

STATISTICAL SUMMARY OF ADULT FELONY SENTENCING

FISCAL YEAR 2013

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PREFACE

This report summarizes the 24,136 Washington State adult felony sentences imposed from July 1, 2012 through June 30, 2013 (Fiscal Year 2013). The tables in this report were generated from the Council's database, which includes data on all SRA offenders sentenced during Fiscal Year 2013.

Washington State Sentencing Guidelines

Washington is a sentencing guidelines state. Under the Washington Law¹, offenders convicted of felonies are sentenced to a determinate term of confinement within a presumptive standard range unless a sentencing alternative or exceptional sentence outside the standard range is imposed. The 24,136 sentences imposed in FY2013 represent a 3.9 percent increase over FY2012.

Presumptive Standard Range Sentences

The majority of Washington felony sentences are within the “standard range.” The appropriate presumptive range is determined by reference to the seriousness of the current offense, the number and type of the offender’s prior offenses and other current offenses. In FY2013, most (78.9 percent) felony sentences were within the standard range.

The presumptive standard range may be increased by sentence enhancements. The legislature has created sentence enhancements for felony traffic crimes involving intoxication, crimes involving a deadly weapon, and certain drug-related crimes.

Standard range sentences are not appealable.

Sentencing Alternatives

Several alternatives to standard range sentences are available for some offenders. In FY2013, 16.1 percent of sentences were ordered using alternatives to the standard range.

- The First-time Offender Waiver (FTOW) is available for non-violent first time felony offenders, who have not committed sex and drug offenses. may have the standard range sentence waived. Using this alternative, A sentencing judge imposing an FTOW waives the standard range sentence and as an alternative imposes up to 90 days in jail, up to twelve months or six months of community supervision and several other non-offense related conditions, such as community based treatment.
- The Special Sex Offender Sentencing Alternative (SSOSA) is available for the sentencing of sex offenders with no prior felony sex convictions. The alternative is limited to sex offenders whose current offenses do not include a serious violent offense with a sexual motivation finding, Rape 1, Attempted Rape 1 or Rape 2. Offenders must also have a current offense and

¹ Sentencing Reform Act (SRA) of 1981, as amended, RCW 9.94A *et seq.*

criminal history that permits the court to impose a standard range sentence of less than eleven years confinement.

A person sentenced under SSOSA receives a suspended sentence within the standard range, a jail term of up to twelve months, and conditions of sentence that may include inpatient and/or outpatient treatment.

- The Drug Offender Sentencing Alternative (DOSA) is available for certain chemically dependent offenders. This alternative permits departure from standard range sentencing and results in a reduction of confinement time for eligible offenders combined with intensive treatment.

An offender is eligible for a DOSA alternative if:

- The maximum of the standard sentence range for the current offense is greater than one year,
- The current offenses is not a violent offense, not a sex offense, does not have a weapon enhancement, not a felony driving while under the influence of intoxicating liquor or any drug under RCW 46.61.502(6), not a felony physical control of a vehicle while under the influence of intoxicating liquor or any drug under RCW 46.61.504(6),
- If the current offense constitutes a violation under the Uniform Controlled Substance Act, the court must determine that the offense involved a small quantity of the controlled substance,
- No prior sex offenses,
- No prior violent offenses within ten years of the current offense.

There are two DOSA options available to the court for eligible offenders, depending on the length of the offender's standard range:

- i. Prison-based DOSA alternative: The court may impose a prison-based DOSA sentence on any eligible offender consisting of a period of total confinement in a state facility for one-half the midpoint of the standard sentence range or twelve months, whichever is greater and one-half the midpoint of the standard sentence range as a term of community custody, which must include appropriate substance abuse treatment in a program that has been approved by the division of alcohol and substance abuse of the Department of Social and Health Services.
 - ii. Residential DOSA alternative: If the midpoint of the standard range is twenty-four months or less, the court may impose a residential DOSA sentence consisting of a term of community custody equal to one-half the midpoint of the standard sentence range or two years, whichever is greater, conditioned on the offender entering and remaining in residential chemical dependency treatment certified under chapter 70.96A RCW for a period set by the court between three and six months.
- The Parenting Sentencing Alternative (or Family Offender Sentencing Alternative) is available for the sentencing of an offender who has physical custody of his or her minor child

or is a legal guardian or custodian with physical custody of a child under the age of eighteen at the time of the current offense.

An offender is eligible if the high end of the standard sentence range for the current offense is greater than one year, and the offender:

- has no prior or current conviction for a felony sex offense or violent offense,
- has not been found by the United States attorney general to be subject to a deportation detainer or order and does not become subject to a deportation order during the period of the sentence; and
- signs release of information waivers required to allow information regarding current or prior child welfare cases to be shared with the department and the court.

Under this alternative, the sentencing judge may waive imposition of a sentence within the standard range and impose a sentence consisting of twelve months of community custody.

Exceptional Sentences

Finally, the court may order an “exceptional” sentence that is outside the standard range of confinement or includes conditions not allowed as part of a standard range sentence when either substantial and compelling aggravating or mitigating factors exist. Only 5.0 percent (1,211) of felony sentences in FY2013 were exceptional sentences.

Exceptional sentences are more likely (58.5 percent) to reduce the term of confinement to below the standard range than to increase it above the range (37.9 percent).

A small number of “within the range” exceptional sentences are ordered each year, typically to require community supervision beyond the amount allowed under the standard range or to require treatment in situations where such treatment may not be required as part of a standard range sentence. Forty-three (3.6 percent) of FY2013 exceptional sentences fell within the standard sentence range.

Exceptional sentences may be appealed by the defense or by the prosecution and defendants have a right to a jury trial on aggravating factors.

Comments or questions may be directed to the Council at:

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EXECUTIVE SUMMARY²

- In FY13, the total number of felony sentences imposed in Washington increased 3.9%, from 23,232 sentences in FY12 to 24,135 sentences in FY13.
- Changes in the rate and number of sentences imposed between FY12 and FY13 are summarized as follows:

+4.8 % Robbery (from 691 to 724)	+2.2 % Drugs (from 6,236 to 6,372)
+11.6 % Property (from 7,364 to 8,218)	-6.2 % Manslaughter (from 65 to 61)
+0.3 % Assaults (from 5,537 to 5,555)	-15.0 % Murder (from 120 to 102)
-12.8 % Sex (from 892 to 778)	
- In FY13, 19 offenders were sentenced to life in prison as persistent offenders under the “three strikes” provision of RCW 9.94A.030 (37)(a). In addition, 4 sex offenders were sentenced to life in prison under the “two-strike” provision of RCW 9.94A.30 (37)(b). The 22 new persistent offender sentences imposed in FY13 was unchanged from FY12.
- The percentage of felony sentences that resulted in a prison sentence increased slightly from 37.9% in FY12 to 38.9% in FY13.
- The average prison sentence in FY13 was 39.8 months, down from 41.4 months in FY12. The average jail sentence length in FY13 was unchanged at 3 months. Overall, the average sentence length of all felony sentences decreased from 17.5 months in FY12 to 17.2 months in FY13.
- In FY13, the number of sentences imposed for Violations of the Uniform Controlled Substances Act (VUCSA) increased by 3.6% from the previous year. The number of sentences for “dealing” offenses decreased by 14% and the number of sentences for “non-dealing” offenses increased by 8.2%.
- The number of First-time Offender Waivers (FTOW) granted increased from 1,406 in FY12 to 1,463 in FY13, a 4.1% increase. Approximately 55.5% of the First Time Offender Waivers were below the standard range minimum, and 43.7% were within the standard range.
- The number of Special Sex Offender Sentencing Alternative (SSOSA) sentences imposed by the court decreased from 93 in FY12 to 75 in FY13, a 19.4% decrease.
- The number of Drug Offender Sentencing Alternative (DOSA) sentences imposed by the court increased from 2,122 sentences in FY12 to 2,281 in FY13, an increase of 7.5%. Among 2,281 DOSA sentences, there were 1,355 Prison-based DOSA sentences and 926 Residential DOSA sentences. These are all non-exceptional sentences.

² The numbers of sentences referenced in this report are as of November 13, 2013. These are subject to change as missing sentencing data becomes available.

Table 1A. Average Sentence Length by Crime Type Fiscal Year 2013

(comparable to Table 1 in reports from FY2008 to FY2012)

CATEGORY	PRISON SENTENCE		JAIL SENTENCE		OTHER SENTENCE	TOTAL
	Number	Months	Number	Months	Number	Number
Murder 1	45	521.5	0	n.a.	0	45
Murder 1*	1	Death	0	n.a.	0	1
Murder 1**	4	Life	0	n.a.	0	4
Murder 2	51	266.1	0	n.a.	0	51
Murder 2**	1	Life	0	n.a.	0	1
Manslaughter	56	96.2	4	3.0	1	61
Sex	537	84.6	225	7.0	5	767
Sex**	11	Life	0	n.a.	0	11
Robbery	541	71.0	177	7.5	1	719
Robbery**	5	Life	0	n.a.	0	5
Assault	2,398	46.4	2,978	4.4	175	5,551
Assault**	4	Life	0	n.a.	0	4
Property	2,940	33.4	4,832	3.4	445	8,217
Property**	1	Life	0	n.a.	0	1
Drug	2,008	26.2	3,795	3.9	569	6,372
Other	541	27.8	1,188	3.7	70	1,799
Failure to Register as Sex Offender	239	32.1	261	2.2	27	527
TOTAL	9,383	43.9	13,460	3.9	1,293	24,136

* Death sentence.

** Life sentence.

n.a. = not applicable

NOTE 1: Calculations of average sentence length exclude life/death sentences.

NOTE 2: The above categories are those used by the Caseload Forecast Council for analyzing purposes and are not identical to classifications under the Sentencing Reform Act. For example, the sex categories include pornography and prostitution offenses, which are not classified as sex offenses per se under the Sentencing Reform Act.

NOTE 3: The data reported above for the categories of "assault" and "other" are not comparable to reports prior to FY02. In FY02 the crime categories were revised to more closely match those used by the Department of Corrections and the Caseload Forecast Council. A number of crimes previously reported in the category "other" were re-categorized under "assault".

NOTE 4: The category "Sex" is not comparable to reports prior to FY08 because that category now includes offenses in any forecasting category that were committed with sexual motivation, and excludes the offenses of Failure to Register as Sex Offenders.

NOTE 5: Other sentence includes non-confinement sentences such as residential drug offender sentencing alternative.

Table 1B. Average Sentence Length by Forecasting Crime Type Fiscal Year 2013

(New in FY2013 - Not comparable to Table 1 in prior years)

CATEGORY	PRISON SENTENCE		JAIL SENTENCE		OTHER SENTENCE	TOTAL
	Number	Months	Number	Months	Number	Number
Murder 1	45	521.5	0	n.a.	0	45
Murder 1*	1	Death	0	n.a.	0	1
Murder 1**	5	Life	0	n.a.	0	5
Murder 2	51	266.1	0	n.a.	0	51
Murder 2**	1	Life	0	n.a.	0	1
Manslaughter	56	96.2	4	3.0	1	61
Sex	513	85.2	224	7.0	5	742
Sex**	8	Life	0	n.a.	0	8
Robbery	541	71.0	177	7.5	1	719
Robbery**	5	Life	0	n.a.	0	5
Assault	2,418	46.4	2,978	4.4	175	5,571
Assault**	6	Life	0	n.a.	0	6
Property	2,944	33.9	4,833	3.4	445	8,222
Property**	1	Life	0	n.a.	0	1
Drug	2,008	26.2	3,795	3.9	569	6,372
Other	541	27.8	1,188	3.7	70	1,799
Failure to Register as Sex Offender	239	32.1	261	2.2	27	527
TOTAL	9,383	44.0	13,460	3.9	1,293	24,136

* Death sentence.

** Life sentence.

n.a. = not applicable

NOTE 1: Calculations of average sentence length exclude life/death sentences.

NOTE 2: The above categories are those used by the Department of Corrections and the Caseload Forecast Council for forecasting purposes and are not identical to classifications under the Sentencing Reform Act. For example, the sex categories include pornography and prostitution offenses, which are not classified as sex offenses per se under the Sentencing Reform Act.

NOTE 3: The category "Sex" does not include offenses in any forecasting category that were committed with sexual motivation, and excludes the offenses of Failure to Register as Sex Offenders.

NOTE 4: Other sentence includes non-confinement sentences such as residential drug offender sentencing alternative.

**Table 2. Average Sentence Length* Imposed by Offense
Fiscal Year 2013**

OFFENSE	PRISON			NON-PRISON **			TOTAL	
	(N)	%	Months	(N)	%	Months	(N)	Months
ABANDON DEPENDANT PERSONS 2 (POST 06/07/06)	0	0.0%	0.0	1	100.0%	9.0	1	9.0
ADVERTISE CONTROLLED SUBSTANCES	0	0.0%	0.0	1	100.0%	6.0	1	6.0
AGGRAVATED MURDER 1 (7/1/90-7/24/99)	1	100.0%	Life	0	0.0%	0.0	1	Life
AGGRAVATED MURDER 1 (POST 7/24/99)	4	100.0%	Life	0	0.0%	0.0	4	Life
AGGRAVATED MURDER 1 (POST 7/24/99)	1	100.0%	Death	0	0.0%	0.0	1	Death
ALIEN IN POSSESSION OF A FIREARM	1	5.9%	14.0	16	94.1%	2.5	17	3.2
ALTER/FORGE CAUSE PATIENT'S DEATH	0	0.0%	0.0	1	100.0%	3.0	1	3.0
ANIMAL CRUELTY 1	1	4.3%	12.0	22	95.7%	2.9	23	3.3
ANIMAL CRUELTY 1 - SEX/CONDUCT	0	0.0%	0.0	2	100.0%	4.0	2	4.0
ARSON 1	17	100.0%	53.1	0	0.0%	0.0	17	53.1
ARSON 1 <attempt>	4	100.0%	18.3	0	0.0%	0.0	4	18.3
ARSON 2	14	50.0%	25.2	14	50.0%	5.6	28	15.4
ARSON 2 <attempt>	2	33.3%	14.3	4	66.7%	4.1	6	7.5
ASSAULT 1-POST 7/1/90(NEW L12)	68	100.0%	283.8	0	0.0%	0.0	68	283.8
ASSAULT 1-POST 7/1/90(NEW L12) <attempt>	12	92.3%	106.0	1	7.7%	12.0	13	98.8
ASSAULT 1-POST 7/1/90(NEW L12) <solic.>	1	100.0%	120.0	0	0.0%	0.0	1	120.0
ASSAULT 1-POST 7/1/90(NEW L12)	3	100.0%	Life	0	0.0%	0.0	3	Life
ASSAULT 2 - POST 7/1/88	450	57.1%	37.5	338	42.9%	5.8	788	23.9
ASSAULT 2 - POST 7/1/88 <attempt>	19	37.3%	31.9	32	62.7%	4.2	51	14.5
ASSAULT 2 - POST 7/1/88 <consp.>	1	100.0%	24.8	0	0.0%	0.0	1	24.8
ASSAULT 2 - POST 7/1/88	1	100.0%	Life	0	0.0%	0.0	1	Life
ASSAULT 3 - POST 7/1/88	317	21.4%	29.2	1,165	78.6%	3.4	1,482	8.9
ASSAULT OF A CHILD 1	6	100.0%	248.0	0	0.0%	0.0	6	248.0
ASSAULT OF A CHILD 2	14	100.0%	55.1	0	0.0%	0.0	14	55.1
ASSAULT OF A CHILD 3	6	14.0%	29.7	37	86.0%	2.5	43	6.3
ASSAULT POLICE OFFICER W/ PROJECTILE STUN GUN	1	100.0%	33.0	0	0.0%	0.0	1	33.0
ATTEMPT ELUDE POLICE VEHICLE	190	36.0%	20.5	338	64.0%	2.7	528	9.1
BAIL JUMP W/ CLASS A (POST 7/89)	3	60.0%	20.7	2	40.0%	6.0	5	14.8
BAIL JUMP W/ CLASS B or C (POST 7/89)	109	39.5%	27.0	167	60.5%	3.8	276	13.0
BIGAMY	0	0.0%	0.0	1	100.0%	3.0	1	3.0
BRIBING A WITNESS	0	0.0%	0.0	2	100.0%	3.7	2	3.7
BURGLARY 1	109	99.1%	65.6	1	0.9%	12.0	110	65.2
BURGLARY 1 <attempt>	4	100.0%	37.0	0	0.0%	0.0	4	37.0

NOTE:

* Calculations of average sentence length exclude life/death sentences.

** Non-prison includes non-confinement sentences as well as jail sentences

OFFENSE	PRISON			NON-PRISON **			TOTAL	
	(N)	%	Months	(N)	%	Months	(N)	Months
BURGLARY 1 <consp.>	1	100.0%	57.8	0	0.0%	0.0	1	57.8
BURGLARY 1 <consp.>	1	100.0%	Life	0	0.0%	0.0	1	Life
BURGLARY 2 - PRE 7/90	0	0.0%	0.0	1	100.0%	2.0	1	2.0
BURGLARY 2 (NONDWELLING)-POST 7/90	444	37.6%	30.9	737	62.4%	3.5	1,181	13.8
BURGLARY 2 (NONDWELLING)-POST 7/90 <attempt>	47	33.6%	26.8	93	66.4%	3.7	140	11.5
BURGLARY 2 (NONDWELLING)-POST 7/90 <consp.>	1	25.0%	38.3	3	75.0%	2.0	4	11.1
CHILD MOLEST 1 (7/90 - 8/31/01)	5	83.3%	105.8	1	16.7%	12.0	6	90.2
CHILD MOLEST 1 (7/90 - 8/31/01) <consp.>	0	0.0%	0.0	1	100.0%	6.0	1	6.0
CHILD MOLEST 1 <18 (POST 8/31/01)	3	100.0%	54.0	0	0.0%	0.0	3	54.0
CHILD MOLEST 1 >17 (POST 8/31/01) (.712)	64	76.2%	94.1	20	23.8%	7.9	84	73.5
CHILD MOLEST 1 >17 (POST 8/31/01) (.712) <attempt>	10	83.3%	46.3	2	16.7%	9.0	12	40.1
CHILD MOLEST 1 >17 (POST 8/31/01) (.712)	1	100.0%	Life	0	0.0%	0.0	1	Life
CHILD MOLEST 2 (POST 7/90)	75	91.5%	46.1	7	8.5%	8.0	82	42.8
CHILD MOLEST 2 (POST 7/90) <attempt>	6	40.0%	18.6	9	60.0%	11.2	15	14.2
CHILD MOLEST 3 (POST 7/90)	11	22.4%	27.5	38	77.6%	7.2	49	11.8
COLLECTION OF UNLAWFUL DEBT	0	0.0%	0.0	2	100.0%	0.9	2	0.9
COMMER SEX ABUSE MINOR - PROMOTE (POST-06/10/2010)	2	100.0%	164.5	0	0.0%	0.0	2	164.5
COMMUNICATION WITH A MINOR new	10	26.3%	30.7	28	73.7%	3.5	38	10.6
COMPUTER TRESPASS 1	0	0.0%	0.0	1	100.0%	1.0	1	1.0
CRE DEL POS COUNTERFEIT CTRL SUBS METH 1ST	1	100.0%	20.0	0	0.0%	0.0	1	20.0
CRIMINAL IMPERSONATION 1	4	3.8%	13.5	102	96.2%	2.2	106	2.6
CRIMINAL MISTREATMENT 1 (POST 06/07/06)	3	100.0%	92.0	0	0.0%	0.0	3	92.0
CRIMINAL MISTREATMENT 2 (POST 06/07/06)	3	37.5%	18.3	5	62.5%	4.8	8	9.9
CRIMINAL SABOTAGE	1	50.0%	18.0	1	50.0%	1.0	2	9.5
CRIMINAL TREPASS AGAINST CHILD	0	0.0%	0.0	1	100.0%	4.8	1	4.8
CTRL SUBS LABEL VIOLATION - 1st	0	0.0%	0.0	1	100.0%	0.0	1	0.0
CUSTODIAL ASSAULT - POST 7/89	35	47.9%	32.6	38	52.1%	4.4	73	17.9
CUSTODIAL INTERFERENCE 1	1	25.0%	21.0	3	75.0%	1.2	4	6.1
CUSTODIAL INTERFERENCE 2 SUBSEQUENT	0	0.0%	0.0	1	100.0%	11.4	1	11.4
CYBERSTALKING	2	33.3%	14.0	4	66.7%	4.8	6	7.8
DEALING DEPICT MINOR 1ST DEGREE (POST 06/10/2010)	4	66.7%	171.5	2	33.3%	9.5	6	117.5
DEALING DEPICT MINOR 2ND DEGREE (POST 06/10/2010)	0	0.0%	0.0	3	100.0%	8.0	3	8.0

NOTE:

* Calculations of average sentence length exclude life/death sentences.

** Non-prison includes non-confinement sentences as well as jail sentences

OFFENSE	PRISON			NON-PRISON **			TOTAL	
	(N)	%	Months	(N)	%	Months	(N)	Months
DEALING IN DEPIC. OF MINOR (POST 6/30/01)	2	100.0%	32.5	0	0.0%	0.0	2	32.5
DEFRAUDING PUBLIC UTILITY 1	0	0.0%	0.0	2	100.0%	6.0	2	6.0
DEL MAT IN LIEU OF CS-POST7/89 -1ST	1	100.0%	30.0	0	0.0%	0.0	1	30.0
DEL MAT IN LIEU OF CS-POST7/89 -1ST <consp.>	0	0.0%	0.0	4	100.0%	6.0	4	6.0
DEL POS W/I METH - 1ST OFF (POST 6/30/98)	339	86.0%	33.5	55	14.0%	0.3	394	28.9
DEL POS W/I METH - 1ST OFF (POST 6/30/98) <attempt>	1	8.3%	36.0	11	91.7%	6.1	12	8.6
DEL POS W/I METH - 1ST OFF (POST 6/30/98) <consp.>	11	17.2%	22.1	53	82.8%	4.6	64	7.6
DEL POS W/I METH - 1ST OFF (POST 6/30/98) <solic.>	7	58.3%	44.7	5	41.7%	8.1	12	29.4
DEL POS W/I METH - CORR FAC (POST 6/30/98)	1	100.0%	30.0	0	0.0%	0.0	1	30.0
DEL POS W/I METH - SCH ZONE OFF (POST 6/30/98)	33	100.0%	67.0	0	0.0%	0.0	33	67.0
DEL S I/II NARC/FLUNT/METH MINOR - OVER 18 YRS OLD	1	33.3%	60.0	2	66.7%	6.0	3	24.0
DELIVERY FIREARM TO INELIG PERSON	0	0.0%	0.0	6	100.0%	2.7	6	2.7
DESECRATION OF A GRAVE SITE	1	100.0%	22.0	0	0.0%	0.0	1	22.0
DISARM A LAW ENFORCEMENT OR CORR OFFICER	1	50.0%	12.0	1	50.0%	0.1	2	6.1
DOMESTIC VIOLENCE CT ORDER VIOL (POST 6/30/00)	441	65.3%	23.9	234	34.7%	3.7	675	16.9
DRIVE- BY SHOOTING (POST 6/30/97)	27	93.1%	56.5	2	6.9%	12.0	29	53.4
DRIVING UNDER INFLUENCE (FELONY) (POST 07/01/07)	88	93.6%	32.8	6	6.4%	9.5	94	31.3
DRIVING UNDER INFLUENCE (FELONY) (POST 07/01/07) <attempt>	1	100.0%	16.5	0	0.0%	0.0	1	16.5
DRUG UNK, LEV 8 (CURR OFF)	0	0.0%	0.0	1	100.0%	0.0	1	0.0
DRUG UNK, LEV 8 (CURR OFF) <attempt>	0	0.0%	0.0	1	100.0%	7.0	1	7.0
ENDANGERMENT WITH A CONTROLLED SUBSTANCE	2	50.0%	12.0	2	50.0%	3.5	4	7.8
ENGAGE IN BUSINESS AFTER REVOCATION	0	0.0%	0.0	1	100.0%	1.0	1	1.0
ESCAPE 1	14	70.0%	31.1	6	30.0%	4.3	20	23.1
ESCAPE 1 <attempt>	3	100.0%	28.9	0	0.0%	0.0	3	28.9
ESCAPE 2	32	43.2%	26.3	42	56.8%	4.6	74	14.0
ESCAPE FROM COMMUNITY CUSTODY- POST 6/92	6	7.7%	19.8	72	92.3%	2.3	78	3.6
EXPLOSIVE LICENSING VIOLATION	0	0.0%	0.0	2	100.0%	3.0	2	3.0
EXTORTION 1	2	66.7%	26.0	1	33.3%	6.0	3	19.3

NOTE:

* Calculations of average sentence length exclude life/death sentences.

