates any condition of
9 community custody, the department may impose, for each violation, a
10 sanction of total confinement in a local correctional facility for any
11 period of time that does not exceed the offender's remaining term of
12 community custody. If the department imposes a sanction, the
13 department shall submit within seventy-two hours a report to the court
14 and the prosecuting attorney outlining the violation or violations and
15 the sanctions imposed."

16 On page 30, line 3, after "(c)" insert "(i)"

17 On page 30, line 5, after "July 1, 2000," insert "but before the
18 effective date of this act,"

19 On page 30, after line 14, insert the following:

20 "(ii) For an offender sentenced to a term of community custody
21 under RCW 9.94A.505(2)(b), 9.94A.650, or 9.94A.715, or under RCW
22 9.94A.545, for a crime committed on or after the effective date of this
23 act, who is participating in an individual reentry plan under section
24 203 of this act and who violates any condition of community custody
25 after having completed his or her maximum term of total confinement,
26 including time served on community custody in lieu of earned release,

1 the department may impose, for each violation, a sanction of total
2 confinement for any period of time that does not exceed the offender's
3 remaining term of community custody. The department may impose
4 sanctions such as work release, home detention with electronic
5 monitoring, work crew, community restitution, inpatient treatment,
6 daily reporting, curfew, educational or counseling sessions,
7 supervision enhanced through electronic monitoring, or any other
8 sanctions available in the community."

EFFECT: Changes the sanctions for violations of the terms of community custody for offenses committed after the effective date of the act to permit a sex offender who is participating in an IRP and is sentenced under the Special Sex Offender Sentencing Alternative to be confined for a period of time that does not exceed the offender's remaining term of community custody.

If an offender who has been sentenced to community custody for an offense committed after the effective date of the act has completed the maximum term of total confinement, the offender may be confined for a period of time that does not exceed the offender's remaining term of community custody for a violation of community custody when the offender was also participating in an IRP.

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