

PROPOSAL
5%, 10% AND 15% SENTENCE REDUCTIONS
Sentencing Guidelines Commission
March 5, 2009

SUMMARY

This proposal would reduce all standard sentences by 5%, 10% and 15%.

EXPENDITURES

Assumptions.

The adult jail and prison bed impacts for this bill were calculated under the following assumptions:

- Sentences are based on Sentencing Guidelines Commission Fiscal Year 2008 adult felony sentencing data, and assume no changes in crime rates, filings, plea agreement practices or sentencing volumes, *etc.* (*i.e.*, there will be an identical number of sentences each year).
- Sentences are distributed evenly by month.
- Length of stay in jail is calculated using a figure for average earned release, based on a survey of local jails by the Sentencing Guidelines Commission, the Office of Community Development and the Washington State Association of Counties.
- Bed impacts are calculated without a phase-in factor
- The prospective length of stay in prison factors in the amount of time served in jail prior to transferring to the Department of Corrections based on the average time served for specific offenses as reported by DOC.
- Sentences are discounted by the ratio of sentences to jail or prison admissions.
- Data excludes Death, Life Without Parole, DOSA, FTOW, SSOSA and Determinate Plus sentences
- It is assumed that 50% earned release time will not sunset.
- Bed Impact Method: The sentence adjustment is calculated by subtracting any enhancements from the sentence length and then multiplying that number by .05 (or .10 or .15 as applicable). The proposed length of stay was calculated by subtracting the sentence adjustment from the sentence length.

Impact on prison and jail beds

In FY08 there were 7,805 prison sentences and 15,688 jail sentences eligible for the reduction per the above assumptions.

For the prison sentences, the average current sentence length was 35.9 mos and the current length of stay was 21.4 mos.

For the jail sentences, the average current sentence length was 3.2 mos and the current length of stay was 2.3 mos.

5% Prison Reduction Proposal

For prison sentences, the proposed length of stay was 20.4 mos which is 1.0 months shorter than the current length of stay. For jail sentences, the proposed length of stay was 2.2 mos which is .12 months shorter than the current length of stay.

Analysis shows a total bed impact of -279 in FY11 when the jail beds reach maximum impact and a total impact of -497 in FY15 after which the impacts continue to get larger.

**Average Monthly Population Jail and Prison Impacts
PROPOSAL - 5% Sentence Reduction
Sentencing Guidelines Commission
March 5, 2009**

	Fiscal Year									
	FY10	FY11	FY12	FY13	FY14	FY15	FY16	FY17	FY18	FY19
Jail AMP	-73	-105	-105	-105	-105	-105	-105	-105	-105	-105
Prison AMP (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison AMP (Non-DOSA)	-38	-174	-274	-343	-373	-392	-405	-416	-428	-439
Prison AMP (Total)	-38	-174	-274	-343	-373	-392	-405	-416	-428	-439

	Fiscal Year									
	FY20	FY21	FY22	FY23	FY24	FY25	FY26	FY27	FY28	FY29
Jail AMP	-105	-105	-105	-105	-105	-105	-105	-105	-105	-105
Prison AMP (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison AMP (Non-DOSA)	-449	-458	-466	-477	-483	-490	-503	-512	-520	-526
Prison AMP (Total)	-449	-458	-466	-477	-483	-490	-503	-512	-520	-526

**End of Year Jail and Prison Bed Impacts
PROPOSAL - 5% Sentence Reduction
Sentencing Guidelines Commission
March 5, 2009**

	Fiscal Year									
	FY10	FY11	FY12	FY13	FY14	FY15	FY16	FY17	FY18	FY19
Jail Beds	-105	-105	-105	-105	-105	-105	-105	-105	-105	-105
Prison Beds (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison Beds (Non-DOSA)	-114	-218	-321	-359	-382	-399	-410	-421	-432	-443
Prison Beds (Total)	-114	-218	-321	-359	-382	-399	-410	-421	-432	-443

	Fiscal Year									
	FY20	FY21	FY22	FY23	FY24	FY25	FY26	FY27	FY28	FY29
Jail Beds	-105	-105	-105	-105	-105	-105	-105	-105	-105	-105
Prison Beds (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison Beds (Non-DOSA)	-454	-461	-473	-479	-486	-495	-508	-516	-523	-528
Prison Beds (Total)	-454	-461	-473	-479	-486	-495	-508	-516	-523	-528

10% Prison Reduction Proposal

For prison sentences, the proposed length of stay was 19.4 mos which is 2.0 months shorter than the current length of stay. For jail sentences, the proposed length of stay was 2.1 mos which is .2 months shorter than the current length of stay.

Analysis shows a total bed impact of -566 in FY11 when the jail beds reach maximum impact and a total impact of -999 in FY15 after which the impacts continue to get larger.