** Non-prison includes non-confinement sentences as well as jail sentences

OFFENSE	PRISON			NON-PRISON **			TOTAL	
	(N)	%	Months	(N)	%	Months	(N)	Months
EXTORTION 2	1	33.3%	14.0	2	66.7%	2.9	3	6.6
FAIL TO REGISTER KIDNAPPER - POST 7/24/99	0	0.0%	0.0	11	100.0%	2.8	11	2.8
FAIL TO REGISTER SEX OFF (POST 7/24/99)	0	0.0%	0.0	257	100.0%	1.4	257	1.4
FAIL TO REGISTER SEX OFF 2+ (POST 06/07/06)	111	83.5%	26.3	22	16.5%	4.7	133	22.7
FAIL TO REGISTER SEX OFF 2+ (POST 06/07/06) <attempt>	1	100.0%	12.8	0	0.0%	0.0	1	12.8
FAIL TO REGISTER SEX OFF 3+ (POST 06/10/2010)	121	93.8%	33.8	8	6.2%	7.7	129	32.2
FAIL TO REGISTER SEX OFF 3+ (POST 06/10/2010) <attempt>	6	100.0%	30.6	0	0.0%	0.0	6	30.6
FAIL TO REGISTER SEX OFF/KIDNAP (7/27/97-7/24/99)	0	0.0%	0.0	1	100.0%	1.0	1	1.0
FALSE CLAIMS - HEALTH CARE (POST 7/22/95)	0	0.0%	0.0	1	100.0%	1.0	1	1.0
FALSE REPORTING COMPENSATION BY EMPLOYER	0	0.0%	0.0	1	100.0%	2.0	1	2.0
FALSE STATEMENT DEPT REVENUE	0	0.0%	0.0	3	100.0%	0.5	3	0.5
FALSE VERIFICATION FOR WELFARE	0	0.0%	0.0	5	100.0%	2.0	5	2.0
FOOD FISH/SHELLFISH COMMERCIAL	0	0.0%	0.0	1	100.0%	0.0	1	0.0
FOOD STAMPS - TRAFFICKING	0	0.0%	0.0	2	100.0%	1.8	2	1.8
FOOD STAMPS - UNLAWFUL REDEMPTION	0	0.0%	0.0	2	100.0%	3.5	2	3.5
FORGED PRESCRIPTION VUCSA - 1ST	20	18.2%	17.9	90	81.8%	1.7	110	4.6
FORGED PRESCRIPTION VUCSA - 1ST <attempt>	0	0.0%	0.0	2	100.0%	1.5	2	1.5
FORGED PRESCRIPTION VUCSA - 1ST <solc.>	0	0.0%	0.0	3	100.0%	3.0	3	3.0
FORGED PRESCRIPTION VULDA	0	0.0%	0.0	1	100.0%	8.1	1	8.1
FORGERY	139	24.9%	19.2	420	75.1%	2.0	559	6.3
GAMBLING DEVICE POSSESSION	0	0.0%	0.0	1	100.0%	0.2	1	0.2
HARASSMENT	113	25.5%	25.0	331	74.5%	3.5	444	9.0
HAZARDOUS WASTE MISMGMNT/PROP	0	0.0%	0.0	1	100.0%	0.2	1	0.2
HIT AND RUN - DEATH (POST 7/21/01)	9	90.0%	47.8	1	10.0%	12.0	10	44.2
HIT AND RUN - INJURY (POST 6/7/00)	20	34.5%	29.2	38	65.5%	4.0	58	12.7
HOMICIDE BY ABUSE (POST 7/24/99)	1	100.0%	450.0	0	0.0%	0.0	1	450.0
IDENTITY THEFT 1 (POST 7/21/01)	72	65.5%	43.1	38	34.5%	3.3	110	29.3
IDENTITY THEFT 1 (POST 7/21/01) <attempt>	3	75.0%	44.8	1	25.0%	9.8	4	36.0
IDENTITY THEFT 2 (POST 7/21/01)	302	45.3%	30.2	364	54.7%	2.9	666	15.3
ILLEGAL TRANSFER OF MOTOR VEHICLE CERTIFICATE	1	12.5%	12.0	7	87.5%	5.7	8	6.5
INCENDIARY DEVICES (POST 7/24/99)	0	0.0%	0.0	1	100.0%	2.0	1	2.0

NOTE:

* Calculations of average sentence length exclude life/death sentences.

** Non-prison includes non-confinement sentences as well as jail sentences

OFFENSE	PRISON			NON-PRISON **			TOTAL	
	(N)	%	Months	(N)	%	Months	(N)	Months
INCEST 1	6	85.7%	55.0	1	14.3%	12.0	7	48.9
INCEST 2	3	50.0%	17.7	3	50.0%	4.5	6	11.1
INCITING CRIMINAL PROFITEERING	8	100.0%	72.5	0	0.0%	0.0	8	72.5
INDECENT EXPOSURE (POST 7/24/99)	10	71.4%	26.6	4	28.6%	6.5	14	20.9
INDECENT EXPOSURE (PRE 7/25/99)	8	61.5%	24.0	5	38.5%	7.4	13	17.6
INDECENT LIB W/O FORCE (PRE 7/88)	1	100.0%	14.0	0	0.0%	0.0	1	14.0
INDECENT LIB -DD VICTM (POST 7/90)	26	83.9%	42.7	5	16.1%	5.1	31	36.6
INDECENT LIB -DD VICTM (POST 7/90) <attempt>	1	50.0%	60.0	1	50.0%	6.2	2	33.1
INDECENT LIB W/FORCE (POST 8/31/01) (.712)	4	100.0%	86.5	0	0.0%	0.0	4	86.5
INDECENT LIB W/FORCE (POST 8/31/01) (.712) <attempt>	2	100.0%	47.5	0	0.0%	0.0	2	47.5
INSURANCE FRAUD	0	0.0%	0.0	8	100.0%	1.2	8	1.2
INSURANCE FRAUD-FALSE CLAIMS	0	0.0%	0.0	7	100.0%	1.8	7	1.8
INTERFERENCE WITH OFFICER'S DUTES/HOLDING HOSTAGE	0	0.0%	0.0	3	100.0%	5.3	3	5.3
INTIMIDATING A JUDGE	4	100.0%	39.2	0	0.0%	0.0	4	39.2
INTIMIDATING A PUBLIC SERVANT	2	20.0%	31.4	8	80.0%	3.0	10	8.7
INTIMIDATING A PUBLIC SERVANT <attempt>	0	0.0%	0.0	4	100.0%	2.9	4	2.9
INTIMIDATING A WITNESS	17	77.3%	74.7	5	22.7%	1.2	22	58.0
INTIMIDATING A WITNESS <consp.>	1	100.0%	30.8	0	0.0%	0.0	1	30.8
INTIMIDATION WITH AN EXPLOSIVE	0	0.0%	0.0	2	100.0%	3.6	2	3.6
INTRODUCING CONTRABAND 2	0	0.0%	0.0	2	100.0%	3.5	2	3.5
INVOLVING MINOR IN DRUG DEAL- POST 7/89- 1ST	1	100.0%	27.8	0	0.0%	0.0	1	27.8
KIDNAP 1	16	100.0%	172.2	0	0.0%	0.0	16	172.2
KIDNAP 1 <consp.>	1	100.0%	72.0	0	0.0%	0.0	1	72.0
KIDNAP 1	2	100.0%	Life	0	0.0%	0.0	2	Life
KIDNAP 2	10	83.3%	32.5	2	16.7%	12.0	12	29.1
KIDNAP 2 <attempt>	3	100.0%	33.8	0	0.0%	0.0	3	33.8
KIDNAP 2 <consp.>	1	100.0%	21.8	0	0.0%	0.0	1	21.8
LEADING ORGANIZED CRIME	1	100.0%	156.0	0	0.0%	0.0	1	156.0
LEADING ORGANIZED CRIME <attempt>	1	100.0%	111.8	0	0.0%	0.0	1	111.8
LOTTERY ACT VIOLATION	0	0.0%	0.0	2	100.0%	1.2	2	1.2
LURING OF CHILD	1	16.7%	13.0	5	83.3%	2.4	6	4.1
M/D/P W/I AMPHET - SCH FAC OFF (POST 6/10/98)	1	100.0%	36.0	0	0.0%	0.0	1	36.0
M/D/P W/I HER COC - SCH Z (POST 6/30/02) (L7)	13	92.9%	51.5	1	7.1%	0.0	14	47.9

NOTE:

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OFFENSE	PRISON			NON-PRISON **			TOTAL	
	(N)	%	Months	(N)	%	Months	(N)	Months
M/D/P W/I HER COC (POST 6/30/02) (L7)	329	82.5%	32.0	70	17.5%	0.9	399	26.6
M/D/P W/I HER COC (POST 6/30/02) (L7) <attempt>	2	11.1%	15.5	16	88.9%	4.6	18	5.8
M/D/P W/I HER COC (POST 6/30/02) (L7) <consp.>	7	5.5%	17.2	120	94.5%	4.2	127	4.9
M/D/P W/I HER COC (POST 6/30/02) (L7) <sollic.>	28	50.9%	36.3	27	49.1%	8.3	55	22.6
M/D/P W/I HER COC (PRE 7/1/02)	1	100.0%	21.0	0	0.0%	0.0	1	21.0
M/D/P W/I MARIJ - 1ST OFF	39	18.2%	15.5	175	81.8%	2.4	214	4.8
M/D/P W/I MARIJ - 1ST OFF <attempt>	0	0.0%	0.0	1	100.0%	8.0	1	8.0
M/D/P W/I MARIJ - 1ST OFF <consp.>	0	0.0%	0.0	7	100.0%	5.2	7	5.2
M/D/P W/I MARIJ - 1ST OFF <sollic.>	0	0.0%	0.0	1	100.0%	0.3	1	0.3
M/D/P W/I MARIJ - CORR FAC	0	0.0%	0.0	1	100.0%	0.0	1	0.0
M/D/P W/I MARIJ - SCH ZONE	4	80.0%	25.5	1	20.0%	0.0	5	20.4
M/D/P W/I OTH,EXC MJ/METH/AMP/FLUN- SZ(POST 6/98)	1	100.0%	60.0	0	0.0%	0.0	1	60.0
M/D/P W/I SC I/II NARC OR FLUNT-1ST OFF	114	76.0%	29.1	36	24.0%	1.1	150	22.3
M/D/P W/I SC I/II NARC OR FLUNT-1ST OFF <attempt>	0	0.0%	0.0	5	100.0%	5.6	5	5.6
M/D/P W/I SC I/II NARC OR FLUNT-1ST OFF <consp.>	2	4.9%	13.5	39	95.1%	3.8	41	4.3
M/D/P W/I SC I/II NARC OR FLUNT-1ST OFF <sollic.>	4	57.1%	25.3	3	42.9%	5.3	7	16.7
MAIL THEFT	1	6.3%	12.0	15	93.8%	3.0	16	3.5
MAINTN PLACE FOR DRUGS (69.50)- 1ST (POST 7/24/99)	6	60.0%	16.7	4	40.0%	0.3	10	10.1
MAINTN PLACE FOR DRUGS (69.50)- 1ST (POST 7/24/99) <attempt>	0	0.0%	0.0	1	100.0%	0.1	1	0.1
MAINTN PLACE FOR DRUGS (69.50)- 1ST (POST 7/24/99) <consp.>	1	100.0%	12.0	0	0.0%	0.0	1	12.0
MAINTN PLACE FOR DRUGS (69.50) 2+ (POST 7/24/99)	1	100.0%	30.0	0	0.0%	0.0	1	30.0
MALICIOUS HARASSMENT	2	18.2%	25.0	9	81.8%	1.4	11	5.7
MALICIOUS MISCHIEF 1	13	28.9%	26.4	32	71.1%	3.0	45	9.8
MALICIOUS MISCHIEF 1 <attempt>	3	75.0%	32.0	1	25.0%	1.5	4	24.3
MALICIOUS MISCHIEF 2	46	18.9%	19.4	198	81.1%	2.0	244	5.3
MALICIOUS PLACEMENT OF EXPLOSIVES 2 (POST 7/26/97) <attempt>	1	100.0%	20.1	0	0.0%	0.0	1	20.1
MALICIOUS PROSECUTION	0	0.0%	0.0	2	100.0%	4.5	2	4.5
MANSLAUGHTER 1 (POST 7/26/97)	15	100.0%	126.7	0	0.0%	0.0	15	126.7
MANSLAUGHTER 1 (PRE 7/27/97)	1	100.0%	114.0	0	0.0%	0.0	1	114.0
MANSLAUGHTER 2 (POST 7/26/97)	8	88.9%	67.4	1	11.1%	0.0	9	59.9
MANSLAUGHTER 2 (PRE 7/27/97)	2	100.0%	38.0	0	0.0%	0.0	2	38.0

NOTE:

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OFFENSE	PRISON			NON-PRISON **			TOTAL	
	(N)	%	Months	(N)	%	Months	(N)	Months
MEDICAID FRAUD	0	0.0%	0.0	2	100.0%	1.0	2	1.0
MFG METH - 1ST OFFENSE (POST 6/30/98)	4	100.0%	58.3	0	0.0%	0.0	4	58.3
MFG METH - 1ST OFFENSE (POST 6/30/98) <attempt>	0	0.0%	0.0	1	100.0%	3.0	1	3.0
MFG METH - 1ST OFFENSE (POST 6/30/98) <sollic.>	1	100.0%	51.0	0	0.0%	0.0	1	51.0
MFG METH - 2ND OFFENSE (POST 6/30/98)	1	100.0%	135.0	0	0.0%	0.0	1	135.0
MFG METH - SCH ZONE OFF (POST 6/30/98)	3	100.0%	93.3	0	0.0%	0.0	3	93.3
MISCONDUCT BY PUBLIC OFFICER	0	0.0%	0.0	1	100.0%	4.0	1	4.0
MONEY LAUNDERING	1	1.8%	12.0	54	98.2%	2.1	55	2.3
MURDER 1 (POST 7/24/99)	28	100.0%	425.3	0	0.0%	0.0	28	425.3
MURDER 1 (POST 7/24/99) <attempt>	12	100.0%	358.3	0	0.0%	0.0	12	358.3
MURDER 1 (POST 7/24/99) <consp.>	1	100.0%	386.0	0	0.0%	0.0	1	386.0
MURDER 1 - PRE 7/1/90	1	100.0%	513.0	0	0.0%	0.0	1	513.0
MURDER 1 (7/1/90-7/24/99)	2	100.0%	451.5	0	0.0%	0.0	2	451.5
MURDER 2 (7/1/90-7/24/99)	3	100.0%	221.0	0	0.0%	0.0	3	221.0
MURDER 2 (POST 7/24/99)	45	100.0%	272.9	0	0.0%	0.0	45	272.9
MURDER 2 (POST 7/24/99) <attempt>	2	100.0%	197.5	0	0.0%	0.0	2	197.5
MURDER 2 (POST 7/24/99) <sollic.>	1	100.0%	165.0	0	0.0%	0.0	1	165.0
MURDER 2 (POST 7/24/99)	1	100.0%	Life	0	0.0%	0.0	1	Life
OBTAIN SIGNATURE BY DECEPTION	0	0.0%	0.0	1	100.0%	2.0	1	2.0
OFFER FALSE DOCUMENT	1	100.0%	12.0	0	0.0%	0.0	1	12.0
ORGANIZED RETAIL THEFT 1	1	14.3%	22.0	6	85.7%	3.6	7	6.2
ORGANIZED RETAIL THEFT 2	10	23.8%	20.9	32	76.2%	1.5	42	6.1
OVER 18 - DEL OTH TO MINOR	4	66.7%	38.1	2	33.3%	9.0	6	28.4
PERJURY 1	1	100.0%	42.0	0	0.0%	0.0	1	42.0
PERJURY 2	1	16.7%	51.0	5	83.3%	3.0	6	11.0
PERSISTENT PRISON MISBEHAVIOR	1	100.0%	15.0	0	0.0%	0.0	1	15.0
POS CNTL SUBS - BY PRISONERS	0	0.0%	0.0	18	100.0%	2.9	18	2.9
POS CNTL SUBS - OTHER EXC.PCP/FLUNIT	736	25.2%	15.7	2,181	74.8%	2.0	2,917	5.5
POS CNTL SUBS - OTHER EXC.PCP/FLUNIT <attempt>	1	0.5%	15.0	202	99.5%	2.5	203	2.6
POS CNTL SUBS - OTHER EXC.PCP/FLUNIT <consp.>	0	0.0%	0.0	196	100.0%	1.9	196	1.9
POS CNTL SUBS - OTHER EXC.PCP/FLUNIT <sollic.>	0	0.0%	0.0	1	100.0%	2.0	1	2.0
POS CNTL SUBS - SCH I/II IN CORR FACIL	0	0.0%	0.0	1	100.0%	0.0	1	0.0
POS CNTL SUBS SCH I/II OR FLUNIT	284	23.9%	15.6	905	76.1%	2.4	1,189	5.6
POS CNTL SUBS SCH I/II OR FLUNIT <attempt>	0	0.0%	0.0	46	100.0%	1.9	46	1.9

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OFFENSE	PRISON			NON-PRISON **			TOTAL	
	(N)	%	Months	(N)	%	Months	(N)	Months
POS CNTL SUBS SCH I/II OR FLUNIT <consp.>	0	0.0%	0.0	59	100.0%	3.2	59	3.2
POS CONTRABAND 2	0	0.0%	0.0	1	100.0%	6.0	1	6.0
POS DEADLY WEAPON BY PRISONER	0	0.0%	0.0	1	100.0%	0.7	1	0.7
POS MACH GUN/SHOT BARL SHOT GUN (POST 7/24/99)	0	0.0%	0.0	5	100.0%	4.5	5	4.5
POS STOLEN FIREARM	48	60.8%	25.5	31	39.2%	3.5	79	16.9
POS STOLEN FIREARM <attempt>	1	20.0%	17.8	4	80.0%	1.2	5	4.5
POS STOLEN PROPERTY 1	17	38.6%	23.1	27	61.4%	3.3	44	10.9
POS STOLEN PROPERTY 2	108	25.5%	19.5	315	74.5%	2.3	423	6.7
POS STOLEN VEHICLE	319	56.2%	31.2	249	43.8%	2.8	568	18.7
POS STOLEN VEHICLE <attempt>	9	64.3%	30.6	5	35.7%	3.6	14	21.0
POSS OF DEPC MINORS 2ND DEGREE	7	53.8%	24.4	6	46.2%	3.7	13	14.9
POSS OF DEPICTIONS OF MINORS (POST 06/07/06)	19	90.5%	29.2	2	9.5%	6.5	21	27.1
POSS OF DEPICTIONS OF MINORS (POST 06/07/06) <attempt>	0	0.0%	0.0	3	100.0%	10.5	3	10.5
POSSESS READ CAPTURE INFO ON OTHER'S ID	0	0.0%	0.0	2	100.0%	1.2	2	1.2
PRISON RIOT	3	100.0%	12.0	0	0.0%	0.0	3	12.0
PROFESSIONAL GAMBLING 2 (POST 7/26/97)	0	0.0%	0.0	2	100.0%	1.2	2	1.2
PROMOTE SUICIDE ATTEMPT	0	0.0%	0.0	1	100.0%	1.0	1	1.0
PROMOTING PORNOGRAPHY	0	0.0%	0.0	1	100.0%	0.0	1	0.0
PROMOTING PROSTITUTION 1	4	100.0%	33.5	0	0.0%	0.0	4	33.5
PROMOTING PROSTITUTION 1 <attempt>	1	100.0%	36.0	0	0.0%	0.0	1	36.0
PROMOTING PROSTITUTION 2	9	50.0%	25.3	9	50.0%	4.4	18	14.8
RAPE 1 (7/27/97 - 8/31/01)	1	100.0%	373.0	0	0.0%	0.0	1	373.0
RAPE 1 (POST 8/31/01) (.712)	11	100.0%	312.6	0	0.0%	0.0	11	312.6
RAPE 1 (POST 8/31/01) (.712) <attempt>	2	100.0%	101.3	0	0.0%	0.0	2	101.3
RAPE 2 (7/27/97 - 8/31/01)	1	100.0%	Life	0	0.0%	0.0	1	Life
RAPE 2 (POST 8/31/01) (.712)	20	100.0%	166.4	0	0.0%	0.0	20	166.4
RAPE 2 (POST 8/31/01) (.712) <attempt>	5	100.0%	91.4	0	0.0%	0.0	5	91.4
RAPE 2 (POST 8/31/01) (.712)	2	100.0%	Life	0	0.0%	0.0	2	Life
RAPE 3	22	56.4%	36.0	17	43.6%	8.7	39	24.1
RAPE OF A CHILD 1 (7/27/97 - 8/31/01)	5	71.4%	166.0	2	28.6%	9.0	7	121.1
RAPE OF A CHILD 1 (7/90 - 7/26/97)	1	100.0%	162.0	0	0.0%	0.0	1	162.0
RAPE OF A CHILD 1 (7/90 - 7/26/97)	1	100.0%	Life	0	0.0%	0.0	1	Life
RAPE OF A CHILD 1 <18 (POST 8/31/01)	1	100.0%	120.0	0	0.0%	0.0	1	120.0
RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712)	42	76.4%	165.4	13	23.6%	9.3	55	128.5

NOTE:

* Calculations of average sentence length exclude life/death sentences.

