Committee Members Present
Anmarie Aylward
Bev Emery
Amy Pearson
Peggy Smith

Staff Present
Shoshana Kehoe-Ehlers
Andi May

I. Call to Order
Chair Bev Emery called the meeting to order at 10:06 a.m.

II. Revise and Adopt Agenda
The agenda was adopted in its original form.

III. Approve Minutes
The August 25, 2009 Committee Minutes were approved.

MOTION #: APPROVE THE AUGUST 25, 2009 BENCHMARKS COMMITTEE MINUTES
Moved: Anmarie Aylward
Seconded: Peggy Smith
Passed: Unanimously

IV. Mapping the Sex Offender Management System Component Parts

The Committee started drafting a map of the all the sex offender management system component parts. Members drafted components applicable to their stakeholder group(s). The Committee reviewed maps drafted by the Department of Corrections and Prosecution. (See handouts.)
The Committee then started piecing together the components into a fluid map of the sex offender management system in Washington State. Ms. Aylward’s staff will continue to work on this, converting everything into Vision software. This Committee will then continue to build on this map.

V. Developing Benchmarks for the Board’s SHB 2714 proposals to the Legislature

The Committee started developing benchmarks for the proposals that the Board presented to the Legislature in its December 2009 report, starting with the proposals that were unanimous.

A. Current Recommendations ~ Unanimous Support by the Board

1. Fund Creation of a validated juvenile risk assessment tool and training.
   a. 1st step: use this other validated juvenile risk assessment tool and train LE and ESRC, etc.
   b. 2nd step: Create a validated juvenile risk assessment tool.
   c. Measurements:
      • Output – number of people trained
      • Outcome - recidivism rate between old tool and new tool (a better for tool for juveniles)

2. Future work on adult leveling, registration, notification
   a. Output – Dashboard (levels and timeframes)
   b. Outcome – Statutory clarity between notification level and risk level.
   c. As a sidenote, the Committee discussed concerns about how risk to reoffend/leveling and community notification have really become tangled in a problematic way. For example, an individual charged with Indecent Exposure may be classified as a Level 3 because of the number of people in the community potentially victimized. However, the child sexually assaulted in the family will be a Level 1 because less people need to know, despite the very harmful nature.

This is an example of why the above stated outcome is important to clarify and distinguish.

3. Reduce community supervision for first Failure to Register conviction to 12 months; second or more FTR convictions will require 36 months supervision
   a. Output – responding to FTR as compliance issue and developing a tiered approach
**B. Current Recommendations ~ Strong Support but not unanimous**

1. Create separate juvenile and adult registry and community notification statutes
   
   a. **Output** - revised statute
   
   b. **Outcome** - clarify difference between juvenile and adult sex offender offenders; improve response to juvenile sex offenders and community safety.

2. Repeal 90 day registration check-in for Juveniles
   
   Committee will wait to draft proposed output and outcome once more information about the impact this registration requirement has on juvenile offenders.

3. Automatic termination of registration requirement for Level 1 Juvenile Sex Offenders (JSO) at age 21 years old.
   
   a. **Output** - # of juveniles not longer required to register.
   
   b. **Outcome** – rate of measure before and after requirement to register.

4. Relief of registration for Juvenile Sex Offenders 24 months post supervision.
   
   a. **Output** - # of juveniles not longer required to register.
   
   b. **Outcome** – rate of measure before and after requirement to register.

5. Automatic termination of registration requirements for Level 2 JSO at age 25 years old
   
   a. **Output** - # of juveniles not longer required to register
   
   b. **Outcome** – rate of measure before and after requirement to register.

6. Petition for Relief
   
   a. **Output** - increased % of juveniles who petition and are relieved of duty to register.
   
   b. **Outcome**: consistency, and recidivism rates after relieved.

7. End of Sentence Review Committee (ESRC) level all Juvenile SO (Level 2 and 3 JSO can request re-assessment)
   
   a. **Output** – reduction of “unclassified” within WSP database. Cost of funding the unfunded mandate.
   
   b. **Outcome** – increased accuracy, reliability of assessment.

8. Criteria for relief from registration (Same for adult and juveniles)
   
   a. **Output** – statute to provide court guidance, # of offenders relieved
   
   b. **Outcome** – consistency; recidivism after relieved
9. Repeal the 90 day in-person reporting for adult registered sex offenders – continue address verification
   a. Output – statutory change
   b. Outcome – rather than 90 day, substituted with in-person verification. Change in improved address accuracy or decrease in % of homeless. Decrease in FTR.

10. Criminal Offense “Class” Tiered approach for Failure to Register Offenses
    a. Output – revised statute or sunset avoided
    b. Outcome – decrease subsequent FTRs.

11. Juvenile Sex Offender community notifications
    a. Output - # of new offenses, recidivism between old and new community notification
    b. Outcome – Community safety; decrease in adult registration and adult offending (ostracized, stigmatization ability to socialize.)

12. Ability to petition after 15 years in community. (including those offenders on lifetime registration)
    b. Outcome – clearer, more accurate community risk picture overall.

13. Register out-of-state offenders as WA does it + petition after 15 yrs.
    a. Output – decrease in “unclassified”; increase in out-of-state offenders, less litigation regarding designation.
    b. Outcome - improved community safety.

14. No proposal by the Sex Offender Policy Board regarding online identifiers at this time.

The next Committee meeting will take place at OCVA on Tuesday, January 26, 2010 from 9:30 a.m. to 12 p.m.

VI. New Business

There was no new business.

VII. Public Comments

There were no public comments.
VIII. Adjournment

Committee Chair Emery adjourned the meeting at 11:30 a.m.

APPROVED AND ADOPTED BY THE BENCHMARKS COMMITTEE

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                    Bev Emery                    Date

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                    Shoshana K. Kehoe               Date