**5036-S2.E AMS VAND S3697.1 - NOT FOR FLOOR USE**

**E2SSB 5036** - S AMD **929**

By Senator Van De Wege

**PULLED 01/19/2022**

On page 8, line 19, after "((~~five~~))" strike "10" and insert "12"

On page 8, line 38, after "(j)" strike all material through "judge" and insert "Three retired superior court judges"

On page 11, line 24, after "(b)" insert "Is not currently serving a sentence for a conviction for aggravated murder pursuant to chapter 10.95 RCW or murder in the first degree pursuant to RCW 9A.32.030;

(c)"

Reletter the remaining subsections consecutively and correct any internal references accordingly.

On page 11, at the beginning of line 25, strike all material through "25" on line 32 and insert ". Except an individual who was sentenced as a persistent offender that included a conviction for robbery in the second degree as his or her third conviction towards being designated as a persistent offender may petition after serving 15"

On page 12, line 31, after "board" strike "shall" and insert "may"

On page 13, line 1, after "or" insert ", upon majority vote of the board,"

EFFECT: (1) Amends board membership to 12 members.

(2) Adds 2 additional retired superior court judge seats to required board members.

(3) Prohibits individuals serving a sentence for Aggravated Murder or Murder in the First Degree from petitioning for conditional commutation.

(4) Makes the board recommendation for release with affirmative and other conditions permissive rather than mandatory.

(5) Requires a majority vote of the board to recommend conditional commutation to the governor.