** Non-prison includes non-confinement sentences as well as jail sentences

OFFENSE	PRISON			NON-PRISON **			TOTAL	
	(N)	%	Months	(N)	%	Months	(N)	Months
RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712) <attempt>	1	100.0%	238.5	0	0.0%	0.0	1	238.5
RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712) <attempt>	2	100.0%	Life	0	0.0%	0.0	2	Life
RAPE OF A CHILD 2 <18 (POST 8/31/01)	3	100.0%	98.7	0	0.0%	0.0	3	98.7
RAPE OF A CHILD 2 >17 (POST 8/31/01) (.712)	31	86.1%	128.7	5	13.9%	10.8	36	112.3
RAPE OF A CHILD 2 >17 (POST 8/31/01) (.712) <attempt>	2	100.0%	110.0	0	0.0%	0.0	2	110.0
RAPE OF A CHILD 2 >17 (POST 8/31/01) (.712) <consp.>	1	100.0%	102.0	0	0.0%	0.0	1	102.0
RAPE OF A CHILD 3-POST 7/90	55	80.9%	31.3	13	19.1%	6.1	68	26.5
RECKLESS BURNING 1	2	10.5%	23.5	17	89.5%	2.2	19	4.5
REMOVING LAWFUL BRAND	0	0.0%	0.0	1	100.0%	1.0	1	1.0
RENDERING CRIMINAL ASSTANCE 1	12	32.4%	34.2	25	67.6%	4.1	37	13.9
RENDERING CRIMINAL ASSTANCE 1 <attempt>	0	0.0%	0.0	1	100.0%	3.0	1	3.0
RESIDENTIAL BURGLARY-POST 7/90	515	53.9%	33.7	440	46.1%	3.1	955	19.6
RESIDENTIAL BURGLARY-POST 7/90 <attempt>	42	35.6%	33.2	76	64.4%	4.6	118	14.8
RESIDENTIAL BURGLARY-POST 7/90 <consp.>	0	0.0%	0.0	3	100.0%	4.3	3	4.3
RETAIL THEFT W/EXTENU CIRCUMSTN 2	2	22.2%	13.0	7	77.8%	1.0	9	3.7
RETAIL THEFT W/EXTENU CIRCUMSTN 3	2	0.7%	15.0	297	99.3%	2.3	299	2.4
RIOT	11	4.8%	14.4	217	95.2%	3.6	228	4.1
ROBBERY 1	284	100.0%	86.7	0	0.0%	0.0	284	86.7
ROBBERY 1 <attempt>	42	93.3%	66.6	3	6.7%	12.0	45	63.0
ROBBERY 1 <consp.>	9	81.8%	52.8	2	18.2%	6.2	11	44.3
ROBBERY 1 <attempt> <consp.> <solic.>	1	100.0%	234.0	0	0.0%	0.0	1	234.0
ROBBERY 1	4	100.0%	Life	0	0.0%	0.0	4	Life
ROBBERY 2	183	58.1%	31.0	132	41.9%	6.0	315	20.5
ROBBERY 2 <attempt>	17	31.5%	26.4	37	68.5%	5.9	54	12.4
ROBBERY 2 <consp.>	2	66.7%	38.3	1	33.3%	2.3	3	26.3
ROBBERY 2	1	100.0%	Life	0	0.0%	0.0	1	Life
SABOTAGING ROLLING STOCK	0	0.0%	0.0	1	100.0%	12.0	1	12.0
SECURITY ACT VIOLATION-POST 7/89	4	100.0%	48.8	0	0.0%	0.0	4	48.8
SEXUAL EXPLOITATION (POST 6/30/01)	4	80.0%	58.0	1	20.0%	6.0	5	47.6
SEXUAL EXPLOITATION (POST 6/30/01) <attempt>	1	100.0%	24.0	0	0.0%	0.0	1	24.0
SEXUAL EXPLOITATION (POST 6/30/01)	1	100.0%	Life	0	0.0%	0.0	1	Life
SEXUAL MISCONDUCT 1 (POST 7/90)	1	25.0%	48.0	3	75.0%	10.0	4	19.5
STALKING (POST 6/30/00)	13	72.2%	17.8	5	27.8%	6.4	18	14.6

NOTE:

* Calculations of average sentence length exclude life/death sentences.

** Non-prison includes non-confinement sentences as well as jail sentences

OFFENSE	PRISON			NON-PRISON **			TOTAL	
	(N)	%	Months	(N)	%	Months	(N)	Months
TAMPERING WITH A WITNESS	28	43.1%	35.2	37	56.9%	3.8	65	17.3
TELEPHONE HARASSMENT (POST 7/24/99)	5	29.4%	35.0	12	70.6%	4.3	17	13.4
THEFT 1	122	27.5%	32.8	322	72.5%	2.8	444	11.0
THEFT 1 <attempt>	13	33.3%	28.3	26	66.7%	3.7	39	11.9
THEFT 1 <consp.>	1	50.0%	18.8	1	50.0%	3.0	2	10.9
THEFT 1 - WELFARE FRAUD	1	14.3%	14.0	6	85.7%	2.2	7	3.9
THEFT 2	164	17.1%	18.7	793	82.9%	2.1	957	5.0
THEFT 2 - WELFARE FRAUD	0	0.0%	0.0	4	100.0%	0.9	4	0.9
THEFT OF A FIREARM (POST 7/22/95)	65	66.3%	36.2	33	33.7%	1.1	98	24.3
THEFT OF A FIREARM (POST 7/22/95) <attempt>	2	40.0%	32.0	3	60.0%	9.8	5	18.7
THEFT OF MOTOR VEHICLE	98	53.0%	32.2	87	47.0%	3.0	185	18.5
THEFT OF MOTOR VEHICLE <attempt>	26	60.5%	26.2	17	39.5%	2.8	43	17.0
THEFT OF RENTAL OR LEASED PROPERTY (\$250-\$1500)	0	0.0%	0.0	15	100.0%	2.2	15	2.2
THEFT OF RENTAL OR LEASED PROPERTY (<\$1,500)	0	0.0%	0.0	1	100.0%	4.0	1	4.0
THEFT W/ INTENT RESELL 1	1	100.0%	51.0	0	0.0%	0.0	1	51.0
THEFT W/ INTENT RESELL 2	1	9.1%	14.0	10	90.9%	2.9	11	3.9
THREATS AGAINST GOVERNOR	0	0.0%	0.0	1	100.0%	1.0	1	1.0
THREATS TO BOMB - POST 7/89	2	66.7%	41.0	1	33.3%	0.0	3	27.3
THREATS TO BOMB - POST 7/89 <attempt>	1	50.0%	17.5	1	50.0%	9.0	2	13.3
TMVWOP 1 (POST 6/12/02)	12	85.7%	48.5	2	14.3%	4.5	14	42.2
TMVWOP 1 (POST 6/12/02) <attempt>	1	100.0%	60.0	0	0.0%	0.0	1	60.0
TMVWOP 2 (POST 6/12/02)	222	35.2%	20.0	409	64.8%	2.2	631	8.4
TMVWOP 2 (POST 6/12/02) <attempt>	0	0.0%	0.0	1	100.0%	2.0	1	2.0
TRAFFICKING 2ND DEGREE <attempt>	2	100.0%	98.3	0	0.0%	0.0	2	98.3
TRAFFICKING IN STOLEN PROP 1	187	51.0%	27.8	180	49.0%	3.3	367	15.8
TRAFFICKING IN STOLEN PROP 1 <attempt>	5	50.0%	28.2	5	50.0%	6.6	10	17.4
TRAFFICKING IN STOLEN PROP 2	75	23.7%	26.9	241	76.3%	3.5	316	9.0
TRAFFICKING IN STOLEN PROP 2 <attempt>	1	100.0%	20.8	0	0.0%	0.0	1	20.8
UNLAWFUL DISCHARGE OF A LASER 1	0	0.0%	0.0	1	100.0%	0.0	1	0.0
UNLAWFUL HUNTING BIG GAME - 1ST	0	0.0%	0.0	2	100.0%	2.2	2	2.2
UNLAWFUL IMPRISONMENT	14	19.4%	29.0	58	80.6%	4.0	72	8.9
UNLAWFUL ISSUE OF CHECKS/DRAFT	5	16.1%	19.0	26	83.9%	2.4	31	5.1
UNLAWFUL POSS OF FICTITIOUS IDENTIFICATION	1	100.0%	22.0	0	0.0%	0.0	1	22.0
UNLAWFUL POSS OF FIREARM 1	182	97.3%	68.7	5	2.7%	0.8	187	66.9
UNLAWFUL POSS OF FIREARM 1 <attempt>	13	100.0%	33.9	0	0.0%	0.0	13	33.9

NOTE:

* Calculations of average sentence length exclude life/death sentences.

** Non-prison includes non-confinement sentences as well as jail sentences

OFFENSE	PRISON			NON-PRISON **			TOTAL	
	(N)	%	Months	(N)	%	Months	(N)	Months
UNLAWFUL POSS OF FIREARM 2	175	37.5%	26.7	292	62.5%	4.3	467	12.7
UNLAWFUL POSS OF PAYMENT INSTRUMENTS	10	55.6%	18.6	8	44.4%	1.6	18	11.1
UNLAWFUL PRODUCTION OF PAYMENT INSTRUMENTS	0	0.0%	0.0	1	100.0%	1.5	1	1.5
UNLAWFUL SUBLEASING MV	0	0.0%	0.0	2	100.0%	5.0	2	5.0
UNLAWFUL TRAFFICK FISH/WILDLIFE - 1 post 07/01/12	0	0.0%	0.0	1	100.0%	0.0	1	0.0
UNLAWFUL TRAFFICKING FISH OR WILDLIFE - 1ST	0	0.0%	0.0	2	100.0%	0.7	2	0.7
USE BUILDING FOR DRUGS (69.53) (POST 7/24/99)	3	21.4%	18.0	11	78.6%	2.2	14	5.6
VEHICLE PROWL 1	0	0.0%	0.0	5	100.0%	1.0	5	1.0
VEHICULAR ASSAULT DISREGARD SAFETY (POST 7/21/01)	7	15.2%	38.5	39	84.8%	3.0	46	8.4
VEHICULAR ASSAULT DISREGARD SAFETY (POST 7/21/01) <attempt>	0	0.0%	0.0	1	100.0%	9.0	1	9.0
VEHICULAR ASSAULT UND INFL/RECKLESS (POST 7/21/01)	41	32.5%	30.2	85	67.5%	5.8	126	13.7
VEHICULAR ASSAULT UND INFL/RECKLESS (POST 7/21/01) <attempt>	0	0.0%	0.0	1	100.0%	4.0	1	4.0
VEHICULAR HOMICIDE - DISREGARD SAFETY-VIOLENT	7	77.8%	23.1	2	22.2%	7.5	9	19.7
VEHICULAR HOMICIDE - DRUNK (POST 6/5/96)	16	94.1%	55.9	1	5.9%	8.0	17	53.1
VEHICULAR HOMICIDE - RECKLESS MANNER (POST 6/5/96)	4	100.0%	29.5	0	0.0%	0.0	4	29.5
VEHICULAR HOMICIDE-DRUNK (LEV 11. POST 7/1/2012)	3	100.0%	86.7	0	0.0%	0.0	3	86.7
VIEW DEPICT OF MINOR ENGAGED SEX CONDUCT 1ST DEG	2	40.0%	21.0	3	60.0%	4.0	5	10.8
VIEW DEPICT OF MINOR ENGAGED SEX CONDUCT 2ND DEG	0	0.0%	0.0	6	100.0%	3.3	6	3.3
VIOLATION OF FOREIGN PROTECTION ORDER	0	0.0%	0.0	76	100.0%	5.3	76	5.3
VIOLATION OF SUSPEN OF DEPT. PRIVILEGES 1ST DEG.	0	0.0%	0.0	1	100.0%	1.0	1	1.0
VOYEURISM	0	0.0%	0.0	1	100.0%	1.0	1	1.0
VOYEURISM (POST 06/07/06)	9	40.9%	25.3	13	59.1%	3.3	22	12.3
	9,383	38.9%	39.8	14,753	61.1%	3.0	24,136	17.2

NOTE:

* Calculations of average sentence length exclude life/death sentences.

** Non-prison includes non-confinement sentences as well as jail sentences

**Table 3A. Sentencing Grid Frequencies
Fiscal Year 2013**

SERIOUSNESS LEVEL	OFFENDER SCORE										TOTAL
	0	1	2	3	4	5	6	7	8	9	
XVI	5	0	0	0	0	0	0	0	0	0	5
XV	16	7	3	4	4	3	1	2	1	2	43
XIV	21	7	6	7	2	1	2	2	1	2	51
XIII	2	1	0	1	0	0	0	0	0	0	4
XII	44	9	17	37	10	11	14	6	2	25	175
XI	37	3	5	18	3	3	7	3	0	11	90
X	52	5	5	24	6	5	21	2	2	16	138
IX	87	37	48	28	33	36	25	15	17	77	403
VIII	20	4	4	1	5	1	3	0	0	3	41
VII	95	32	38	60	47	47	36	20	23	94	492
VI	57	34	15	44	15	8	14	6	6	33	232
V	222	128	159	142	120	87	56	36	19	92	1,061
IV	821	444	352	296	249	194	160	123	62	378	3,079
III	1,379	857	677	356	383	278	213	134	117	424	4,818
II	464	287	208	207	168	140	149	132	137	617	2,509
I	868	535	338	302	266	203	167	117	141	514	3,451
Unranked	2,019	2	1	0	0	1	0	0	0	0	2,023
TOTAL	6,209	2,392	1,876	1,527	1,311	1,018	868	598	528	2,288	18,615

NOTE: The shaded area in the table indicates offenses with a presumptive sentence of one year or less (non-prison). Sentences imposed under the Drug Grid are excluded.

**Table 3B. Drug Sentencing Grid Frequencies
Fiscal Year 2013**

SERIOUSNESS LEVEL	OFFENDER SCORE			TOTAL
	0 - 2	3 - 5	6 - 9	
III	19	5	7	31
II	543	290	235	1,068
I	2,558	915	949	4,422
TOTAL	3,120	1,210	1,191	5,521

NOTE: The drug grid (RCW 9.94A.517) applies to offenses committed on or after July 1, 2003.

**Table 4. Number of Sentences for Violent and Nonviolent Offenses
by Facility Type and County
Fiscal Year 2013**

COUNTY	VIOLENT			NONVIOLENT			TOTAL			TOTAL
	Jail	Prison	Other*	Jail	Prison	Other*	Jail	Prison	Other*	
Adams	4	13	0	29	16	3	33	29	3	65
Asotin	7	6	0	112	45	13	119	51	13	183
Benton	10	32	1	475	270	66	485	302	67	854
Chelan	3	10	0	188	86	27	191	96	27	314
Clallam	3	9	0	108	71	41	111	80	41	232
Clark	49	130	0	1,081	565	76	1,130	695	76	1,901
Columbia	0	2	0	5	12	1	5	14	1	20
Cowlitz	13	52	0	684	367	67	697	419	67	1,183
Douglas	3	8	0	76	46	9	79	54	9	142
Ferry	0	1	0	8	3	2	8	4	2	14
Franklin	13	22	0	199	116	13	212	138	13	363
Garfield	0	1	0	8	3	1	8	4	1	13
Grant	5	25	0	260	92	17	265	117	17	399
Grays Harbor	5	22	0	227	117	37	232	139	37	408
Island	4	16	0	48	39	1	52	55	1	108
Jefferson	1	3	0	33	11	14	34	14	14	62
King	124	360	2	1,382	1,133	297	1,506	1,493	299	3,298
Kitsap	33	39	0	642	401	38	675	440	38	1,153
Kittitas	2	4	0	82	52	5	84	56	5	145
Klickitat	1	2	0	36	18	5	37	20	5	62
Lewis	8	36	0	294	198	49	302	234	49	585
Lincoln	0	1	0	18	7	2	18	8	2	28
Mason	6	20	0	168	134	28	174	154	28	356
Okanogan	4	10	0	132	60	1	136	70	1	207
Pacific	1	10	0	58	58	3	59	68	3	130
Pend Oreille	0	0	0	20	16	6	20	16	6	42
Pierce	84	226	0	1,846	1,269	61	1,930	1,495	61	3,486
San Juan	0	2	0	12	4	2	12	6	2	20
Skagit	14	34	0	338	182	2	352	216	2	570
Skamania	2	1	0	24	14	3	26	15	3	44
Snohomish	55	138	1	920	624	120	975	762	121	1,858
Spokane	78	140	0	1,412	576	157	1,490	716	157	2,363
Stevens	4	6	1	84	44	9	88	50	10	148
Thurston	20	66	0	593	339	11	613	405	11	1,029
Wahkiakum	1	0	0	12	3	1	13	3	1	17
Walla Walla	6	9	0	172	64	23	178	73	23	274
Whatcom	18	55	0	492	285	17	510	340	17	867
Whitman	1	1	0	32	6	0	33	7	0	40
Yakima	34	112	0	534	413	60	568	525	60	1,153
TOTAL	616	1,624	5	12,844	7,759	1,288	13,460	9,383	1,293	24,136

* Other sentence includes non-confinement sentences such as a residential drug offender sentencing alternative, parenting alternative, etc.

**Table 5. Percentage of Sentences for Violent and Nonviolent Offenses by Facility Type and County
Fiscal Year 2013**

COUNTY	VIOLENT		NONVIOLENT		TOTAL	
	Jail	Prison	Jail	Prison	Jail	Prison
Adams	23.5%	76.5%	64.4%	35.6%	53.2%	46.8%
Asotin	53.8%	46.2%	71.3%	28.7%	70.0%	30.0%
Benton	23.8%	76.2%	63.8%	36.2%	61.6%	38.4%
Chelan	23.1%	76.9%	68.6%	31.4%	66.6%	33.4%
Clallam	25.0%	75.0%	60.3%	39.7%	58.1%	41.9%
Clark	27.4%	72.6%	65.7%	34.3%	61.9%	38.1%
Columbia	0.0%	100.0%	29.4%	70.6%	26.3%	73.7%
Cowlitz	20.0%	80.0%	65.1%	34.9%	62.5%	37.5%
Douglas	27.3%	72.7%	62.3%	37.7%	59.4%	40.6%
Ferry	0.0%	100.0%	72.7%	27.3%	66.7%	33.3%
Franklin	37.1%	62.9%	63.2%	36.8%	60.6%	39.4%
Garfield	0.0%	100.0%	72.7%	27.3%	66.7%	33.3%
Grant	16.7%	83.3%	73.9%	26.1%	69.4%	30.6%
Grays Harbor	18.5%	81.5%	66.0%	34.0%	62.5%	37.5%
Island	20.0%	80.0%	55.2%	44.8%	48.6%	51.4%
Jefferson	25.0%	75.0%	75.0%	25.0%	70.8%	29.2%
King	25.6%	74.4%	55.0%	45.0%	50.2%	49.8%
Kitsap	45.8%	54.2%	61.6%	38.4%	60.5%	39.5%
Kittitas	33.3%	66.7%	61.2%	38.8%	60.0%	40.0%
Klickitat	33.3%	66.7%	66.7%	33.3%	64.9%	35.1%
Lewis	18.2%	81.8%	59.8%	40.2%	56.3%	43.7%
Lincoln	0.0%	100.0%	72.0%	28.0%	69.2%	30.8%
Mason	23.1%	76.9%	55.6%	44.4%	53.0%	47.0%
Okanogan	28.6%	71.4%	68.8%	31.3%	66.0%	34.0%
Pacific	9.1%	90.9%	50.0%	50.0%	46.5%	53.5%
Pend Oreille	n.a.	n.a.	55.6%	44.4%	55.6%	44.4%
Pierce	27.1%	72.9%	59.3%	40.7%	56.4%	43.6%
San Juan	0.0%	100.0%	75.0%	25.0%	66.7%	33.3%
Skagit	29.2%	70.8%	65.0%	35.0%	62.0%	38.0%
Skamania	66.7%	33.3%	63.2%	36.8%	63.4%	36.6%
Snohomish	28.5%	71.5%	59.6%	40.4%	56.1%	43.9%
Spokane	35.8%	64.2%	71.0%	29.0%	67.5%	32.5%
Stevens	40.0%	60.0%	65.6%	34.4%	63.8%	36.2%
Thurston	23.3%	76.7%	63.6%	36.4%	60.2%	39.8%
Wahkiakum	100.0%	0.0%	80.0%	20.0%	81.3%	18.8%
Walla Walla	40.0%	60.0%	72.9%	27.1%	70.9%	29.1%
Whatcom	24.7%	75.3%	63.3%	36.7%	60.0%	40.0%
Whitman	50.0%	50.0%	84.2%	15.8%	82.5%	17.5%
Yakima	23.3%	76.7%	56.4%	43.6%	52.0%	48.0%
TOTAL	27.5%	72.5%	62.3%	37.7%	58.9%	41.1%

NOTE: Excludes offenders not sentenced to either jail or prison.

**Table 6. VUCSA* Dealing and Non-dealing Sentences by County
Fiscal Year 2013**

COUNTY	DEALING	NON-DEALING	TOTAL
Adams	0	9	9
Asotin	17	47	64
Benton	50	254	304
Chelan	35	58	93
Clallam	22	24	46
Clark	70	411	481
Columbia	1	0	1
Cowlitz	68	362	430
Douglas	11	31	42
Ferry	1	2	3
Franklin	19	79	98
Garfield	1	1	2
Grant	21	81	102
Grays Harbor	2	110	112
Island	1	26	27
Jefferson	2	13	15
King	83	318	401
Kitsap	59	259	318
Kittitas	10	37	47
Klickitat	8	14	22
Lewis	27	184	211
Lincoln	0	5	5
Mason	9	114	123
Okanogan	15	36	51
Pacific	8	42	50
Pend Oreille	2	7	9
Pierce	144	601	745
San Juan	0	1	1
Skagit	29	100	129
Skamania	2	11	13
Snohomish	59	357	416
Spokane	69	491	560
Stevens	0	20	20
Thurston	31	215	246
Wahkiakum	0	5	5
Walla Walla	23	80	103
Whatcom	34	172	206
Whitman	3	6	9
Yakima	50	145	195
TOTAL	986	4,728	5,714

* Violation of the Uniform Controlled Substance Act.

Table 7. Sentences with a Deadly Weapon Finding Fiscal Year 2013

The table below lists deadly weapon enhancements, by offense and type of weapon, for those sentences that received a deadly weapon enhancement. Deadly weapon enhancements for offenses committed prior to July 24, 1995 do not distinguish firearms from other deadly weapons. Initiative I-159 ("Hard Time for Armed Crime") provides deadly weapon enhancements for any felony offense committed after July 23, 1995. I-159 enhancements are greater for firearms than for other deadly weapons (see RCW 9.94A.533).

