

SB 6460-S2 - DIGEST

(DIGEST AS ENACTED)

Provides that if an offender committed the offense with sexual motivation and the offender is being sentenced for an anticipatory offense under chapter 9A.28 RCW, the following additional times shall be added to the standard sentence range determined under this act based on the felony crime of conviction as classified under RCW 9A.28.020: (1) Two years for any felony defined under the law as a class A felony or with a statutory maximum sentence of at least twenty years, or both;

(2) Eighteen months for any felony defined under any law as a class B felony or with a statutory maximum sentence of ten years, or both;

(3) One year for any felony defined under any law as a class C felony or with a statutory maximum sentence of five years, or both;

(4) If the offender is being sentenced for any sexual motivation enhancements under this act and the offender has previously been sentenced for any sexual motivation enhancements on or after the effective date of this act, all sexual motivation enhancements under this act shall be twice the amount of the enhancement listed.

Provides that, notwithstanding any other provision of law, all sexual motivation enhancements under this act are mandatory, shall be served in total confinement, and shall run consecutively to all other sentencing provisions, including other sexual motivation enhancements, for all offenses sentenced under chapter 9.94A RCW. However, whether or not a mandatory minimum term has expired, an offender serving a sentence under this act may be granted an extraordinary medical placement when authorized under RCW 9.94A.728(4).

Provides that the act shall be null and void if appropriations are not approved.