



STATE OF WASHINGTON

OFFICE OF FINANCIAL MANAGEMENT

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**SENTENCING GUIDELINES COMMISSION
MINUTES**

October 13, 2017 9:00am – 12:00pm

Washington Association of Sheriffs and Police Chiefs
3060 Willamette Dr NE
Lacey, WA 98516

Members Present:

Russ Hauge
Kathleen Kyle (Greg Link proxy)
Hon. Catherine Shaffer
Kecia Rongen (Elyse Balmert)
Marybeth Queral
Stephen Sinclair
Phillip Lemley
Kimberly Gordon
Jennifer Albright
Tony Golik
Sheriff Paul Pastor
Michael Fenton
Tim Wettack

Members Absent:

Senator Kevin Van De Wege
Jon Tunheim
Hon. Maryann Moreno
Hon. Roger Rogoff
Sonja Hallum
Hon. Stanley Rumbaugh
Rep. Brad Klippert
Senator Mike Padden
Rep. Eric Pettigrew

Staff:

Keri-Anne Jetzer

Guests:

Ed Vukich, CFC; Erik Kiffe, House Democratic Caucus Staff; Jackson Maynard, Senate Staff; Senator Jeannie Darneille; Andrew Peterson, WSCCR; Duc Luu, CFC; Alex MacBain, DOC; Representative Roger Goodman; Professor Kimberly Ambrose, UW; Vice-Dean Paul Holland, SU.

I. CALL TO ORDER

Chair Hauge asked members to introduce themselves.

II. APPROVAL OF MINUTES

**MOTION #17-21: MOTION TO APPROVE MEETING MINUTES
FROM SEPTEMBER 2017**

MOVED: Phillip Lemley
SECONDED: Marybeth Queral
PASSED: Unanimous

**III. CASELOAD FORECAST COUNCIL PRESENTATION ON
SENTENCING DATABASE**

Duc Luu, the Database and Sentencing Administration Manager from the Caseload Forecast Council presented on how they collect, check and process data into their convictions database.

Chair Hauge asked people who were listening on the phone to mute their phones to reduce the noise coming over the speaker.

IV. JUVENILE BRAIN DEVELOPMENT AND SENTENCING

Kimberly Gordon introduced Professor Kimberly Ambrose of the University of Washington and Professor Paul Holland of Seattle University.

A Commission member commented on the noise coming over the speaker phone so Chair Hauge again asked the people on the telephone to mute their phones.

Professor Ambrose presented on how juveniles enter the adult criminal justice system, what is happening nationally for juveniles in adult systems, and a brief history of the legislative changes in Washington state.

The conference call was disconnected partway through the presentation due to continued noise coming over the speaker phone which impeded Commission members from hearing the presentation.

Professor Holland presented on the interplay between state law and federal law, a lot of which, he said, has been driven by the interplay between law and science. The science brings a new understanding from scientists, social scientists and psychologists about brain development in adolescence and early adulthood and what that should mean as far as how the legal system should address that.

There was discussion on juveniles in the foster care system who end up in the criminal justice system.

V. SRA REVIEW

Judge Shaffer reported for the Judges' group.

Kimberly Gordon reported for the Defense group.

Chair Hauge requested responses from the prosecutors and other constituent groups for the December meeting. He said getting those responses on paper would be most helpful.

Tony Golik commented that he thought it would be helpful if the Commission could define its mission more specifically. Many broader, non-sentencing guideline related topics have been mentioned, such as bail review, prosecutor discretion and pre-trial diversion. Chair Hauge agreed and said that is where the constituent lists will come into play, by directing the Commission as to where they should focus the review.

Chair Hauge asked Keri-Anne to talk about the project management training she received. Keri-Anne explained that as she was going through the training, she thought answers to a few questions would be helpful to the members in moving forward with the review.

- 1) Define the project being worked on
- 2) Topics of interest – much work as already been done on this
- 3) Time frame – dependent upon definition of the project
- 4) Who will do the work, where are the gaps that would require additional assistance – dependent upon definition of project and topics of interest

Chair Hauge told members that at the December 8 meeting, he would like to work on this and focus on creating a work plan to give to the Executive and Legislative branches.

VI. OTHER BUSINESS

Chair Hauge informed members that he and Keri-Anne met with Kathryn Leathers who is now the Governor's Council. He noted that the Executive branch is going through their priority setting exercise. He provided her with an upper level briefing on the status of the Commission. He told her that in regard to the SRA review, the Commission is choosing not to focus on any specific issue but to look at making the whole system simpler, more rational and reflective of what is known now about what works. Considering this, she commented that a full SRA reform would take two to three years to complete. Chair Hauge agreed and said the Commission wants to be deliberative and careful in their review.

Chair Hauge informed members that he has also spoken with Representative Goodman about the SRA review and received positive feedback.

Chair Hauge was interviewed by Austin Jenkins on October 12. The episode of Inside Olympia on TVW is now available. In the interview, he relayed that the Commission is committed to trying make the SRA work better.

VII. ADJOURNMENT

APPROVED AND ADOPTED BY THE SENTENCING GUIDELINES COMMISSION

/ s /

Russ Hauge, Chair

Date