OFFENSE	FIREARMS	NON-FIREARMS	TOTAL
ADVERTISE CONTROLLED SUBSTANCES	0	1	1
AGGRAVATED MURDER 1 (POST 7/24/99)	1	2	3
ARSON 1	0	1	1
ASSAULT 1-POST 7/1/90(NEW L12)	24	16	40
ASSAULT 1-POST 7/1/90(NEW L12) <attempt >	1	2	3
ASSAULT 2 - POST 7/1/88	27	87	114
ASSAULT 2 - POST 7/1/88 <attempt >	0	1	1
ASSAULT 3 - POST 7/1/88	0	14	14
ASSAULT OF A CHILD 2	1	0	1
BURGLARY 1	5	9	14
BURGLARY 1 <consp. >	1	0	1
DEL POS W/I METH - 1ST OFF (POST 6/30/98)	2	1	3
DEL POS W/I METH - SCH ZONE OFF (POST 6/30/98)	1	0	1
DRIVE- BY SHOOTING (POST 6/30/97)	0	1	1
HARASSMENT	0	6	6
KIDNAP 1	5	2	7
M/D/P W/I HER COC (POST 6/30/02) (L7)	3	2	5
M/D/P W/I HER COC (POST 6/30/02) (L7) <consp. >	0	1	1
M/D/P W/I SC I/II NARC OR FLUNT-1ST OFF	1	1	2
MANSLAUGHTER 1 (POST 7/26/97)	2	4	6
MANSLAUGHTER 2 (POST 7/26/97)	1	1	2
MURDER 1 (POST 7/24/99)	18	6	24
MURDER 1 (POST 7/24/99) <attempt >	4	3	7
MURDER 1 (POST 7/24/99) <consp. >	1	0	1
MURDER 1 (7/1/90-7/24/99)	1	0	1
MURDER 2 (7/1/90-7/24/99)	0	2	2
MURDER 2 (POST 7/24/99)	15	9	24
POS CNTL SUBS - OTHER EXC.PCP/FLUNIT	1	0	1
RAPE 1 (7/27/97 - 8/31/01)	0	1	1
RAPE 1 (POST 8/31/01) (.712)	1	0	1
RENDERING CRIMINAL ASSTANCE 1	1	0	1
RESIDENTIAL BURGLARY-POST 7/90	1	2	3
RIOT	0	17	17
ROBBERY 1	23	26	49
ROBBERY 1 <attempt >	5	3	8
ROBBERY 1 <attempt > <consp. > <solic. >	0	0	0
ROBBERY 2	2	16	18
ROBBERY 2 <attempt >	0	5	5
ROBBERY 2 <consp. >	1	0	1
UNLAWFUL IMPRISONMENT	0	1	1
TOTAL	149	243	392

**Table 8. Sentences with a Sexual Motivation Finding
Fiscal Year 2013**

OFFENSES	NUMBER OF SENTENCES WITH SEXUAL MOTIVATION FINDING	TOTAL OF CASES WITH SAME UNDERLYING OFFENSE THAT WAS COMMITTED FOR EACH*
AGGRAVATED MURDER 1 (7/1/90-7/24/99)	1	1
ASSAULT 2 - POST 7/1/88	4	841
ASSAULT 3 - POST 7/1/88	11	1,482
ASSAULT OF A CHILD 3	1	43
BURGLARY 1	3	116
BURGLARY 2 (NONDWELLING)-POST 7/90	1	1,325
INDECENT EXPOSURE (POST 7/24/99)	5	14
INDECENT EXPOSURE (PRE 7/25/99)	9	13
KIDNAP 1	3	19
LURING OF CHILD	1	6
RESIDENTIAL BURGLARY-POST 7/90	1	1,076
UNLAWFUL IMPRISONMENT	1	72
TOTAL	41	5,008

* Technically, any felony offense other than a sex offense is eligible for a finding of sexual motivation. This column reflects the total number of sentences for those offenses with at least one sexual motivation finding.

**Table 9. Type of Verdict Imposed by Crime Type
Fiscal Year 2013**

TYPE OF VERDICT	NONVIOLENT		VIOLENT		TOTAL	
	Number	Percent	Number	Percent	Number	Percent
BENCH TRIAL	512	2.3%	26	1.2%	538	2.2%
JURY TRIAL	470	2.1%	271	12.1%	741	3.1%
GUILTY PLEA	20,909	95.5%	1,948	86.8%	22,857	94.7%
TOTAL	21,891	100.0%	2,245	100.0%	24,136	100.0%

**Table 10. Sentence Departures by Type and Direction
Fiscal Year 2013**

SENTENCE TYPE	SENTENCE RELATIVE TO THE STANDARD RANGE			
	BELOW	WITHIN	ABOVE	TOTAL
Exceptional*	708 58.5%	43 3.6%	460 38.0%	1,211 100.0%
SSOSA** (547 Eligible ¹)	73 97.3%	2 2.7%	0 0.0%	75 100.0%
First-time Offender Waiver*** (6364 Eligible ¹)	812 55.5%	640 43.7%	11 0.8%	1,463 100.0%
Prison Drug Offender Sentencing Alternative	1,258 92.8%	97 7.2%	0 0.0%	1,355 100.0%
Residential Drug Offender Sentencing Alternative	909 98.2%	17 1.8%	0 0.0%	926 100.0%
Parenting Sentencing Alternative	65 95.6%	3 4.4%	0 0.0%	68 100.0%
Standard****	49 0.3%	18,966 99.6%	23 0.1%	19,038 100.0%
TOTAL	3,874 16.1%	19,768 81.9%	494 2.0%	24,136

* Exceptional sentences include departures above or below the standard range, as well as sentences in which the court orders a term of confinement within the standard range, but under terms of an exceptional sentence adds conditions not allowed as part of the standard range (e.g., treatment).

** Sex offenders who have no prior felony sex convictions may receive a sentence under the Special Sex Offender Sentencing Alternative (SSOSA) if they are not convicted of a serious violent offense with a sexual motivation finding or of Rape 1, Attempted Rape 1, or Rape 2 and have a current offense and criminal history that permits the court to impose a sentence within the standard range of less than eleven years confinement. Under current law, offenders sentenced under this alternative receive a suspended sentence and may receive up to twelve months in jail, community supervision for three years or the length of the suspended sentence (whichever is greater), inpatient or outpatient sex offender treatment, crime-related prohibitions and requirements for affirmative conduct. If the offender violates the conditions of supervision, the original suspended sentence may be imposed.

*** Offenders are eligible for the First-time Offender Waiver if the current offense is not a violent offense, sex offense or certain drug offenses, and if the offender has no prior felony convictions. If the First-time Offender Waiver is used, the standard range is waived and the offender may receive up to 90 days in jail, and up to one year of community supervision, crime-related prohibitions and requirements for affirmative conduct. An aggravated departure occurs when an offender with a 0 to 60-day standard range (a Seriousness Level I offense with an offender score of 0) receives a sentence over 60 days (up to 90 days).

**** The Standard Range category includes some sentence departures not resulting from the use of the First-time Offender Waiver, SSOSA or an exceptional sentence. These departures often occur as the result of clerical errors.

¹ These data are not comparable to reports prior to the FY98 report. Prior to FY98, criminal history that had "washed out" was not taken into consideration in determining eligibility.

**Table 11. Sentence Departures by Type and Offense
Fiscal Year 2013**

OFFENSE	EXCEPTIONAL				SSOSA		FTOW		DOSA		FOSA*		TOTAL
	Above	Below	Within	%	N	%	N	%	N	%	N	%	
ABANDON DEPENDANT PERSONS 2 (POST 06/07/06)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
ADVERTISE CONTROLLED SUBSTANCES	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
AGGRAVATED MURDER 1 (7/1/90-7/24/99)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
AGGRAVATED MURDER 1 (POST 7/24/99)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	5
ALIEN IN POSSESSION OF A FIREARM	0	0	0	0.0%	0	0.0%	1	5.9%	0	0.00%	0	0.00%	17
ALTER/FORGE CAUSE PATIENT'S DEATH	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
ANIMAL CRUELTY 1	1	0	0	4.3%	0	0.0%	2	8.7%	0	0.00%	0	0.00%	23
ANIMAL CRUELTY 1 - SEX/CONDUCT	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
ARSON 1	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	21
ARSON 2	2	0	0	5.9%	0	0.0%	0	0.0%	1	2.94%	0	0.00%	34
ASSAULT 1-POST 7/1/90(NEW L12)	6	9	0	17.6%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	85
ASSAULT 2 - POST 7/1/88	53	36	5	11.2%	0	0.0%	5	0.6%	0	0.00%	0	0.00%	841
ASSAULT 3 - POST 7/1/88	50	44	1	6.4%	0	0.0%	237	16.0%	43	2.90%	1	0.07%	1,482
ASSAULT OF A CHILD 1	3	1	0	66.7%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	6
ASSAULT OF A CHILD 2	0	1	0	7.1%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	14
ASSAULT OF A CHILD 3	3	0	2	11.6%	0	0.0%	9	20.9%	0	0.00%	0	0.00%	43
ASSAULT POLICE OFFICER W/ PROJECTILE STUN GUN	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
ATTEMPT ELUDE POLICE VEHICLE	6	9	0	2.8%	0	0.0%	12	2.3%	17	3.22%	0	0.00%	528
BAIL JUMP W/ CLASS A (POST 7/89)	0	1	0	20.0%	0	0.0%	0	0.0%	1	20.00%	0	0.00%	5
BAIL JUMP W/ CLASS B or C (POST 7/89)	9	10	0	6.9%	0	0.0%	18	6.5%	23	8.33%	1	0.36%	276
BIGAMY	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
BRIBING A WITNESS	0	0	0	0.0%	0	0.0%	1	50.0%	0	0.00%	0	0.00%	2
BURGLARY 1	5	2	1	6.9%	1	0.9%	0	0.0%	0	0.00%	0	0.00%	116
BURGLARY 2 - PRE 7/90	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
BURGLARY 2 (NONDWELLING)-POST 7/90	16	34	2	3.9%	0	0.0%	100	7.5%	152	11.47%	5	0.38%	1,325
CHILD MOLEST 1 (7/90 - 8/31/01)	1	0	0	14.3%	2	28.6%	0	0.0%	0	0.00%	0	0.00%	7
CHILD MOLEST 1 <18 (POST 8/31/01)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3
CHILD MOLEST 1 >17 (POST 8/31/01) (.712)	3	4	0	7.2%	21	21.6%	0	0.0%	0	0.00%	0	0.00%	97

OFFENSE	EXCEPTIONAL				SSOSA		FTOW		DOSA		FOSA*		TOTAL
	Above	Below	Within	%	N	%	N	%	N	%	N	%	
CHILD MOLEST 2 (POST 7/90)	1	4	0	5.2%	5	5.2%	0	0.0%	0	0.00%	0	0.00%	97
CHILD MOLEST 3 (POST 7/90)	2	3	0	10.2%	5	10.2%	0	0.0%	0	0.00%	0	0.00%	49
COLLECTION OF UNLAWFUL DEBT	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
COMMER SEX ABUSE MINOR - PROMOTE (POST-06/10/2010)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
COMMUNICATION WITH A MINOR new	0	0	1	2.6%	0	0.0%	1	2.6%	0	0.00%	0	0.00%	38
COMPUTER TRESPASS 1	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
CRE DEL POS COUNTERFEIT CTRL SUBS METH 1ST	0	0	0	0.0%	0	0.0%	0	0.0%	1	00.00%	0	0.00%	1
CRIMINAL IMPERSONATION 1	2	3	0	4.7%	0	0.0%	4	3.8%	1	0.94%	0	0.00%	106
CRIMINAL MISTREATMENT 1 (POST 06/07/06)	2	0	0	66.7%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3
CRIMINAL MISTREATMENT 2 (POST 06/07/06)	2	0	0	25.0%	0	0.0%	3	37.5%	0	0.00%	0	0.00%	8
CRIMINAL SABOTAGE	1	0	0	50.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
CRIMINAL TREPASS AGAINST CHILD	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
CTRL SUBS LABEL VIOLATION - 1st	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
CUSTODIAL ASSAULT - POST 7/89	1	4	0	6.8%	0	0.0%	3	4.1%	3	4.11%	0	0.00%	73
CUSTODIAL INTERFERENCE 1	1	0	0	25.0%	0	0.0%	1	25.0%	0	0.00%	0	0.00%	4
CUSTODIAL INTERFERENCE 2 SUBSEQUENT	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
CYBERSTALKING	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	6
DEALING DEPICT MINOR 1ST DEGREE (POST 06/10/2010)	1	2	0	50.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	6
DEALING DEPICT MINOR 2ND DEGREE (POST 06/10/2010)	0	0	1	33.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3
DEALING IN DEPIC. OF MINOR (POST 6/30/01)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
DEFRAUDING PUBLIC UTILITY 1	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
DEL MAT IN LIEU OF CS-POST7/89 -1ST	0	0	0	0.0%	0	0.0%	0	0.0%	1	20.00%	0	0.00%	5
DEL POS W/I METH - 1ST OFF (POST 6/30/98)	12	14	0	5.4%	0	0.0%	0	0.0%	62	12.86%	10	2.07%	482
DEL POS W/I METH - CORR FAC (POST 6/30/98)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
DEL POS W/I METH - SCH ZONE OFF (POST 6/30/98)	1	0	0	3.0%	0	0.0%	0	0.0%	11	33.33%	0	0.00%	33
DEL S I/II NARC/FLUNT/METH MINOR - OVER 18 YRS OLD	0	1	0	33.3%	0	0.0%	0	0.0%	0	0.00%	1	33.33%	3
DELIVERY FIREARM TO INELIG PERSON	0	0	0	0.0%	0	0.0%	1	16.7%	0	0.00%	0	0.00%	6
DESECRATION OF A GRAVE SITE	1	0	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
DISARM A LAW ENFORCEMENT OR CORR OFFICER	1	0	0	50.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2

OFFENSE	EXCEPTIONAL				SSOSA		FTOW		DOSA		FOSA*		TOTAL
	Above	Below	Within	%	N	%	N	%	N	%	N	%	
DOMESTIC VIOLENCE CT ORDER VIOL (POST 6/30/00)	8	143	0	22.4%	0	0.0%	65	9.6%	55	8.15%	1	0.15%	675
DRIVE- BY SHOOTING (POST 6/30/97)	0	4	0	13.8%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	29
DRIVING UNDER INFLUENCE (FELONY) (POST 07/01/07)	2	13	0	15.8%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	95
DRUG UNK, LEV 8 (CURR OFF)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
ENDANGERMENT WITH A CONTROLLED SUBSTANCE	0	0	0	0.0%	0	0.0%	1	25.0%	1	25.00%	0	0.00%	4
ENGAGE IN BUSINESS AFTER REVOCATION	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
ESCAPE 1	0	3	0	13.0%	0	0.0%	0	0.0%	2	8.70%	0	0.00%	23
ESCAPE 2	0	4	0	5.4%	0	0.0%	0	0.0%	7	9.46%	0	0.00%	74
ESCAPE FROM COMMUNITY CUSTODY-POST 6/92	5	1	0	7.7%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	78
EXPLOSIVE LICENSING VIOLATION	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
EXTORTION 1	0	1	0	33.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3
EXTORTION 2	0	0	0	0.0%	0	0.0%	1	33.3%	0	0.00%	0	0.00%	3
FAIL TO REGISTER KIDNAPPER - POST 7/24/99	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	11
FAIL TO REGISTER SEX OFF (POST 7/24/99)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	257
FAIL TO REGISTER SEX OFF 2+ (POST 06/07/06)	0	30	1	23.1%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	134
FAIL TO REGISTER SEX OFF 3+ (POST 06/10/2010)	0	24	1	18.5%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	135
FAIL TO REGISTER SEX OFF/KIDNAP (7/27/97-7/24/99)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
FALSE CLAIMS - HEALTH CARE (POST 7/22/95)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
FALSE REPORTING COMPENSATION BY EMPLOYER	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
FALSE STATEMENT DEPT REVENUE	0	0	0	0.0%	0	0.0%	1	33.3%	0	0.00%	0	0.00%	3
FALSE VERIFICATION FOR WELFARE	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	5
FOOD FISH/SHELLFISH COMMERCIAL	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
FOOD STAMPS - TRAFFICKING	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
FOOD STAMPS - UNLAWFUL REDEMPTION	0	0	0	0.0%	0	0.0%	1	50.0%	0	0.00%	0	0.00%	2
FORGED PRESCRIPTION VUCSA - 1ST	0	2	0	1.7%	0	0.0%	11	9.6%	1	0.87%	2	1.74%	115
FORGED PRESCRIPTION VULDA	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
FORGERY	4	6	0	1.8%	0	0.0%	28	5.0%	29	5.19%	1	0.18%	559
GAMBLING DEVICE POSSESSION	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
HARASSMENT	11	15	1	6.1%	0	0.0%	62	14.0%	8	1.80%	0	0.00%	444

OFFENSE	EXCEPTIONAL				SSOSA		FTOW		DOSA		FOSA*		TOTAL
	Above	Below	Within	%	N	%	N	%	N	%	N	%	
HAZARDOUS WASTE MISMGMENT/PROP	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
HIT AND RUN - DEATH (POST 7/21/01)	0	1	0	10.0%	0	0.0%	0	0.0%	1	10.00%	0	0.00%	10
HIT AND RUN - INJURY (POST 6/7/00)	2	2	0	6.9%	0	0.0%	17	29.3%	2	3.45%	0	0.00%	58
HOMICIDE BY ABUSE (POST 7/24/99)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
IDENTITY THEFT 1 (POST 7/21/01)	2	4	0	5.3%	0	0.0%	21	18.4%	23	20.18%	0	0.00%	114
IDENTITY THEFT 2 (POST 7/21/01)	5	14	0	2.9%	0	0.0%	78	11.7%	93	13.96%	5	0.75%	666
ILLEGAL TRANSFER OF MOTOR VEHICLE CERTIFICATE	1	0	0	12.5%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	8
INCENDIARY DEVICES (POST 7/24/99)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
INCEST 1	1	1	0	28.6%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	7
INCEST 2	0	0	0	0.0%	1	16.7%	0	0.0%	0	0.00%	0	0.00%	6
INCITING CRIMINAL PROFITEERING	0	0	0	0.0%	0	0.0%	0	0.0%	5	62.50%	0	0.00%	8
INDECENT EXPOSURE (POST 7/24/99)	0	1	1	14.3%	1	7.1%	2	14.3%	1	7.14%	0	0.00%	14
INDECENT EXPOSURE (PRE 7/25/99)	0	0	0	0.0%	0	0.0%	1	7.7%	0	0.00%	0	0.00%	13
INDECENT LIB W/O FORCE (PRE 7/88)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
INDECENT LIB -DD VICTM (POST 7/90)	5	0	0	15.2%	6	18.2%	0	0.0%	0	0.00%	0	0.00%	33
INDECENT LIB W/FORCE (POST 8/31/01) (.712)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	6
INSURANCE FRAUD	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	8
INSURANCE FRAUD-FALSE CLAIMS	0	0	0	0.0%	0	0.0%	1	14.3%	0	0.00%	0	0.00%	7
INTERFERENCE WITH OFFICER'S DUITES/HOLDING HOSTAGE	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3
INTIMIDATING A JUDGE	0	1	0	25.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	4
INTIMIDATING A PUBLIC SERVANT	0	0	0	0.0%	0	0.0%	1	7.1%	1	7.14%	0	0.00%	14
INTIMIDATING A WITNESS	4	2	1	30.4%	0	0.0%	2	8.7%	1	4.35%	0	0.00%	23
INTIMIDATION WITH AN EXPLOSIVE	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
INTRODUCING CONTRABAND 2	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
INVOLVING MINOR IN DRUG DEAL- POST 7/89-1ST	0	0	0	0.0%	0	0.0%	0	0.0%	1	00.00%	0	0.00%	1
KIDNAP 1	1	1	0	10.5%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	19
KIDNAP 2	0	1	0	6.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	16
LEADING ORGANIZED CRIME	0	0	1	50.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
LOTTERY ACT VIOLATION	0	0	0	0.0%	0	0.0%	1	50.0%	0	0.00%	0	0.00%	2
LURING OF CHILD	0	0	0	0.0%	0	0.0%	1	16.7%	0	0.00%	0	0.00%	6
M/D/P W/I AMPHET - SCH FAC OFF (POST 6/10/98)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1

OFFENSE	EXCEPTIONAL				SSOSA		FTOW		DOSA		FOSA*		TOTAL
	Above	Below	Within	%	N	%	N	%	N	%	N	%	
M/D/P W/I HER COC - SCH Z (POST 6/30/02) (L7)	0	0	0	0.0%	0	0.0%	0	0.0%	6	42.86%	1	7.14%	14
M/D/P W/I HER COC (POST 6/30/02) (L7)	6	19	0	4.2%	0	0.0%	1	0.2%	54	9.02%	8	1.34%	599
M/D/P W/I HER COC (PRE 7/1/02)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
M/D/P W/I MARIJ - 1ST OFF	7	0	0	3.1%	0	0.0%	5	2.2%	2	0.90%	0	0.00%	223
M/D/P W/I MARIJ - CORR FAC	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	1	00.00%	1
M/D/P W/I MARIJ - SCH ZONE	0	0	0	0.0%	0	0.0%	0	0.0%	1	20.00%	0	0.00%	5
M/D/P W/I OTH,EXC MJ/METH/AMP/FLUN-SZ(POST 6/98)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
M/D/P W/I SC I/II NARC OR FLUNT-1ST OFF	3	8	1	5.9%	0	0.0%	2	1.0%	19	9.36%	2	0.99%	203
MAIL THEFT	0	0	0	0.0%	0	0.0%	3	18.8%	0	0.00%	0	0.00%	16
MAINTN PLACE FOR DRUGS (69.50)- 1ST (POST 7/24/99)	1	0	0	8.3%	0	0.0%	1	8.3%	0	0.00%	0	0.00%	12
MAINTN PLACE FOR DRUGS (69.50) 2+ (POST 7/24/99)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
MALICIOUS HARASSMENT	0	0	0	0.0%	0	0.0%	7	63.6%	1	9.09%	0	0.00%	11
MALICIOUS MISCHIEF 1	0	1	0	2.0%	0	0.0%	10	20.4%	5	10.20%	0	0.00%	49
MALICIOUS MISCHIEF 2	2	1	0	1.2%	0	0.0%	19	7.8%	4	1.64%	0	0.00%	244
MALICIOUS PLACEMENT OF EXPLOSIVES 2 (POST 7/26/97)	0	0	0	0.0%	0	0.0%	0	0.0%	1	00.00%	0	0.00%	1
MALICIOUS PROSECUTION	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
MANSLAUGHTER 1 (POST 7/26/97)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	15
MANSLAUGHTER 1 (PRE 7/27/97)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
MANSLAUGHTER 2 (POST 7/26/97)	2	1	0	33.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	9
MANSLAUGHTER 2 (PRE 7/27/97)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
MEDICAID FRAUD	0	0	0	0.0%	0	0.0%	2	100.0%	0	0.00%	0	0.00%	2
MFG METH - 1ST OFFENSE (POST 6/30/98)	0	1	0	16.7%	0	0.0%	0	0.0%	2	33.33%	0	0.00%	6
MFG METH - 2ND OFFENSE (POST 6/30/98)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
MFG METH - SCH ZONE OFF (POST 6/30/98)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3
MISCONDUCT BY PUBLIC OFFICER	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
MONEY LAUNDERING	1	0	0	1.8%	0	0.0%	1	1.8%	0	0.00%	0	0.00%	55
MURDER 1 (POST 7/24/99)	3	0	1	9.8%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	41
MURDER 1 - PRE 7/1/90	1	0	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
MURDER 1 (7/1/90-7/24/99)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
MURDER 2 (7/1/90-7/24/99)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3
MURDER 2 (POST 7/24/99)	3	1	1	10.2%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	49

