Status of Legislative Bills Voted on By SGC

SUPPORT

SB 5064 JUVENILES SENTENCED TO LIFE WITHOUT PAROLE
This bill, created by WAPA, removes a life without parole sentence as the mandatory sentence for juveniles who commit Aggr Murder 1. It also provides a 30-year review by the ISRB for juveniles sentenced as adults for the functional equivalent to life in prison, such as a 90 year sentence.

SSB 5064 – Clarifies that the sentence of LWOP applies to offenders at or over the age of 18.

Primary Sponsor: Hargrove, Kline

Jan 25   Public hearing in the Senate Committee on Law & Justice at 8:00 AM. (Committee Materials)
Feb 21   Executive action taken in the Senate Committee on Law & Justice at 5:30 PM. (Committee Materials)
Feb 22   LAW - Majority; 1st substitute bill be substituted, do pass. (View 1st Substitute) (Majority Report)
                      Minority; do not pass. (Minority Report)
                      Passed to Rules Committee for second reading.

HB 1096 JUVENILE FIREARMS AND WEAPONS CRIMES
This bill creates unlawful possession of a firearm categories and rankings in the juvenile offender sentencing standards. It also removes the court’s discretion to impose a manifest injustice sentence for crimes in which the juvenile was armed with a firearm and makes unlawful possession of a firearm 2, theft of a firearm and possession of a stolen firearm ineligible for a deferred disposition.

SSB 1096
- Creates Option E – Firearm Disposition Alternative
- Requires AOC to collect and analyze data on interventions provided to juveniles who committed a firearm offense.
- Allows the court to impose a manifest injustice to a first time Unlawful Possession of a Firearm 2 offender.
- Allows the court to dismiss the offense under certain conditions for first time firearm offenders who receive the firearm disposition alternative.
Primary Sponsor: Hurst  
Companion Bill: SB 5376

Jan 24  Public hearing in the House Committee on Judiciary at 1:30 PM.  
Feb 12  Executive action taken in the House Committee on Judiciary at 10:00 AM.  
        JUDI - Executive action taken by committee.  
        JUDI - Majority; 1st substitute bill be substituted, do pass.  
        Minority; do not pass.  
Feb 18  Referred to Appropriations.  
Feb 21  Public hearing in the House Committee on Appropriations at 3:30 PM.

SB 5376 JUVENILE FIREARMS AND WEAPONS CRIMES
This bill creates unlawful possession of a firearm categories and rankings in the juvenile offender sentencing standards. It also removes the court’s discretion to impose a manifest injustice sentence for crimes in which the juvenile was armed with a firearm and makes unlawful possession of a firearm 2, theft of a firearm and possession of a stolen firearm ineligible for a deferred disposition.

SSB 5376 – Creates Option E – Firearm Disposition Alternative

Primary Sponsor: Kline  
Companion Bill: HB 1096

Feb 7  Public hearing in the Senate Committee on Human Services & Corrections at 10:00 AM.  
Feb 20  Executive action taken in the Senate Committee on Human Services & Corrections at 5:30 PM.  
Feb 21  HSC - Majority; 1st substitute bill be substituted, do pass.  
        And refer to Ways & Means.  
        Minority; do not pass.  
        Minority; without recommendation.  
        Referred to Ways & Means.
SB 5487 MINIMUM TERM SENTENCE FOR CERTAIN PERSISTENT OFFENDERS
This bill includes language the SGC approved under 2012 SB 5236 but goes even further. It adds Assault 2 to ineligibility criteria and gives the governor authority to reject the ISRB’s release decision.

Primary Sponsor: Kline

Jan 31 First reading, referred to Human Services & Corrections. (View Original Bill)

SB 5708 MINIMUM TERM SENTENCE FOR CERTAIN PERSISTENT OFFENDER
This bill is identical to SB 5487 but removes the language giving the governor the authority to reject the ISRB’s release decision.

Primary Sponsor: Kline

Feb 11 First reading, referred to Law & Justice. (View Original Bill)
OPPOSE

HB 1060 SCORING AN OFFENSE AS A CLASS C FELONY EQUIVALENT
This bill would score any out of state offenses as a class C felony when no comparable offense is found under WA law.

SHB 1060 – Allows the defendant to establish actual conduct did not constitute a felony under WA law whereby the offense would not be scored as a class C felony.

Primary Sponsor: Goodman

Jan 24 Public hearing in the House Committee on Public Safety at 10:00 AM. (Committee Materials)
Jan 30 Executive action taken in the House Committee on Public Safety at 1:30 PM. (Committee Materials)
PS - Executive action taken by committee.
PS - Majority; 1st substitute bill be substituted, do pass. (View 1st Substitute) (Majority Report)
Minority; do not pass. (Minority Report)
Feb 4 Referred to Appropriations Subcommittee on General Government.
Feb 20 Public hearing in the House Appropriations Subcommittee on General Government at 3:30 PM. (Committee Materials)
Feb 23 Executive action taken in the House Appropriations Subcommittee on General Government at 9:00 AM. (Committee Materials) APPG - Executive action taken by committee.

