

**ESSB 5121** - H AMD TO PS COMM AMD (H-1401.1/21) **674**

By Representative Mosbrucker

**NOT ADOPTED 04/08/2021**

1 On page 1, line 13 of the striking amendment, after "least" strike  
2 "six" and insert "12"

3  
4 On page 1, line 16 of the striking amendment, after "final" strike  
5 "five" and insert "six"

6  
7 On page 1, line 25 of the striking amendment, after "least" strike  
8 "four" and insert "12"

9  
10 On page 1, line 28 of the striking amendment, after "final" strike  
11 "18" and insert "12"

12  
13 On page 2, line 16 of the striking amendment, after "community."  
14 insert "When determining whether an offender's placement in the  
15 graduated reentry program is appropriate, the department shall:

16 (a) Ensure that the offender has served at least twelve months in  
17 total confinement in a state correctional institution;

18 (b) Conduct an individualized risk assessment of the offender; and

19 (c) Make an individualized determination that the identified  
20 programming and treatment needs of the offender are available to the  
21 offender in the community to which the offender would be released."

22  
23 On page 4, line 23 of the striking amendment, after "final" strike  
24 "five" and insert "six"

25  
26 On page 4, line 28 of the striking amendment, after "least" strike  
27 "four" and insert "12"

1  
2 On page 4, at the beginning of line 30 of the striking amendment,  
3 strike "18" and insert "12"

EFFECT: (1) Requires an individual to serve at least 12 months in total confinement before participating in the graduated reentry program (rather than at least four or six months, depending on the circumstances, in the underlying bill).

(2) Allows a qualifying individual serving a sentence for an offense other than a violent offense, sex offense, or crime against persons to serve no more than the final 12 months of the individual's term of confinement, rather than the final 18 months, in partial confinement as part of the graduated reentry program.

(3) Allows a qualifying individual serving a sentence for a violent offense, sex offense, or crime against persons to serve no more than the final six months of the individual's term of confinement, rather than the final five months, in partial confinement as part of the graduated reentry program.

(4) Requires the Department of Corrections, when determining whether an individual's placement in the graduated reentry program is appropriate, to:

(a) ensure that the individual has served at least twelve months in total confinement;

(b) conduct an individualized risk assessment; and

(c) make an individualized determination that the identified programming and treatment needs of the individual are available in the community where the individual would be released.

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