OFFENSE	EXCEPTIONAL				SSOSA		FTOW		DOSA		FOSA*		TOTAL
	Above	Below	Within	%	N	%	N	%	N	%	N	%	
OBTAIN SIGNATURE BY DECEPTION	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
OFFER FALSE DOCUMENT	1	0	0	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
ORGANIZED RETAIL THEFT 1	0	0	0	0.0%	0	0.0%	1	14.3%	0	0.00%	0	0.00%	7
ORGANIZED RETAIL THEFT 2	0	0	0	0.0%	0	0.0%	3	7.1%	3	7.14%	0	0.00%	42
OVER 18 - DEL OTH TO MINOR	0	2	0	33.3%	0	0.0%	0	0.0%	3	50.00%	0	0.00%	6
PERJURY 1	0	0	0	0.0%	0	0.0%	0	0.0%	1	00.00%	0	0.00%	1
PERJURY 2	0	1	0	16.7%	0	0.0%	1	16.7%	0	0.00%	0	0.00%	6
PERSISTENT PRISON MISBEHAVIOR	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
POS CNTL SUBS - BY PRISONERS	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	18
POS CNTL SUBS - OTHER EXC.PCP/FLUNIT	8	39	3	1.5%	0	0.0%	141	4.3%	62	1.87%	2	0.06%	3,317
POS CNTL SUBS - SCH I/II IN CORR FACIL	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
POS CNTL SUBS SCH I/II OR FLUNIT	4	3	0	0.5%	0	0.0%	43	3.3%	21	1.62%	5	0.39%	1,294
POS CONTRABAND 2	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
POS DEADLY WEAPON BY PRISONER	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
POS MACH GUN/SHOT BARL SHOT GUN (POST 7/24/99)	0	0	0	0.0%	0	0.0%	1	20.0%	0	0.00%	0	0.00%	5
POS STOLEN FIREARM	1	5	0	7.1%	0	0.0%	20	23.8%	10	11.90%	0	0.00%	84
POS STOLEN PROPERTY 1	1	1	0	4.5%	0	0.0%	0	0.0%	4	9.09%	0	0.00%	44
POS STOLEN PROPERTY 2	3	5	0	1.9%	0	0.0%	16	3.8%	17	4.02%	0	0.00%	423
POS STOLEN VEHICLE	6	10	2	3.1%	0	0.0%	27	4.6%	112	19.24%	2	0.34%	582
POSS OF DEPC MINORS 2ND DEGREE	0	1	0	7.7%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	13
POSS OF DEPICTIONS OF MINORS (POST 06/07/06)	0	1	1	8.3%	1	4.2%	0	0.0%	0	0.00%	0	0.00%	24
POSSESS READ CAPTURE INFO ON OTHER'S ID	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
PRISON RIOT	1	0	0	33.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3
PROFESSIONAL GAMBLING 2 (POST 7/26/97)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
PROMOTE SUICIDE ATTEMPT	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
PROMOTING PORNOGRAPHY	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
PROMOTING PROSTITUTION 1	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	5
PROMOTING PROSTITUTION 2	2	1	0	16.7%	0	0.0%	2	11.1%	1	5.56%	0	0.00%	18
RAPE 1 (7/27/97 - 8/31/01)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
RAPE 1 (POST 8/31/01) (.712)	2	0	0	15.4%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	13
RAPE 2 (7/27/97 - 8/31/01)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
RAPE 2 (POST 8/31/01) (.712)	1	1	0	7.4%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	27
RAPE 3	5	1	0	15.4%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	39

OFFENSE	EXCEPTIONAL				SSOSA		FTOW		DOSA		FOSA*		TOTAL
	Above	Below	Within	%	N	%	N	%	N	%	N	%	
RAPE OF A CHILD 1 (7/27/97 - 8/31/01)	0	0	0	0.0%	2	28.6%	0	0.0%	0	0.00%	0	0.00%	7
RAPE OF A CHILD 1 (7/90 - 7/26/97)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
RAPE OF A CHILD 1 <18 (POST 8/31/01)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712)	4	0	0	6.9%	13	22.4%	0	0.0%	0	0.00%	0	0.00%	58
RAPE OF A CHILD 2 <18 (POST 8/31/01)	0	1	0	33.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3
RAPE OF A CHILD 2 >17 (POST 8/31/01) (.712)	2	2	0	10.3%	5	12.8%	0	0.0%	0	0.00%	0	0.00%	39
RAPE OF A CHILD 3-POST 7/90	5	2	0	10.3%	11	16.2%	0	0.0%	0	0.00%	0	0.00%	68
RECKLESS BURNING 1	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	19
REMOVING LAWFUL BRAND	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
RENDERING CRIMINAL ASSTANCE 1	2	5	0	18.4%	0	0.0%	12	31.6%	1	2.63%	1	2.63%	38
RESIDENTIAL BURGLARY-POST 7/90	29	20	1	4.6%	0	0.0%	141	13.1%	166	15.43%	8	0.74%	1,076
RETAIL THEFT W/EXTENU CIRCUMSTN 2	0	0	0	0.0%	0	0.0%	1	11.1%	0	0.00%	0	0.00%	9
RETAIL THEFT W/EXTENU CIRCUMSTN 3	2	0	0	0.7%	0	0.0%	7	2.3%	0	0.00%	0	0.00%	299
RIOT	8	0	2	4.4%	0	0.0%	3	1.3%	0	0.00%	0	0.00%	228
ROBBERY 1	4	16	0	5.8%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	345
ROBBERY 2	11	9	3	6.2%	0	0.0%	0	0.0%	1	0.27%	0	0.00%	373
SABOTAGING ROLLING STOCK	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
SECURITY ACT VIOLATION-POST 7/89	1	0	0	25.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	4
SEXUAL EXPLOITATION (POST 6/30/01)	0	2	0	28.6%	1	14.3%	0	0.0%	0	0.00%	0	0.00%	7
SEXUAL MISCONDUCT 1 (POST 7/90)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	4
STALKING (POST 6/30/00)	0	1	0	5.6%	0	0.0%	1	5.6%	0	0.00%	0	0.00%	18
TAMPERING WITH A WITNESS	4	4	0	12.3%	0	0.0%	6	9.2%	4	6.15%	0	0.00%	65
TELEPHONE HARASSMENT (POST 7/24/99)	0	2	0	11.8%	0	0.0%	2	11.8%	0	0.00%	0	0.00%	17
THEFT 1	31	5	1	7.6%	0	0.0%	51	10.5%	20	4.12%	1	0.21%	485
THEFT 1 - WELFARE FRAUD	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	7
THEFT 2	9	11	0	2.1%	0	0.0%	53	5.5%	17	1.78%	3	0.31%	957
THEFT 2 - WELFARE FRAUD	0	0	0	0.0%	0	0.0%	2	50.0%	0	0.00%	0	0.00%	4
THEFT OF A FIREARM (POST 7/22/95)	2	1	0	2.9%	0	0.0%	20	19.4%	29	28.16%	2	1.94%	103
THEFT OF MOTOR VEHICLE	3	4	0	3.1%	0	0.0%	3	1.3%	42	18.42%	0	0.00%	228
THEFT OF RENTAL OR LEASED PROPERTY (\$250-\$1500)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	15
THEFT OF RENTAL OR LEASED PROPERTY (<\$1,500)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
THEFT W/ INTENT RESELL 1	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
THEFT W/ INTENT RESELL 2	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	11

OFFENSE	EXCEPTIONAL				SSOSA		FTOW		DOSA		FOSA*		TOTAL
	Above	Below	Within	%	N	%	N	%	N	%	N	%	
THREATS AGAINST GOVERNOR	0	0	0	0.0%	0	0.0%	1	100.0%	0	0.00%	0	0.00%	1
THREATS TO BOMB - POST 7/89	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	5
TMVWOP 1 (POST 6/12/02)	0	0	0	0.0%	0	0.0%	1	6.7%	6	40.00%	0	0.00%	15
TMVWOP 2 (POST 6/12/02)	2	10	0	1.9%	0	0.0%	27	4.3%	43	6.80%	0	0.00%	632
TRAFFICKING 2ND DEGREE	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
TRAFFICKING IN STOLEN PROP 1	6	13	1	5.3%	0	0.0%	75	19.9%	54	14.32%	3	0.80%	377
TRAFFICKING IN STOLEN PROP 2	3	3	0	1.9%	0	0.0%	28	8.8%	24	7.57%	0	0.00%	317
UNLAWFUL DISCHARGE OF A LASER 1	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
UNLAWFUL HUNTING BIG GAME - 1ST	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
UNLAWFUL IMPRISONMENT	1	2	0	4.2%	0	0.0%	7	9.7%	3	4.17%	0	0.00%	72
UNLAWFUL ISSUE OF CHECKS/DRAFT	0	0	0	0.0%	0	0.0%	1	3.2%	0	0.00%	0	0.00%	31
UNLAWFUL POSS OF FICTITIOUS IDENTIFICATION	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
UNLAWFUL POSS OF FIREARM 1	9	11	3	11.5%	0	0.0%	1	0.5%	32	16.00%	1	0.50%	200
UNLAWFUL POSS OF FIREARM 2	12	13	1	5.6%	0	0.0%	7	1.5%	30	6.42%	1	0.21%	467
UNLAWFUL POSS OF PAYMENT INSTRUMENTS	0	0	0	0.0%	0	0.0%	1	5.6%	4	22.22%	0	0.00%	18
UNLAWFUL PRODUCTION OF PAYMENT INSTRUMENTS	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
UNLAWFUL SUBLEASING MV	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
UNLAWFUL TRAFFICK FISH/WILDLIFE - 1 post 07/01/12	0	0	1	100.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
UNLAWFUL TRAFFICKING FISH OR WILDLIFE - 1ST	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	2
USE BUILDING FOR DRUGS (69.53) (POST 7/24/99)	1	0	1	14.3%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	14
VEHICLE PROWL 1	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	5
VEHICULAR ASSAULT DISREGARD SAFETY (POST 7/21/01)	3	3	0	12.8%	0	0.0%	11	23.4%	2	4.26%	0	0.00%	47
VEHICULAR ASSAULT UND INFL/RECKLESS (POST 7/21/01)	5	3	1	7.1%	0	0.0%	0	0.0%	1	0.79%	0	0.00%	127
VEHICULAR HOMICIDE - DISREGARD SAFETY-VIOLENT	0	2	0	22.2%	0	0.0%	1	11.1%	0	0.00%	0	0.00%	9
VEHICULAR HOMICIDE - DRUNK (POST 6/5/96)	0	3	0	17.6%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	17
VEHICULAR HOMICIDE - RECKLESS MANNER (POST 6/5/96)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	4
VEHICULAR HOMICIDE-DRUNK (LEV 11. POST 7/1/2012)	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	3

OFFENSE	EXCEPTIONAL				SSOSA		FTOW		DOSA		FOSA*		TOTAL
	Above	Below	Within	%	N	%	N	%	N	%	N	%	
VIEW DEPICT OF MINOR ENGAGED SEX CONDUCT 1ST DEG	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	5
VIEW DEPICT OF MINOR ENGAGED SEX CONDUCT 2ND DEG	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	6
VIOLATION OF FOREIGN PROTECTION ORDER	0	0	0	0.0%	0	0.0%	1	1.3%	0	0.00%	0	0.00%	76
VIOLATION OF SUSPEN OF DEPT. PRIVILEGES 1ST DEG.	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
VOYEURISM	0	0	0	0.0%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	1
VOYEURISM (POST 06/07/06)	0	1	0	4.5%	0	0.0%	0	0.0%	0	0.00%	0	0.00%	22
TOTAL ALL OFFENSES	460	708	43	5.0%	75	0.3%	1,463	6.1%	1,355	5.6%	68	0.3%	24,136

FOSA*: Family Offender Sentencing Alternative (or Parenting Sentencing Alternative)

**Table 12. Length of Sentence Relative to Standard Range ^{1 2}
Fiscal Year 2013**

OFFENSE	SENTENCE RELATIVE TO STANDARD RANGE			AVERAGE OF WHERE IN THE RANGE?
	Below	Within	Above	
<Death Sentence> AGGRAVATED MURDER 1 (POST 7/24/99)	0	1	0	n.a.
<Life Sentence> AGGRAVATED MURDER 1 (7/1/90-7/24/99)	0	1	0	n.a.
<Life Sentence> AGGRAVATED MURDER 1 (POST 7/24/99)	0	4	0	n.a.
<Life Sentence> ASSAULT 1-POST 7/1/90(NEW L12)	0	3	0	n.a.
<Life Sentence> ASSAULT 2 - POST 7/1/88	0	1	0	n.a.
<Life Sentence> BURGLARY 1	0	1	0	n.a.
<Life Sentence> CHILD MOLEST 1 >17 (POST 8/31/01) (.712)	0	1	0	n.a.
<Life Sentence> KIDNAP 1	0	2	0	n.a.
<Life Sentence> MURDER 2 (POST 7/24/99)	0	1	0	n.a.
<Life Sentence> RAPE 2 (7/27/97 - 8/31/01)	0	1	0	n.a.
<Life Sentence> RAPE 2 (POST 8/31/01) (.712)	0	2	0	n.a.
<Life Sentence> RAPE OF A CHILD 1 (7/90 - 7/26/97)	0	1	0	n.a.
<Life Sentence> RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712)	0	2	0	n.a.
<Life Sentence> ROBBERY 1	0	4	0	n.a.
<Life Sentence> ROBBERY 2	0	1	0	n.a.
<Life Sentence> SEXUAL EXPLOITATION (POST 6/30/01)	0	1	0	n.a.
ABANDON DEPENDANT PERSONS 2 (POST 06/07/06)	0	1	0	50.0%
ADVERTISE CONTROLLED SUBSTANCES	0	1	0	50.0%
ALIEN IN POSSESSION OF A FIREARM	0	17	0	23.8%
ALTER/FORGE CAUSE PATIENT'S DEATH	0	1	0	25.0%
ANIMAL CRUELTY 1	0	22	1	24.3%
ANIMAL CRUELTY 1 - SEX/CONDUCT	0	2	0	0.0%
ARSON 1	0	21	0	29.8%
ARSON 2	1	31	2	33.5%
ASSAULT 1-POST 7/1/90(NEW L12)	9	67	6	47.1%
ASSAULT 2 - POST 7/1/88	42	745	53	37.8%
ASSAULT 3 - POST 7/1/88	242	1,188	52	32.5%
ASSAULT OF A CHILD 1	1	2	3	37.5%
ASSAULT OF A CHILD 2	1	13	0	52.4%
ASSAULT OF A CHILD 3	10	30	3	57.4%
ASSAULT POLICE OFFICER W/ PROJECTILE STUN GUN	0	1	0	0.0%
ATTEMPT ELUDE POLICE VEHICLE	34	487	7	44.1%
BAIL JUMP W/ CLASS A (POST 7/89)	1	4	0	6.3%
BAIL JUMP W/ CLASS B or C (POST 7/89)	57	210	9	29.0%
BIGAMY	0	1	0	25.0%
BRIBING A WITNESS	1	1	0	0.0%
BURGLARY 1	3	107	5	33.4%
BURGLARY 2 - PRE 7/90	0	1	0	66.7%

OFFENSE	SENTENCE RELATIVE TO STANDARD RANGE			AVERAGE OF WHERE IN THE RANGE?
	Below	Within	Above	
BURGLARY 2 (NONDWELLING)-POST 7/90	304	1,004	17	22.6%
CHILD MOLEST 1 (7/90 - 8/31/01)	2	4	1	78.3%
CHILD MOLEST 1 <18 (POST 8/31/01)	0	3	0	17.6%
CHILD MOLEST 1 >17 (POST 8/31/01) (.712)	25	67	4	44.9%
CHILD MOLEST 2 (POST 7/90)	9	87	1	52.8%
CHILD MOLEST 3 (POST 7/90)	7	40	2	27.1%
COLLECTION OF UNLAWFUL DEBT	0	2	0	7.5%
COMMER SEX ABUSE MINOR - PROMOTE (POST-06/10/2010)	0	2	0	0.0%
COMMUNICATION WITH A MINOR new	1	37	0	46.3%
COMPUTER TRESPASS 1	0	1	0	33.3%
CRE DEL POS COUNTERFEIT CTRL SUBS METH 1ST	1	0	0	n.a.
CRIMINAL IMPERSONATION 1	3	101	2	19.2%
CRIMINAL MISTREATMENT 1 (POST 06/07/06)	0	1	2	52.9%
CRIMINAL MISTREATMENT 2 (POST 06/07/06)	3	3	2	33.1%
CRIMINAL SABOTAGE	0	1	1	8.3%
CRIMINAL TREPASS AGAINST CHILD	0	1	0	40.3%
CTRL SUBS LABEL VIOLATION - 1st	0	1	0	0.0%
CUSTODIAL ASSAULT - POST 7/89	10	62	1	32.5%
CUSTODIAL INTERFERENCE 1	0	3	1	9.6%
CUSTODIAL INTERFERENCE 2 SUBSEQUENT	0	1	0	94.8%
CYBERSTALKING	0	6	0	43.3%
DEALING DEPICT MINOR 1ST DEGREE (POST 06/10/2010)	2	3	1	20.0%
DEALING DEPICT MINOR 2ND DEGREE (POST 06/10/2010)	0	3	0	33.3%
DEALING IN DEPIC. OF MINOR (POST 6/30/01)	0	2	0	15.0%
DEFRAUDING PUBLIC UTILITY 1	0	2	0	50.0%
DEL MAT IN LIEU OF CS-POST7/89 -1ST	1	4	0	50.0%
DEL POS W/I METH - 1ST OFF (POST 6/30/98)	128	342	12	32.8%
DEL POS W/I METH - CORR FAC (POST 6/30/98)	0	1	0	0.4%
DEL POS W/I METH - SCH ZONE OFF (POST 6/30/98)	11	21	1	46.4%
DEL S I/II NARC/FLUNT/METH MINOR - OVER 18 YRS OLD	2	1	0	52.9%
DELIVERY FIREARM TO INELIG PERSON	0	6	0	22.8%
DESECRATION OF A GRAVE SITE	0	0	1	n.a.
DISARM A LAW ENFORCEMENT OR CORR OFFICER	0	1	1	0.6%
DOMESTIC VIOLENCE CT ORDER VIOL (POST 6/30/00)	315	352	8	24.7%
DRIVE- BY SHOOTING (POST 6/30/97)	4	25	0	35.6%
DRIVING UNDER INFLUENCE (FELONY) (POST 07/01/07)	13	79	3	44.9%
DRUG UNK, LEV 8 (CURR OFF)	0	1	1	100.0%
ENDANGERMENT WITH A CONTROLLED SUBSTANCE	1	3	0	16.7%
ENGAGE IN BUSINESS AFTER REVOCATION	0	1	0	8.3%
ESCAPE 1	6	17	0	24.9%
ESCAPE 2	14	60	0	19.9%
ESCAPE FROM COMMUNITY CUSTODY-POST 6/92	2	71	5	29.3%
EXPLOSIVE LICENSING VIOLATION	0	2	0	25.0%

OFFENSE	SENTENCE RELATIVE TO STANDARD RANGE			AVERAGE OF WHERE IN THE RANGE?
	Below	Within	Above	
EXTORTION 1	1	2	0	35.0%
EXTORTION 2	1	2	0	39.2%
FAIL TO REGISTER KIDNAPPER - POST 7/24/99	0	11	0	23.3%
FAIL TO REGISTER SEX OFF (POST 7/24/99)	0	257	0	12.1%
FAIL TO REGISTER SEX OFF 2+ (POST 06/07/06)	32	101	1	10.6%
FAIL TO REGISTER SEX OFF 3+ (POST 06/10/2010)	25	110	0	11.2%
FAIL TO REGISTER SEX OFF/KIDNAP (7/27/97-7/24/99)	0	1	0	8.3%
FALSE CLAIMS - HEALTH CARE (POST 7/22/95)	0	1	0	33.3%
FALSE REPORTING COMPENSATION BY EMPLOYER	0	1	0	16.7%
FALSE STATEMENT DEPT REVENUE	0	3	0	4.1%
FALSE VERIFICATION FOR WELFARE	0	5	0	55.5%
FOOD FISH/SHELLFISH COMMERCIAL	0	1	0	0.0%
FOOD STAMPS - TRAFFICKING	0	2	0	66.5%
FOOD STAMPS - UNLAWFUL REDEMPTION	1	1	0	0.0%
FORGED PRESCRIPTION VUCSA - 1ST	19	96	0	27.7%
FORGED PRESCRIPTION VULDA	0	1	0	16.9%
FORGERY	61	491	7	36.4%
GAMBLING DEVICE POSSESSION	0	1	0	1.9%
HARASSMENT	64	368	12	30.1%
HAZARDOUS WASTE MISMGMNT/PROP	0	1	0	1.9%
HIT AND RUN - DEATH (POST 7/21/01)	3	7	0	71.9%
HIT AND RUN - INJURY (POST 6/7/00)	22	34	2	34.1%
HOMICIDE BY ABUSE (POST 7/24/99)	0	1	0	100.0%
IDENTITY THEFT 1 (POST 7/21/01)	50	62	2	46.3%
IDENTITY THEFT 2 (POST 7/21/01)	190	471	5	35.2%
ILLEGAL TRANSFER OF MOTOR VEHICLE CERTIFICATE	0	7	1	47.5%
INCENDIARY DEVICES (POST 7/24/99)	0	1	0	50.0%
INCEST 1	1	5	1	38.0%
INCEST 2	1	5	0	42.0%
INCITING CRIMINAL PROFITEERING	5	3	0	77.8%
INDECENT EXPOSURE (POST 7/24/99)	5	9	0	34.5%
INDECENT EXPOSURE (PRE 7/25/99)	0	13	0	62.1%
INDECENT LIB W/O FORCE (PRE 7/88)	0	1	0	100.0%
INDECENT LIB -DD VICTM (POST 7/90)	6	22	5	64.1%
INDECENT LIB W/FORCE (POST 8/31/01) (.712)	0	6	0	16.1%
INSURANCE FRAUD	0	8	0	10.3%
INSURANCE FRAUD-FALSE CLAIMS	0	7	0	15.2%
INTERFERENCE WITH OFFICER'S DUITES/HOLDING HOSTAGE	0	3	0	43.8%
INTIMIDATING A JUDGE	1	3	0	50.4%
INTIMIDATING A PUBLIC SERVANT	1	13	0	20.2%
INTIMIDATING A WITNESS	7	12	4	82.5%
INTIMIDATION WITH AN EXPLOSIVE	0	2	0	29.8%
INTRODUCING CONTRABAND 2	1	1	0	37.5%