HB 1061 PROVISIONS REGARDING THE FINDING OF AGGRAVATING CIRCUMSTANCES
This bill modifies provisions under aggravating circumstances considered by the court and those considered by a jury.

SHB 1061 –
- Removes the language of ‘clearly too lenient’ from the prior criminal convictions that were omitted from the score calculation.
- Removes the amendment that allowed a jury to consider an aggravating circumstance that results in a presumptive sentence that is clearly too lenient.

Primary Sponsor: Goodman

Jan 24 Public hearing in the House Committee on Public Safety at 10:00 AM. (Committee Materials)
Feb 7  Executive action taken in the House Committee on Public Safety at 10:00 AM. (Committee Materials)
PS - Executive action taken by committee.
PS - Majority; 1st substitute bill be substituted, do pass. (View 1st Substitute) (Majority Report)
Minority; do not pass. (Minority Report)
Feb 12  Referred to Appropriations Subcommittee on General Government.

HB 1305 MODIFYING VEHICLE PROWLING PROVISIONS
Creates a class C felony with a seriousness level of V for Vehicle Prowling 2 (Third or Subsequent)

SHB 1305
➢ Further defines “third or subsequent” offense as previous convictions on at least two separate occasions of Vehicle Prowling 2.
➢ Denotes that multiple counts of Vehicle Prowling charged in the same document or based on the same date of offense do not count as separate offenses.
➢ Reduces the seriousness level from a V to a IV.

Primary Sponsor: Hope

Jan 31  Public hearing in the House Committee on Public Safety at 10:00 AM. (Committee Materials)
Feb 7  Executive action taken in the House Committee on Public Safety at 10:00 AM. (Committee Materials)
PS - Executive action taken by committee.
Feb 8  PS - Majority; 1st substitute bill be substituted, do pass. (View 1st Substitute) (Majority Report)
Referred to Appropriations Subcommittee on General Government.

SB 5053 MODIFYING VEHICLE PROWLING PROVISIONS
Creates a class C felony with a seriousness level of V for Vehicle Prowling 2 (Third or Subsequent)

ESB 5053
➢ Further defines “third or subsequent” offense as previous convictions on at least two separate occasions of Vehicle Prowling 2.
➢ Denotes that multiple counts of Vehicle Prowling charged in the same document or based on the same date of offense do not count as separate offenses.
Primary Sponsor: Harper

Jan 25 Public hearing in the Senate Committee on Law & Justice at 8:00 AM. (Committee Materials)

Feb 4 Executive session scheduled, but no action was taken in the Senate Committee on Law & Justice at 1:30 PM. (Committee Materials)

Feb 8 Executive action taken in the Senate Committee on Law & Justice at 8:00 AM. (Committee Materials)

LAW - Majority; do pass. (Majority Report)

Minority; without recommendation. (Minority Report)

Feb 11 Passed to Rules Committee for second reading.

Feb 19 Placed on second reading by Rules Committee.

Feb 25 Floor amendment(s) adopted. Rules suspended. Placed on Third Reading. Third reading, passed; yeas, 48; nays, 0; absent, 0; excused, 1. (View Roll Calls)

HB 1338 CONCERNING JUVENILES SENTENCED TO LONG TERMS OF INCARCERATION
This bill is similar to SB 5064 which the SGC supports, with the exception of a minimum term of 20-25 years and a maximum confinement term of 35 years.

SSB 1338

➢ Adds the wording “or court” to references of offenders released by the board “or court”.

➢ Removed language excluding juvenile offenders sentenced to Aggr Murder or who received an aggregate sentence of 20 yrs or more from receiving good time credit or earned release time on deadly weapon enhancements (returns language to that of current statute).

➢ Changed one of the eligibility requirements under which an offender may petition the sentencing court for early release from “has not been convicted for any crime committed subsequent to the person’s eighteenth birthday” to now read “has not been convicted for any felony in the five years immediately prior to filing the petition”.

Primary Sponsor: Roberts

Feb 5 Public hearing in the House Committee on Public Safety at 8:00 AM. (Committee Materials)

Feb 14 Executive action taken in the House Committee on Public Safety at 10:00 AM. (Committee Materials)

PS - Executive action taken by committee.
PS - Majority; 1st substitute bill be substituted, do pass. (View 1st Substitute) (Majority Report)
Minority; do not pass. (Minority Report)

Feb 19 Referred to Appropriations Subcommittee on General Government.

Feb 23 Public hearing, executive session scheduled, but no action was taken in the House Appropriations Subcommittee on General Government at 9:00 AM. (Committee Materials)

Feb 25 Scheduled for executive session in the House Appropriations Subcommittee on General Government at 1:30 PM. (Subject to change) (Committee Materials)