



STATE OF WASHINGTON
SENTENCING GUIDELINES COMMISSION
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MINUTES

OCTOBER 10, 2008

ROLL CALL Members Present:

Dave Boerner
Ida Ballasiotes
Jeri Costa
Ned Delmore
Hon. Ellen Fair
Ann Heath
Michael Kawamura
Hon. Ronald Kessler
Sen. Adam Kline
Hon. Dean Lum
Lenell Nussbaum
Mary Ellen Stone
Eldon Vail

Members Absent:

Rep. Sherry Appleton
John Clayton
Hon. Tari Eitzen
Lynda Ring Erickson
Russ Hauge
Lucy Isaki
Tim Killian
Rep. Kirk Pearson
Sen. Pam Roach

Staff Present:

Jean Soliz-Conklin
Shannon Hinchcliffe
Andi May
Stevie Peterson

Invited Participants

Hon. Stephen Warning, Cowlitz County Superior Court
Hon. Kathleen O'Connor, Spokane County Superior Court

Others Present:

Jane Beyer, House Democratic Caucus; Shani Bauer, Senate Committee Services; Linda Merelle, Counsel to the House Office of Program Research; Karen Daniels, Department of Corrections (DOC); Tammy Fellin, Association of Washington Cities (AWC); Seth Fine, Asst. Chief Criminal Deputy Snohomish County Prosecutor's Office; Bryn Houghton, Senate Democratic Caucus; Regina McDougal, Administrator of Office of the Courts (AOC); Lidia Mori, Senate Judiciary Committee; Ginger Richardson, Washington Federation of State Employees (WFSE); Dan Robertson, Juvenile Rehabilitation Administration; Bernie Ryan, Senate Democratic Caucus; Yvonne Walker, Office of Program Research.

I. CALL TO ORDER:

The Chair, Dave Boerner, called the meeting to order at 9:23 a.m. and welcomed members and guests.

II. APPROVAL OF MINUTES FOR SEPTEMBER 12, 2008

MOTION # 1017 APPROVAL OF THE SEPTEMBER 12, 2008 MINUTES

Moved: Ann Heath

Seconded: Lenell Nussbaum

PASSED: Unanimously

III. EXECUTIVE DIRECTOR'S REPORT

a. Sex Offender Policy Board Update

Jean Soliz-Conklin provided a brief overview of the startup progress of the Sex Offender Policy Board, which began in July and is administered by the SGC. She announced that Russ Hauge was selected as Chair of the Board and Andrea Piper, from the Washington State Coalition of Sexual Assault providers is Vice-Chair. Members were told they could keep apprised in more detail by visiting the Board spot on the SGC website, and Ms. Conklin gave the board a review of the budget and hiring process for the Board.

b. Community Custody Range Modification Update

Ms. Conklin said that staff was not yet ready to bring in proposed rules.

IV. COMPETENCY EVALUATION/RESTORATION BILL

Commissioner Ronald Kessler, King County Superior Court Judge, previewed a proposed bill and its history to the Commission. The Commission is asked to consider supporting modifications to statute proposed by a task force convened in King County in 2007. Senate Bill 6311 was sponsored by Senator Jim Hargrove in 2008 and tabled until further conversations could take place in the community. (See **Handouts**)

V. REPORT FROM THE SGC AD HOC COMMITTEE OF SEX OFFENSE STATUTES OF LIMITATION

Staff and SGC Ad Hoc Committee Members Senator Adam Kline and KDARC Executive Director Mary Ellen Stone reported to the Commission. The ad hoc committee conducted a community discussion on sex offense statutes of limitations on Friday, September 26th, chaired by Mason County Commissioner Lynda Ring-Erickson. The Commission reviewed a summary of the testimony and discussed possible proposals for legislative changes. Senator Kline reported that there is limited support for abolishing the statute of limitations for reporting sex abuse to a child, but said there seems to be a compelling case made for extending the limit. Mary Ellen Stone reviewed the memorandum prepared by SGC Attorney Shannon Hinchcliffe which displays Washington's current statutes of limitation for sex offenses.

The Ad Hoc Committee will continue its work, and report back to the Commission. (See **Handouts**)