OFFENSE	SENTENCE RELATIVE TO STANDARD RANGE			AVERAGE OF WHERE IN THE RANGE?
	Below	Within	Above	
INVOLVING MINOR IN DRUG DEAL- POST 7/89- 1ST	1	0	0	n.a.
KIDNAP 1	2	14	1	37.2%
KIDNAP 2	1	15	0	67.0%
LEADING ORGANIZED CRIME	0	2	0	32.1%
LOTTERY ACT VIOLATION	0	2	0	9.7%
LURING OF CHILD	0	6	0	17.7%
M/D/P W/I AMPHET - SCH FAC OFF (POST 6/10/98)	0	1	0	0.4%
M/D/P W/I HER COC - SCH Z (POST 6/30/02) (L7)	7	7	0	21.9%
M/D/P W/I HER COC (POST 6/30/02) (L7)	132	459	8	27.9%
M/D/P W/I HER COC (PRE 7/1/02)	0	1	0	0.0%
M/D/P W/I MARIJ - 1ST OFF	7	208	8	32.3%
M/D/P W/I MARIJ - CORR FAC	1	0	0	n.a.
M/D/P W/I MARIJ - SCH ZONE	2	3	0	29.2%
M/D/P W/I OTH,EXC MJ/METH/AMP/FLUN-SZ(POST 6/98)	0	1	0	0.0%
M/D/P W/I SC I/II NARC OR FLUNT-1ST OFF	58	141	4	31.5%
MAIL THEFT	0	16	0	26.3%
MAINTN PLACE FOR DRUGS (69.50)- 1ST (POST 7/24/99)	4	7	1	42.9%
MAINTN PLACE FOR DRUGS (69.50) 2+ (POST 7/24/99)	0	1	0	35.7%
MALICIOUS HARASSMENT	8	3	0	38.9%
MALICIOUS MISCHIEF 1	6	43	0	44.9%
MALICIOUS MISCHIEF 2	8	234	2	39.9%
MALICIOUS PLACEMENT OF EXPLOSIVES 2 (POST 7/26/97)	1	0	0	n.a.
MALICIOUS PROSECUTION	0	2	0	37.5%
MANSLAUGHTER 1 (POST 7/26/97)	0	15	0	77.3%
MANSLAUGHTER 1 (PRE 7/27/97)	0	1	0	100.0%
MANSLAUGHTER 2 (POST 7/26/97)	1	6	2	83.3%
MANSLAUGHTER 2 (PRE 7/27/97)	0	2	0	60.0%
MEDICAID FRAUD	0	2	0	8.3%
MFG METH - 1ST OFFENSE (POST 6/30/98)	3	3	0	8.3%
MFG METH - 2ND OFFENSE (POST 6/30/98)	0	1	0	14.3%
MFG METH - SCH ZONE OFF (POST 6/30/98)	0	3	0	33.3%
MISCONDUCT BY PUBLIC OFFICER	0	1	0	33.3%
MONEY LAUNDERING	0	54	1	17.5%
MURDER 1 (POST 7/24/99)	0	38	3	61.4%
MURDER 1 - PRE 7/1/90	0	0	1	n.a.
MURDER 1 (7/1/90-7/24/99)	0	2	0	87.1%
MURDER 2 (7/1/90-7/24/99)	0	3	0	80.4%
MURDER 2 (POST 7/24/99)	1	44	3	67.4%
OBTAIN SIGNATURE BY DECEPTION	0	1	0	16.7%
OFFER FALSE DOCUMENT	0	0	1	n.a.
ORGANIZED RETAIL THEFT 1	0	7	0	48.1%
ORGANIZED RETAIL THEFT 2	6	36	0	27.0%
OVER 18 - DEL OTH TO MINOR	5	1	0	0.0%

OFFENSE	SENTENCE RELATIVE TO STANDARD RANGE			AVERAGE OF WHERE IN THE RANGE?
	Below	Within	Above	
PERJURY 1	1	0	0	n.a.
PERJURY 2	2	4	0	0.0%
PERSISTENT PRISON MISBEHAVIOR	0	1	0	0.0%
POS CNTL SUBS - BY PRISONERS	0	18	0	24.4%
POS CNTL SUBS - OTHER EXC.PCP/FLUNIT	290	3,018	9	25.6%
POS CNTL SUBS - SCH I/II IN CORR FACIL	1	0	0	n.a.
POS CNTL SUBS SCH I/II OR FLUNIT	100	1,188	6	28.4%
POS CONTRABAND 2	0	1	0	50.0%
POS DEADLY WEAPON BY PRISONER	0	1	0	6.0%
POS MACH GUN/SHOT BARL SHOT GUN (POST 7/24/99)	1	4	0	23.3%
POS STOLEN FIREARM	40	43	1	28.7%
POS STOLEN PROPERTY 1	5	37	2	39.7%
POS STOLEN PROPERTY 2	35	383	5	34.3%
POS STOLEN VEHICLE	166	410	6	33.2%
POSS OF DEPC MINORS 2ND DEGREE	1	12	0	34.2%
POSS OF DEPICTIONS OF MINORS (POST 06/07/06)	2	22	0	27.2%
POSSESS READ CAPTURE INFO ON OTHER'S ID	0	2	0	9.9%
PRISON RIOT	0	1	2	0.0%
PROFESSIONAL GAMBLING 2 (POST 7/26/97)	0	2	0	10.3%
PROMOTE SUICIDE ATTEMPT	0	1	0	8.3%
PROMOTING PORNOGRAPHY	0	1	0	0.0%
PROMOTING PROSTITUTION 1	0	5	0	57.4%
PROMOTING PROSTITUTION 2	3	13	2	35.6%
RAPE 1 (7/27/97 - 8/31/01)	0	1	0	62.8%
RAPE 1 (POST 8/31/01) (.712)	0	11	2	73.4%
RAPE 2 (POST 8/31/01) (.712)	1	23	1	53.1%
RAPE 3	1	33	5	58.6%
RAPE OF A CHILD 1 (7/27/97 - 8/31/01)	2	5	0	49.9%
RAPE OF A CHILD 1 (7/90 - 7/26/97)	0	1	0	33.3%
RAPE OF A CHILD 1 <18 (POST 8/31/01)	0	1	0	0.0%
RAPE OF A CHILD 1 >17 (POST 8/31/01) (.712)	13	39	4	44.2%
RAPE OF A CHILD 2 <18 (POST 8/31/01)	1	2	0	76.5%
RAPE OF A CHILD 2 >17 (POST 8/31/01) (.712)	7	30	2	57.1%
RAPE OF A CHILD 3-POST 7/90	12	51	5	44.7%
RECKLESS BURNING 1	0	19	0	61.8%
REMOVING LAWFUL BRAND	0	1	0	8.3%
RENDERING CRIMINAL ASSTANCE 1	19	17	2	50.5%
RESIDENTIAL BURGLARY-POST 7/90	420	627	29	26.9%
RETAIL THEFT W/EXTENU CIRCUMSTN 2	0	9	0	23.9%
RETAIL THEFT W/EXTENU CIRCUMSTN 3	0	297	2	18.6%
RIOT	0	220	8	30.5%
ROBBERY 1	16	319	6	31.1%
ROBBERY 2	10	351	11	35.9%

OFFENSE	SENTENCE RELATIVE TO STANDARD RANGE			AVERAGE OF WHERE IN THE RANGE?
	Below	Within	Above	
SABOTAGING ROLLING STOCK	0	1	0	100.0%
SECURITY ACT VIOLATION-POST 7/89	0	3	1	45.2%
SEXUAL EXPLOITATION (POST 6/30/01)	3	3	0	47.8%
SEXUAL MISCONDUCT 1 (POST 7/90)	0	4	0	63.5%
STALKING (POST 6/30/00)	2	16	0	41.4%
TAMPERING WITH A WITNESS	14	47	4	31.4%
TELEPHONE HARASSMENT (POST 7/24/99)	3	14	0	35.3%
THEFT 1	61	392	32	38.1%
THEFT 1 - WELFARE FRAUD	0	7	0	18.2%
THEFT 2	56	886	15	36.3%
THEFT 2 - WELFARE FRAUD	0	4	0	45.8%
THEFT OF A FIREARM (POST 7/22/95)	61	40	2	19.6%
THEFT OF MOTOR VEHICLE	55	170	3	32.3%
THEFT OF RENTAL OR LEASED PROPERTY (\$250-\$1500)	0	15	0	27.4%
THEFT OF RENTAL OR LEASED PROPERTY (<\$1,500)	0	1	0	50.0%
THEFT W/ INTENT RESELL 1	0	1	0	0.0%
THEFT W/ INTENT RESELL 2	1	10	0	45.0%
THREATS AGAINST GOVERNOR	0	1	0	8.3%
THREATS TO BOMB - POST 7/89	1	4	0	13.2%
TMVWOP 1 (POST 6/12/02)	8	7	0	19.0%
TMVWOP 2 (POST 6/12/02)	78	551	3	33.8%
TRAFFICKING 2ND DEGREE	0	2	0	44.3%
TRAFFICKING IN STOLEN PROP 1	164	207	6	36.0%
TRAFFICKING IN STOLEN PROP 2	62	252	3	23.5%
UNLAWFUL DISCHARGE OF A LASER 1	0	1	0	0.0%
UNLAWFUL HUNTING BIG GAME - 1ST	0	2	0	18.7%
UNLAWFUL IMPRISONMENT	8	63	1	30.2%
UNLAWFUL ISSUE OF CHECKS/DRAFT	0	31	0	34.2%
UNLAWFUL POSS OF FICTITIOUS IDENTIFICATION	0	1	0	0.0%
UNLAWFUL POSS OF FIREARM 1	44	147	9	28.9%
UNLAWFUL POSS OF FIREARM 2	55	400	12	28.5%
UNLAWFUL POSS OF PAYMENT INSTRUMENTS	6	12	0	49.1%
UNLAWFUL PRODUCTION OF PAYMENT INSTRUMENTS	0	1	0	77.0%
UNLAWFUL SUBLEASING MV	0	2	0	41.7%
UNLAWFUL TRAFFICK FISH/WILDLIFE - 1 post 07/01/12	0	1	0	0.0%
UNLAWFUL TRAFFICKING FISH OR WILDLIFE - 1ST	0	2	0	5.5%
USE BUILDING FOR DRUGS (69.53) (POST 7/24/99)	1	12	1	34.0%
VEHICLE PROWL 1	1	4	0	33.3%
VEHICULAR ASSAULT DISREGARD SAFETY (POST 7/21/01)	12	31	4	31.9%
VEHICULAR ASSAULT UND INFL/RECKLESS (POST 7/21/01)	4	118	5	31.7%
VEHICULAR HOMICIDE - DISREGARD SAFETY-VIOLENT	3	6	0	41.7%
VEHICULAR HOMICIDE - DRUNK (POST 6/5/96)	3	14	0	37.8%
VEHICULAR HOMICIDE - RECKLESS MANNER (POST 6/5/96)	0	4	0	66.7%

OFFENSE	SENTENCE RELATIVE TO STANDARD RANGE			AVERAGE OF WHERE IN THE RANGE?
	Below	Within	Above	
VEHICULAR HOMICIDE-DRUNK (LEV 11. POST 7/1/2012)	0	3	0	36.1%
VIEW DEPICT OF MINOR ENGAGED SEX CONDUCT 1ST DEG	0	5	0	30.0%
VIEW DEPICT OF MINOR ENGAGED SEX CONDUCT 2ND DEG	0	6	0	27.8%
VIOLATION OF FOREIGN PROTECTION ORDER	0	76	0	44.5%
VIOLATION OF SUSPEN OF DEPT. PRIVILEGES 1ST DEG.	0	1	0	8.3%
VOYEURISM	0	1	0	8.3%
VOYEURISM (POST 06/07/06)	2	20	0	44.0%
ALL OFFENSES	3,874	19,768	494	31.1%

¹ The "WHERE IN THE RANGE?" (WIR) column in this table displays a statistic based on the sentences of those offenders sentenced within the standard range. The statistic presents the average sentence for these offenders as a number from 0 to 100, where 0 corresponds to a sentence at the bottom of the range and 100 a sentence at the top of the range. Thus an average at the midpoint of the range corresponds to a WIR score of 50 (i.e., 50% of the range).

² All life/death sentences for Aggravated Murder are "within the range." Offenders may also be sentenced to life as "Persistent Offenders" or as part of an exceptional sentence. Life sentences for Persistent Offenders are considered to be within the standard range. Life sentences ordered as part of an exceptional sentence are above the standard range.

**Table 13. Average Sentence of "Most Serious Offenders" by County
Fiscal Year 2013**

This table excludes life and death sentences.

COUNTY	Number	Months
Adams	20	42.7
Asotin	13	28.7
Benton	50	56.2
Chelan	18	61.2
Clallam	16	83.1
Clark	216	51.0
Columbia	3	99.8
Cowlitz	83	58.5
Douglas	14	47.5
Ferry	2	72.0
Franklin	49	48.3
Grant	39	64.2
Grays Harbor	36	48.5
Island	23	104.3
Jefferson	4	74.3
King	572	59.2
Kitsap	87	58.3
Kittitas	7	106.4
Klickitat	3	27.7
Lewis	49	96.6
Lincoln	1	68.0
Mason	30	132.2
Okanogan	21	87.4
Pacific	14	53.6
Pierce	385	64.0
San Juan	3	57.3
Skagit	65	40.0
Skamania	3	76.7
Snohomish	224	55.0
Spokane	265	54.7
Stevens	11	60.5
Thurston	104	60.4
Wahkiakum	1	7.0
Walla Walla	17	149.3
Whatcom	83	40.5
Whitman	2	152.0
Yakima	168	110.4
TOTAL	2,701	62.9

NOTE: The definition of "Most Serious Offender" used in this table is a person convicted of a "most serious offense" as defined in RCW 9.94A.030.

ONLY LIFE OR DEATH* SENTENCES BY COUNTY

COUNTY	Number	Sentence
Clallam	1	Life
Clark	1	Life
Cowlitz	1	Life
Franklin	1	Life
Garfield	1	Life
Grays Harbor	1	Life
King	3	Life
Okanogan	1	Life
Pierce	7	Life
Skagit	1	Life
Snohomish	2	Life
Snohomish	1	Death
Spokane	3	Life
Yakima	3	Life
TOTAL	27	

*A Persistent Offender may be sentenced to death if the "third strike" offense is Aggravated Murder.

**Table 14. "Persistent Offenders" by County
Fiscal Year 2013**

COUNTY	TOTAL
Cowlitz	1
Franklin	1
Garfield	1
Grays Harbor	1
King	3
Pierce	6
Skagit	1
Snohomish	2
Spokane	3
Yakima	3
TOTAL	22 *

** Includes 6 persistent offenders sentenced as two-strike sex offenders.*

EXCEPTIONAL SENTENCES

Under provisions of the Sentencing Reform Act (SRA), every adult felony offense has a presumed range of punishment determined by the seriousness of the offense, by the number and type of other current offenses and by the number and type of prior adult and juvenile offenses. The presumptive range for certain offenses may be increased for weapon usage, for dealing drugs in a school or other protected zone or for certain drug offenses committed in a correctional facility. The presumptive range is decreased by 25 percent if the current offense is an attempt, conspiracy or solicitation to commit a felony. Some alternative sentences are possible under the First-time Offender Waiver (FTOW) for first time offenders, excluding violent, sex or certain drug offenders. In addition, the Special Sex Offender Sentencing Alternative (SSOSA) allows suspended sentences for certain offenders, and the Drug Offender Sentencing Alternative (DOSA) allows for reduced confinement time for eligible offenders.

The SRA presumes that, in most cases, a sentencing judge will impose a sentence within the standard range for the offense. An exceptional sentence is a sentence outside the standard range. (Alternative sentences under FTOW, SSOSA or DOSA are not considered exceptional sentences.) An exceptional sentence is allowed if there are substantial and compelling reasons supported by the record. An aggravated sentence must be based on a factor listed in RCW 9.94A.535 and the defendant has right to a jury trial on the facts and circumstances underlying an aggravating factor. The judge is required to record these reasons in writing. Some exceptional sentences do not result in incarceration outside the standard range, but are used to provide sentence conditions not otherwise permitted (*e.g.*, lengthy community supervision). The prosecution or the defense may appeal exceptional sentences.

The following tables summarize the reasons recorded by sentencing judges when imposing exceptional sentences. Reasons are summarized separately for mitigated sentences, aggravated sentences and sentences within the standard range.

**Table 15. Aggravated Exceptional Sentence Reasons
Fiscal Year 2013**

REASON	NUMBER
Defendant agreed to prison, greater sentence, or treatment. 9.94A.535(2)(a)	365
Victim was particularly vulnerable.9.94A.535(3)(b)	22
A domestic violence offense that occurred in sight or sound of victims children under age 18. 9.94A.535(3)(h)(ii)	12
Defendant was in a position of trust (not an economic or drug offense). 9.94A.535(3)(n)	11
A domestic violence offense that was a part of an ongoing pattern of psychological, physical, or sex abuse of victim multiple incidents over a prolonged period of time.	9
Rapid recidivism. 9.94A.535(3)(t)	9
Criminal history score greater than 9 points.	8
Major economic offense substantially greater than typical for the offense.9.94A.535(3)(d)(ii)	7
Deliberate cruelty to the victim. 9.94A.535(3)(a)	7
Major economic offense - used position of trust, confidence, responsibility.9.94A.535(3)(d)(iv)	6
Current offense is a burglary and its victim was present in the building or residence crime committed	5
To obtain or maintain membership in an organization, association, or group - 9.94A.535(3)(aa)	5
A law enforcement officer was either the victim or injured as a result of the offense. 9.94A.535(3)(v)	5
The crime was gang related - 9.94A.535(3)(s)	5
Major economic offense - high sophistication, planning, long time period.9.94A.535(3)(d)(iii)	4
The sentence was the result of a plea agreement in exchange for a reduced charge.	4
Crime injured/harmed a person other than the victim. 9.94A.535(3)®	3
The victim's injuries substantially exceed the level of bodily harm necessary to satisfy the elements of the offense. This aggravator is not an exception to RCW 9.94A.530(2)	3
Part of an ongoing pattern of sexual abuse of the same victim under 18. 9.94A.535(3)(g)	3
Major economic offense involving multiple victims or multiple incidents.9.94A.535(3)(d)(i)	2
The multiple offense policy results in a clearly lenient presumptive sent. 9.94A.535(2)(c)	2
Vehicular Homicide/Assault DUI with child passenger under sixteen	2
Seriousness of the offense/more egregious than the typical circumstances of the crime.	2
Defendant showed no remorse. 9.94A.535(3)(q)	2
Sophisticated and well planned methods (not an economic or drug offense). 9.94A.535(3)(m)	1
Drug offense - quantity substantially larger than personal use (dealing). 9.94A.535(3)(e)(ii)	1
A domestic violence offense in which the offender's conduct was deliberately cruel, or intimidated the victim. 9.94A.535(3)(h)(iii)	1
Offense resulted in the pregnancy of a child victim of rape. 9.94A.535(3)(i)	1
Other aggravating factor.	1
<hr/>	
Total Aggravated Reasons:	508
Total Aggravated Sentences:	469
Total Reasons Per Case:	1.1

**Table 16. Mitigated Exceptional Sentence Reasons
Fiscal Year 2013**

REASON	NUMBER
Exceptional sentence is more appropriate/is in the interests of justice.	353
All parties agreed to mitigated sentence.	237
Victim was an initiator, willing participant, aggressor, or provoker. 9.94A.535(1)(a)	23
The defendant's mental condition.	21
Capacity to appreciate the wrongfulness was significantly impaired.9.94A.535(1)(e)	17
To make frugal use of the state's resources.	12
Defendant's physical condition.	6
Assisted law enforcement/agreed to help in prosecution of codefendant.	5
For defendant's rehabilitation or treatment.	5
The multiple offense policy results in a clearly excessive presumptive sentence. 9.94A.535(1)(g)	4
Crime committed under duress, coercion, threat, or compulsion. 9.94A.535(1)(c)	2
Defendant is making an effort to change criminal behavior or demonstrates a desire to do so.	2
With no apparent predisposition, was induced by others to participate. 9.94A.535(1)(d)	2
Equivalent sentence with that given codefendant.	2
Defendant's actions did not intend crime or harm.	1
Offense principally accomplished by another, defendant caution or concern. 9.94A.535(1)(f)	1
Defendant poses no threat to the community.	1
Other mitigating factor.	1
Prison would be detrimental.	1
The current offense was less serious than similar crimes of this nature.	1
Before detection, the defendant compensated victim, or made effort. 9.94A.535(1)(b)	1
Total Mitigated Reasons:	698
Total Mitigated Sentences:	670
Total Reasons Per Case:	1.0

**Table 17. Within Standard Range Exceptional Sentence Reasons
Fiscal Year 2013**

REASON		NUMBER
Exceptional Sentence is within the presumptive range.		32
Total Reasons:	32	
Total Sentences:	32	
Total Reasons Per Case:	1.0	

SEX OFFENDER SENTENCING UNDER RCW 9.94A.507

The 2001 Legislature enacted 3ESSB 6151 – The Management of Sex Offenders in the Civil Commitment and Criminal Justice Systems. The new system is often called “determinate plus.” Essentially, any offender who is not a persistent offender, who is sentenced for any one of the offenses enumerated in RCW 9.94A.507 (1)(a)(i) or (ii), or an attempt to commit any of those offenses, or is convicted of any sex offense, except failure to register, and has a prior conviction for a “two-strike” offense under RCW 9.94A.031(36)(b), is to receive an indeterminate sentence. The only exception is for offenders seventeen years old or younger at the time of the offense who are sentenced for Rape of a Child in the First Degree, Rape of a Child in the Second Degree or Child Molestation in the First Degree.

The minimum term of the sentence is to be set in the standard range according to the seriousness level of the offense and the offender score. The minimum term may also constitute an exceptional sentence as provided by RCW 9.94A.535. The maximum term is the statutory maximum sentence for the offense. Offenders sentenced to an indeterminate sentence are eligible for earned release pursuant to RCW 9.94A.728, have the opportunity for sex offender treatment while incarcerated and may be eligible for the Special Sex Offender Sentencing Alternative as provided in RCW 9.94A.670.

Offenders sentenced under the “determinate plus” scheme fall under the purview of the Indeterminate Sentence Review Board (ISRB) through the maximum term of the sentence. The ISRB periodically reviews “determinate plus” offenders who have served their minimum term and decides whether to release the offender. “Determinate plus” offenders may remain in custody up to their statutory maximum, depending on the decisions of the ISRB. Those released from prison will be supervised by the Department of Corrections and will remain on community custody through the maximum term of the sentence.

