

E2SSB 5036 - S AMD 929

By Senator Van De Wege

PULLED 01/19/2022

1 On page 8, line 19, after "~~(five)~~" strike "10" and insert "12"

2 On page 8, line 38, after "(j)" strike all material through
3 "judge" and insert "Three retired superior court judges"

4 On page 11, line 24, after "(b)" insert "Is not currently serving
5 a sentence for a conviction for aggravated murder pursuant to chapter
6 10.95 RCW or murder in the first degree pursuant to RCW 9A.32.030;

7 (c)"

8 Reletter the remaining subsections consecutively and correct any
9 internal references accordingly.

10 On page 11, at the beginning of line 25, strike all material
11 through "25" on line 32 and insert ". Except an individual who was
12 sentenced as a persistent offender that included a conviction for
13 robbery in the second degree as his or her third conviction towards
14 being designated as a persistent offender may petition after serving
15 15"

16 On page 12, line 31, after "board" strike "shall" and insert
17 "may"

18 On page 13, line 1, after "or" insert ", upon majority vote of
19 the board,"

EFFECT: (1) Amends board membership to 12 members.

(2) Adds 2 additional retired superior court judge seats to required board members.

(3) Prohibits individuals serving a sentence for Aggravated Murder or Murder in the First Degree from petitioning for conditional commutation.

(4) Makes the board recommendation for release with affirmative and other conditions permissive rather than mandatory.

(5) Requires a majority vote of the board to recommend conditional commutation to the governor.

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