

MURDER 1ST

OFFENSE REFERENCE SHEET

RCW: 9A.32.030 (ALL SUBSECTIONS)

INCLUDES ATTEMPT, SOLICITATION AND CONSPIRACY

DATE CURRENT RCW CREATED: 07/01/1976

**NOTES: Offense was created prior to 1854.
Prior RCW 9.48.030 was created in 1950.
Repealed Effective 07/01/1976.**

OFFENSE INFORMATION:

GENERAL INFORMATION	
INFORMATION TYPE	NOTES
Felony Class	Class A
Violent Offense	
Serious Violent Offense	
Crimes Against Persons	
Extraordinary Medical Placement Eligible (EMP) *Unless sentenced to Life without the Possibility of Release	Yes
Three Strike Offense (Most Serious Offense) (Effective 12/02/1993)	Yes
DNA Eligible (Effective 07/1/1990)	Yes
STATUTORY MAXIMUM	
Statutory Maximum	Life
MANDATORY MINIMUM TERMS	
Mandatory Minimum (Under ISRB from 06/12/1935 to 07/01/1997)	Twenty years with 33 1/3% earned release time. Armed with a Deadly Weapon 5 Years / 7 ½ years if subsequent finding Does not include attempt, solicitation or conspiracy.

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Mandatory Minimum (Effective 07/01/1997 to 07/01/2000)	20 year mandatory minimum term (flat time). Does not include attempt, solicitation or conspiracy.
Mandatory Minimum (Effective 09/01/2001 to 06/01/2014)	20 year mandatory minimum term (flat time). Does not include attempt, solicitation or conspiracy. Does not apply to juveniles sentenced as adults for crimes committed on or after July 24, 2005.
DEADLY WEAPON/FIREARM ENHANCEMENTS	
Firearm Eligible	Yes
Deadly Weapon Term of Confinement (ISRB) Effective 1935 (Session Law Chapter 114 Section 2) through 07/01/1984.	5 year minimum term for first offense 7.5 year minimum term for subsequent offenses. Eligible for 33 1/3% earned release time.
Deadly Weapon Term of Confinement (06/13/1994 to 07/22/1995)	12 months (Raised the standard range by 12 months and earned release time was applied at the rate of the offense).
(Hard Time for Armed Crime) Effective 07/23/1995 to Present	Deadly Weapon and Firearm Enhancements were separated.
Firearm Enhancements (Effective 07/23/1995 to Present)	Five years (Flat time) Ten years if subsequent offense after 07/23/1995. (Flat time) Consecutive to all other sentencing provisions. NOTE: Per the <i>Charles</i> and <i>Lewis</i> decisions the only exception to this rule is multiple enhancements prior to 06/11/1998. If there were multiple firearm enhancements they were to run concurrently but consecutively to any other sentencing provisions. Firearm enhancement increases apply to anticipatory offenses.

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Deadly Weapon Enhancements (Effective 07/23/1995 to Present)	18 months (Flat Time) 36 months if subsequent offense after 07/23/1995. (Flat Time) Firearm enhancement increases apply to anticipatory offenses
ANTICIPATORIES AND MODIFIERS	
Anticipatories – Attempt and Solicitation (Effective 07/01/1976)	Remains Class A (Attempt, Solicitation or Conspiracy)
Anticipatories- All(Effective 07/24/1983)	The felony class and the presumptive sentence is 75 percent of the sentencing grid for attempts, solicitations and conspiracies.
Modifiers (Effective 09/08/1975) Complicity and Accomplice.	Remains Class A

EARNED RELEASE TIME (RCW 9.94A.728 AND RCW 9.94A.729)		
EARNED RELEASE TIME	EARNED RELEASE TIME PERCENTAGE	INCLUSIVE DATES
Earned Release Percentage	33 1/3%	Date Of Offense Prior To 07/01/1990
Earned Release Percentage	15%	Date Of Offense 07/01/1990 To 06/30/2003 with the exception of any mandatory/enhancement flat time.
Earned Release Percentage	10%	Date Of Offense from 07/01/2003 to present with the exception of any mandatory/enhancement flat time.

SERIOUSNESS LEVEL <u>RCW 9.94A.520</u>	
SERIOUSNESS LEVEL	INCLUSIVE DATES
XIII (13)	07/24/1983 to 06/30/1990
XIV (14)	07/01/1990 to 07/01/2000
XV (15)	07/01/2000 to Present

NOTIFICATIONS	
TYPE	LENGTH
Law Enforcement	35 Days
Victim/Witness	35 Days

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SUPERVISION			
TYPE	LENGTH	NOTES	INCLUSIVE DATES
Parole	3 years or as set by the ISRB		Date Of Offense Prior To 07/01/1984
SRA-No Supervision			07/01/1984 To 06/30/1988
Community Placement	12 Months		07/01/1988 To 06/30/1990
Community Placement	24 Months		07/1/1990 to 06/30/2000
Community Custody Prison (CCP)	36-48 Months		07/01/2000
Community Custody Prison (CCP)	36 Months	5288/6162 Community Custody was changed back from ranges to lengths. This was retroactive and DOC changed the community custody on active offenders both prison and field.	07/26/2009