

SB 5347 - DIGEST

Provides that, at any time prior to the imposition of sentence, the sentencing judge may give notice that the circumstances presented may warrant a sentence above the standard sentencing range. The judge shall specify, in writing, which of the aggravating circumstances stated in RCW 9.94A.535 (2) or (3) appear to be present.

Requires that the defendant shall be informed at the time of the plea that: (1) The sentencing judge may decide to initiate proceedings pursuant to RCW 9.94A.535 to impose an aggravated exceptional sentence pursuant to this chapter at any time prior to the imposition of sentence; and

(2) If aggravated exceptional sentence proceedings are initiated the defendant may withdraw the plea of guilty and enter a plea of not guilty and the prosecutor shall not be bound by the plea agreement and is relieved of any obligation to comply with the terms of the plea agreement.