**Table 18. "Determinate Plus" Sex Offense Sentences by County
Fiscal Year 2013**

COUNTY	FELONY CLASS OF QUALIFYING OFFENSE			TOTAL DETERMINATE PLUS SENTENCES
	CLASS A	CLASS B	CLASS C	
Adams	0	0	0	0
Asotin	1	0	0	1
Benton	11	0	0	11
Chelan	0	0	0	0
Clallam	1	0	0	1
Clark	19	0	0	19
Columbia	0	0	0	0
Cowlitz	4	1	0	5
Douglas	2	0	0	2
Ferry	1	0	0	1
Franklin	4	0	0	4
Garfield	0	0	0	0
Grant	5	1	0	6
Grays Harbor	5	1	1	7
Island	7	0	0	7
Jefferson	1	0	0	1
King	52	1	1	54
Kitsap	8	0	0	8
Kittitas	1	0	0	1
Klickitat	1	0	0	1
Lewis	10	0	0	10
Lincoln	1	0	0	1
Mason	2	0	0	2
Okanogan	8	0	0	8
Pacific	1	0	0	1
Pend Oreille	0	0	0	0
Pierce	24	2	0	26
San Juan	1	0	0	1
Skagit	7	0	1	8
Skamania	2	0	0	2
Snohomish	23	0	0	23
Spokane	11	0	1	12
Stevens	5	0	0	5
Thurston	7	0	1	8
Wahkiakum	0	0	0	0
Walla Walla	1	0	0	1
Whatcom	8	0	0	8
Whitman	0	0	0	0
Yakima	13	0	0	13
TOTAL	247	6	5	258

**Table 19. Sentences with Domestic Violence by County
Fiscal Year 2013**

COUNTY	SENTENCE WITH DOMESTIC VIOLENCE	TOTAL SENTENCES	PERCENTAGE
Adams	2	65	3.1%
Asotin	14	183	7.7%
Benton	36	854	4.2%
Chelan	16	314	5.1%
Clallam	6	232	2.6%
Clark	212	1,901	11.2%
Columbia	3	20	15.0%
Cowlitz	65	1,183	5.5%
Douglas	5	142	3.5%
Ferry	1	14	7.1%
Franklin	9	363	2.5%
Garfield	1	13	7.7%
Grant	12	399	3.0%
Grays Harbor	8	408	2.0%
Island	11	108	10.2%
Jefferson	4	62	6.5%
King	283	3,298	8.6%
Kitsap	81	1,153	7.0%
Kittitas	4	145	2.8%
Klickitat	4	62	6.5%
Lewis	31	585	5.3%
Lincoln	0	28	0.0%
Mason	17	356	4.8%
Okanogan	11	207	5.3%
Pacific	11	130	8.5%
Pend Oreille	0	42	0.0%
Pierce	187	3,486	5.4%
San Juan	1	20	5.0%
Skagit	22	570	3.9%
Skamania	2	44	4.5%
Snohomish	57	1,858	3.1%
Spokane	119	2,363	5.0%
Stevens	4	148	2.7%
Thurston	88	1,029	8.6%
Wahkiakum	1	17	5.9%
Walla Walla	12	274	4.4%
Whatcom	51	867	5.9%
Whitman	2	40	5.0%
Yakima	84	1,153	7.3%
TOTAL	1,477	24,136	

APPENDICES

The information contained herein is current as of Fiscal Year 2013, and does not reflect any changes enacted by the 2013 Legislature. Statutes presented and cited in the appendices may have been amended and become effective subsequent to Fiscal Year 2013 – the time period covered by this report.

APPENDIX A: ADULT FELONY SENTENCING GRID - RCW 9.94A.510 (1)
For Offenses Committed After July 24, 1999

<i>SERIOUS LEVEL</i>	<i>OFFENDER SCORE</i>									
	0	1	2	3	4	5	6	7	8	9 or More
XI	Life Sentence Without Parole/Death Penalty									
XV	23y 4m 240-320	24y 4 m 250-333	25y 4m 261-347	26y 4m 271-361	27y 4m 281-374	28y 4m 291-388	30y 4m 312-416	32y 10m 338-450	36y 370-493	40y 411-548
XIV	14y 4m 123-220	15y 4m 134-234	16y 2m 144-244	17y 154-254	17y 11m 165-265	18y 9m 175-275	20y 5m 195-295	22y 2m 216-316	25y 7m 257-357	29y 298-397
XIII	12y 123-164	13y 134-178	14y 144-192	15y 154-205	16y 165-219	17y 175-233	19y 195-260	21y 216-288	25y 257-342	29y 298-397
XII	9y 93-123	9y 11m 102-136	10y 9m 111-147	11y 8m 120-160	12y 6m 129-171	13y 5m 138-184	15y 9m 162-216	17y 3m 178-236	20y 3m 209-277	23y 3m 240-318
XI	7y 6m 78-102	8y 4m 86-114	9y 2m 95-125	9y 11m 102-136	10y 9m 111-147	11y 7m 120-158	14y 2m 146-194	15y 5m 159-211	17y 11m 185-245	20y 5m 210-280
X	5y 51-68	5y 6m 57-75	6y 62-82	6y 6m 67-89	7y 72-96	7y 6m 77-102	9y 6m 98-130	10y 6m 108-144	12y 6m 129-171	14y 6m 149-198
IX	3y 31-41	3y 6m 36-48	4y 41-54	4y 6m 46-61	5y 51-68	5y 6m 57-75	7y 6m 77-102	8y 6m 87-116	10y 6m 108-144	12y 6m 129-171
VIII	5y 21-27	2y 6m 26-34	3y 31-41	3y 6m 36-48	4y 41-54	4y 6m 46-61	6y 6m 67-89	7y 6m 77-102	8y 6m 87-116	10y 6m 108-144
VII	18m 15-20	2y 21-27	2y 6m 26-34	3y 31-41	3y 6m 36-48	4y 41-54	5y 6m 57-75	6y 6m 67-89	7y 6m 77-102	8y 6m 87-116
VI	13m 12+-14	18m 15-20	2y 21-27	2y 6m 26-34	3y 31-41	3y 6m 36-48	4y 6m 46-61	5y 6m 57-75	6y 6m 67-89	7y 6m 77-102
V	9m 6-12	13m 12+-14	15m 13-17	18m 15-20	2y 2m 22-29	3y 2m 33-43	4y 41-54	5y 51-68	6y 62-82	7y 72-96
IV	6m 3-9	9m 6-12	13m 12+-14	15m 13-17	18m 15-20	2y 2m 22-29	3y 2m 33-43	4y 2m 43-57	5y 2m 53-70	6y 2m 63-84
III	2m 1-3	5m 3-8	8m 4-12	11m 9-12	14m 12+-16	20m 17-22	2y 2m 22-29	3y 2m 33-43	4y 2m 43-57	5y 51-68
II	45d 0-90 (days)	4m 2-6	6m 3-9	8m 4-12	13m 12+-14	16m 14-18	20m 17-22	2y 2m 22-29	3y 2m 33-43	4y 2m 43-57
I	30 d 0-60 (days)	45d 0-90 (days)	3m 2-5	4m 2-6	5m 3-8	8m 4-12	13m 12+-14	16m 14-18	20m 17-22	2y 2m 22-29

APPENDIX B1:
Offenses Included within Each Seriousness Level - RCW 9.94A.515
(Effective until January 1, 2014)

LEVEL	OFFENSES
XVI	Aggravated Murder 1 (RCW 10.95.020)
XV	Homicide by abuse (RCW 9A.32.055)
	Malicious explosion 1 (RCW 70.74.280(1))
	Murder 1 (RCW 9A.32.030)
XIV	Murder 2 (RCW 9A.32.050)
	Trafficking 1 (RCW 9A.40.100(1))
XIII	Malicious explosion 2 (RCW 70.74.280(2))
	Malicious placement of an explosive 1 (RCW 70.74.270(1))
XII	Assault 1 (RCW 9A.36.011)
	Assault of a Child 1 (RCW 9A.36.120)
	Malicious placement of an imitation device 1 (RCW 70.74.272(1)(a))
	Promoting Commercial Sexual Abuse of a Minor (RCW 9.68A.101)
	Rape 1 (RCW 9A.44.040)
	Rape of a Child 1 (RCW 9A.44.073)
	Trafficking 2 (RCW 9A.40.100(2))
XI	Manslaughter 1 (RCW 9A.32.060)
	Rape 2 (RCW 9A.44.050)
	Rape of a Child 2 (RCW 9A.44.076)
	Vehicular Homicide, by being under the influence of intoxicating liquor or any drug (RCW 46.61.520)
X	Child Molestation 1 (RCW 9A.44.083)
	Criminal Mistreatment 1 (RCW 9A.42.020)
	Indecent Liberties (with forcible compulsion) (RCW 9A.44.100(1)(a))
	Kidnapping 1 (RCW 9A.40.020)
	Leading Organized Crime (RCW 9A.82.060(1)(a))

LEVEL	OFFENSES
	Malicious explosion 3 (RCW 70.74.280(3))
	Sexually Violent Predator Escape (RCW 9A.76.115)
IX	Abandonment of Dependent Person 1 (RCW 9A.42.060)
	Assault of a Child 2 (RCW 9A.36.130)
	Explosive devices prohibited (RCW 70.74.180)
	Hit and Run--Death (RCW 46.52.020(4)(a))
	Homicide by Watercraft, by being under the influence of intoxicating liquor or any drug (RCW 79A.60.050)
	Inciting Criminal Profiteering (RCW 9A.82.060(1)(b))
	Malicious placement of an explosive 2 (RCW 70.74.270(2))
	Robbery 1 (RCW 9A.56.200)
	Sexual Exploitation (RCW 9.68A.040)
VIII	Arson 1 (RCW 9A.48.020)
	Commercial Sexual Abuse of a Minor (RCW 9.68A.100)
	Homicide by Watercraft, by the operation of any vessel in a reckless manner (RCW 79A.60.050)
	Manslaughter 2 (RCW 9A.32.070)
	Promoting Prostitution 1 (RCW 9A.88.070)
	Theft of Ammonia (RCW 69.55.010)
	Vehicular Homicide, by the operation of any vehicle in a reckless manner (RCW 46.61.520)
VII	Burglary 1 (RCW 9A.52.020)
	Child Molestation 2 (RCW 9A.44.086)
	Civil Disorder Training (RCW 9A.48.120)
	Dealing in depictions of minor engaged in sexually explicit conduct (RCW 9.68A.050(1))
	Drive-by Shooting (RCW 9A.36.045)
	Homicide by Watercraft, by disregard for the safety of others (RCW 79A.60.050)
	Indecent Liberties (without forcible compulsion) (RCW 9A.44.100(1) (b) and (c))
	Introducing Contraband 1 (RCW 9A.76.140)

LEVEL	OFFENSES
	Malicious placement of an explosive 3 (RCW 70.74.270(3))
	Negligently Causing Death By Use of a Signal Preemption Device (RCW 46.37.675)
	Sending, bringing into state depictions of minor engaged in sexually explicit conduct (RCW 9.68A.060(1))
	Unlawful Possession of a Firearm in the first degree (RCW 9.41.040(1))
	Use of a Machine Gun in Commission of a Felony (RCW 9.41.225)
	Vehicular Homicide, by disregard for the safety of others (RCW 46.61.520)
VI	Bail Jumping with Murder 1 (RCW 9A.76.170(3)(a))
	Bribery (RCW 9A.68.010)
	Incest 1 (RCW 9A.64.020(1))
	Intimidating a Judge (RCW 9A.72.160)
	Intimidating a Juror/Witness (RCW 9A.72.110, 9A.72.130)
	Malicious placement of an imitation device 2 (RCW 70.74.272(1)(b))
	Possession of Depictions of a Minor Engaged in Sexually Explicit Conduct (RCW 9.68A.070(1))
	Rape of a Child 3 (RCW 9A.44.079)
	Theft of a Firearm (RCW 9A.56.300)
	Unlawful Storage of Ammonia (RCW 69.55.020)
V	Abandonment of dependent person 2 (RCW 9A.42.070)
	Advancing money or property for extortionate extension of credit (RCW 9A.82.030)
	Bail Jumping with class A Felony (RCW 9A.76.170(3)(b))
	Child Molestation 3 (RCW 9A.44.089)
	Criminal Mistreatment 2 (RCW 9A.42.030)
	Custodial Sexual Misconduct 1 (RCW 9A.44.160)
	Dealing in Depictions of Minor Engaged in Sexually Explicit Conduct 2 (RCW 9.68A.050(2))
	Domestic Violence Court Order Violation (RCW 10.99.040, 10.99.050, 26.09.300, 26.10.220, 26.26.138, 26.50.110, 26.52.070, or 74.34.145)
	Driving While Under the Influence (RCW 46.61.502(6))
	Extortion 1 (RCW 9A.56.120)

LEVEL	OFFENSES
	Extortionate Extension of Credit (RCW 9A.82.020) Extortionate Means to Collect Extensions of Credit (RCW 9A.82.040) Incest 2 (RCW 9A.64.020(2)) Kidnapping 2 (RCW 9A.40.030) Perjury 1 (RCW 9A.72.020) Persistent prison misbehavior (RCW 9.94.070) Physical Control of a Vehicle While Under the Influence (RCW 46.61.504(6)) Possession of a Stolen Firearm (RCW 9A.56.310) Rape 3 (RCW 9A.44.060) Rendering Criminal Assistance 1 (RCW 9A.76.070) Sending, Bringing into State Depictions of Minor Engaged in Sexually Explicit Conduct 2 (RCW 9.68A.060(2)) Sexual Misconduct with a Minor 1 (RCW 9A.44.093) Sexually Violating Human Remains (RCW 9A.44.105) Stalking (RCW 9A.46.110) Taking Motor Vehicle Without Permission 1 (RCW 9A.56.070)
IV	Arson 2 (RCW 9A.48.030) Assault 2 (RCW 9A.36.021) Assault 3 (of a Peace Officer with a Projectile Stun Gun) (RCW 9A.36.031(1)(h)) Assault by Watercraft (RCW 79A.60.060) Bribing a Witness/Bribe Received by Witness (RCW 9A.72.090, 9A.72.100) Cheating 1 (RCW 9.46.1961) Commercial Bribery (RCW 9A.68.060) Counterfeiting (RCW 9.16.035(4)) Endangerment with a Controlled Substance (RCW 9A.42.100) Escape 1 (RCW 9A.76.110) Hit and Run -- Injury (RCW 46.52.020(4)(b)) Hit and Run with Vessel -- Injury Accident (RCW 79A.60.200(3)) Identity Theft 1 (RCW 9.35.020(2))

LEVEL	OFFENSES
	<p>Indecent Exposure to Person Under Age Fourteen (subsequent sex offense) (RCW 9A.88.010)</p> <p>Influencing Outcome of Sporting Event (RCW 9A.82.070)</p> <p>Malicious Harassment (RCW 9A.36.080)</p> <p>Possession of Depictions of a Minor Engaged in Sexually Explicit Conduct 2 (RCW 9.68[A].070(2))</p> <p>Residential Burglary (RCW 9A.52.025)</p> <p>Robbery 2 (RCW 9A.56.210)</p> <p>Theft of Livestock 1 (RCW 9A.56.080)</p> <p>Threats to Bomb (RCW 9.61.160)</p> <p>Trafficking in Stolen Property 1 (RCW 9A.82.050)</p> <p>Unlawful factoring of a credit card or payment card transaction (RCW 9A.56.290(4)(b))</p> <p>Unlawful transaction of health coverage as a health care service contractor (RCW 48.44.016(3))</p> <p>Unlawful transaction of health coverage as a health maintenance organization (RCW 48.46.033(3))</p> <p>Unlawful transaction of insurance business (RCW 48.15.023(3))</p> <p>Unlicensed practice as an insurance professional (RCW 48.17.063(3))</p> <p>Use of Proceeds of Criminal Profiteering (RCW 9A.82.080 (1) and (2))</p> <p>Vehicular Assault, by being under the influence of intoxicating liquor or any drug, or by the operation or driving of a vehicle in a reckless manner (RCW 46.61.522)</p> <p>Viewing of Depictions of a Minor Engaged in Sexually Explicit Conduct 1 (RCW 9.68A.075(1))</p> <p>Willful Failure to Return from Furlough (*RCW 72.66.060)</p>
III	<p>Animal Cruelty 1 (Sexual Conduct or Contact) (RCW 16.52.205(3))</p> <p>Assault 3 (Except Assault 3 of a Peace Officer With a Projectile Stun Gun) (RCW 9A.36.031 except subsection (1)(h))</p> <p>Assault of a Child 3 (RCW 9A.36.140)</p> <p>Bail Jumping with class B or C Felony (RCW 9A.76.170(3)(c))</p> <p>Burglary 2 (RCW 9A.52.030)</p>

LEVEL	OFFENSES
	Communication with a Minor for Immoral Purposes (RCW 9.68A.090)
	Criminal Gang Intimidation (RCW 9A.46.120)
	Custodial Assault (RCW 9A.36.100)
	Cyberstalking (subsequent conviction or threat of death) (RCW 9.61.260(3))
	Escape 2 (RCW 9A.76.120)
	Extortion 2 (RCW 9A.56.130)
	Harassment (RCW 9A.46.020)
	Intimidating a Public Servant (RCW 9A.76.180)
	Introducing Contraband 2 (RCW 9A.76.150)
	Malicious Injury to Railroad Property (RCW 81.60.070)
	Mortgage Fraud (RCW 19.144.080)
	Negligently Causing Substantial Bodily Harm By Use of a Signal Preemption Device (RCW 46.37.674)
	Organized Retail Theft 1 (RCW 9A.56.350(2))
	Perjury 2 (RCW 9A.72.030)
	Possession of Incendiary Device (RCW 9.40.120)
	Possession of Machine Gun or Short-Barreled Shotgun or Rifle (RCW 9.41.190)
	Promoting Prostitution 2 (RCW 9A.88.080)
	Retail Theft with Extenuating Circumstances 1 (RCW 9A.56.360(2))
	Securities Act violation (RCW 21.20.400)
	Tampering with a Witness (RCW 9A.72.120)
	Telephone Harassment (subsequent conviction or threat of death) (RCW 9.61.230(2))
	Theft of Livestock 2 (RCW 9A.56.083)
	Theft with the Intent to Resell 1 (RCW 9A.56.340(2))
	Trafficking in Stolen Property 2 (RCW 9A.82.055)
	Unlawful Imprisonment (RCW 9A.40.040)
	Unlawful possession of firearm in the second degree (RCW 9.41.040(2))
	Vehicular Assault, by the operation or driving of a vehicle with disregard for the safety of others (RCW 46.61.522)

LEVEL	OFFENSES
	Willful Failure to Return from Work Release (*RCW 72.65.070)
	Computer Trespass 1 (RCW 9A.52.110)
II	Counterfeiting (RCW 9.16.035(3))
	Escape from Community Custody (RCW 72.09.310)
	Failure to Register as a Sex Offender (second or subsequent offense) (**RCW 9A.44.132)
	Health Care False Claims (RCW 48.80.030)
	Identity Theft 2 (RCW 9.35.020(3))
	Improperly Obtaining Financial Information (RCW 9.35.010)
	Malicious Mischief 1 (RCW 9A.48.070)
	Organized Retail Theft 2 (RCW 9A.56.350(3))
	Possession of Stolen Property 1 (RCW 9A.56.150)
	Possession of a Stolen Vehicle (RCW 9A.56.068)
	Retail Theft with Extenuating Circumstances 2 (RCW 9A.56.360(3))
	Theft 1 (RCW 9A.56.030)
	Theft of a Motor Vehicle (RCW 9A.56.065)
	Theft of Rental, Leased, or Lease-purchased Property (valued at one thousand five hundred dollars or more) (RCW 9A.56.096(5)(a))
	Theft with the Intent to Resell 2 (RCW 9A.56.340(3))
	Trafficking in Insurance Claims (RCW 48.30A.015)
	Unlawful factoring of a credit card or payment card transaction (RCW 9A.56.290(4)(a))
	Unlawful Practice of Law (RCW 2.48.180)
	Unlicensed Practice of a Profession or Business (RCW 18.130.190(7))
	Voyeurism (RCW 9A.44.115)
I	Attempting to Elude a Pursuing Police Vehicle (RCW 46.61.024)
	False Verification for Welfare (RCW 74.08.055)
	Forgery (RCW 9A.60.020)
	Fraudulent Creation or Revocation of a Mental Health Advance Directive (RCW 9A.60.060)

LEVEL	OFFENSES
	Malicious Mischief 2 (RCW 9A.48.080)
	Mineral Trespass (RCW 78.44.330)
	Possession of Stolen Property 2 (RCW 9A.56.160)
	Reckless Burning 1 (RCW 9A.48.040)
	Taking Motor Vehicle Without Permission 2 (RCW 9A.56.075)
	Theft 2 (RCW 9A.56.040)
	Theft of Rental, Leased, or Lease-purchased Property (valued at two hundred fifty dollars or more but less than one thousand five hundred dollars) (RCW 9A.56.096(5)(b))
	Transaction of insurance business beyond the scope of licensure (RCW 48.17.063)
	Unlawful Issuance of Checks or Drafts (RCW 9A.56.060)
	Unlawful Possession of Fictitious Identification (RCW 9A.56.320)
	Unlawful Possession of Instruments of Financial Fraud (RCW 9A.56.320)
	Unlawful Possession of Payment Instruments (RCW 9A.56.320)
	Unlawful Possession of a Personal Identification Device (RCW 9A.56.320)
	Unlawful Production of Payment Instruments (RCW 9A.56.320)
	Unlawful Trafficking in Food Stamps (RCW 9.91.142)
	Unlawful Use of Food Stamps (RCW 9.91.144)
	Vehicle Prowl 1 (RCW 9A.52.095)

[2013 c 322 § 26; 2013 c 290 § 8; 2013 c 267 § 2. Prior: 2012 c 176 § 3; 2012 c 162 § 1. Prior: 2010 c 289 § 11; 2010 c 227 § 9. Prior: 2008 c 108 § 23; 2008 c 38 § 1; prior: 2007 c 368 § 14; 2007 c 199 § 10; prior: 2006 c 277 § 6; 2006 c 228 § 9; 2006 c 191 § 2; 2006 c 139 § 2; 2006 c 128 § 3; 2006 c 73 § 12; prior: (2006 c 125 § 5 repealed by 2006 c 126 § 7); 2005 c 458 § 2; 2005 c 183 § 9; prior: 2004 c 176 § 2; 2004 c 94 § 3; (2004 c 94 § 2 expired July 1, 2004); prior: 2003 c 335 § 5; (2003 c 335 § 4 expired July 1, 2004); 2003 c 283 § 33; (2003 c 283 § 32 expired July 1, 2004); 2003 c 267 § 3; (2003 c 267 § 2 expired July 1, 2004); 2003 c 250 § 14; (2003 c 250 § 13 expired July 1, 2004); 2003 c 119 § 8; (2003 c 119 § 7 expired July 1, 2004); 2003 c 53 § 56; 2003 c 52 § 4; (2003 c 52 § 3 expired July 1, 2004); prior: 2002 c 340 § 2; 2002 c 324 § 2; 2002 c 290 § 7; (2002 c 290 § 2 expired July 1, 2003); 2002 c 253 § 4; 2002 c 229 § 2; 2002 c 134 § 2; 2002 c 133 § 4; prior: 2001 2nd sp.s. c 12 § 361; 2001 c 300 § 4; 2001 c 217 § 12; 2001 c 17 § 1; prior: 2001 c 310 § 4; 2001 c 287 § 3; 2001 c 224 § 3; 2001 c 222 § 24; 2001 c 207 § 3; 2000 c 225 § 5; 2000 c 119 § 17; 2000 c 66 § 2; prior: 1999 c 352 § 3; 1999 c 322 § 5; 1999 c 45 § 4; prior: 1998 c 290 § 4; 1998 c 219 § 4; 1998 c 82 § 1; 1998 c 78 § 1; prior: 1997 c 365 § 4; 1997 c 346 § 3; 1997 c 340 § 1; 1997 c 338 § 51; 1997 c 266 § 15; 1997 c 120 § 5; prior: 1996 c 302 § 6; 1996 c 205 § 3; 1996 c 36 § 2; prior: 1995 c 385 § 2; 1995 c 285 § 28; 1995 c 129 § 3 (Initiative Measure No. 159); prior: (1994 sp.s. c 7 § 510 repealed by 1995 c 129 § 19 (Initiative Measure No. 159)); 1994 c 275 § 20; 1994 c 53 § 2; prior: 1992 c 145 § 4; 1992 c 75 § 3; 1991 c 32 § 3; 1990 c 3 § 702; prior: 1989 2nd ex.s. c 1 § 3; 1989 c 412 § 3; 1989 c 405 § 1; 1989 c 271 § 102; 1989 c 99 § 1; prior: 1988 c 218 § 2; 1988 c 145 § 12; 1988 c 62 § 2; prior: 1987 c 224 § 1; 1987 c 187 § 4; 1986 c 257 § 23; 1984 c 209 § 17; 1983 c 115 § 3. Formerly RCW 9.94A.320.]

