

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1114

68th Legislature
2023 Regular Session

Passed by the House April 13, 2023
Yeas 97 Nays 0

**Speaker of the House of
Representatives**

Passed by the Senate March 31, 2023
Yeas 48 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1114** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 1114

AS AMENDED BY THE SENATE

Passed Legislature - 2023 Regular Session

State of Washington 68th Legislature 2023 Regular Session

By Representatives Mosbrucker, Simmons, Reed, and Goodman

Prefiled 01/04/23. Read first time 01/09/23. Referred to Committee on Community Safety, Justice, & Reentry.

1 AN ACT Relating to the membership of the sentencing guidelines
2 commission; and amending RCW 9.94A.860.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 9.94A.860 and 2016 c 179 s 3 are each amended to
5 read as follows:

6 (1) The sentencing guidelines commission is hereby created,
7 located within the office of financial management. Except as provided
8 in RCW 9.94A.875, the commission shall serve to advise the governor
9 and the legislature as necessary on issues relating to adult and
10 juvenile sentencing. The commission may meet, as necessary, to
11 accomplish these purposes within funds appropriated.

12 (2) The commission consists of (~~twenty~~) 25 voting members, one
13 of whom the governor shall designate as (~~chairperson~~) chair. With
14 the exception of ex officio voting members, the voting members of the
15 commission shall be appointed by the governor, or his or her
16 designee, subject to confirmation by the senate.

17 (3) The voting membership consists of the following:

18 (a) The head of the state agency having general responsibility
19 for adult correction programs, as an ex officio member;

20 (b) The director of financial management or designee, as an ex
21 officio member;

1 (c) The chair of the indeterminate sentence review board, as an
2 ex officio member;

3 (d) The head of the state agency, or the agency head's designee,
4 having responsibility for juvenile corrections programs, as an ex
5 officio member;

6 (e) Two prosecuting attorneys;

7 (f) Two attorneys with particular expertise in defense work;

8 (g) Four persons who are superior court judges;

9 (h) One person who is the chief law enforcement officer of a
10 county or city;

11 (i) (~~Four~~) Five members of the public who are not prosecutors,
12 defense attorneys, judges, or law enforcement officers, one of whom
13 is a victim of crime, one of whom is a victim of crime or a crime
14 victims' advocate, and one of whom has been formerly incarcerated in
15 the state correctional system;

16 (j) One person who is an elected official of a county government,
17 other than a prosecuting attorney or sheriff;

18 (k) One person who is an elected official of a city government;

19 (l) One person who is an administrator of juvenile court
20 services;

21 (m) The chair of the state supreme court minority and justice
22 commission or designee, as an ex officio member;

23 (n) One person representing the interests of tribes;

24 (o) One behavioral health professional with experience working in
25 the criminal justice system; and

26 (p) One person with knowledge of and expertise in academic
27 research in the field of criminology or sociology.

28 In making the appointments, the governor shall endeavor to assure
29 that the commission membership includes adequate representation and
30 expertise relating to both the adult criminal justice system and the
31 juvenile justice system. In making the appointments, the governor
32 shall seek the recommendations of Washington prosecutors in respect
33 to the prosecuting attorney members, of the Washington state bar
34 association in respect to the defense attorney members, of the
35 superior court judges' association in respect to the members who are
36 judges, of the Washington association of sheriffs and police chiefs
37 in respect to the member who is a law enforcement officer, of the
38 Washington state association of counties in respect to the member who
39 is a county official, of the association of Washington cities in
40 respect to the member who is a city official, of the office of crime

1 victims advocacy and other organizations of crime victims in respect
2 to the member who is a victim of crime or a crime victims' advocate,
3 (~~and~~) of the Washington association of juvenile court
4 administrators in respect to the member who is an administrator of
5 juvenile court services, and of the Washington state institute for
6 public policy and the relevant departments of the Washington State
7 University and University of Washington in respect to the member with
8 knowledge of and expertise in academic research in the field of
9 criminology or sociology.

10 (4) (a) (~~All~~) Except as provided in (b) of this subsection, all
11 voting members of the commission, except ex officio voting members,
12 shall serve terms of three years and until their successors are
13 appointed and confirmed.

14 (b) The governor shall stagger the initial terms of the members
15 appointed under subsection (3) (~~(j), (k), and (l)~~) (n), (o), and (p)
16 of this section by appointing one of them for a term of one year, one
17 of them for a term of two years, and one of them for a term of three
18 years.

19 (5) The speaker of the house of representatives and the president
20 of the senate may each appoint two nonvoting members to the
21 commission, one from each of the two largest caucuses in each house.
22 The members so appointed shall serve two-year terms, or until they
23 cease to be members of the house from which they were appointed,
24 whichever occurs first.

25 (6) The members of the commission may be reimbursed for travel
26 expenses as provided in RCW 43.03.050 and 43.03.060. Legislative
27 members may be reimbursed by their respective houses as provided
28 under RCW 44.04.120. Except for the reimbursement of travel expenses,
29 members shall not be compensated.

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