**Average Monthly Population Jail and Prison Impacts
PROPOSAL - 10% Sentence Reduction
Sentencing Guidelines Commission
March 5, 2009**

	Fiscal Year									
	FY10	FY11	FY12	FY13	FY14	FY15	FY16	FY17	FY18	FY19
Jail AMP	-148	-211	-211	-211	-211	-211	-211	-211	-211	-211
Prison AMP (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison AMP (Non-DOSA)	-83	-355	-562	-693	-751	-788	-814	-837	-860	-883
Prison AMP (Total)	-83	-355	-562	-693	-751	-788	-814	-837	-860	-883

	Fiscal Year									
	FY20	FY21	FY22	FY23	FY24	FY25	FY26	FY27	FY28	FY29
Jail AMP	-211	-211	-211	-211	-211	-211	-211	-211	-211	-211
Prison AMP (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison AMP (Non-DOSA)	-902	-920	-940	-958	-971	-990	-1,014	-1,032	-1,046	-1,057
Prison AMP (Total)	-902	-920	-940	-958	-971	-990	-1,014	-1,032	-1,046	-1,057

**End of Year Jail and Prison Bed Impacts
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	Fiscal Year									
	FY10	FY11	FY12	FY13	FY14	FY15	FY16	FY17	FY18	FY19
Jail Beds	-211	-211	-211	-211	-211	-211	-211	-211	-211	-211
Prison Beds (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison Beds (Non-DOSA)	-241	-444	-651	-724	-769	-802	-824	-848	-871	-891
Prison Beds (Total)	-241	-444	-651	-724	-769	-802	-824	-848	-871	-891

	Fiscal Year									
	FY20	FY21	FY22	FY23	FY24	FY25	FY26	FY27	FY28	FY29
Jail Beds	-211	-211	-211	-211	-211	-211	-211	-211	-211	-211
Prison Beds (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison Beds (Non-DOSA)	-912	-927	-950	-963	-978	-1,001	-1,023	-1,038	-1,051	-1,062
Prison Beds (Total)	-912	-927	-950	-963	-978	-1,001	-1,023	-1,038	-1,051	-1,062

15% Prison Reduction Proposal

For prison sentences, the proposed length of stay was 18.4 mos which is 3.0 months shorter than the current length of stay. For jail sentences, the proposed length of stay was 2.0 mos which is .3 months shorter than the current length of stay.

Analysis shows a total bed impact of -861 in FY11 when the jail beds reach maximum impact and a total impact of -1,505 in FY15 after which the impacts continue to get larger.

**Average Monthly Population Jail and Prison Impacts
PROPOSAL - 15% Sentence Reduction
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	Fiscal Year									
	FY10	FY11	FY12	FY13	FY14	FY15	FY16	FY17	FY18	FY19
Jail AMP	-226	-316	-316	-316	-316	-316	-316	-316	-316	-316
Prison AMP (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison AMP (Non-DOSA)	-131	-545	-862	-1,049	-1,134	-1,189	-1,226	-1,262	-1,299	-1,332
Prison AMP (Total)	-131	-545	-862	-1,049	-1,134	-1,189	-1,226	-1,262	-1,299	-1,332

	Fiscal Year									
	FY20	FY21	FY22	FY23	FY24	FY25	FY26	FY27	FY28	FY29
Jail AMP	-316	-316	-316	-316	-316	-316	-316	-316	-316	-316
Prison AMP (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison AMP (Non-DOSA)	-1,360	-1,389	-1,419	-1,443	-1,468	-1,499	-1,532	-1,557	-1,576	-1,594
Prison AMP (Total)	-1,360	-1,389	-1,419	-1,443	-1,468	-1,499	-1,532	-1,557	-1,576	-1,594

**End of Year Jail and Prison Bed Impacts
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	Fiscal Year									
	FY10	FY11	FY12	FY13	FY14	FY15	FY16	FY17	FY18	FY19
Jail Beds	-316	-316	-316	-316	-316	-316	-316	-316	-316	-316
Prison Beds (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison Beds (Non-DOSA)	-375	-682	-989	-1,095	-1,162	-1,208	-1,242	-1,278	-1,315	-1,345
Prison Beds (Total)	-375	-682	-989	-1,095	-1,162	-1,208	-1,242	-1,278	-1,315	-1,345

	Fiscal Year									
	FY20	FY21	FY22	FY23	FY24	FY25	FY26	FY27	FY28	FY29
Jail Beds	-316	-316	-316	-316	-316	-316	-316	-316	-316	-316
Prison Beds (DOSA)	0	0	0	0	0	0	0	0	0	0
Prison Beds (Non-DOSA)	-1,373	-1,403	-1,431	-1,452	-1,481	-1,514	-1,545	-1,566	-1,584	-1,601
Prison Beds (Total)	-1,373	-1,403	-1,431	-1,452	-1,481	-1,514	-1,545	-1,566	-1,584	-1,601