APPENDIX B2:
Offenses Included within Each Seriousness Level - RCW 9.94A.515
(Effective January 1, 2014)

LEVEL	OFFENSES
XVI	Aggravated Murder 1 (RCW 10.95.020)
XV	Homicide by abuse (RCW 9A.32.055)
	Malicious explosion 1 (RCW 70.74.280(1))
	Murder 1 (RCW 9A.32.030)
XIV	Murder 2 (RCW 9A.32.050)
	Trafficking 1 (RCW 9A.40.100(1))
XIII	Malicious explosion 2 (RCW 70.74.280(2))
	Malicious placement of an explosive 1 (RCW 70.74.270(1))
XII	Assault 1 (RCW 9A.36.011)
	Assault of a Child 1 (RCW 9A.36.120)
	Malicious placement of an imitation device 1 (RCW 70.74.272(1)(a))
	Promoting Commercial Sexual Abuse of a Minor (RCW 9.68A.101)
	Rape 1 (RCW 9A.44.040)
	Rape of a Child 1 (RCW 9A.44.073)
	Trafficking 2 (RCW 9A.40.100(2))
XI	Manslaughter 1 (RCW 9A.32.060)
	Rape 2 (RCW 9A.44.050)
	Rape of a Child 2 (RCW 9A.44.076)
X	Child Molestation 1 (RCW 9A.44.083)
	Criminal Mistreatment 1 (RCW 9A.42.020)
	Indecent Liberties (with forcible compulsion) (RCW 9A.44.100(1)(a))
	Kidnapping 1 (RCW 9A.40.020)
	Leading Organized Crime (RCW 9A.82.060(1)(a))
	Malicious explosion 3 (RCW 70.74.280(3))

LEVEL	OFFENSES
	Sexually Violent Predator Escape (RCW 9A.76.115)
IX	Abandonment of Dependent Person 1 (RCW 9A.42.060)
	Assault of a Child 2 (RCW 9A.36.130)
	Explosive devices prohibited (RCW 70.74.180)
	Hit and Run--Death (RCW 46.52.020(4)(a))
	Homicide by Watercraft, by being under the influence of intoxicating liquor or any drug (RCW 79A.60.050)
	Inciting Criminal Profiteering (RCW 9A.82.060(1)(b))
	Malicious placement of an explosive 2 (RCW 70.74.270(2))
	Robbery 1 (RCW 9A.56.200)
	Sexual Exploitation (RCW 9.68A.040)
	Vehicular Homicide, by being under the influence of intoxicating liquor or any drug (RCW 46.61.520)
	VIII
Commercial Sexual Abuse of a Minor (RCW 9.68A.100)	
Homicide by Watercraft, by the operation of any vessel in a reckless manner (RCW 79A.60.050)	
Manslaughter 2 (RCW 9A.32.070)	
Promoting Prostitution 1 (RCW 9A.88.070)	
Theft of Ammonia (RCW 69.55.010)	
Vehicular Homicide, by the operation of any vehicle in a reckless manner (RCW 46.61.520)	
VII	Burglary 1 (RCW 9A.52.020)
	Child Molestation 2 (RCW 9A.44.086)
	Civil Disorder Training (RCW 9A.48.120)
	Dealing in depictions of minor engaged in sexually explicit conduct (RCW 9.68A.050(1))
	Drive-by Shooting (RCW 9A.36.045)
	Homicide by Watercraft, by disregard for the safety of others (RCW 79A.60.050)
	Indecent Liberties (without forcible compulsion) (RCW 9A.44.100(1) (b) and (c))

LEVEL	OFFENSES
	Introducing Contraband 1 (RCW 9A.76.140)
	Malicious placement of an explosive 3 (RCW 70.74.270(3))
	Negligently Causing Death By Use of a Signal Preemption Device (RCW 46.37.675)
	Sending, bringing into state depictions of minor engaged in sexually explicit conduct (RCW 9.68A.060(1))
	Unlawful Possession of a Firearm in the first degree (RCW 9.41.040(1))
	Use of a Machine Gun in Commission of a Felony (RCW 9.41.225)
	Vehicular Homicide, by disregard for the safety of others (RCW 46.61.520)
VI	Bail Jumping with Murder 1 (RCW 9A.76.170(3)(a))
	Bribery (RCW 9A.68.010)
	Incest 1 (RCW 9A.64.020(1))
	Intimidating a Judge (RCW 9A.72.160)
	Intimidating a Juror/Witness (RCW 9A.72.110, 9A.72.130)
	Malicious placement of an imitation device 2 (RCW 70.74.272(1)(b))
	Possession of Depictions of a Minor Engaged in Sexually Explicit Conduct (RCW 9.68A.070(1))
	Rape of a Child 3 (RCW 9A.44.079)
	Theft of a Firearm (RCW 9A.56.300)
	Unlawful Storage of Ammonia (RCW 69.55.020)
V	Abandonment of dependent person 2 (RCW 9A.42.070)
	Advancing money or property for extortionate extension of credit (RCW 9A.82.030)
	Bail Jumping with class A Felony (RCW 9A.76.170(3)(b))
	Child Molestation 3 (RCW 9A.44.089)
	Criminal Mistreatment 2 (RCW 9A.42.030)
	Custodial Sexual Misconduct 1 (RCW 9A.44.160)
	Dealing in Depictions of Minor Engaged in Sexually Explicit Conduct 2 (RCW 9.68A.050(2))
	Domestic Violence Court Order Violation (RCW 10.99.040, 10.99.050, 26.09.300, 26.10.220, 26.26.138, 26.50.110, 26.52.070, or 74.34.145)
	Driving While Under the Influence (RCW 46.61.502(6))

LEVEL	OFFENSES
	Extortion 1 (RCW 9A.56.120)
	Extortionate Extension of Credit (RCW 9A.82.020)
	Extortionate Means to Collect Extensions of Credit (RCW 9A.82.040)
	Incest 2 (RCW 9A.64.020(2))
	Kidnapping 2 (RCW 9A.40.030)
	Perjury 1 (RCW 9A.72.020)
	Persistent prison misbehavior (RCW 9.94.070)
	Physical Control of a Vehicle While Under the Influence (RCW 46.61.504(6))
	Possession of a Stolen Firearm (RCW 9A.56.310)
	Rape 3 (RCW 9A.44.060)
	Rendering Criminal Assistance 1 (RCW 9A.76.070)
	Sending, Bringing into State Depictions of Minor Engaged in Sexually Explicit Conduct 2 (RCW 9.68A.060(2))
	Sexual Misconduct with a Minor 1 (RCW 9A.44.093)
	Sexually Violating Human Remains (RCW 9A.44.105)
	Stalking (RCW 9A.46.110)
	Taking Motor Vehicle Without Permission 1 (RCW 9A.56.070)
IV	Arson 2 (RCW 9A.48.030)
	Assault 2 (RCW 9A.36.021)
	Assault 3 (of a Peace Officer with a Projectile Stun Gun) (RCW 9A.36.031(1)(h))
	Assault by Watercraft (RCW 79A.60.060)
	Bribing a Witness/Bribe Received by Witness (RCW 9A.72.090, 9A.72.100)
	Cheating 1 (RCW 9.46.1961)
	Commercial Bribery (RCW 9A.68.060)
	Counterfeiting (RCW 9.16.035(4))
	Endangerment with a Controlled Substance (RCW 9A.42.100)
	Escape 1 (RCW 9A.76.110)
	Hit and Run -- Injury (RCW 46.52.020(4)(b))
	Hit and Run with Vessel -- Injury Accident (RCW 79A.60.200(3))

LEVEL	OFFENSES
	Identity Theft 1 (RCW 9.35.020(2))
	Indecent Exposure to Person Under Age Fourteen (subsequent sex offense) (RCW 9A.88.010)
	Influencing Outcome of Sporting Event (RCW 9A.82.070)
	Malicious Harassment (RCW 9A.36.080)
	Possession of Depictions of a Minor Engaged in Sexually Explicit Conduct 2 (RCW 9.68A.070(2))
	Residential Burglary (RCW 9A.52.025)
	Robbery 2 (RCW 9A.56.210)
	Theft of Livestock 1 (RCW 9A.56.080)
	Threats to Bomb (RCW 9.61.160)
	Trafficking in Stolen Property 1 (RCW 9A.82.050)
	Unlawful factoring of a credit card or payment card transaction (RCW 9A.56.290(4)(b))
	Unlawful transaction of health coverage as a health care service contractor (RCW 48.44.016(3))
	Unlawful transaction of health coverage as a health maintenance organization (RCW 48.46.033(3))
	Unlawful transaction of insurance business (RCW 48.15.023(3))
	Unlicensed practice as an insurance professional (RCW 48.17.063(3))
	Use of Proceeds of Criminal Profiteering (RCW 9A.82.080 (1) and (2))
	Vehicular Assault, by being under the influence of intoxicating liquor or any drug, or by the operation or driving of a vehicle in a reckless manner (RCW 46.61.522)
	Viewing of Depictions of a Minor Engaged in Sexually Explicit Conduct 1 (RCW 9.68A.075(1))
	Willful Failure to Return from Furlough (*RCW 72.66.060)
III	Animal Cruelty 1 (Sexual Conduct or Contact) (RCW 16.52.205(3))
	Assault 3 (Except Assault 3 of a Peace Officer With a Projectile Stun Gun) (RCW 9A.36.031 except subsection (1)(h))
	Assault of a Child 3 (RCW 9A.36.140)
	Bail Jumping with class B or C Felony (RCW 9A.76.170(3)(c))

LEVEL	OFFENSES
	Burglary 2 (RCW 9A.52.030)
	Communication with a Minor for Immoral Purposes (RCW 9.68A.090)
	Criminal Gang Intimidation (RCW 9A.46.120)
	Custodial Assault (RCW 9A.36.100)
	Cyberstalking (subsequent conviction or threat of death) (RCW 9.61.260(3))
	Escape 2 (RCW 9A.76.120)
	Extortion 2 (RCW 9A.56.130)
	Harassment (RCW 9A.46.020)
	Intimidating a Public Servant (RCW 9A.76.180)
	Introducing Contraband 2 (RCW 9A.76.150)
	Malicious Injury to Railroad Property (RCW 81.60.070)
	Mortgage Fraud (RCW 19.144.080)
	Negligently Causing Substantial Bodily Harm By Use of a Signal Preemption Device (RCW 46.37.674)
	Organized Retail Theft 1 (RCW 9A.56.350(2))
	Perjury 2 (RCW 9A.72.030)
	Possession of Incendiary Device (RCW 9.40.120)
	Possession of Machine Gun or Short-Barreled Shotgun or Rifle (RCW 9.41.190)
	Promoting Prostitution 2 (RCW 9A.88.080)
	Retail Theft with Extenuating Circumstances 1 (RCW 9A.56.360(2))
	Securities Act violation (RCW 21.20.400)
	Tampering with a Witness (RCW 9A.72.120)
	Telephone Harassment (subsequent conviction or threat of death) (RCW 9.61.230(2))
	Theft of Livestock 2 (RCW 9A.56.083)
	Theft with the Intent to Resell 1 (RCW 9A.56.340(2))
	Trafficking in Stolen Property 2 (RCW 9A.82.055)
	Unlawful Hunting of Big Game 1 (RCW 77.15.410(3)(b))
	Unlawful Imprisonment (RCW 9A.40.040)

LEVEL	OFFENSES
	Unlawful possession of firearm in the second degree (RCW 9.41.040(2))
	Unlawful Taking of Endangered Fish or Wildlife 1 (RCW 77.15.120(3)(b))
	Unlawful Trafficking in Fish, Shellfish, or Wildlife 1 (RCW 77.15.260(3)(b))
	Unlawful Use of a Nondesignated Vessel (RCW 77.15.530(4))
	Vehicular Assault, by the operation or driving of a vehicle with disregard for the safety of others (RCW 46.61.522)
	Willful Failure to Return from Work Release (*RCW 72.65.070)
II	Commercial Fishing Without a License 1 (RCW 77.15.500(3)(b))
	Computer Trespass 1 (RCW 9A.52.110)
	Counterfeiting (RCW 9.16.035(3))
	Engaging in Fish Dealing Activity Unlicensed 1 (RCW 77.15.620(3))
	Escape from Community Custody (RCW 72.09.310)
	Failure to Register as a Sex Offender (second or subsequent offense) (RCW 9A.44.132(1)(b))
	Health Care False Claims (RCW 48.80.030)
	Identity Theft 2 (RCW 9.35.020(3))
	Improperly Obtaining Financial Information (RCW 9.35.010)
	Malicious Mischief 1 (RCW 9A.48.070)
	Organized Retail Theft 2 (RCW 9A.56.350(3))
	Possession of Stolen Property 1 (RCW 9A.56.150)
	Possession of a Stolen Vehicle (RCW 9A.56.068)
	Retail Theft with Extenuating Circumstances 2 (RCW 9A.56.360(3))
	Theft 1 (RCW 9A.56.030)
	Theft of a Motor Vehicle (RCW 9A.56.065)
	Theft of Rental, Leased, or Lease-purchased Property (valued at one thousand five hundred dollars or more) (RCW 9A.56.096(5)(a))
	Theft with the Intent to Resell 2 (RCW 9A.56.340(3))
	Trafficking in Insurance Claims (RCW 48.30A.015)
	Unlawful factoring of a credit card or payment card transaction (RCW 9A.56.290(4)(a))

LEVEL	OFFENSES
	Unlawful Participation of Non-Indians in Indian Fishery (RCW 77.15.570(2))
	Unlawful Practice of Law (RCW 2.48.180)
	Unlicensed Practice of a Profession or Business (RCW 18.130.190(7))
	Unlawful Purchase or Use of a License (RCW 77.15.650(3)(b))
	Unlawful Trafficking in Fish, Shellfish, or Wildlife 2 (RCW 77.15.260(3)(a))
	Voyeurism (RCW 9A.44.115)
I	Attempting to Elude a Pursuing Police Vehicle (RCW 46.61.024)
	False Verification for Welfare (RCW 74.08.055)
	Forgery (RCW 9A.60.020)
	Fraudulent Creation or Revocation of a Mental Health Advance Directive (RCW 9A.60.060)
	Malicious Mischief 2 (RCW 9A.48.080)
	Mineral Trespass (RCW 78.44.330)
	Possession of Stolen Property 2 (RCW 9A.56.160)
	Reckless Burning 1 (RCW 9A.48.040)
	Spotlighting Big Game 1 (RCW 77.15.450(3)(b))
	Suspension of Department Privileges 1 (RCW 77.15.670(3)(b))
	Taking Motor Vehicle Without Permission 2 (RCW 9A.56.075)
	Theft 2 (RCW 9A.56.040)
	Theft of Rental, Leased, or Lease-purchased Property (valued at two hundred fifty dollars or more but less than one thousand five hundred dollars) (RCW 9A.56.096(5)(b))
	Transaction of insurance business beyond the scope of licensure (RCW 48.17.063)
	Unlawful Fish and Shellfish Catch Accounting (RCW 77.15.630(3)(b))
	Unlawful Issuance of Checks or Drafts (RCW 9A.56.060)
	Unlawful Possession of Fictitious Identification (RCW 9A.56.320)
	Unlawful Possession of Instruments of Financial Fraud (RCW 9A.56.320)
	Unlawful Possession of Payment Instruments (RCW 9A.56.320)
	Unlawful Possession of a Personal Identification Device (RCW 9A.56.320)

LEVEL	OFFENSES
	Unlawful Production of Payment Instruments (RCW 9A.56.320)
	Unlawful Release of Deleterious Exotic Wildlife (RCW 77.15.250(2)(b))
	Unlawful Trafficking in Food Stamps (RCW 9.91.142)
	Unlawful Use of Food Stamps (RCW 9.91.144)
	Unlawful Use of Net to Take Fish 1 (RCW 77.15.580(3)(b))
	Unlawful Use of Prohibited Aquatic Animal Species (RCW 77.15.253(3))
	Vehicle Prowl 1 (RCW 9A.52.095)
	Violating Commercial Fishing Area or Time 1 (RCW 77.15.550(3)(b))

[2013 c 322 § 26; 2013 c 290 § 8; 2013 c 267 § 2; 2013 c 153 § 2. Prior: 2012 c 176 § 3. Prior: 2010 c 289 § 11; 2010 c 227 § 9; prior: 2008 c 108 § 23; 2008 c 38 § 1; prior: 2007 c 368 § 14; 2007 c 199 § 10; prior: 2006 c 277 § 6; 2006 c 228 § 9; 2006 c 191 § 2; 2006 c 139 § 2; 2006 c 128 § 3; 2006 c 73 § 12; prior: (2006 c 125 § 5 repealed by 2006 c 126 § 7); 2005 c 458 § 2; 2005 c 183 § 9; prior: 2004 c 176 § 2; 2004 c 94 § 3; (2004 c 94 § 2 expired July 1, 2004); prior: 2003 c 335 § 5; (2003 c 335 § 4 expired July 1, 2004); 2003 c 283 § 33; (2003 c 283 § 32 expired July 1, 2004); 2003 c 267 § 3; (2003 c 267 § 2 expired July 1, 2004); 2003 c 250 § 14; (2003 c 250 § 13 expired July 1, 2004); 2003 c 119 § 8; (2003 c 119 § 7 expired July 1, 2004); 2003 c 53 § 56; 2003 c 52 § 4; (2003 c 52 § 3 expired July 1, 2004); prior: 2002 c 340 § 2; 2002 c 324 § 2; 2002 c 290 § 7; (2002 c 290 § 2 expired July 1, 2003); 2002 c 253 § 4; 2002 c 229 § 2; 2002 c 134 § 2; 2002 c 133 § 4; prior: 2001 2nd sp.s. c 12 § 361; 2001 c 300 § 4; 2001 c 217 § 12; 2001 c 17 § 1; prior: 2001 c 310 § 4; 2001 c 287 § 3; 2001 c 224 § 3; 2001 c 222 § 24; 2001 c 207 § 3; 2000 c 225 § 5; 2000 c 119 § 17; 2000 c 66 § 2; prior: 1999 c 352 § 3; 1999 c 322 § 5; 1999 c 45 § 4; prior: 1998 c 290 § 4; 1998 c 219 § 4; 1998 c 82 § 1; 1998 c 78 § 1; prior: 1997 c 365 § 4; 1997 c 346 § 3; 1997 c 340 § 1; 1997 c 338 § 51; 1997 c 266 § 15; 1997 c 120 § 5; prior: 1996 c 302 § 6; 1996 c 205 § 3; 1996 c 36 § 2; prior: 1995 c 385 § 2; 1995 c 285 § 28; 1995 c 129 § 3 (Initiative Measure No. 159); prior: (1994 sp.s. c 7 § 510 repealed by 1995 c 129 § 19 (Initiative Measure No. 159)); 1994 c 275 § 20; 1994 c 53 § 2; prior: 1992 c 145 § 4; 1992 c 75 § 3; 1991 c 32 § 3; 1990 c 3 § 702; prior: 1989 2nd ex.s. c 1 § 3; 1989 c 412 § 3; 1989 c 405 § 1; 1989 c 271 § 102; 1989 c 99 § 1; prior: 1988 c 218 § 2; 1988 c 145 § 12; 1988 c 62 § 2; prior: 1987 c 224 § 1; 1987 c 187 § 4; 1986 c 257 § 23; 1984 c 209 § 17; 1983 c 115 § 3. Formerly RCW 9.94A.320.]

**APPENDIX C:
Drug Offense Sentencing Grid - RCW 9.94A.517**

Serious Level	Offender Score 0 to 2	Offender Score 3 to 5	Offender Score 6 to 9+
Level III	51 to 68 months	68+ to 100 months	100+ to 120 months
Level II	12+ to 20 months	20+ to 60 months	60+ to 120 months
Level I	0 to 6 months	6+ to 18 months	12+ to 24 months

[2002 c 290 § 8.]

**APPENDIX D:
Drug Offense Included within Each Seriousness Level - RCW 9.94A.518**

LEVEL	DRUG OFFENSES
III	Any felony offense under chapter 69.50 RCW with a deadly weapon special verdict under RCW 9.94A.602
	Controlled Substance Homicide (RCW 69.50.415)
	Delivery of imitation controlled substance by person eighteen or over to person under eighteen (RCW 69.52.030(2))
	Involving a minor in drug dealing (RCW 69.50.4015)
	Manufacture of methamphetamine (RCW 69.50.401(2)(b))
	Over 18 and deliver heroin, methamphetamine, a narcotic from Schedule I or II, or flunitrazepam from Schedule IV to someone under 18 (RCW 69.50.406)
	Over 18 and deliver narcotic from Schedule III, IV, or V or a nonnarcotic, except flunitrazepam or methamphetamine, from Schedule I-V to someone under 18 and 3 years junior (RCW 69.50.406)
	Possession of Ephedrine, Pseudoephedrine, or Anhydrous Ammonia with intent to manufacture methamphetamine. (RCW 69.50.440)
	Selling for profit (controlled or counterfeit) any controlled substance (RCW 69.50.410)

LEVEL	DRUG OFFENSES
II	Create, deliver, or possess a counterfeit controlled substance (RCW 69.50.4011)
	Deliver or possess with intent to deliver methamphetamine (RCW 69.50.401(2)(b))
	Delivery of a material in lieu of a controlled substance (RCW 69.50.4012)
	Maintaining a Dwelling or Place for Controlled Substances (RCW 69.50.402(1)(f))
	Manufacture, deliver, or possess with intent to deliver amphetamine (RCW 69.50.401(2)(b))
	Manufacture, deliver, or possess with intent to deliver narcotics from Schedule I or II or flunitrazepam from Schedule IV (RCW 69.50.401(2)(a))
	Manufacture, deliver, or possess with intent to deliver narcotics from Schedule III, IV, or V or nonnarcotics from Schedule I-V (except marijuana, amphetamine, methamphetamines, or flunitrazepam) (RCW 69.50.401(2) (c) through (e))
	Manufacture, distribute, or possess with intent to distribute an imitation controlled substance (RCW 69.52.030(1))
I	Forged Prescription (RCW 69.41.020)
	Forged Prescription for a Controlled Substance (RCW 69.50.403)
	Manufacture, deliver, or possess with intent to deliver marijuana (RCW 69.50.401(2)(c))
	Possess Controlled Substance that is a Narcotic from Schedule III, IV, or V or Nonnarcotic from Schedule I-V (RCW 69.50.4013)
	Possession of Controlled Substance that is either heroin or narcotics from Schedule I or II (RCW 69.50.4013)
	Unlawful Use of Building for Drug Purposes (RCW 69.53.010)

[2003 c 53 § 57; 2002 c 290 § 9.]