

2 **ESB 5204** - H COMM AMD
3 By Committee on Corrections

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5 Strike everything after the enacting clause and insert the
6 following:

7 "**Sec. 1.** RCW 9.94A.137 and 1993 c 338 s 4 are each amended to read
8 as follows:

9 (1)(a) An offender is eligible to be sentenced to a work ethic camp
10 if the offender:

11 (~~(a)~~) (i) Is sentenced to a term of total confinement of not less
12 than (~~twenty-two~~) twenty months or more than thirty-six months;

13 (~~(b)~~) (ii) Is (~~between the ages of~~) eighteen (~~and twenty-~~
14 ~~eight~~) years of age or older; and

15 (~~(c)~~) (iii) Has no current or prior convictions for any sex
16 offenses or for violent offenses.

17 (b) The sentencing court may consider an offender eligible to be
18 sentenced to a work ethic camp if the offender meets the conditions set
19 forth in (a) of this subsection and is or has been convicted of
20 manufacturing, delivering, or possessing with intent to manufacture or
21 deliver a controlled substance under RCW 69.50.401 and after a complete
22 review of his or her criminal history has been conducted and approved
23 by the sentencing judge and upon further approval by the department in
24 accordance with all other terms and conditions of this section.

25 (c) The length of the work ethic camp program shall be at least one
26 hundred twenty days and not more than one hundred eighty days. Because
27 of the conversion ratio, earned early release time shall not accrue to
28 offenders who successfully complete the program.

29 (2) If the sentencing judge determines that the offender is
30 eligible for the work ethic camp and is likely to qualify under
31 subsection (3) of this section, the judge shall impose a sentence
32 within the standard range and may recommend that the offender serve the
33 sentence at a work ethic camp. The sentence shall provide that if the
34 offender successfully completes the program, the department shall
35 convert the period of work ethic camp confinement at the rate of one
36 day of work ethic camp confinement to three days of total standard

1 confinement. The court shall also provide that upon completion of the
2 work ethic camp program, the offender shall be released on community
3 custody for any remaining time of total confinement. The department
4 may identify offenders who are eligible for the work ethic camp and,
5 with concurrence from the sentencing judge, may refer the offender to
6 the work ethic camp and adjust time served and community custody
7 requirements as prescribed in this section.

8 (3) The department shall place the offender in the work ethic camp
9 program, subject to capacity, unless (a) the department determines that
10 the offender has physical or mental impairments that would prevent
11 participation and completion of the program, (b) the department
12 determines that the offender's custody level prevents placement in the
13 program, or (c) the offender refuses to agree to the terms and
14 conditions of the program.

15 (4) An inmate who fails to complete the work ethic camp program,
16 who is administratively terminated from the program, or who otherwise
17 violates any conditions of supervision, as defined by the department,
18 shall be reclassified to serve the unexpired term of his or her
19 sentence as ordered by the sentencing judge and shall be subject to all
20 rules relating to earned early release time.

21 ~~(5) ((The length of the work ethic camp program shall be at least~~
22 ~~one hundred twenty days and not more than one hundred eighty days.~~
23 ~~Because of the conversion ratio, earned early release time shall not~~
24 ~~accrue to offenders who successfully complete the program.~~

25 ~~(6))~~ During the last two weeks prior to release from the work
26 ethic camp program the department shall provide the offender with
27 comprehensive transition training."

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31 On page 1, line 1 of the title, after "camps;" strike the remainder
32 of the title and insert "and amending RCW 9.94A.137."

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