MINUTES
August 13, 2010
9 a.m. to 12 p.m.
Office of the Attorney General
800- 5th Ave. 20th FL
Seattle, WA 98104

Members Present
Dave Boerner
Ned Delmore
Hon. John Meyer
Anmarie Aylward for Eldon Vail
Mary Ellen Stone
Tim Killian
Rep. Sherry Appleton
Hon. Ellen Fair
Hon. Dean Lum
Lenell Nussbaum
John Clayton
Hon. Stephen Warning
Senator Adam Kline
Senator Pam Roach
Russ Hauge
Lynne DeLano
Lucy Isaki

Members Not Present
Michael Kawamura
Ida Ballasiotes
Rep. Kirk Pearson
Eldon Vail
Sheriff Paul Pastor
Dan Satterberg
Lynda Ring Erickson

Staff Present
Jean Soliz-Conklin
Shoshana Kehoe-Ehlers
Keri-Anne Jetzer
Duc Luu
Andi May

Others Present:
Juliana Roe, Senate Judiciary; Lidia Mori, House of Representatives.
I. CALL TO ORDER – DISCUSSION

Chair Dave Boerner called the meeting to order at 9:13 a.m.

II. EXECUTIVE SESSION

Mr. Boerner explained that the Commission would now be in a closed executive session to meet individually with three finalists for the executive director’s position, in order to evaluate their qualifications and to prioritize the candidates for hiring purposes.

After the Commission completed the executive session, non-members, staff and the public were invited to return to the meeting. After a brief discussion, the Commission moved to offer the executive director position to Sandy Mullins.

MOTION #10-10: MOVED TO HIRE SANDY MULLINS AS THE NEW EXECUTIVE DIRECTOR OF THE SENTENCING GUIDELINES COMMISSION
Moved: Ellen Fair
Seconded: Lynne DeLano
Passed: Unanimously

III. APPROVAL OF MINUTES

Upon review of the June and July 2010 SGC meeting minutes, the Commission moved to approve them.

MOTION#10-11 APPROVE JUNE AND JULY 2010 MINUTES WITH CORRECTION
JOHN MEYER ABSENT
Moved: Hon. John Meyer
Seconded: 
Passed: Unanimously

IV. EXECUTIVE DIRECTOR’S REPORT

Ms. Soliz-Conklin updated the Commission on the status of SGC staff layoffs and reorganization of the office. This has been done in response to budget reductions. The next budget forecast is due in September 2010.

Ms. Soliz-Conklin also briefly discussed the status of the 20 Year Trends Report.

V. SEX OFFENDER POLICY BOARD (SOPB) UPDATE

SOPB Chair Russ Hauge and SOPB Program Director Shoshana Kehoe-Ehlers summarized the recent activities of the Board. The Commission had an
opportunity to review the sex offender management system map drafted by the members of the Board as well as hear the where the Benchmarks Committee intends to go from here.

Both Mr. Hauge and Ms. Kehoe-Ehlers shared the status of the recent case review assignment from Senators Hargrove and McAuliffe.

Sen. Jim Hargrove, chair of the Senate Human Services and Corrections Committee, and Sen. Rosemary McAuliffe, chair of the Senate Early Learning & K-12 Education Committee, are asking the Sex Offender Policy Board to study existing laws regarding juvenile sex offenders and school notification.

The written request is in response to a May 2010 incident at Seattle's Roosevelt High School in which, according to law enforcement, a developmentally disabled girl was sexually assaulted by a classmate who is a registered juvenile sex offender. Hargrove, D-Hoquiam, and McAuliffe, D-Bothell, are requesting:

- a review of the case to understand the performance of Washington's' sex offender prevention and response system;
- a review of Washington's policies related to juvenile sex offenders and school notification; and
- recommendations for consideration during the 2011 legislative session.

The Board put together a committee to start the process. The committee members first met on August, 2, 2010.

VI. RESIDENTIAL DOSAS

The Commission continued its discussion from the last several meeting about whether the eligibility requirements for a residential Drug Offender Sentencing Alternative (DOSA) should be modified.

The discussion opened with SGC Research Investigator Keri-Anne Jetzer presenting the staff analysis assigned during the last meeting in June 2010.

Members shared their observations about the findings from the DOSA demographics map. The Washington Association of Prosecuting Attorneys may introduce legislation impacting the use of Residential DOSA statewide. Members proposed working with WAPA on a future proposal.

VII. VIOLATOR STUDY

The SGC is directed in a budget proviso to conduct a survey and literature review related to whether the practice of using a mandatory minimum confinement for
violation of community custody conditions is an evidence-based practice. Ms. Jetzer updated the Commission on the progress of this to date.

Ms. Jetzer explained that she used the HOPE Project and mandatory minimums used for violators to frame her report. She also included a draft of the questions the SGC intends to send to other states about their projects.

After much discussion, there was consensus that the success of mandatory confinement systems for violators appears to be based on how swift the corrections and judicial system can respond to a violation, including locating the violator. The SGC will continue this discussion including how a system like the Hope Project would look in Washington State

VIII. LEGISLATIVE ASSIGNMENT: JUVENILE VEHICULAR HOMICIDE

Senator Hargrove requested the SGC review Senate Bill 6419, introduced last session to increase penalties for Juvenile Vehicular Homicide offenses. Mr. Boerner appointed an ad hoc committee to address this issue.

IX. ADJOURNMENT

The Chair Dave Boerner adjourned at 12:15 p.m.

APPROVED AND ADOPTED BY THE SENTENCING GUIDELINES COMMISSION

_____________________________________________  _______________________________________
Dave Boerner, Chair                                  Date

_____________________________________________  _______________________________________
Sandy Mullins, Executive Director                   Date